

City Council of Monday, April 21, 2014

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

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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 lorrie.kosinski@denvergov.org 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.

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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, April 21, 2014 5:30 PM

Pledge of Allegiance

Roll Call

Approval of the Minutes

Council Announcements

Presentations

Communications

Proclamations

CP14-0364 A proclamation celebrating the 44th Annual Earth Day in 2014.

Sponsored by Councilmembers Lehmann, Shepherd, Brown, López, Susman, Brooks, Robb, and Montero.

CP14-0366 A proclamation in recognition of Día del Niño, April 27, 2014.

Sponsored by Councilmembers Robb, Brooks, Brown, and Lehmann.

Resolutions

Business, Workforce & Sustainability

CR14-0299 A resolution approving the Mayor's appointment to the Federal Boulevard Business Improvement District Board of Directors.

Approves the Mayoral appointment of Terry Kurz to the Federal Boulevard Business Improvement District Board of Directors for a term effective immediately and expiring 12-31-16. The Committee approved filing this resolution by consent on 4-10-14.

Health, Safety, Education & Services

CR14-0363 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Fifty Thousand Dollars (\$50,000.00), payable to Gaura Ferrer and Ross Ziev, P.C., in full payment and satisfaction of all claims in Case No. 2012CV5411, in the Denver District Court.

Settles a claim involving the Sheriff's Department. This resolution was approved for filing at the Mayor-Council meeting on 4-15-14.

Land Use, Transportation & Infrastructure

CR14-0291 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded West Colfax Avenue, West 16th Avenue, Winona Court and Vrain Street.

Dedicates a parcel of land as public right-of-way as a public alley located between West Colfax Avenue, West 16th Avenue, Winona Court, and Vrain Street in Council District 1. The Committee approved filing this resolution by consent on 4-10-14.

CR14-0292 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by West 21st Avenue, West 22nd Avenue, Decatur Street and Eliot Street.

Dedicates a parcel of land as public right-of-way as a public alley bounded by West 22nd Avenue, West 21st Avenue, Decatur Street, and Eliot Street in Council District 1. The Committee approved filing this resolution by consent on 4-10-14.

Bills for Introduction

Business, Workforce & Sustainability

CB14-0278 A bill for an ordinance approving a proposed Donation of Copyright Agreement between the City and County of Denver and Sandra Still-Campbell, to transfer her share of copyright in the works to do with the Clyfford Still Collection to the City.

Approves the donation by Sandra Still-Campbell of her share of the copyright interest in the Clyfford Still artworks (THTRS-201310701). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0279 A bill for an ordinance approving a proposed Donation of Copyright Agreement between the City and County of Denver and Diane Still-Knox, to transfer her share of copyright in the works to do with the Clyfford Still Collection to the City.

Approves the donation by Diane Still-Knox of her share of the copyright interest in the Clyfford Still artworks (THTRS-201310700). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

Government & Finance

CB14-0250 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Housing Authority of the City and County of Denver, to sell the property located at 2506 West Colfax Avenue, a/k/a 2506 West 14th Avenue.

Approves a purchase and sale agreement between the City & County of Denver and the Housing Authority of the City & County of Denver for the sale of 2506 West 14th Avenue for \$470,000 in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-3-14.

CB14-0251 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Housing Authority of the City and County of Denver, to sell the property located at 2534 West Colfax Avenue, a/k/a 2534 West 14th Avenue.

Approves a purchase and sale agreement between the City & County of Denver and the Housing Authority of the City & County of Denver for the sale of 2534 West Colfax Avenue for \$875,000 in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-3-14.

Health, Safety, Education & Services

CB14-0193 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Cornell Corrections of California, Inc. to provide Out of Home Placement Services for youth in the custody of the department.

Approves a \$541,296 contract with Cornell Corrections of California, Inc. through 6-30-15 to provide placements and case management services to children in and out of home care (2012-05752-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0194 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and The Colorado Coalition For The Homeless to provide temporary housing and services to homeless persons.

Adds \$182,000 to the contract with the Colorado Coalition for the Homeless (for a contract total of \$1,274,131) through 12-31-14 for 40 transitional housing units and case management services to chronic and episodic homeless persons with incomes between 0-30% Area Median Incomes (CE11116-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0290 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 FY14" program.

Approves 50% of the 2014 appropriation from the Emergency Solution Grant (ESG) award based on the Letter of Intent provided by the U.S. Department of Housing and Urban Development in the amount of \$253,792.50. The Committee approved filing this bill by consent on 4-10-14.

Land Use, Transportation & Infrastructure

CB14-0213 A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Professional Service Industries, Inc. for on-call geotechnical professional services.

Amends the on-call agreement with Professional Service Industries, Inc. for geotechnical professional services to extend the term through 9-30-15 and to increase the on-call task order capacity from \$480,000 to \$960,000 (OC01283). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 3-20-14.

CR14-0260 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Regional Transportation District, for the 16th Street Mall Reconstruction Project.

Approves an Intergovernmental Agreement between the Regional Transportation District and the City & County of Denver in the amount of \$1,329,833 in local match funds for the 16th Street Mall Reconstruction Project (PWTRN-201414870-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this at its meeting on 4-8-14.

CB14-0261 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Regional Transportation District, for the 16th Street Mall Transit Lane Paver Maintenance.

Approves an Intergovernmental Agreement between the Regional Transportation District (RTD) and the City & County of Denver in the amount of up to \$300,000 annually for a contract maximum of \$3 million over 10 years for reimbursement of 30% of RTD's costs for transit lane paver maintenance on the 16th Street Mall (PWTRN-201414871-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill at its meeting on 4-8-14.

CB14-0293 A bill for an ordinance vacating a portion of the alley bounded by Clay Street, Bryant Street, West 23rd Avenue and West 24th Avenue, with reservations.

Vacates a portion of the alley running north and south, between Clay Street, Bryant Street, West 23rd Avenue, and West 24th Avenue with reservations in Council District 1. The Committee approved filing this bill by consent on 4-10-14.

CB14-0294 A bill for an ordinance vacating a portion of the alley bounded by Colfax Avenue, 14th Avenue, Downing Street and Corona Street, with reservations.

Vacates the west half of the east/west alley bounded by Colfax Avenue, 14th Avenue, Downing Street, and Corona Street with reservations in Council District 10. The Committee approved filing this bill by consent on 4-10-14.

CB14-0295 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Pete Lien & Sons, Inc., to purchase hydrated lime used by the asphalt plant.

Approves a \$1.5 million Master Purchase Order with Pete Lien & Sons for hydrated lime used by the asphalt plant (0812A0414). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0296 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Cobitco, Inc., to purchase tack oil used by the patch truck.

Approves a \$1.5 million Master Purchase Order with Cobitco, Inc. for tack oil used by the patch trucks (0812A0214). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0297 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Aggregate Industries-WCR, Inc., to purchase aggregates used by the asphalt plant.

Approves \$10 million Master Purchase Order with Aggregate Industries-WCR for aggregates used by the asphalt plant (0812A0114). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0298 A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Jebro, Inc., to purchase asphalt binders used by the asphalt plant.

Approves a \$10 million Master Purchase Order with Jebro, Inc. for asphalt binders used by the asphalt plant (0782A0114). The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill by consent on 4-10-14.

CB14-0300 A bill for an ordinance approving a proposed Grant Agreement – Improvement between the City and County of Denver and the Denver Rescue Mission, to provide funding for the construction of the Lawrence Street Community Center.

Approves a \$4,889,739 grant agreement with the Denver Rescue Mission for construction of the Lawrence Street Community Center, related to the downtown tax increment financing project. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this at its meeting on 4-8-14.

CB14-0301 A bill for an ordinance approving a proposed Grant Agreement – Acquisition between the City and County of Denver and the Denver Rescue Mission, to provide funding for the purchase of property located at 2222 and 2232 Lawrence Street.

Approves a \$3,666,000 grant agreement from Denver Urban Renewal Authority for tax increment financing to the Denver Rescue Mission for purchase of properties located at 2222 and 2232 Lawrence Street to construct the Lawrence Street Community Center, related to the downtown increment tax financing project. The last regularly scheduled Council meeting within the 30-day review period is on 5-12-14. The Committee approved filing this bill at its meeting on 4-8-14.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB14-0153, changing the zoning classification for 2157 Downing Street. Anyone wishing to speak on this matter must see the Council Secretary to sign up during the recess of Council.

Recess

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Land Use, Transportation & Infrastructure

CB14-0153 A bill for an ordinance changing the zoning classification for 2157 Downing Street.

Approves a rezoning of 2157 Downing Street from Planned Unit Development (PUD) 96 to U-MX-3 (Urban Neighborhood Context, Mixed-Use, 3 stories) in Council District 8. The Committee approved filing this bill at its meeting on 3-11-14.

Bills for Final Consideration

Business, Workforce & Sustainability

CB14-0249 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and The Western Stock Show Association, extending the term of an agreement between the parties relating to parking on property adjacent to the Coliseum.

Adds \$300,000 and extends the term through 2020 for the existing contract with The Western Stock Show Association (Association) to pay the Association for parking fees collected by the City on a small piece of Association property adjacent to the Coliseum (CE85029). The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 4-3-14.

CB14-0274 A bill for an ordinance approving a proposed Contract between the City and County of Denver and Sturgeon Electric Company, Inc., related to runway lighting rehabilitation at Denver International Airport.

Approves a 15-month, \$7,904,081.77 contract with Sturgeon Electric Company, Inc. for the Runway 8-26 Complex Lighting Rehabilitation Project if an Airport Improvement Program (AIP) grant is received. The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 4-3-14.

Government & Finance

CB14-0252 A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Housing Authority of the City and County of Denver, to sell the property located at 944 Osage Street.

Approves a purchase and sale agreement between the City & County of Denver and the Housing Authority of the City & County of Denver for the sale of 944 Osage Street for \$10 in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 4-3-14.

CB14-0265 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Environmental Systems Research Institute, Inc., to provide software licensing, maintenance, professional services and training.

Adds three years and \$832,005 to the contract with Environmental Systems Research Institute, Inc. (for a contract total of \$2,174,305) for continued software licensing, maintenance, professional services, and training on products used by the City GIS program (EAPPS/CE84013). The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 4-3-14.

Health, Safety, Education & Services

CB14-0189 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Savio House to provide Residential Child Care Facility (RCCF) services.

Approves a contract with Savio House in the amount of \$3,581,306 through 6-30-15 to provide placements and case management services to children in and out of home care through child welfare (2012-05743-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0190 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Tennyson Center for Children at Colorado Christian Home to provide Residential Child Care Facility (RCCF) services.

Approves a contract with Tennyson Center for Children in the amount of \$1,240,536 through 6-30-15 to provide placements and case management services to children in and out of home care through child welfare (2012-05751-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0191 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Families First to provide Residential Child Care Facility (RCCF) services.

Approves a contract with Families First, Inc. in the amount of \$859,628 through 6-30-15 to provide placements and case management services to children in and out of home care through child welfare (2012-06214-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 3-13-14.

CB14-0253 A bill for an ordinance amending Sections 24-189 "Territory Within Which Burials are Prohibited" of Article VI of Chapter 24 of the Revised Municipal Code of the City and County of Denver to add an additional provision clarifying where any human remains may be buried or deposited.

Amends the Denver Revised Municipal Code Section 24-189 to clarify where human remains may be buried or deposited in the City & County of Denver. The Committee approved filing this bill by consent on 4-3-14.

Land Use, Transportation & Infrastructure

CB14-0254 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Trans West Truck for six semi truck tractors.

Approves a contract with Trans West Truck in the amount of \$789,588 to purchase six Freightliner Coronado SD semi-truck tractors as part of planned fleet replacement (PWOPS0000010282). The last regularly scheduled Council meeting within the 30-day review period is on 5-5-14. The Committee approved filing this bill by consent on 4-3-14.

CB14-0264 A bill for an ordinance relinquishing the easements reserved in Ordinance No. 347, Series of 1974 and Ordinance No. 319, Series of 1963.

Relinquishes the easements established in Ordinance No. 347, Series of 1974 (alley) and Ordinance No. 319, Series of 1963 (Birch Street), for use as part of the proposed development at 8th, 9th, Clermont, and Birch streets in Council District 5. The Committee approved filing this bill by consent on 4-3-14.

CB14-0269 A bill for an ordinance vacating an alley bounded by 36th Street, Blake Street, Walnut Street and Downing Street, with reservations.

Vacates the entire alley bounded by 36th, Blake, Walnut, and Downing streets in Council District 9. The Committee approved filing this bill by consent on 4-3-14.

Adjourn

Pending

For 4-28-14

CB14-0245 A bill for an ordinance changing the zoning classification for 2420, 2430, 2442, 2460 and 2462 through 2490 South University Boulevard.

Required Public Hearing
Final Consideration

For 5-5-14

CB14-0199 A bill for an ordinance changing the zoning classification for 12 South Garfield Street.

Required Public Hearing
Final Consideration

CB14-0154 A bill for an ordinance changing the zoning classification for 3226 West 19th Avenue.

Required Public Hearing
Final Consideration

CB14-0155 A bill for an ordinance changing the zoning classification for 1205 to 1275 Osage Street.

Required Public Hearing
Final Consideration

For 5-12-14

CB14-0267 A bill for an ordinance changing the zoning classification for 4300 Warren Avenue and 4275 Iliff Avenue.

Required Public Hearing
Final Consideration

Pending (Continued)

For 2-23-15

CB13-0501 AS AMENDED, a bill for an ordinance to amend Chapter 48 (Solid Waste) of the Revised Municipal Code to add an Article IX (Disposable Bag Fees) and to make a corresponding amendment to Chapter 24.

Final Consideration