

City Council Minutes

Meeting Date: Monday, April 18, 2011 5:30 PM

Pledge of Allegiance

Councilmember Johnson led the pledge of allegiance.

Roll Call

Present: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt,
Robb, Sandoval

Absent: Boigon, Lehmann

Councilmembers López and Montero arrived late.

Approval of Minutes of Monday, April 11, 2011

The minutes of meeting date, Monday, April 11, 2011 were distributed to Council. Council President Nevitt ordered the minutes approved.

Council Announcements

Councilmembers Brown, Johnson, and Robb offered announcements.

Presentations

Communications

Proclamations

CP11-0286 A proclamation recognizing Daniel P. Lutz, PhD, Founder and Director of the Denver Center for International Studies on its 25th Anniversary and his retirement.

Sponsored by Councilmembers Johnson, Brown, Linkhart, Lehmann, Boigon and Sandoval.

A motion offered by Councilmember Johnson, duly seconded by Councilmember López, that CP11-0286 be adopted, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

Resolutions

The Council Secretary read the following resolutions by titles.

Land Use, Transportation & Infrastructure

CR11-0239 A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as Evans Ave., located at the intersection of S. Broadway and S. Lincoln St. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CR11-0239 and CR11-0264 be adopted en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CR11-0264 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Five Thousand Eight Hundred Fifty Dollars (\$5,850.00) payable to Paige F. Ortmeyer, and the sum of Eighteen Thousand Five Hundred Dollars (\$18,500.00) payable to Judith Ortmeyer and Addison Avenue Federal Credit Union, in full payment and satisfaction of all claims in Claim No. 1006-003887. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CR11-0239 and CR11-0264 be adopted en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

Bills for Introduction

The Council Secretary read the following bills by titles. Council President Nevitt announced that all other bills on introduction are ordered published.

Business, Workforce & Sustainability

CB11-0228 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the United States of America concerning the "Neighborhood Stabilization Program 3" program and the funding therefor. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0233 A bill for an ordinance approving a proposed First Amendment to Airline Support Facilities Lease Agreement between the City and County of Denver and Delta Air Lines, Inc., related to leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0234 A bill for an ordinance approving a proposed First Amendment to Airline Support Facilities Lease Agreement between the City and County of Denver and Frontier Airlines, Inc., related to leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0235 A bill for an ordinance approving a proposed Second Amendment to Airport Use and Facilities Lease Agreement between the City and County of Denver and Delta Air Lines, Inc., concerning a lease at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0236 A bill for an ordinance approving a proposed Standard Consumer Services Concession Agreement between the City and County of Denver and World Wide Insurance & Business Services, Inc., concerning consumer services concessions at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

Health, Safety, Education & Services

CB11-0006 A bill for an ordinance approving a proposed Revival and Sixth Amendatory Agreement between the City and County of Denver and School District No. 1 for partial support for 15 Denver Police School resource officers in Denver Public Schools. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0186 A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and the Colorado Nonprofit Development Center to assist the Denver Office of HIV Resources in processing reimbursement bills for Ryan White CARE Act Part A funding. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0240 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from United States of America to award funding for the "Emergency Solutions Grant FY11" program. (HEALTH, SAFETY, EDUCATION & SERVICES)

A motion offered by Councilmember Nevitt, duly seconded by Councilmember Johnson, that CB11-0228, CB11-0233, CB11-0234, CB11-0235, CB11-0236, CB11-0006, CB11-0186, and CB11-0240 be ordered published en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB11-0151 A bill for an ordinance relating to the Chapters 8 (Animals) and 36 (Noise Control) of the Denver Revised Municipal Code and the Denver Zoning Code authorizing the keeping of certain food producing animals. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

This item be re-referred to committee.

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, was followed by a motion offered by Councilmember Robb, duly seconded by Councilmember Johnson, that CB11-0151 be re-referred to committee to Monday, May 16, 2011, which motion to re-refer carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB11-0205 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the United States of America concerning the "Lead-based Paint Hazard Control" program and the funding therefor. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0218 A bill for an ordinance approving a proposed Fifth Amendment to Agreement between the City and County of Denver and A Massage, Inc., concerning a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0219 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Premisys Support Group Inc. related to on-call information technology consulting services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0220 A bill for an ordinance approving a proposed Fifth Amendment to Agreement between the City and County of Denver and Trugoy Inc., concerning a concession at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)
Against: (None) (0)
Absent: Boigon, Lehmann (2)
Abstain: (None) (0)

CB11-0221 A bill for an ordinance approving a proposed Supplemental Agreement between the City and County of Denver and McDonald’s Corporation, concerning renovation and upgrade for the shared commons area for the food courts at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)
Against: (None) (0)
Absent: Boigon, Lehmann (2)
Abstain: (None) (0)

CB11-0222 A bill for an ordinance approving a proposed Supplemental Agreement between the City and County of Denver and McDonald’s Corporation, concerning renovation and upgrade for the shared commons area for the food courts at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed
For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)
Against: (None) (0)
Absent: Boigon, Lehmann (2)
Abstain: (None) (0)

CB11-0223 A bill for an ordinance approving a proposed First Amendment to Airport Use and Facilities Lease Agreement between the City and County of Denver and AirTran Airways, Inc., related to leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0224 A bill for an ordinance approving a proposed First Amendment to Airport Use and Facilities Lease Agreement between the City and County of Denver and SkyWest Airlines, Inc. related to leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0225 A bill for an ordinance approving a proposed Third Amendment to an Airport Use and Facilities Lease Agreement between US Airways, Inc. and the City and County of Denver, related to leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

General Government & Finance

CB11-0103 A bill for an ordinance amending section 20-1(c) of the Denver Revised Municipal Code to close small capital projects without additional ordinance. (GENERAL GOVERNMENT & FINANCE)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0155 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and ServiceWear Apparel to provide work uniforms for City agencies. (GENERAL GOVERNMENT & FINANCE)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0215 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and City Side Remodeling for the sale of City owned land located at 55 Elati Street. (GENERAL GOVERNMENT & FINANCE)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

CB11-0216 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. (GENERAL GOVERNMENT & FINANCE)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

Land Use, Transportation & Infrastructure

CB11-0213 A bill for an ordinance approving an agreement between K.E.C.I. Colorado, Inc. and the City & County of Denver for the California Streetscapes Reconstruction Project. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

A motion offered by Councilmember Johnson, duly seconded by Councilmember Brown, that CB11-0205, CB11-0218, CB11-0219, CB11-0220, CB11-0221, CB11-0222, CB11-0223, CB11-0224, CB11-0225, CB11-0103, CB11-0155, CB11-0215, CB11-0216, and CB11-0213 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

For: Brown, Faatz, Hancock, Johnson, Linkhart, Lopez, Montero, Nevitt, Robb, Sandoval (10)

Against: (None) (0)

Absent: Boigon, Lehmann (2)

Abstain: (None) (0)

Adjourn

Council President Nevitt announced that there being no further business before the City Council, the meeting was adjourned at 6:01 PM.

President

Attested by me with the Corporate Seal
of the City and County of Denver

Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver

City Council public documents are available upon request in alternate formats.
Prepared by Kelly Velez