

## City Council of Monday, March 04, 2013

# 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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### \*\*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 720-337-2000.

### 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, March 04, 2013 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

### **CP13-0134 A proclamation in support of Indigenous Peoples HIV / AIDS Awareness Day.**

Sponsored by Councilmembers López, Ortega, Montero, Brooks, Kniech, and Lehmann.

### **CP13-0135 A proclamation commending Denver Media Services and Denver 8 for placing first in City Council meeting coverage at the National Government Programming Awards.**

Sponsored by Councilmembers Lehmann, Ortega, Montero, Brooks, Kniech, Brown, Faatz, Susman, and Shepherd.

## **Resolutions**

### **Government & Finance**

#### **CR13-0103 A resolution approving the Mayor's appointment to the Career Service Board.**

Approves the Mayoral appointment of Robert "Bob" Nogueira, Jr. to the Career Service Board for a term effective immediately and expiring September 15, 2015. The Committee approved filing this bill by consent on 2-21-13.

## **Land Use, Transportation & Infrastructure**

### **CR13-0110 A resolution granting a revocable permit to Denver Country Club to encroach into the right-of-way on Bayaud Avenue between Downing Street and Franklin Street.**

Amends a revocable permit held by Denver Country Club to include the encroachments into the public right-of-way along Bayaud from Downing to Franklin with an existing brick wall and an irrigation system in Council District 6. The Committee approved filing this resolution by consent on 2-21-13.

## **Bills for Introduction**

### **Government & Finance**

#### **CB13-0090 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Wells, Anderson & Race, LLC to provide outside legal counsel services.**

Adds \$250,000 to the contract with Wells, Anderson & Race, LLC (bringing the total to \$530,000) and extending the contract through 2014 for outside legal services for cases in which the City Attorney's Office is precluded from representing the City due to conflict of interest. The last regularly scheduled Council meeting within the 30-day review period is on 3-26-13. The Committee approved filing this bill by consent on 2-14-13.

#### **CB13-0111 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Pierce Manufacturing Inc., for four velocity pumper trucks.**

Approves a \$1,849,131 purchase order with Pierce Manufacturing for 4 Pierce Velocity Pumpers for the Fire Department under the Planned Fleet Replacement Program. (PWOPS0000008167). The last regularly scheduled Council meeting within the 30-day review period is on 3-26-13. The Committee approved filing this bill by consent on 2-21-13.

### **Health, Safety, Education & Services**

#### **CB13-0009 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Colorado Coalition for the Homeless to provide services for Denver's homeless populations.**

Amends the Colorado Coalition for the Homeless contract to add \$934,640 from Human Services mill levy funds for a total contract amount of \$3,738,560.00 for the purpose of providing homeless outreach case management services related to housing/shelter and services for homeless youth and adults (CE01018-03). The last regularly scheduled Council meeting within the 30-day review period is on 3-26-13. The Committee approved filing this bill at its meeting on 1-7-13.

## **Land Use, Transportation & Infrastructure**

**CB13-0049 A bill for an ordinance approving a proposed on-call agreement between the City and County of Denver and PCL Construction Services, Inc., to perform construction services on an "as needed" or "on-call" basis.**

Approves a contract with PCL Construction Services for on call construction services for three years and a maximum of \$5,000,000 (201208980). The last regularly scheduled Council meeting within the 30-day review period is on 3-26-13. The Committee approved filing this bill by consent on 1-24-13.

**CB13-0067 A bill for an ordinance to approve annual programs of the Department of Public Works and waive the need for further City Council approval for specific contracts let pursuant to the annual program.**

Implements the annual Public Works Infrastructure Program by waiving the requirement that contracts above \$500,000 be individually approved. All work program contracts will be publicly advertised and competitively awarded to the lowest responsive bidder. The Committee approved filing this bill by consent on 1-31-13.

**CB13-0079 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Goodland Construction, Inc., for construction of a new road in City Park.**

Approves a \$619,224.50 contract with Goodland Construction for construction of a new road in City Park south of the Denver Museum of Nature & Science in Council District 8 (201208686). The last regularly scheduled Council meeting within the 30-day review period is on 3-26-13. The Committee approved filing this bill by consent on 2-7-13.

**CB13-0109 A bill an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Traffic Signal Upgrade-Safety Hazard Elimination 2013" project and the funding therefor.**

Approves an Intergovernmental Agreement with the Colorado Department of Transportation for the Safety Hazard Elimination (SHE) 2013 Traffic Signal Upgrade; establishes a capital grant fund number; and appropriates \$1,275,000 for the design and reconstruction of traffic signals at Sheridan at Colfax and Federal at Evans (CCN 201309329). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill by consent on 2-21-13.

**CB13-0116 A bill for an ordinance approving an On-Call General Engineering Services Agreement between the City and County of Denver and Felsburg Holt & Ullevig, Inc.**

Approves an on-call general engineering services agreement with Felsburg Holt & Ullevig not to exceed \$1,000,000 a year for three years. The last regularly scheduled Council meeting within the 30-day review period is on 3-26-13. The Committee approved filing this bill by consent on 2-21-13.

**CB13-0120 A bill for an ordinance approving an On-Call General Engineering Services Agreement between the City and County of Denver and URS Corporation.**

Approves an on-call general engineering services agreement with URS Corporation not to exceed \$1,000,000 a year for three years. The last regularly scheduled Council meeting within the 30-day review period is on 3-26-13. The Committee approved filing this bill by consent on 2-21-13.

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

### **Recess**

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

### **Bills for Final Consideration**

#### **Business, Workforce & Sustainability**

**CB13-0060 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Live Nation Worldwide, Inc., to promote and book concerts and live events at various City venues and facilities.**

Approves a contract with Live Nation Worldwide, Inc. for the Arts & Venues Denver Promoter Commission Program (THTRS-201209163). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill at its meeting on 1-30-13.

## **Government & Finance**

**CB13-0039 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and World Wide Technology, Inc., for products and services related to network infrastructure support for Denver International Airport.**

Approves a \$5,000,000, five-year master purchase order with World Wide Technologies for products and services related to network infrastructure support services primarily for Denver International Airport (0643A0213). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill by consent on 1-24-13.

**CB13-0070 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 Short Range Schedule A and Community Rate Schedule B and changing the pay range of Recreational Facility Assistant, Recreation Aide, Park Seasonal Laborer and Usher to comply with new state minimum wages for 2013. The Committee approved filing this bill by consent on 2-7-13.

**CB13-0092 A bill for an ordinance establishing a "Denver Education Compact" fund in the General Government Special Revenue Fund and the means for authorizing expenditures from such fund.**

Establishes a new "Denver Education Compact" special revenue fund in the General Government Special Revenue Fund. The Committee approved filing this bill by consent on 2-14-13.

## **Health, Safety, Education & Services**

**CB13-0036 A bill for an ordinance approving the Second Amendatory Agreement between the City and County of Denver and the Mental Health Center of Denver.**

Amends the agreement with Mental Health Center of Denver to extend the grant contract through July 29, 2013 from the Federal Substance Abuse Mental Health Services Administration (SAMHSA) for Denver Approach to Recovery Through Treatment (DARTT) services for the Denver Drug Court clients with issues related to co-occurring substance abuse and mental health issues (GE94065 (2)). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill by consent on 1-24-13.

**CB13-0096 A bill for an ordinance amending D.R.M.C. Section 37-50 (c) by the addition of predicate offenses of illegal dumping or unlawful disposal of trash.**

Amends Section 37-50 (c) of the Denver Revised Municipal Code adding illegal dumping or unlawful disposal of trash as predicate offenses to the Public Nuisance Ordinance. The Committee approved filing this bill at its meeting on 2-12-13.

**CB13-0121 A bill for an ordinance amending D.R.M.C. Section 37-50 (c) by the addition of the predicate offense of impersonating a peace officer.**

Amends the Denver Revised Municipal Code, Section 37-50 (c) to make impersonation of an officer as a predicate offense under the Public Nuisance Ordinance. The Committee approved filing this bill at its meeting on 2-12-13.

**Land Use, Transportation & Infrastructure**

**CB13-0014 A bill for an Ordinance approving a Third Amendment of Concession License with the Echo Lake Lodge Concessions LLC, by H.W. Stewart, Inc., for Echo Lake Lodge.**

Amends the concession license with Echo Lake Lodge Concessions to revise the concessionaire's name; extend the term from Dec. 31, 2012 to Dec. 31, 2015; to shift some services currently provided by the City to the concessionaire (trash removal; snow removal; monitoring water supply system; septic system service; fire suppression inspections; the first \$1,000 for each repair); and require a \$17,500 payment to the City upon contract execution for capital improvements at the facility (RC67002). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill by consent on 1-17-13.

**CB13-0015 A bill for an Ordinance approving a Third Amendment of Concession License with Pahaska Tepee Concessions LLC, by H.W. Stewart, Inc., for Pahaska Tepee.**

Amends the concession license with Pahaska Tepee Concessions to revise the concessionaire's name; extend the term from Dec. 31, 2012 to Dec. 31, 2015; shift some services currently provided by the City to the concessionaire (trash removal; snow removal; 50% of water and septic service; the first \$1,000 of each repair); and require a \$17,500 payment to the City upon contract execution for capital improvements at the facility (RC67001). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill by consent on 1-17-13.

**CB13-0018 A bill for an ordinance approving a contract with Sturgeon Electric Company, Inc., to reconstruct and upgrade six (6) existing traffic signals.**

Approves a \$1,508,348 contract with Sturgeon Electric Company to reconstruct and upgrade six (6) existing traffic signals in Council Districts 1, 2, 3, and 7 (201207522). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill by consent on 1-17-13.

**CB13-0078 A bill for an ordinance approving a Contract between the City and County of Denver and SEMA Construction, Inc., for design build services for the Peoria Crossing Project.**

Approves a \$21,712,582.89 contract with SEMA Construction for design-build services for the Peoria Crossing project in Council District 11 (201309616). The last regularly scheduled Council meeting within the 30-day review period is on 3-18-13. The Committee approved filing this bill by consent on 2-7-13.

**CB13-0098 A bill for an ordinance vacating the alley bounded by S. Kalamath Street, S. Santa Fe Drive, W. Cedar Avenue and W. Byers Place, with reservations.**

Vacates the alley between S. Kalamath, S. Santa Fe, Cedar, and Byers Pl. in Council District 9. The Committee approved filing this bill by consent on 2-14-13.

## **Adjourn**

## **Pending**

### **For 3-11-13**

**CB13-0071 A bill for an ordinance changing the zoning classification for 1454 South Milwaukee Street.**

Required Public Hearing  
Final Consideration