

City Council of Monday, February 27, 2012

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 M. Bergquist..... Director
Kelly Velez..... Council Secretary

ROOM 451
CITY & COUNTY BUILDING
DENVER COLORADO
80202
720-337-2000
FAX: 720-865-9540
EMAIL: 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 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 TTY 720-913-8484 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 720-865-9534.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived web cast at <http://www.denvergov.org/citycouncil>. DVD recordings of meetings are available at the Central Library or at the Clerk and Recorder's Office.

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, February 27, 2012 5:30 PM

Pledge of Allegiance

Boy Scout Troop 199, St. John's Lutheran Church, Washington Park

Roll Call

Approval of Minutes of Tuesday, February 21, 2012

Council Announcements

Presentations

Communications

Proclamations

Resolutions

Government & Finance

CR12-0145 A resolution amending Rule 5.6 of the Denver City Council Rules of Procedure in regard to the determination of a quorum for purposes of committee voting. (GOVERNMENT & FINANCE)

Defines Council Committee quorum for purposes of taking action as a majority of the membership present with the President serving as a member when in attendance at a Committee meeting. The Committee approved filing this resolution by consent on 2-23-12.

CR12-0146 A resolution amending Rule 7.9 of the Denver City Council Rules of Procedure in regard to proclamations that are intended to express the sense of Council on legislative or policy concerns. (GOVERNMENT & FINANCE)

Requires Committee briefings on proclamations that express Council positions on state or federal policy matters. The Committee approved filing this resolution by consent on 2-23-12.

Bills for Introduction

Business, Workforce & Sustainability

CB12-0130 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Icelandair for Advertising, Marketing and Promotional Services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a two-year professional services agreement to reimburse Icelandair up to \$1,500,000 for certain promotional, marketing, and advertising costs specific to the new regular passenger service between Reykjavik and Denver and for use of DIA facilities. The last regularly scheduled Council meeting within the 30-day period is on 3-19-12. The Committee approved filing this bill at its meeting on 2-15-12.

CB12-0131 A bill for an Ordinance approving a proposed Agreement between the City and County of Denver and Icelandair for Landing Fee Incentives at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a two-year incentive agreement with Icelandair to credit the airline for certain landing and other fees specific to the Denver-Reykjavik route up to \$500,000. The last regularly scheduled Council meeting within the 30-day period is on 3-19-12. The Committee approved filing this bill at its meeting on 2-15-12.

Government & Finance

CB12-0084 A bill for an ordinance establishing a "Public Works Alternative Fuel Vehicles Donation" fund in the General Government Special Revenue Fund and the means for authorizing expenditures from such fund. (GOVERNMENT & FINANCE)

Creates a Public Works Donations special revenue fund to accept revenue from private donations, partnerships, or contributions to Denver's Public Works Department. The Committee approved filing this bill at its meeting on 2-15-12.

CB12-0120 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Harris Corporation (GOVERNMENT & FINANCE)

Approves an up to \$6,000,000 two-year master purchase order with Harris Corporation for parts that are compatible with the City's 800 MHz radio communications system for first responders from multiple agencies including: Police, Fire, Sheriff, DIA, and Emergency Response units. The last regularly scheduled Council meeting within the 30-day review period is on 3-19-12. The Committee approved filing this bill by consent on 2-16-12.

CB12-0126 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Oracle America, Inc.

(GOVERNMENT & FINANCE)

Approves the annual payment of \$576,857.97 to Oracle America for PeopleSoft Enterprise software maintenance and support through March 19, 2013. The last regularly scheduled Council meeting within the 30-day review period is on 3-19-12. The Committee approved filing this bill by consent on 2-16-12.

Health, Safety, Education & Services

CB12-0079 A bill for an Ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Alfred Benesch & Company to extend the existing contract for six additional months.

(HEALTH, SAFETY, EDUCATION & SERVICES)

Approves an amendment to the Alfred Benesch and Company contract to extend the term six months through July 1, 2012 for a contract cap of \$1,000,000 to provide oversight services for asbestos, lead-based paint, and mold remediation activities. The last regularly scheduled Council meeting within the 30-day review period is on 3-19-12. The Committee approved filing this bill by consent on 2-2-12.

Land Use, Transportation & Infrastructure

CB12-0089 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Town Center Metropolitan District which provides funding for reimbursement costs for the construction of Green Valley Ranch Boulevard from Airport Way to Telluride Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves an Intergovernmental Agreement with the Town Center Metropolitan District that provides for funding in the amount of \$2,457,526.89 for reimbursement costs in the construction of Green Valley Ranch Boulevard from Airport Way to Telluride Street in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 3-19-12. The Committee approved filing this bill by consent on 2-2-12.

CB12-0090 A bill for an ordinance approving a proposed Second Amendment to Development Agreement between the City and County of Denver, HC Development & Management Services, Inc. and Town Center Metropolitan District, for funding and construction of Green Valley Ranch Boulevard. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves a second amendment to the Development Agreement between Green Valley Ranch North and the Town Center Metropolitan District that provides for funding and construction of Green Valley Ranch Boulevard to reallocate \$488,098.97, as identified in the Development Agreement's funding plan, for use in reimbursing costs of roadway construction in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is 3-19-12. The Committee approved filing this bill by consent on 2-2-12.

CB12-0122 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Goodland Construction, Inc. for landscape improvement and irrigation construction. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves a two-year, \$1.5 million maximum on-call landscape and irrigation contract with Goodland Construction with an option for a one-year renewal for CIP projects throughout the Parks system. The last regularly scheduled Council meeting within the 30-day review period is 3-19-12. The Committee approved filing this bill by consent on 2-16-12.

CB12-0124 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and CTM, Inc. for landscape improvement and irrigation construction. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves a two-year, \$1.5 million maximum landscape and irrigation on-call contract with CTM, Inc. with an option for a one-year renewal for CIP projects throughout the Parks system. The last regularly scheduled Council meeting within the 30-day review period is 3-19-12. The Committee approved filing this bill by consent on 2-16-12.

CB12-0127 A bill for an ordinance approving a proposed First Amendment to Purchase Agreement between the City and County of Denver and Avondale Commons, LLC, for increased infrastructure and site development costs for the Westside Library site. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Amends the purchase agreement with Avondale Commons to add \$315,000 for increased infrastructure and site development costs, for a new total of \$1,297,000, for the Westside Library site in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 3-19-12. The Committee approved filing this bill at its meeting on 2-14-12.

CB12-0128 A bill for an ordinance vacating the alley bounded by 10th Avenue, between Osage Street and Navajo Street, with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Vacates the dead end alley south of 10th Ave. between Osage and Navajo for redevelopment of Denver Housing Authority property in Council District 9. The Committee approved filing this bill by consent on 2-16-12.

CB12-0129 A bill for an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Transportation concerning the "South Broadway Reconstruction – Kentucky to Tennessee" project and the funding therefor. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves an Intergovernmental Agreement with the Colorado Department of Transportation to reimburse the City with federal funds, and establishes a capital grant fund appropriation of \$2,692,000, for reconstruction of S. Broadway from Kentucky to S. Tennessee in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is 3-19-12. The Committee approved filing this bill by consent on 2-16-12.

Recap of Bills to be Called Out

Recess

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business, Workforce & Sustainability

CB11-0807 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Denver Neighborhood Revitalization, Inc., to revise the scope of services of the Agreement. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Amends the contract with Denver Neighborhood Revitalization, Inc. to require the return of program revenue held by the contractor after February 10, 2012 and any program revenue received from the sale of Neighborhood Stabilization Program properties after that date. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The committee approved filing this bill by consent on 11-10-11.

CB12-0085 A bill for an ordinance approving a proposed Support Facilities Lease Agreement between the City and County of Denver and Servisair USA Inc., concerning a Lease Agreement at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a \$24,070 per month lease agreement with Servisair USA Inc., which provides ground handling services to British Airways, for office space at Denver International Airport. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 2-2-12.

CB12-0101 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Northern Colorado Paper, Inc. concerning the purchase of automated Towel Dispensers & Roll Towels for Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Approves a \$350,000 master purchase order through September 2012 for automated towel dispensers and roll towels for Denver International Airport. The last regularly scheduled Council meeting within the 30-day period is on 3-12-12. The Committee approved filing this bill by consent on 2-8-12.

CB12-0104 A bill for an Ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Aramark Sports and Entertainment Services, LLC. (BUSINESS, WORKFORCE & SUSTAINABILITY)

Adds \$3,000,000 to the contract with Aramark Facility Services (AFS) for housekeeping services at Red Rocks Amphitheatre, the Denver Coliseum, and Boettcher Concert Hall through October 31, 2012 when a new bid for the service will be sought. The last regularly scheduled Council meeting within the 30-day period is on 3-12-12. The Committee approved filing this bill by consent on 2-9-12.

Government & Finance

Health, Safety, Education & Services

CB11-0950 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Colorado Coalition for the Homeless, to provide housing to chronically and episodically homeless people in Denver. (HEALTH, SAFETY, EDUCATION & SERVICES)

Adds \$364,044 to (for a new contract total of \$728,087) and extends the contract with the Colorado Coalition for the Homeless through December 31, 2012 for the Gateway Housing program for services for homeless individuals. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 12-22-11.

CB12-0056 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Clayton Family Futures, dba Clayton Educare, to extend the contract term, increase the services to be provided, and increase the total amount of compensation to be paid. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves a first amendment to the Clayton Family Futures contract doing business as Clayton Educare to increase funding from \$564,832 by \$685,872 for a total of \$1,250,704 and to extend the term six months through June 30, 2012, to provide Head Start services to 32 additional children for a total of 236 children served. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 1-26-12.

CB12-0080 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Ingram Library Services, Inc. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves an amendment to the contract with Ingram Library Services Inc. to extend the term one year through December 31, 2012 for a contract cap of \$2,000,000 to provide primary book vendor services for the Denver Public Library. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 2-2-12.

CB12-0098 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 State of Colorado concerning the "UASI FY11" program and the funding therefor, and authorizing the purchase of capital equipment items from the "UASI FY11" Special Revenue Fund budget. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves a grant agreement between the City and County of Denver and the State of Colorado concerning the FY11 UASI program and funding in the amount of \$3,975,163 for procurement of equipment. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 2-9-12.

CB12-0114 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 "SPC – Dave's Place FY12-13" program. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves an appropriation of \$16,704 (25%) of the Shelter Plus Care – Dave's Place grant award of \$66,818 from the U.S. Department of Housing and Urban Development (HUD) based on the Letter of Intent provided by HUD for the period April 1, 2012 through March 31, 2013 to provide twelve units of rental assistance to help chronically homeless individuals with mental illness. The Committee approved filing this bill by consent on 2-9-12.

CB12-0115 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 "SPC – Anchor Project FY12-13" program. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves an appropriation of \$25,380 (25%) of the Shelter Plus Care – Anchor Project grant award of \$101,520 from the U.S. Department of Housing and Urban Development (HUD) based on the Letter of Intent provided by HUD for the period April 1, 2012 through March 31, 2013 to provide twelve units of rental assistance to help chronically homeless individuals with mental illness. The Committee approved filing this bill by consent on 2-9-12.

CB12-0116 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 "SPC – Housing First FY12-13" program. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves an appropriation of \$211,020 (25%) of the Shelter Plus Care – Housing First grant award of \$844,040 from the U.S. Department of Housing and Urban Development (HUD) based on the Letter of Intent provided by HUD for the period April 1, 2012 through March 31, 2013 to provide 102 units of rental assistance to help chronically homeless individuals with mental illness. The Committee approved filing this bill by consent on 2-9-12.

CB12-0117 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from State of Colorado to award funding for the "Community Services Block Grant FY12-13" program. (HEALTH, SAFETY, EDUCATION & SERVICES)

Approves an appropriation of a \$500,000 (50%) of the Community Service Block Grant formula grant award from the Colorado Department of Local Affairs (DOLA) based on the Letter of Intent for the period March 1, 2012 – February 28, 2013 for human service programs related to the amelioration of poverty. The Committee approved filing this bill by consent on 2-9-12.

Land Use, Transportation & Infrastructure

CB11-0735 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Parsons Brinckerhoff, Inc., formerly known as PB Americas, Inc., to extend the term of the Agreement. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Extends the on-call, up to \$500,000, annual professional services agreement with Parsons Brinckerhoff, Inc., formerly known as PB Americas, Inc., for a year with optional renewal for an additional year. Maximum contract total is \$2,500,000. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 10-13-11.

CB12-0097 A bill for an ordinance approving a Permanent Easement and a Temporary Easement the City and County of Denver to the Regional Transportation District relating to the Northwest and Gold Lines at 31st Street and Fox Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Grants easements to RTD for a commuter rail bridge over City property near 31st and Fox streets in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 2-9-12.

CB12-0099 A bill for an ordinance relinquishing a portion of the easement reserved in Ordinance No. 840, Series of 1990. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Relinquishes certain easements established by vacation Ordinance 840, Series of 1990, for development on 8th St. between Curtis and Champa in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 3-12-12. The Committee approved filing this bill by consent on 2-9-12.

CB12-0102 A bill for an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement between the City and County of Denver and the Regional Transportation District (RTD) concerning the "Colfax FTA Alternatives" project and the funding therefor. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)

Approves an intergovernmental agreement with RTD to act as a conduit for payment to the City of a Federal Transit Administration Alternatives Analysis Grant for the East Colfax Corridor between Auraria and Fitzsimmons. The last regularly scheduled Council meeting within the 30-day review period is 3-12-12. The Committee approved filing this bill at its meeting on 2-7-12.

Adjourn

Pending

CR12-0106 A resolution to set a public hearing relating to the approval of the Tamarac Square South Urban Redevelopment Plan.

CB12-0055 A bill for an ordinance amending the Denver Zoning Code to mitigate the effect of certain governmental actions on zone lots and uses.

CB12-0086 A bill for an ordinance changing the zoning classification for 3350 Brighton Boulevard.

| Bills Pending 3/5/2012 | | | | | |
|------------------------|---|---------------|---|------------------------------------|---------|
| CB # | Committee | Status | Description | Continued From | Hearing |
| CB12-0055 | LAND USE, TRANSPORTATION & INFRASTRUCTURE | Final Consid. | A bill for an ordinance amending the Denver Zoning Code to mitigate the effect of certain governmental actions on zone lots and uses. | 1/24/2012 1/31/2012 2/6/2012 | YES |

| Bills Pending 3/12/2012 | | | | | |
|-------------------------|---|---------------|---|------------------------------------|---------|
| CB # | Committee | Status | Description | Continued From | Hearing |
| CB12-0086 | LAND USE, TRANSPORTATION & INFRASTRUCTURE | Final Consid. | A bill for an ordinance changing the zoning classification for 3350 Brighton Boulevard. | 1/31/2012 2/7/2012 2/13/2012 | YES |

| Bills Pending 3/27/2012 | | | | | |
|-------------------------|---|---------------|---|-----------------------|---------|
| CB # | Committee | Status | Description | Continued From | Hearing |
| CR12-0106 | LAND USE, TRANSPORTATION & INFRASTRUCTURE | Final Consid. | A resolution to set a public hearing relating to the approval of the Tamarac Square South Urban Redevelopment Plan. | 2/9/2012 2/21/2012 | YES |