

## City Council Meeting of Monday, April 18, 2016

# City and County of Denver

Robin Kniech..... At Large  
Deborah "Debbie" Ortega..... At Large  
Rafael G. Espinoza..... District 1  
Kevin Flynn..... District 2  
Paul D. López..... District 3  
Kendra Black..... District 4  
Mary Beth Susman..... District 5  
Paul Kashmann..... District 6



Jolon Clark..... District 7  
Christopher Herndon..... District 8  
Albus Brooks..... District 9  
Wayne New..... District 10  
Stacie Gilmore..... District 11  
Janna B. Young..... Director  
Kelly Velez..... Clerk

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### \*\*WEB ACCESS\*\*

**Live video and archives may be  
accessed at**

<http://www.denvergov.org/citycouncil>

### \*\*REMINDER\*\*

As a courtesy to those in attendance,  
please  
**turn off your cell phones.**

### MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT AND LANGUAGE INTERPRETATION

The Council Chambers has listening devices for people with a hearing loss. Request a device from the Council Secretary. The City can provide sign language interpretation, CART (computer assisted real-time transcription), and foreign language interpretation for persons attending City Council meetings. If you need any of these accommodations, please email [dencc@denvergov.org](mailto:dencc@denvergov.org) or call 720-337-2000 three (3) business-days prior to the Council meeting.

### 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 sign up with the Council Secretary during the recess of Council. Speakers must be present to sign a speaker card - no sign up by proxy permitted. 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, April 18, 2016 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

**CP16-0284 A proclamation proclaiming Chernobyl Commemoration Day. Sponsored by Council members New, Black, Kashmann, Flynn, and Ortega.**

## **Resolutions**

### **Governance & Charter Review**

**CR16-0228 A resolution approving the mayoral appointments to the Denver Asian Pacific-American Commission.**

Approves the Mayoral appointments of Kenneth Arellano, Jr. and Dollar Lee to the Denver Asian Pacific American Commission for terms effective immediately and expiring 1-22-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 4-7-16.

### **Infrastructure & Culture**

**CR16-0226 A resolution granting a revocable permit to Denver Bike Sharing to encroach into the right-of-way at 1651 Wynkoop Street.**

Grants a revocable permit to Denver Bike Sharing to encroach into the public right-of-way with a bicycle docking station at 1651 Wynkoop Street in Council District 9. The Committee approved filing this resolution by consent on 4-7-16.

**CR16-0227 A resolution approving a Second Amendment to Lease Agreement with Outward Bound, Inc., for property known as Camp**

### **Rollandet located at 5161 Sheridan Blvd.**

Extends the contract with Outward Bound, Inc., through 9-28-21 and adds a snow removal provision to lease the lodge building and parking lot at Camp Rollandet Natural Area with no change in the lease amount (201102078). The last regularly scheduled Council meeting within the 30-day review period is on 5-9-16. The Committee approved filing this resolution by consent on 4-7-16.

## **Safety & Well-being**

### **CR16-0231 A resolution approving a proposed Loan Agreement between the City and County of Denver and Mental Health Center of Denver to provide financing to construct a 60-unit affordable rental housing project located at 1601 S. Federal Blvd.**

Approves a 40-year loan to Mental Health Center of Denver for \$600,000 to provide construction and permanent financing on a 60-unit affordable rental housing project located at 1601 South Federal Boulevard in Council District 2 (OEDEV – 201525041-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-9-16. The Committee approved filing this resolution by consent on 4-7-16.

### **CR16-0232 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority.**

Amends a contract with the Denver Health and Hospital Authority to extend the contract term ten months through 12-31-16 and increase funding in the amount of \$56,405.06 for a new total of \$785,764.44 for health care and developing school readiness for the Denver Great Kids Head Start Program (MOEAI – 201311626-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-9-16. The Committee approved filing this resolution by consent on 4-7-16.

## **Bills for Introduction**

### **Business Development**

### **CB16-0224 A bill for an Ordinance amending Chapter 5 of the Denver Revised Municipal Code - AIRPORT AND AIRCRAFT, Article II. - OPERATION OF DENVER MUNICIPAL AIRPORT SYSTEM, Sec. 5-18. - Private designing, planning, construction, reconstruction and remodeling.**

Amends Section 5-18 of the Denver Revised Municipal Code concerning privately financed commercial improvements on Denver International Airport land. The Committee approved filing this bill by consent on 4-7-16.

### **CB16-0225 A bill for an Ordinance amending Chapter 5 of the Denver Revised Municipal Code - AIRPORT AND AIRCRAFT, with the addition of Article IV. LIMITATIONS ON DEVELOPMENT WITHIN THE AIRPORT**

**INFLUENCE OVERLAY DISTRICT, Sec. 5-37. Airport Influence District.**

Amends Section 5-37 of the Denver Revised Municipal Code concerning limitations on development within the Airport Influence Overlay District. The Committee approved filing this bill by consent on 4-7-16.

**Governance & Charter Review**

**CB16-0205 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.**

Amends the classification and pay plan by adding Police Video Operator (613-N) and Lead Police Video Operator (614-N) who will be responsible for monitoring live video, storing and accessing video recordings, and storing data recorded from police officer body cameras. The Committee approved filing this bill at its meeting on 4-5-16.

**Infrastructure & Culture**

**CB16-0154 A bill for an Ordinance approving an Agreement with the State of Colorado, Department of Transportation for a major road construction project, known as I-25/Santa Fe & Alameda Avenue Interchange Project.**

Approves an intergovernmental agreement with the Colorado Department of Transportation for land transactions and underpass construction for the South Platte Regional Trail and roadway improvements between South Jason Street and South Huron Street for the I-25/Santa Fe and Alameda Avenue Interchange Project in Council District 7 (201626220). The last regularly scheduled Council meeting within the 30-day review period is on 5-9-16. The Committee approved filing this bill at its meeting on 4-6-16.

**CB16-0229 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Colorado Department of Transportation for ongoing maintenance of Signs and Pavement Markings on State Highways.**

Approves a five-year \$913,972.80 intergovernmental agreement with the Colorado Department of Transportation through 06-30-21 to reimburse the City for ongoing maintenance of signs and pavement markings on state highways in Denver (20162727). The last regularly scheduled Council meeting within the 30-day review period on 5-9-16. The Committee approved filing this bill by consent on 4-7-16.

**CB16-0230 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Colorado Department of Transportation (CDOT) for funding to reimburse the City for costs associated with the ongoing maintenance of Traffic Signals on State Highways within the City and County of Denver.**

Approves a five-year \$5,427,000 intergovernmental agreement with Colorado Department of Transportation through 06-30-21 to reimburse the City for ongoing maintenance of traffic signals on state highways in Denver (201627276). The last regularly scheduled Council meeting within the 30-day review period is on 5-9-16. The Committee approved filing this bill by consent on 4-7-16.

## **Neighborhoods & Planning**

### **CB16-0184 A bill for an ordinance amending the Building and Fire Code of the City and County of Denver.**

Amends Article II of Chapter 10 of the Denver Revised Municipal Code to add two additional amendments to the 2016 Denver Building and Fire Code for building requirements in the Airport Influence Overlay (AIO) District. The Committee approved filing this bill at its meeting on 3-16-16.

### **CB16-0216 A bill for an ordinance changing the zoning classification for 4800 Race Street.**

Rezones property at 4800 Race Street from I-B, UO-2 (general industrial, use overlay allowing billboards) to C-MX-3, C-MX-5, and C-MX-8 (urban center, mixed use, 3 to 8 stories) in Council District 9. 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 4-6-16.

## **Special Issues: Marijuana Moratorium**

### **CB16-0291 A bill for an ordinance concerning the licensing of marijuana businesses, amending the Denver Retail Marijuana Code, Article V of Chapter 6, D.R.M.C. and the Denver Medical Marijuana Code, Art. XII of Chapter 24, D.R.M.C. by capping the total number of licensed locations where marijuana cultivation and sales may be permitted in the city, adopting new procedures for the issuance of retail marijuana cultivation and sales licenses, prohibiting the issuance of new medical marijuana cultivation and sales licenses, and adopting other related amendments.**

Amends the Denver Revised Municipal Code concerning marijuana facilities and caps the total number of licensed locations. This bill was approved for filing by Councilwoman Kniech.

### **CB16-0293 A bill for an ordinance concerning the licensing and regulation of marijuana businesses, and in connection therewith, amending Article V of Chapter 6 of the Denver Revised Municipal Code to extend the time period during which eligibility for a new retail marijuana business license is limited to certain preexisting medical marijuana licensees, and amending Article XII of Chapter 24 of the Denver Revised Municipal Code to impose a moratorium on the issuance of new medical marijuana licenses through June 1, 2016, to be effective if and only if the City Council does not**

**adopt an ordinance capping marijuana business licenses effective May 1, 2016.**

Continues the moratorium on new marijuana related facilities through June 1, 2016 only if the City Council does not adopt an ordinance capping marijuana business licenses. This bill was approved for filing by Councilwoman Black.

## **Recap of Bills to be Called Out**

### **Pre-Recess Announcement**

**Tonight there will be a required public hearing on CB16-0215, designating 4655 Humboldt Street, the Stadium Arena, as a structure of preservation. Anyone wishing to speak on this matter must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.**

### **Recess**

## **Council Reconvenes and Resumes its Regular Session**

### **Public Hearings - Bills for Final Consideration**

#### **Neighborhoods & Planning**

**CB16-0215 A bill for an ordinance designating 4655 Humboldt Street, the Stadium Arena, as a structure for preservation.**

Approves the landmark designation of 4655 Humboldt Street (Stadium Arena) as an individual structure for preservation in Council District 9. The Committee approved filing this bill at its meeting on 3-30-16.

### **Bills for Final Consideration**

#### **Governance & Charter Review**

**CB16-0204 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.**

Amends the classification and pay plan by revising the Short Range Salary Schedule, Community Rate Salary Schedule and Training and Intern Salary Schedule to coincide and comply with the State increase in minimum wage for 2016 from \$8.23 per hour to \$8.31 per hour. The Committee approved filing this bill by consent on 3-31-16.

**CB16-0206 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.**

Amends the classification and pay plan by changing the pay grade of Airport Communications Center Supervisor from 807-A to 808-A. The Committee approved filing this bill by consent on 3-31-16.

**Infrastructure & Culture**

**CB16-0149 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Union Pacific Railroad Company to construct and operate a storm facility that crosses Union Pacific Property as part of the 33rd Street Outfall Project.**

Approves an intergovernmental agreement with Union Pacific Railroad Company and a one-time payment of \$400,000 to allow the city to construct and maintain a 120" diameter storm pipeline across Union Pacific rail property as part of the 33rd Street Outfall in Council District 9 (201626961). The last regularly scheduled Council meeting within the 30-day review period is on 5-2-16. The Committee approved filing this bill at its meeting on 3-23-16.

**Announcement**

**Dependent upon publication on Monday, May 16, 2016, Council will hold a required public hearing on CB16-0216 changing the zoning classification for 4800 Race Street. Any protests against CB16-0216 must be filed with the Council Offices no later than noon on Monday, May 9, 2016.**

**Adjourn**

**Pending**

**For 4-25-16**

**CB16-0183 A bill for an ordinance relating to the Denver Zoning Code, Amending the Provisions of the Airport Influence Overlay Zone District.**

**Required Public Hearing  
Final Consideration**

**For 5-2-16**

**CB16-0174 A bill for an ordinance changing the zoning classification for 2765 S. Colorado Blvd.**

**Required Public Hearing**

**Final Consideration**

**For 5-2-16**

**CB16-0191 A bill for an ordinance changing the zoning classification for 4100 and 4050 North Kittredge Street.**

**Required Public Hearing  
Final Consideration**

**For 5-9-16**

**CR16-0220 A resolution to set a public hearing for the dissolution of the 9th Avenue Business Improvement District.**

**Required Public Hearing  
Final Consideration**