

## City Council Meeting of Tuesday, March 29, 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

Room 451  
City & County Building  
Denver CO 80202

Phone: 720-337-2000  
Email: [dencc@denvergov.org](mailto:dencc@denvergov.org)

### \*\*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

The Council Chamber has listening devices for people with a hearing loss; request a device from the Council Secretary. The City can provide sign language interpretation or CART (computer assisted real-time transcription) for persons attending City Council meetings. If you need sign language interpretation or CART, please email [SignLanguageServices@denvergov.org](mailto:SignLanguageServices@denvergov.org) three business-days prior to the 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: Tuesday, March 29, 2016 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

## **Resolutions**

## **Business Development**

### **CR16-0172 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and i3 Integration LLC to extend the contract one year and add additional funds.**

Amends an existing contract with i3 Integration, LLC to increase funding by \$480,000 for a total revised contract amount not to exceed \$1,555,000 and to extend the term by one year through 3-31-17 for program completion and closeout for the Denver International Airport Hotel and Transit Center Program (FINAN-201310571-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 3-17-16.

### **CR16-0178 A resolution approving a proposed Amendment to Agreement between the City and County of Denver and Parsons Brinckerhoff, Inc. concerning professional consulting services at Denver International Airport.**

Amends a contract with Parsons Brinckerhoff, Inc. to extend the agreement by one year to 3-31-17 for continued professional consulting services in projects including capital planning, process improvement, reporting, and database development at Denver International Airport. No change in cost (PLANE-201309306-00). The last

regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 3-17-16.

## **Finance & Services**

**CR16-0170 A resolution approving a proposed Master Purchase Order between the City and County of Denver and C&M Golf & Grounds Equipment for the purchase of park grounds maintenance equipment and their related parts.**

Adds \$700,000 to the spending cap in the master purchase order with C&M Golf & Grounds Equipment for a new total of \$1.1 million for park grounds maintenance equipment and parts (0733A0112). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 3-17-16.

**CR16-0171 A resolution approving a proposed Third Amendatory Agreement by and between the City and County of Denver and Marsh ClearSight, LLC, to provide maintenance services and support STARS™ software.**

Adds \$324,946 to and extends the contract with Marsh ClearSight, LLC, through 12-31-18 for a new contract total of \$824,276 for the licensed risk management software "STARS" for tracking City's workers' compensation, auto, and property claims (CRCFD - 201311634). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 3-17-16.

**CR16-0175 A resolution approving a proposed First Amendment To Software As A Service Agreement by and between the City and County of Denver and Tyler Technologies, Inc., to correct the payment schedule and add a performance bond.**

Corrects the payment schedule in the contract with Tyler Technologies, Inc., and adds a performance completion bond requirement with no change to contract cost or terms (TECHS-201521806-0). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 3-17-16.

## **Governance & Charter Review**

**CR16-0161 A resolution approving the Mayor's appointment to the Denver American Indian Commission.**

Approves the Mayoral appointment of Donna Lafferty to the Denver American Indian Commission for a term effective immediately and expiring 7-11-17, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 3-17-16.

**CR16-0165 A resolution approving the Mayor's reappointment to the**

### **Stapleton Development Corporation Board of Directors.**

Approves the Mayoral reappointment of Nadine Caldwell to the Stapleton Development Corporation Board of Directors for a term effective immediately and expiring 6-30-18, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 3-17-16.

### **Infrastructure & Culture**

#### **CR16-0160 A resolution laying out, opening and establishing as part of the City street system a parcel of land as South Federal Boulevard at between West Alameda Avenue and West Ellsworth Avenue.**

Dedicates land as South Federal Boulevard at various intersections along South Federal Boulevard between West Alameda Avenue and West Ellsworth Avenue in Council District 7. The Committee approved filing this resolution by consent on 3-17-16.

#### **CR16-0164 A resolution approving a proposed Purchase Order between the City and County of Denver and Faris Machinery Company to procure eleven Elgin Pelican NP 3-Wheel Sweepers.**

Approves a \$2,255,550 purchase order with Faris Machinery Company for eleven Elgin Pelican NP 3-Wheel Sweepers. The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 3-17-16.

#### **CR16-0168 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Richdell Construction, Inc. for on-call landscape improvement and irrigation construction services.**

Approves a no-cost extension for two and one half years of the contract with Richdell Construction, Inc. through 6-30-17 for on-call landscape improvement and irrigation construction services (201204310). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 3-17-16.

### **Safety & Well-being**

#### **CR16-0088 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and LT Environmental, Inc., to provide on-call environmental consulting.**

Amends a contract with LT Environmental, Inc. by adding \$480,000 for a new contract amount not to exceed \$960,000 and extending the term to 4-8-18 to complete on-call environmental consulting projects for the City (#ENVHL-201520849). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution by consent on 2-18-16.

**CR16-0105 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Rite of Passage, Inc. to provide safe, secure and therapeutic out-of-home placement services for children/youth.**

Amends a contract with Rite of Passage, Inc. for an additional \$3,520,080 for a new total contract amount of \$4,300,300, to provide placements and case management services to youth in out-of-home care (2015-21670-02). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this resolution at its meeting on 3-15-16.

## **Bills for Introduction**

### **Business Development**

**CB16-0179 A bill for an ordinance approving a proposed Option to Purchase between the City and County of Denver and Union Pacific Railroad Company, related to the sale of a parcel of land at the former Stapleton International Airport.**

Approves a land sale agreement with Union Pacific Railroad Co. for \$210,496 for a 0.920 acre parcel of former Stapleton land underlying the UPPR spur line bounded on the south by 51st Avenue and on the east by Havana Street (201525521). The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this bill by consent on 3-17-16.

### **Infrastructure & Culture**

**CB16-0162 A bill for an ordinance approving an Easement Agreement from the City and County of Denver to the Park Creek Metropolitan District for Denver Water's Conduit 93 waterline in Stapleton, north of 56th Avenue.**

Grants a permanent easement allowing the Park Creek Metro District access to city-owned open space land to construct Denver Water's conduit 93 in Stapleton north of 56th Avenue in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this bill by consent on 3-17-16.

**CB16-0163 A bill for an ordinance designating certain property as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee simple, easements and other interests, including any rights and interest related or appurtenant to such property, as needed for the sidewalk improvements at the corner of Morrison Road and Walsh Place.**

Establishes a permanent easement on a 315 square-foot parcel of land for \$9,500 to build an American with Disabilities Act-compliant curb extension at the south corner of Morrison Road and Walsh Place in Council District 3. The Committee approved filing this bill by consent on 3-17-16.

## **Neighborhoods & Planning**

### **CB16-0173 A bill for an ordinance approving the I-25 and Broadway Station Area Plan as part of the City and County of Denver's Comprehensive Plan.**

Adopts the I-25 and Broadway Station Area Plan as part of the City's Comprehensive Plan. 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 3-16-16.

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

Approves a text amendment to the Denver Zoning Code to amend the provisions of the Airport Influence Overlay (AIO) District to allow multi-unit residential uses between 62nd & 64th avenues in the AIO District and to make related conforming amendments. 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 3-16-16.

## **Safety & Well-being**

### **CB16-0139 A bill for an ordinance amending Chapter 18 of the Revised Municipal Code to establish the 2016 and 2017 salary and fringe benefits of the Sheriff, Deputy Sheriff Division Chiefs and Deputy Sheriff Majors.**

Establishes the 2016 and 2017 salary and fringe benefits for the Sheriff Department command staff. The Committee approved filing this bill by consent on 3-17-16.

### **CB16-0169 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 "Ryan White Part A FY16" program and the funding therefor.**

Accepts \$4,342,878 from the U.S. Department of Health and Human Services through the Department of Environmental Health, Denver Office of HIV Resources through 2-28-17 for services to persons living with HIV/AIDS. The last regularly scheduled Council meeting within the 30-day review period is on 4-18-16. The Committee approved filing this bill by consent on 3-17-16.

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

### **Pre-Recess Announcement**

**Tonight there will be a required public hearing on CB15-0937 as amended, changing the zoning classification for 725 West 39th Avenue; a required**

**public hearing on CB16-0069, changing the zoning classification for 5050 South Syracuse Street; and a required public hearing on CB16-0087, changing the zoning classification for portions of 601 South Bannock Street, 801 South Broadway, and 99 West Kentucky Avenue. Anyone wishing to speak on any of these matters 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**

#### **CB15-0937 AS AMENDED a bill for an ordinance changing the zoning classification for 725 West 39th Avenue.**

Rezones property located at 725 West 39th Avenue from I-A, UO-2 and I-B, UO-2 (Industrial 3,000 to 4,500 sq. ft. zone lot; Use Overlay allowance for billboard) to C-MX-20 (Urban Center, Mixed Use, 20 stories) in Council District 9. Amended 2-29-16 to reduce the size of the rezoning proposal from approximately 123,233 sq. ft. to 49,510 sq. ft. The Committee approved filing this bill at its meeting on 12-9-15.

#### **CB16-0069 A bill for an ordinance changing the zoning classification for 5050 S. Syracuse Street.**

Rezones property located at 5050 South Syracuse Street from B-8 with waivers, UO-1, UO-2 (Former Chapter 59 with adult businesses and billboard uses) to S-MX-12 (suburban, mixed use, 12 stories) in Council District 4. The Committee approved filing this bill at its meeting on 2-17-16.

#### **CB16-0087 A bill for an ordinance changing the zoning classification for portions of 601 South Bannock Street, 801 South Broadway, and 99 West Kentucky Avenue.**

Rezones portions of 601 South Bannock Street, 801 South Broadway, and 99 West Kentucky Avenue from T-MU-30 with waivers and conditions, UO-1/I-B, UO-2 (transit, mixed use, general industrial, use overlay allowing adult businesses and billboards) to C-MX-16, UO-1, UO-2 (urban center, mixed use, 16 stories, use overlay allowing adult businesses and billboards) in Council District 7. The Committee approved filing this bill at its meeting on 2-17-16.

## **Bills for Final Consideration**

## **Infrastructure & Culture**

### **CB16-0155 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Transportation for grant funding for work to be done on Martin Luther King Jr. Boulevard.**

Approves an intergovernmental agreement with the Colorado Department of Transportation for \$7,172,000 in grant funding to add two additional lanes to Martin Luther King Jr. Boulevard (MLK) from Havana Street/Iola Street, and a new 4-lane roadway from where MLK turns south into Moline Street to the Fitzsimons Parkway/Peoria Street intersection, including landscaped medians, turn lanes, a tree lawn, a detached path on each side, a soft trail, bus pads, new or improved traffic signal interconnection, bicycle detection, and a median pedestrian refuge in Council District 8 (201626915). The last regularly scheduled Council meeting within the 30-day review period is on 4-11-16. The Committee approved filing this bill by consent on 3-10-16.

## **Safety & Well-being**

### **CB16-0004 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Jefferson County to provide patrol services within Denver's Mountain Parks.**

Approves a \$639,778 intergovernmental agreement with the Jefferson County Sheriff's Office through 12-31-18 to provide patrol services within Denver Mountain Parks (201525679-00). The last regularly scheduled Council meeting within the 30-day review period on 4-11-16. The Committee approved filing this bill by consent on 1-7-16.

## **Announcement**

**On Monday, April 4, 2016 Council will hold a one-hour courtesy public hearing on CB16-0173, approving the I-25 and Broadway Station Area Plan as part of the City and County of Denver's Comprehensive Plan; and on Monday, April 25, 2016 Council will hold a required public hearing on CB16-0183, relating to the Denver Zoning Code, amending the provisions of Airport Influence Overlay Zone District.**

## **Adjourn**

## **Pending**

**For 4-11-16**

**CB16-0129 A bill for an ordinance changing the zoning classification for**



**210 Saint Paul Street.**

**Required Public Hearing  
Final Consideration**

**For 4-11-16**

**CB16-0130 A bill for an ordinance changing the zoning classification for  
3200 Walnut St., 3220 Walnut St., 3254 Walnut St. and 3235 Larimer St.**

**Required Public Hearing  
Final Consideration**