



## MAYOR-COUNCIL AGENDA

Tuesday, November 05, 2013 9:30 AM  
Parr-Widener Community Room  
City and County Building Room 389

### I. DEPARTMENTAL MATTERS IN THE REGULAR COURSE OF BUSINESS:

#### A. Mayor's Office - Anthony Aragon

RR13-0753 \*Approves the Mayoral appointments of T. Marshal Seufert and John "Jay" Flynn to the Denver Community Corrections Board for terms effective immediately and expiring June 30, 2017, or until a successor is duly appointed.

#### B. Arts & Venues Denver - Tad Bowman

BR13-0758 Approves an amendment to the user agreement with the Denver Cutthroats, LLC, a minor league hockey team. The amendment revises: (i) the Game day fees and expenses for year two and year three of the term and (ii) the ticket rebate schedule (201102885).

#### C. Budget and Management - Brendan Hanlon

BR13-0773 Approves year-end adjustments and supplemental appropriations for the General Fund Contingency, Undersheriff, Department of Parks and Recreation, Community Planning and Development, Excise & Licenses, Office of the Independent Monitor and the Board of Adjustment for Zoning Appeals.

#### D. Community Planning and Development - Theresa Lucero

BR13-0757 Approves changes to the zoning classification from M-RX-5 to M-MX-5 for property located at 8822 Beekman Place (aka 4936 Verbena Street) in Council District 11.

#### E. Denver International Airport - Amy Raaz

BR13-0782 Approves a new concession agreement at DIA for 7 years with WDFG SPI DEN RETAIL, LLC d/b/a Spirit of the Red Horse with an annual MAG of \$149,360.00 or a percentage of compensation of Yrs 1-2, 10%; Yrs 3-7, 14%, whichever is greater (PLANE-201311258).

BR13-0781 Approves a new concession agreement at DIA for 7 years with Quiz-DIA, LLC d/b/a Quiznos with an annual MAG of \$718,442.00 or a percentage of compensation of 15% for food and 18% for alcohol, whichever is greater (PLANE-201311283).

BR13-0780 Approves a new concession agreement at DIA for 5 years with InMotion DEN-B, LLC d/b/a InMotion Entertainment with an annual MAG of \$118,965.00 or a percentage of compensation of Yrs 1-2, 10%; Yrs 3-5, 14%, whichever is greater (PLANE-201311264).

BR13-0779 Approves a new concession agreement at DIA for 7 years with Avila Retail Development and Management, LLC d/b/a Out West with an annual MAG of \$163,372.00 or a percentage of compensation of Yrs 1-2, 10%; Yrs 3-7, 14%, whichever is greater (PLANE-201311250).

- BR13-0778 Approves a new concession agreement at DIA for 7 years with Avila Retail Development and Management, LLC d/b/a Greetings from Colorado with an annual MAG of \$148,413.00 or a percentage of compensation of Yrs 1-2, 10%; Yrs 3-7, 14%, whichever is greater (PLANE-201311246).
- BR13-0777 Approves a new concession agreement at DIA for 7 years with CI/EL-ROI RMCF, JV d/b/a Rocky Mountain Chocolate Factory with an annual MAG of \$168,273.00 or a percentage of compensation of 13%, whichever is greater (PLANE-201311261-00).
- BR13-0776 Approves a new concession agreement at DIA for 7 years with Avila Retail Development & Management, LLC d/b/a Mosaic Fine Arts and Craft Gallery with an annual MAG of \$127,445.00 or a percentage of compensation of Yrs 1-2, 10%; Yrs 3-7, 14%. (PLANE-201311252).
- BR13-0775 Approves a new concession agreement at DIA for 7 years with Avila Retail Development & Management, LLC d/b/a Connections with an annual MAG of \$115,726.00 or a percentage of compensation of 15%, whichever is greater (PLANE-201311248).

F. Denver Public Library - Ron Miller

- BR13-0754 Approves a 10-year Memorandum of Understanding through December 31, 2021 between the Denver Public Library and the Denver Public Library Friends Foundation to promote the interests of the library including managing endowments for the benefit of the library (BOOKS-201103349-00).
- BR13-0755 \*Approves a four-year contract with Westover Controls Corp. through December 31, 2018 in the amount of \$550,000 for the automation system for environmental controls and for security controls including the card access system and closed circuit television system at the Denver Central Library (BOOKS-201312115-00).

G. Department of Safety - Jeannie Springer

- BR13-0759 \*Approves a contract amendment between Denver School District No. 1 (Denver Public Schools) and the Denver Police Department for School Resource Officers for the 2013-2014 school year in the amount of \$642,360 bringing the two-year contract total to \$1,278,360 (201209123-01).

H. Finance - Rick Sheehan/Jeffrey Steinberg

- RR13-0806 \*Approves the intent of the City and County of Denver to apply for an additional \$80,000,000 of the 2013 statewide Private Activity Bonds to issue housing revenue bonds or mortgage credit certificates to provide financing of residential facilities for low and middle-income families or persons; prescribing certain terms and conditions of such bonds; and containing other provisions relating to the proposed issuance of such bonds.
- BR13-0770 \*Approves the sale of 2506 West Colfax Avenue, City-owned surplus land and vacant building, to Denver Housing Authority for mixed-use development in accordance with the Decatur-Federal Station Plan in Council District 9.

I. Office of Children's Affairs - Al Martinez

- BR13-0786 \*Amends the School District Number One contract to add \$824,773.80 and to extend the contract through June 30, 2014 to provide comprehensive Head Start services to 302 children (MOEAI-201310965-01).

- BR13-0785 \*Amends the Catholic Charities and Community Services of the Archdiocese of Denver contract to extend the contract through June 30, 2014 and to add \$719,697.30 to provide comprehensive Head Start services to 224 children (MOEAI-201310958-01).
- BR13-0784 \*Amends the Clayton Early Learning, Trustee, George W. Clayton Trust contract to add \$676,924.59 and to extend the contract through June 30, 2014 to provide comprehensive Head Start services to 236 children (MOEAI-201310966-01).
- BR13-0783 \*Amends the Mile High Montessori Early Learning Centers contract to add \$800,382.68 and to extend the contract through June 30, 2014 to provide comprehensive Head Start services to 269 children (MOEAI-201310971-01).

J. Office of Economic Development - Seneca Holmes

- BR13-0765 Approves a loan request of \$950,000 from the Housing Inclusionary Program funds to 18th & Chestnut, L.P., a Georgia limited partnership, to facilitate the creation of 68 units of affordable housing in Council District 9.
- BR13-0767 Approves a loan request of \$2,500,000 from the General Fund Contingency to 18th & Chestnut, L.P., a Georgia limited partnership, to facilitate the creation of 68 units of affordable housing in Council District 9.
- BR13-0768 Approves a companion appropriation ordinance for the City's contribution of \$2,500,000 to support the loan agreement between the City and 18th & Chestnut, L.P., a Georgia limited partnership, for 68 affordable housing units at the Chestnut development located in the Denver Union Station development area in Council District 9.

K. Parks and Recreation - Angela Casias

- BR13-0787 Approves a funding agreement with Friends of Levitt Pavilion Denver and Mortimer & Mimi Levitt Foundation in the amount of \$2 million regarding the Levitt Pavilion at Ruby Hill Park in Council District 7, which will define funding timing and responsibilities.
- BR13-0788 Approves a Cooperative Agreement with Friends of Levitt Pavilion Denver, Mortimer & Mimi Levitt Foundation, and Levitt Pavilions setting forth the roles and responsibilities of all parties with regards to the operation and maintenance of the proposed Levitt Pavilion.
- BR13-0789 \*Approves a revocable agreement with the Denver Nordic Ski Association to manage a Nordic Ski course at Wellshire Golf course as weather permits during snow events in Council District 4.

L. Public Works - Brendan Kelly/Nancy Kuhn/Peter Baertlein/Mike Lutz/Rick Sheehan

- BR13-0790 \*Approves the assessments for the costs related to constructing improvements within the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Improvement District in Council District 7.
- BR13-0791 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the Welton Street Pedestrian Mall Local Maintenance District in Council District 8.

- BR13-0792 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the St. Luke's Pedestrian Mall Local Maintenance District in Council District 8.
- BR13-0793 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the Delgany Street Pedestrian Mall Local Maintenance District in Council District 9.
- BR13-0794 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the Tennyson Street II Pedestrian Mall Local Maintenance District in Council District 1.
- BR13-0795 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the 32nd and Lowell Pedestrian Mall Local Maintenance District in Council District 1.
- BR13-0796 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the Phase II Broadway Pedestrian Mall Local Maintenance District in Council District 7.
- BR13-0797 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Viaduct Pedestrian Mall Local Maintenance District in Council Districts 8 and 9.
- BR13-0798 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance District in Council Districts 8 and 9.
- BR13-0799 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the Consolidated Morrison Road Pedestrian Mall Local Maintenance District in Council District 3.
- BR13-0800 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Maintenance District in Council District 7.
- BR13-0801 \*Approves the 2014 annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District in Council District 7.
- BR13-0803 \*Approves the purchase of two Automated Barrel Loader Trash Trucks, Peterbilt 320 with AMREP Refuse Body for \$560,562 for Solid Waste (PWOPS0000009153).
- BR13-0804 \*Approves a third amendment to the Infrastructure and Open Space Agreement with The Central Platte Valley Metropolitan District (District) and the Denver Union Station Project Authority (DUSPA), which modifies the District's requirements for maintenance of 17th Street (XC81378-03).
- BR13-0805 \*Approves revoking Resolution No. 13-0394 and vacating the air space of ROW beginning at approximately 12' above grade with a maximum height of approximately 65' and extended out 8' in front of 1201 and 1221 Broadway in Council District 10.
- BR13-0760 \*Approves an Operating Plan and Budget for 2014 for the Cherry Creek North Business Improvement District.

- BR13-0761 \*Approves an Operating Plan and Budget for 2014 for the Cherry Creek Subarea Business Improvement District.
- BR13-0762 \*Approves an Operating Plan and Budget for 2014 for the Bluebird Business Improvement District.
- BR13-0763 \*Approves an Operating Plan and Budget for 2014 for the Colfax Business Improvement District.
- BR13-0764 \*Approves an Operating Plan and Budget for 2014 for the West Colfax Business Improvement District.
- BR13-0766 \*Approves an Operating Plan and Budget for 2014 for the Downtown Denver Business Improvement District.
- BR13-0769 \*Approves an Operating Plan and Budget for 2014 for the Federal Blvd Business Improvement District.
- BR13-0772 \*Approves an Operating Plan and Budget for 2014 for the Old South Gaylord Business Improvement District.
- BR13-0774 \*Approves an Operating Plan and Budget for 2014 for the 9th Avenue Business Improvement District.

**II. MATTERS FOR COUNCIL DISCUSSION:**

**III. MATTERS FOR COUNCIL INFORMATION:**

**IV. EXECUTIVE SESSIONS:**

- **City Attorney Update** – Matthew Hader

\*indicates consent agenda item \*\*indicates the item will be on committee agenda this week