

City Council Meeting of Monday, May 02, 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

<p>**WEB ACCESS**</p> <p>Live video and archives may be accessed at https://denver8.tv</p>	<p>**REMINDER**</p> <p>As a courtesy to those in attendance, please turn off your cell phones.</p>
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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 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 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled Council meeting. The agenda packet is also posted on the City Council website at <http://www.denvergov.org/citycouncil>. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

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 webcast at <https://denver8.tv>.

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, 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 (for required hearings only; no yielding of time for courtesy hearings). Please contact the Denver City Council for more information at 720-337-2000.

City Council Agenda and Explanatory Notes

Meeting Date: Monday, May 02, 2016 5:30 PM

Pledge of Allegiance

Roll Call

[Approval](#) of the Minutes

Council Announcements

Presentations

Communications

Proclamations

Resolutions

Business Development

[CR16-0269](#) A resolution approving the Mayor's appointment to the Federal Boulevard Business Improvement District Board of Directors.

Approves the Mayoral appointment of Nikki Mohaupt to the Federal Boulevard Business Improvement District Board of Directors for a term effective immediately and expiring 12-31-17 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 4-21-16.

Finance & Services

[CR16-0209](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and American Produce, LLC to purchase grocery items for the Denver Sheriff and Human Services Department.

Approves a \$3.5 million five-year master purchase order with American Produce, LLC for grocery items for the Denver Sheriff and Human Services departments to provide food for Denver inmates and residents of the Family Crisis Center (0181A0116). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution at its meeting on 4-19-16.

CR16-0210 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Pearson and Pearson, Inc. d.b.a. Front Range Wholesale to purchase grocery items for the Denver Sheriff and Human Services Department.

Approves an \$8 million five-year master purchase order with Pearson and Pearson, Inc. for grocery items for the Denver Sheriff and Human Services departments to provide food for Denver inmates and residents of the Family Crisis Center (0181A0216). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution at its meeting on 4-19-16.

CR16-0211 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Sysco Denver, Inc. to purchase grocery items for the Denver Sheriff and Human Services Department.

Approves a \$7 million five-year master purchase order with Sysco Denver, Inc. for grocery items for the Denver Sheriff and Human Services departments to provide food for Denver inmates and residents of the Family Crisis Center (0181A0316). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution at its meeting on 4-19-16.

CR16-0212 A resolution approving a proposed Master Purchase Order between the City and County of Denver and US Foods, Inc. to purchase grocery items for the Denver Sheriff and Human Services Department.

Approves a \$4 million five-year master purchase order with US Foods, Inc. for grocery items for the Denver Sheriff and Human Services departments to provide food for Denver inmates and residents of the Family Crisis Center (0181A0416). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution at its meeting on 4-19-16.

CR16-0213 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Pearson and Pearson d.b.a. Front Range Wholesale to purchase dairy items for the Denver Sheriff and Human Services Department.

Approves a \$600,000 five-year master purchase order with Pearson and Pearson for dairy products for the Denver Sheriff and Human Services departments for Denver inmates and residents of the Family Crisis Center (0309A0116). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution at its meeting on 4-19-16.

CR16-0214 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Southern Foods Group, LLC d.b.a. Meadow Gold to purchase dairy items for the Denver Sheriff and Human Services Department.

Approves a \$750,000 five-year term master purchase order with Southern Foods Group, LLC for dairy products for the Denver Sheriff and Human Services departments for Denver inmates and residents of the Family Crisis Center (0309A0216). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution at its

meeting on 4-19-16.

CR16-0278 A resolution approving a proposed Scheduled and On Call Maintenance and Repair Contract by and between the City and County of Denver and CTM, Inc., for landscaping services.

Approves a \$3 million contract with CTM, Inc. through 7-31-20 for citywide landscape maintenance and snow removal services (201626766). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution by consent on 4-21-16.

CR16-0285 A resolution approving a proposed Lease Agreement between the City and County of Denver and Bradley Donuts, LLC to lease 700 14th Street.

Approves a ten-year \$316,135.59 revenue contract with Bradley Donuts, LLC to lease 700 14th Street adjacent to the Colorado Convention Center in Council District 9 (FINAN 2016236309). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution by consent on 4-21-16.

CR16-0286 A resolution approving a proposed 3 year Lease Agreement between the City and County of Denver and United Church of Montbello for a food bank located at 4685 Peoria Street, Denver, Colorado.

Approves a lease agreement for \$1 annually with United Church of Montbello through 12-31-17 for space at 4685 Peoria Street for a food bank in Council District 8 (FINAN 201520034 -00). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution by consent on 4-21-16.

CR16-0287 A resolution approving a proposed Revival and Amendatory Agreement between the City and County of Denver and Mile High Montessori Early Learning Centers to revive and further amend and extend the existing lease.

Extends the lease agreement with Mile High Montessori Early Learning Centers for \$1 annually through 5-31-19 for a child care center at 980 South Lowell Boulevard in Council District 3 (FINAN RC95009-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution by consent on 4-21-16.

CR16-0288 A resolution approving a proposed Revival and Second Amendatory Agreement between the City and County of Denver and Mile High Montessori Early Learning Centers to revive and further amend and extend the existing lease.

Extends the lease agreement with Mile High Montessori Early Learning Centers for \$1 annually through 12-31-19 for a child care center at 3503 Marion Street in Council District 9 (FINAN RC05027-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution by consent on 4-21-16.

Governance & Charter Review

CR16-0267 A resolution approving the Mayor's appointments to the Regional Emergency Medical and Trauma Council (RETAC).

Approves the Mayoral appointments of Kevin McVaney and Matthew Mueller to the Regional Emergency Medical and Trauma Council for terms effective immediately and expiring 12-31-17, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 4-21-16.

Infrastructure & Culture

CR16-0198 A resolution approving a proposed Contract between the City and County of Denver and Sprinturf, LLC for replacement of synthetic turf at the Lowry soccer fields.

Approves a \$721,131.90 contract with Sprinturf, LLC to replace the synthetic turf at the Lowry soccer fields, add fencing, and associated site work in Council District 5 (201626184). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution by consent on 3-31-16.

CR16-0273 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley located near the intersection of East 3rd Avenue and Josephine Street.

Dedicates land as public alley at the intersection of East 3rd Avenue and Josephine Street in Council District 10. The Committee approved filing this resolution by consent on 4-21-16.

Neighborhoods & Planning

CR16-0290 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and SAFEbuilt Colorado, LLC to add additional funds to the agreement.

Amends a contract with SAFEbuilt Colorado, LLC to increase the contract from \$490,000 to \$2 million and to add roofing inspections, commercial plan review services, and commercial zoning permit review to the scope of work performed. The contract term remains the same (CPLAN-201522027). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this resolution by consent on 4-21-16.

Bills for Introduction

Business Development

CB16-0256 A bill for an ordinance dissolving the 9th Avenue Business Improvement District.

Approves the dissolution of the 9th Avenue Business Improvement District in Council District 5. 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 by consent on 4-14-16.

Finance & Services

CB16-0254 A bill for an ordinance amending Article III, Chapter 16 of the Denver Revised Municipal Code relating to the collection of the emergency telephone charge.

Authorizes the Department of Finance to collect E911 surcharges and updates the process for reporting and remittance of this emergency telephone charge fee. The Committee approved filing this bill by consent on 4-14-16.

CB16-0260 A bill for an ordinance amending the City Retail Sales Tax Article, Article II, Chapter 53 of the Denver Revised Municipal Code and the City Use Tax Article, Article III, Chapter 53 of the Denver Revised Municipal Code to provide that each calculation on the taxpayer's return shall be rounded to the nearest whole dollar.

Amends provisions of the Denver Revised Municipal Code to require that calculations on the taxpayer's return for retail sales and city use tax be rounded to the nearest whole dollar. The Committee approved filing this bill by consent on 4-14-16.

CB16-0265 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of easements and other interests, including any rights and interest related or appurtenant to such properties so designated, as needed for the installation of upgraded traffic signals and ADA curb ramps along Colorado Boulevard at the intersections of Louisiana Avenue and Arkansas Avenue.

Authorizes negotiation, purchase, or condemnation of six (6) permanent easements to install traffic lights and American with Disabilities Act-compliant ramps along Colorado Boulevard at the intersections of Louisiana and Arkansas avenues in Council District 6. The Committee approved filing this bill by consent on 4-21-16.

CB16-0279 A bill for an ordinance authorizing and approving (i) the use of an amount not to exceed \$40,000,000 of Private Activity Bond Volume Cap Allocation for the purpose of making a mortgage credit certificate election; and (ii) the MCC Program Administration Agreement, Lender Participation Agreement and the MCC Program Guidelines.

Authorizes and approves the use of an amount not to exceed \$40 million of Private Activity Bond Volume Cap Allocation for the Mortgage Credit Certificate Program and approves related agreements and program guidelines. The Committee

approved filing this bill by at its meeting on 4-19-16.

CB16-0292 A bill for an ordinance amending Chapters 32 and 53 of the Denver Revised Municipal Code relating to retail use tax and lodger's tax licenses, occupational privilege tax registration, and the filing frequency for occupational privilege and lodger's tax returns.

Changes the Denver Revised Municipal Code relating to retail use tax and lodger's tax licenses, occupational privilege tax registration, and the filing frequency for lodger's tax returns. The Committee approved filing this bill by consent on 4-21-16.

Infrastructure & Culture

CB16-0271 A bill for an ordinance relinquishing three easements reserved by Ordinance No. 151, Series of 1953, Ordinance No. 97, Series of 1939, and by a Deed of Easement, recorded with the Denver Clerk & Recorder on August 20, 1938 at Book 5231, Page 369, located at 1812 35th Street.

Relinquishes three easements at 1812 35th Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this bill by consent on 4-21-16.

CB16-0274 A bill for an ordinance relinquishing an easement reserved by Ordinance No. 566, Series of 2008, recorded with the Denver Clerk & Recorder at Reception No. 2008149335, located at 2190 East 11th Avenue.

Relinquishes an easement at 2190 East 11th Avenue in Council District 10. The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this bill by consent on 4-21-16.

CB16-0275 A bill for an ordinance relinquishing the easement reserved by Ordinance No. 418, Series 2012, recorded with the Denver Clerk & Recorder at Reception No. 2012110943 in the alley located near 993 West 43rd Avenue.

Relinquishes an easement at 993 West 43rd Avenue in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this bill by consent on 4-21-16.

Neighborhoods & Planning

CB16-0218 A bill for an ordinance changing the zoning classification for East 56th Avenue and Central Park Boulevard.

Rezoned property at 8901 E. 56th Ave. from M-RX-5 (master planned, residential mixed use, 5 stories) and OS-B (open space, recreation) to M-MX-5 and M-RX-5 (master planned, residential mixed use, 5 stories) in Council District 8. 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 4-13-16.

CB16-0253 A bill for an ordinance changing the zoning classification for 3401 N. Pecos Street, with a waiver.

Rezones property at 3401 Pecos St. from PUD #27 to CMP-EI2 (campus education institution, 2 restrictive form standards) in Council District 1. 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 4-13-16.

Safety & Well-being

CB16-0266 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and State of Colorado Judicial Department, for the community-based violence prevention demonstration program.

Amends a contract with the Colorado State Judicial Department extending the end date by one year to 12-3-16 and adding \$48,411.84 to the contract for a total contract amount of \$606,520.84 to continue the work of the Gang Reduction Initiative of Denver (GRID) program (SCITY-201100301-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-23-16. The Committee approved filing this bill by consent on 4-21-16.

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB16-0174, changing the zoning classification for 2765 South Colorado Boulevard; and a required hearing on CB16-0191, changing the zoning classification for 4100 and 4050 North Kittredge Street. Anyone wishing to speak on either 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

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

Rezoned property at 2765 South Colorado Boulevard from B-3 with waivers and conditions (Former Chapter 59) to S-CC-3x (suburban, commercial corridor, 3 stories, less intense use) in Council District 4. The Committee approved filing this bill at its meeting on 3-16-16.

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

Rezoned property at 4100 and 4050 North Kittredge Street from Former Chapter 59 Gateway zoning with waivers and conditions to S-CC-5x (suburban, commercial corridor, 5 stories, less intense use) in Council District 11. The Committee approved filing this bill at its meeting on 3-23-16.

Bills for Final Consideration

Infrastructure & Culture

CB16-0248 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and City of Aurora to reimburse Aurora for improvements to be constructed in the Denver portion of Tower Road to widen the road and construct appurtenances thereto.

Approves an intergovernmental agreement with the City of Aurora to reimburse Aurora \$850,000 for improvements in the Denver portion of the roadway including a traffic signal at the 43rd Avenue intersection and construction of a landscaped and irrigated median in Council District 11 (PWADM-201627364-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-16-16. The Committee approved filing this bill by consent on 4-14-16.

Safety & Well-being

CB16-0177 A bill for an ordinance adding a new Article XIII of Chapter 24 of the Revised Municipal Code of the City and County of Denver regarding use of graywater.

Amends the Denver Revised Municipal Code to add a new Article XIII of Chapter 24 allowing for the beneficial reuse of graywater within the City. The Committee approved filing this bill at its meeting on 4-12-16.

CB16-0257 A bill for an ordinance amending Article II of Chapter 4 of the Denver Revised Municipal Code relating to prevention and control of nuisance odors.

Amends Article II of Chapter 4 of the Denver Revised Municipal Code relating to prevention, control, and abatement of nuisance odors. The Committee approved filing this bill at its meeting on 4-12-16.

Announcement

Dependent upon publication on Monday, May 9, 2016, Council will hold a required public hearing on CB16-0256, dissolving the 9th Avenue Business Improvement District. On Tuesday, May 31, 2016, Council will hold a required public hearing on CB16-0218, changing the zoning classification for East 56th Ave. and Central Park Blvd; and, a required public hearing on CB16-0253, changing the zoning classification for 3401 North Pecos Street. Any protests against CB16-0 218 or CB16-0253 must be filed with the Council Offices no later than noon on Monday, May 23, 2016.

Adjourn

Pending

[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**

[For 5-16-16](#)

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

**Required Public Hearing
Final Consideration**

[For 5-23-16](#)

CB16-0217 A bill for an ordinance changing the zoning classification for 5104 Dallas Street.

**Required Public Hearing
Final Consideration**

[For 5-23-16](#)

CB16-0219 A bill for an ordinance changing the zoning classification for 4353 N. Cherokee Street.

**Required Public Hearing
Final Consideration**

[For 5-23-16](#)

CB16-0249 A bill for an ordinance changing the zoning classification for 30-50 South Colorado Boulevard.

**Required Public Hearing
Final Consideration**

[For 5-31-16](#)

CR16-0259 A resolution to set a public hearing relating to approval of an amendment to the Welton Corridor Urban Redevelopment Plan and directing the Denver Urban Renewal Authority to take certain actions in connection with the amendment.

**Required Public Hearing
Final Consideration**

<ItemStatus>

Dependent upon publication on Tuesday, May 31, 2016, Council will hold a required public hearing on CB16-0218, changing the zoning classification for East 56th Avenue and Central Park Boulevard; and, a required public hearing on CB16-0253, changing the zoning classification for 3401 North Pecos Street. Any protests against CB16-0218 or CB16-0253 must be filed with the Council Offices no later than noon on Monday, May 23, 2016.

**<ItemDuration>
<HearingType>**