

City Council of Monday, May 18, 2015

City and County of Denver

Robin Kniech..... At Large
Deborah "Debbie" Ortega..... At Large
Susan K. Shepherd..... District 1
Jeanne Faatz..... District 2
Paul D. López..... District 3
Peggy Lehmann..... District 4
Mary Beth Susman..... District 5
Charlie Brown..... District 6



Chris Nevitt..... District 7
Albus Brooks..... District 8
Judy H. Montero..... District 9
Jeanne Robb..... District 10
Christopher Herndon..... District 11
Janna B. Young..... Director
Kelly Velez..... Clerk

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REMINDER

As a courtesy to those in attendance,
please

turn off your cell phones.

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT

The Council Chambers has listening devices for the hearing impaired; request a device from the Council Secretary. The City can provide sign language interpretation for persons attending City Council meetings. If you need sign language interpretation, please contact Lorrie Kosinski at lorrie.kosinski@denvergov.org at least 72 hours in advance.

CITY COUNCIL AGENDA

The City Council agenda and meeting schedule are made available for public review during normal business hours at Denver City Council, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled meeting on Monday. The agenda packet is also posted on the City Council website. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

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PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak during a public hearing, speaker cards are available during the recess of Council. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes. Public hearings allow citizens the opportunity to speak in favor or against specific items. The Council President will open the public hearing to receive public comment on that specific item. Upon hearing all public comments, the Council President will close or continue the public hearing. Council may then decide to engage in discussion and/or take action on the item.

City Council Agenda and Explanatory Notes

Meeting Date: Monday, May 18, 2015 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP15-0320 A proclamation designating May 17 through May 23 as "Public Works Week in Denver" and congratulating the Denver Public Works Department's ten employees of the year for 2014. Council members Shepherd, Brooks, Brown, Robb, López, Montero, Ortega, Faatz, Susman, and Lehmann.

CP15-0359 A proclamation recognizing May 19th as "Hepatitis Testing Day" and July 28th as "World Hepatitis Day". Sponsored by Council members López, Brooks, Robb, Montero, Ortega, Faatz, Susman, and Lehmann.

Resolutions

Infrastructure & Culture

CR15-0266 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Xavier Street, Wolf Street, West 4th Avenue and West 5th Avenue.

Dedicates land as public alley near West 4th Avenue and Xavier Street in Council District 3. The Committee approved filing this resolution by consent on 5-7-15.

CR15-0269 A resolution laying out, opening and establishing as part of the City street system a parcel of land as East Mexico Avenue between South Jackson Street and South Colorado Boulevard.

Dedicates land as Mexico Avenue near the intersection of East Mexico Avenue and South Colorado Boulevard in Council District 6. The Committee approved filing this resolution by consent on 5-7-15.

CR15-0270 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Tennyson Street at the intersection of West Wells Place.

Dedicates land as Tennyson Street near the intersection of Tennyson Street and West Wells Place in Council District 1. The Committee approved filing this resolution by consent on 5-7-15.

CR15-0273 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by South Gilpin Street, South Williams Street, West Wesley Avenue and West Vassar Avenue.

Dedicates land as public alley near the intersection of South Gilpin at Harvard Gulch between East Wesley Avenue and East Vassar Avenue in Council District 7. The Committee approved filing this resolution by consent on 5-7-15.

Bills for Introduction

Business Development

CB15-0304 A bill for an ordinance creating and establishing the RiNo Business Improvement District, appointing the initial members of the Board of Directors of the District, and approving the Initial Operating Plan and preliminary 2016 budget therefore.

Approves the creation and establishment of the RiNo Business Improvement District located in Council Districts 8 and 9, appoints the initial members of the Board of Directors of the RiNo Business Improvement District, and approves the initial Operating Plan and preliminary 2016 budget. IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF THE FUTURE COUNCIL MEETING AGENDAS FOR THE DATE. The Committee approved filing this bill at its meeting 5-12-15.

CB15-0309 A bill for an Ordinance concerning the organization and creation of the RiNo Denver General Improvement District in the City and County of Denver, creating the District Advisory Board and appointing the initial members thereof, and approving the initial Operating Plan therefore.

Approves the creation of the RiNo Denver General Improvement District located in Districts 8 and 9, appoints the initial members of the Advisory Board of the RiNo Denver General Improvement District, and approves the initial Operating Plan and preliminary 2016 budget. IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF THE FUTURE COUNCIL MEETING AGENDAS FOR THE DATE. The Committee approved filing this bill at its meeting 5-12-15.

Infrastructure & Culture

CB15-0121 A bill for an ordinance approving an Agreement between the City and County of Denver and WM Curbside LLC to provide a Household Hazardous Waste collection program.

Approves an \$850,000 contract with WM Curbsides, LLC through 4-18-17 for door-to-door collection, disposal, and recycling of residential household hazardous waste (oil, pesticides, batteries, etc.) on an appointment basis (2015 20767). The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill by consent on 3-12-15.

CB15-0217 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and AECOM Technical Services, Inc., to obtain professional architecture and engineering design services.

Adds \$177,662 to the contract with AECOM Technical Services, Inc. for a total of \$2,199,046 for the 35th/36th pedestrian bridge near the 38th and Blake Area Station in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill by consent on 4-23-15.

CB15-0255 A bill for an ordinance relinquishing an easement at 1054 South Sherman Street.

Relinquishes a sewer easement at 1054 South Sherman Street in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill by consent on 5-7-15.

CB15-0285 A bill for an Ordinance approving a Fourth Amendment of Concession License with the Echo Lake Lodge Concessions LLC, by H.W. Stewart, Inc., for Echo Lake Lodge.

Extends the agreement with H.W. Stewart, Inc. for two years for an end date of 12-31-17 with the contractor paying 4.8% of gross revenue to the City for Echo Lake Lodge concession services at Lookout Mountain Park (PARKS-RC67002). The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill by consent on 5-7-15.

CB15-0286 A bill for an Ordinance approving a Fourth Amendment of Concession License with Pahaska Teepee Concessions LLC, by H.W. Stewart, Inc., for Pahaska Teepee.

Extends the agreement with H.W. Stewart, Inc. for two years for an end date of 12-31-17 with the concessionaire paying 8% of gross revenue to the City for Pahaska Teepee concession services at Lookout Mountain Park (PARKS-RC67001). The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill by consent on 5-7-15.

Neighborhoods & Planning

CB15-0298 A bill for an ordinance to amend Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to the Denver Zoning Code and to amend and restate the Denver Zoning Code.

Approves the 2015 Denver Zoning Code Text Amendment Bundle #1 comprised of multiple clarifying changes to the text of the Denver Zoning Code (DZC). IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF THE FUTURE COUNCIL MEETING AGENDAS FOR THE DATE. The Committee approved filing this bill at its meeting on 5-13-15.

Safety & Well-being

CB15-0252 A bill for an ordinance approving the Fifth Amendatory Agreement between the City and County of Denver and Compass Group USA, Inc. to provide vending machines at the Denver County Jail and the Denver Downtown Detention Center.

Amends a revenue contract with The Compass Group USA, Inc. to add 18 months for a new end date of 12-31-16 to provide food and beverage vending machines at the Denver County Jail and Downtown Detention Facility. The City receives a 20% commission from the vendor on total revenues (RC01013). The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0253 A bill for an ordinance approving a proposed Police Officer Patrol Agreement between the City and County of Denver and Wal-Mart Stores, Inc. for off-duty police officers.

Approves a contract with Wal-Mart Stores, Inc. for estimated revenue of \$878,000 through 12-31-17 for the provision of off-duty uniformed Denver Police officers at the Wal-Mart store located at 7800 Smith Road (201520693-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill by consent on 4-30-15.

Technology & Governance

CB15-0249 A bill for an ordinance approving an Agreement with Vision Service Plan, Inc. for the City and County of Denver.

Approves a contract with Vision Service Plan Insurance Company for \$504,000 and through 12-31-15 for employee vision insurance benefits (CSAHR-201419187-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-8-15. The Committee approved filing this bill at its meeting on 5-5-15.

CB15-0250 A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.

Approves classification notice #1503 for the 2015 Pay Survey Market Analysis Recommendations. The Committee approved filing this bill at its meeting on 5-5-15.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business Development

CB15-0257 A bill for an ordinance approving a proposed Second Amendatory Agreement to Intergovernmental Agreement for FasTracks East Corridor/Denver International Airport between the City and County of Denver and Regional Transportation District related to design and construction of the Gateway Station at 61st Avenue and Peña Blvd.

Amends an intergovernmental agreement with the Regional Transportation District (RTD) for the FasTracks East Corridor to fund the maximum amount of \$12,189,520 for the design and construction of the light rail station located at 61st and Peña Boulevard in Council District 11 (AR0A001-2). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill at its meeting 4-28-15.

CB15-0258 A bill for an ordinance approving a proposed Development Agreement between the City and County of Denver and Rail Stop LLC related to the Peña Station transit oriented development.

Approves a forty-year development agreement with Rail Stop, LLC in the amount of \$25,949,672 for joint infrastructure, predevelopment work and contingency for the construction of the Phase 1 improvements for the Peña Station Area (201521687). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill at its meeting 4-28-15.

CB15-0259 A bill for an ordinance approving a proposed Intergovernmental Agreement Regarding Peña Station Area Improvements between the City and County of Denver and Aviation Station – North Metropolitan District No. 1 concerning financing, design, contracting, and construction related to public improvements for development of the Peña Station Area.

Approves an intergovernmental agreement with Aviation Station North Metropolitan District No. 1 for coordination of design, initial financing, and construction of the Phase 1 improvements for the Peña Station Area and establishes the framework for future operations and maintenance agreement for the Peña Station Area

(201521680). The term is until the City accepts the final work. The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill at its meeting 4-28-15.

CB15-0260 A bill for an ordinance approving a proposed Project Improvements Reimbursement Agreement between the City and County of Denver and North Metropolitan District No. 1 and Smith Metropolitan District No. 1 related to the Peña Station Development Area.

Approves a project reimbursement agreement with Aviation Station North Metropolitan District No. 1 and Smith Metropolitan District No. 1 to reimburse Denver International Airport for \$17 million of the up-front funding for the Phase 1 improvements for the Peña Station Area to be paid back at 5% interest for a maximum of \$35.6 million over 40 years (201521613). The term of the agreement expires when the obligation of the contractors to repay the City is met. The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill at its meeting 4-28-15.

CB15-0261 A bill for an ordinance approving a proposed Additional Project Improvements Reimbursement Agreement between the City and County of Denver and Aviation Station North Metropolitan District No. 1 concerning payment of the Reimbursement Obligation by the District for the Peña Station Development Area.

Approves a project improvement reimbursement agreement with Aviation Station North Metropolitan District No. 1 to reimburse Denver International Airport for \$3 million of the up-front funding for additional improvements at the Peña Station Area to be paid back at 5% for a maximum of \$6 million (201521615). The term of the agreement expires when the contractor's obligation to repay the City is met. The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill at its meeting 4-28-15.

CB15-0262 A bill for an ordinance approving a proposed Contract between the City and County of Denver and John Rohrer Contracting Company, Inc. for On-Call Parking Garage Repairs at Denver International Airport.

Approves an on-call contract with the John Rohrer Contracting Company for 2.5 years in the amount of \$6 million for parking garage repairs and moisture protection at Denver International Airport (201417670). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0263 A bill for an ordinance approving a proposed Agreement for Professional Services between the City and County of Denver and Applied Research Associates, Inc. for Airfield Pavement Evaluation 2015 at Denver International Airport.

Approves a contract with Applied Research Associates, Inc. in the amount of \$542,821.97 for 10 months of professional engineering services to evaluate existing airfield pavement conditions and to update the pavement management program at Denver International Airport (201417781). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved

filing this bill by consent on 4-30-15.

Safety & Well-being

CB15-0191 A bill for an ordinance approving a Third Amendatory Intergovernmental Agreement between the City and County of Denver and School District No. 1 for the provision of School Resource Officers during the 2015-2016 school year.

Amends an Intergovernmental Agreement with Denver Public School District No. 1 by adding an additional year of service for a new end date of 6-3-16 resulting in additional \$645,880 in revenue for a new total of \$2,567,954 to partially offset cost for the provision of School Resource Officers during the 2015-2016 school year (201209123-03). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-16-15.

CB15-0213 A bill for an ordinance amending Article VIII of Chapter 2 of the Revised Municipal Code of the City and County of Denver by amending the language of Sections 2-191 and 2-193 and deleting Section 2-193 which shall be, and is relocated to Division 4, Section 39-88 of Article II of Chapter 39 of the Revised Municipal Code of the City and County of Denver.

Amends sections 2-191, 2-193 and 2-195 of the Denver Revised Municipal Code to delete certain provisions and relocate others to section 39-88 of the Code to grant film permitting power to the Mayor's designee. The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-23-15.

CB15-0229 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Third Way Center, Inc. to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Authorizes a contract with Third Way Center, Inc. for \$1,413,979 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21674-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0230 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Tennyson Center for Children at Colorado Christian Home to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Authorizes a contract with Tennyson Center for Children at Colorado Christian Home for \$1,165,140 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21676-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0231 A bill for an ordinance approving an Agreement between the City and County of Denver and Lawson Construction Company for public infrastructure along Inca Street from 38th Avenue to 42nd Avenue.

Approves a contract with Lawson Construction Company for \$2,403,866.90 to add a new 12' wide concrete multi-use path along Inca Street from 38th Avenue to 42nd Avenue in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0232 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Ariel Clinical Services to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Authorizes a three-year contract with Ariel Clinical Services for \$1,559,387 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21639-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0233 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Area Youth Services to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Authorizes a contract with Denver Area Youth Services for \$1,040,742 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21684-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0234 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Rite of Passage, Inc. to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Authorizes a contract with Rite of Passage, Inc. for \$780,220 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21670-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill by consent on 4-30-15.

CB15-0235 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and A New World Child Placement Agency to provide Out-of-Home Placement Services for children/youth in the custody of the Department of Human Services.

Authorizes a contract with A New World Child Placement Agency for \$687,748 through 6-30-18 to provide placements and case management services to children in out-of-home care (2015-21675-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved

filing this bill by consent on 4-30-15.

CB15-0256 A bill for an ordinance approving the intergovernmental agreement with the City of Englewood for the provision of fire protection and emergency medical services within the boundaries of the City of Englewood.

Approves an Intergovernmental Agreement with the City of Englewood through 12-31-2035 for \$148,352,911 to provide fire protection services to the City of Englewood (FIRES201521807-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill at its meeting on 4-28-15.

CB15-0268 A bill for an ordinance amending Division 3 of Article I of Chapter 24 of the Revised Municipal Code of the City and County of Denver regarding the sale of tobacco products.

Revises the Denver Municipal Code to align with Colorado and Federal laws regarding tobacco products. The last regularly scheduled Council meeting within the 30-day review period is on 6-1-15. The Committee approved filing this bill at its meeting on 4-28-15.

Announcement

Dependent upon publication on Monday, June 1, 2015, there will be a required public hearing on CB15-0304, establishing the RiNo Business Improvement District; and a required public hearing on CB15-0309, establishing the RiNo Denver General Improvement District. On Monday, June 15, 2015, there will be a required public hearing on CB15-0298, regarding text amendments to the Denver Zoning Code.

Adjourn

Pending

For 6-1-15

CB15-0207 A bill for an ordinance changing the zoning classification for 100 Saint Paul Street and 149 Steele Street.

**Required Public Hearing
Final Consideration**

For 6-1-15

CB15-0212 A bill for an ordinance changing the zoning classification for 1290-1292 King Street.

**Required Public Hearing
Final Consideration**

For 6-1-15

CR15-0264 A resolution to set a public hearing on the petition submitted for the creation and establishment of the RiNo Business Improvement District and approving the initial Operating Plan and preliminary 2016 Budget.

**Required Public Hearing
Final Consideration**

For 6-1-15

CR15-0265 A resolution to set a public hearing on the petition submitted for the creation and establishment of the RiNo Denver General Improvement District and approving the initial Operating Plan and preliminary 2016 Budget.

**Required Public Hearing
Final Consideration**

For 6-8-15

CR15-0238 A resolution to set a public hearing relating to the approval of the Amended and Restated Ironworks Foundry Urban Redevelopment Plan to expand the boundaries of the Ironworks Urban Redevelopment Area, add an additional project and establish a new sales and property tax increment area for the newly added area.

**Required Public Hearing
Final Consideration**

For 6-8-15

CB15-0056 A bill for an ordinance changing the zoning classification for 195 S. Monaco Parkway.

**Required Public Hearing
Final Consideration**