

## City Council Meeting of Monday, December 21, 2015

# 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

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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 [lorrie.kosinski@denvergov.org](mailto: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.

### 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 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. 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, December 21, 2015 5:30 PM

## Pledge of Allegiance

## Roll Call

## Approval of the Minutes

## Council Announcements

## Presentations

## Communications

## Proclamations

## Resolutions

### Business Development

**CR15-0933 A resolution approving a proposed Agreement between the City and County of Denver and Costco Wholesale Corporation to locate and maintain a retail and wholesale facility at Alameda and Zuni.**

Approves a City Business Incentive Fund (BIF) contract with Costco Wholesale Corporation for \$2 million covering a five-year period for performance-based criteria associated with renovation of buildings at the Alameda Square Shopping Center (Alameda Boulevard and Zuni Street) and opening a business service retail store in Spring 2016 (OEDEV- 201524655-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution at its meeting on 12-2-15.

**CR15-0956 A resolution approving a proposed 2015 Lease Amendment to the Airport Use and Facilities Lease Agreement between the City and County of Denver and United Airlines, Inc., related to leased space at Denver International Airport.**

Amends an agreement with United Airlines to extend its deadline by six months for a new end date of 5-31-16 to return 14,000 square feet of leased space at Denver International Airport to the City (XC 2X000). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution by consent on 12-10-15.

## Finance & Services

**CR15-0924 A resolution levying taxes for the year 2015 upon all taxable property within special districts within the City and County of Denver for purposes authorized by law for special districts.**

Approves the 2016 Special Districts mill levy levying taxes for the year 2015 upon all taxable property within Special Districts within the City for purposes authorized by law for Special Districts. The Committee approved filing this resolution by consent on 12-3-15.

**CR15-0925 A resolution levying upon all taxable property within the City and County of Denver taxes for the year 2015 for purposes authorized by law for School District No. 1 in the City and County of Denver, State of Colorado.**

Approves the 2016 school mill levy levying upon all taxable property within the City taxes for the year 2015 for purposes authorized by law for School District No. 1. The Committee approved filing this resolution by consent on 12-3-15.

**CR15-0930 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Integrated Prescription Solutions, Inc. for integrated pharmacy delivery services.**

Adds two years and \$800,000 to the contract with Integrated Prescription Solutions, Inc. for a new contract total of \$1.275 million and expiration date of 12-31-17 for pharmacy benefit management services related to the City's workers' compensation program (FINAN-201418934-02). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0948 A resolution approving a First Amendment to Lease and Assignment Agreement with Environmental Learning for Kids.**

Corrects three errors in the contract with Environmental Learning for Kids and adds \$75,000 in Great Outdoors Colorado grant funds for the Education Center & Montbello Open Space Master Site Plan design and improvements (FINAN 201418361-01). The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0953 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and CorVel Healthcare Corporation for the City's Workers' Compensation program.**

Adds two years and \$950,000 to the contract with CorVel Healthcare Corporation for a new total of \$1.425 million for bill review and repricing services for the City's Workers' Compensation program (FINAN-201419255-02). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution by consent on 12-10-15.

## Governance & Charter Review

**CR15-0938 A resolution approving a proposed Agreement between the City and County of Denver and Vision Service Plan Insurance Company to provide vision insurance in 2016 to eligible employees.**

Approves an agreement with Vision Service Plan Insurance Company to provide vision insurance in 2016 to eligible employees for an amount not to exceed \$605,000. The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0940 A resolution approving a proposed Agreement between the City and County of Denver and Compsych Employee Assistance Programs, Inc. to provide employee assistance in 2016 to eligible employees.**

Approves an agreement with Compsych Employee Assistance Programs, Inc. to provide Employee Assistance in 2016 to eligible employees, contract amount not to exceed \$700,000 (CSAHR-201312609-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0943 A resolution approving the Mayor's reappointments to the Fax-Mayfair Business Improvement District Board of Directors.**

Approves the Mayoral reappointment of Maurice Bennett and Mark Berzins to the Fax-Mayfair Business Improvement District for terms effective 1-1-16 and expiring 12-31-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0944 A resolution approving the Mayor's reappointments to the Denver Convention Center Hotel Authority Board.**

Approves the Mayoral reappointments of Jaren Ducker and Nick LeMasters to the Denver Convention Center Hotel Authority Board for terms effective 1-1-16 and expiring 12-31-17, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0945 A resolution approving the Mayor's reappointments to the Regional Emergency Medical and Trauma Council (RETAC).**

Approves the Mayoral reappointments of Scott Field, Christopher Colwell, and Kathryn Beauchamp to the Regional Emergency Medical and Trauma Council (RETAC) for terms effective 1-1-16 and expiring 12-31-17, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0946 A resolution approving the Mayor's reappointments to the Denver Union Station Project Authority Board of Directors.**

Approves the Mayoral reappointments of Barb Grogan and Elbra Wedgeworth to the Denver Union Station Project Authority Board of Directors for terms effective 1-1-16 and expiring 12-31-17, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0947 A resolution approving the Mayor's reappointments and appointment to the Cherry Creek Subarea Business Improvement District Board of Directors.**

Approves the Mayoral reappointments of Paul Stann, Dan Reagan, and David Veldman; and, the appointment of Robert Grey to the Cherry Creek Subarea Business Improvement District Board of Directors for terms effective 1-1-16 and expiring 12-31-18, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0949 A resolution approving the Mayor's reappointments to the Denver Latino Commission.**

Approves the Mayoral reappointments of Monika Celado-Stenger, Derrick Delgado, Tony Encinias, Omar Gudino, Christopher Gutierrez, Yolanda Ortega, and Angela Urrego to the Denver Latino Commission for terms effective 1-2-16 and expiring 1-1-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0950 A resolution approving the Mayor's reappointments and appointments to the Downtown Denver Business Improvement District Board of Directors.**

Approves the Mayoral reappointment of Dorit Makovsky Fischer and the appointments of Jonathan Buerge, Austin Kane, David Kauffman and Bahman Shafa to the Downtown Denver Business Improvement District Board of Directors for terms effective 1-1-16 and expiring 12-31-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

**CR15-0951 A resolution approving the Mayor's reappointments and appointments to the Cherry Creek North Business Improvement District Board of Directors.**

Approves the Mayoral reappointments of Jan Lucas, Roy Kline, and the appointments of Lynda Campbell, John Conway, Chris Manley, Marshall Miranda and Calley Rigg to the Cherry Creek North Business Improvement District Board of Directors for terms effective 1-1-16 and expiring 12-31-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 12-10-15.

## Infrastructure & Culture

**CR15-0942 A resolution laying out, opening, and establishing as part of the City street system a parcel of land as a public alley near the intersection of West 50th Avenue and Vrain Street.**

Dedicates land as a public alley at the intersection of West 50th Avenue and Vrain Street in Council District 1. The Committee approved filing this resolution by consent on 12-10-15.

## Safety & Well-being

**CR15-0922 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and the St. Francis Center to provide emergency shelter services.**

Amends a contract with the St. Francis Center to add \$350,000 for a total contract in the amount of \$1.075 million and to extend the term through 12-31-16 to provide shelter services for up to 728 homeless men and women (SOCSV-2013 14453-02). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution at its meeting on 12-8-15.

**CR15-0983 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "Liability Claims," the sum of Twenty Thousand Dollars (\$20,000) payable to Clay Hamady Rampone and Lance Eldon Isaac, PLLC, in full payment and satisfaction of all claims in Civil Action No. 2014-cv-00728-WJM-NYW in the District Court for the City and County of Denver.**

Settles a claim involving the Denver Police Department. This resolution was approved for filing at the Mayor-Council meeting on 12-15-15.

## Bills for Introduction

### Governance & Charter Review

**CB15-0955 A bill for an ordinance approving an Agreement between the City and County of Denver and Regional Transportation District (RTD) to provide Eco pass decals in 2016 to eligible city employees.**

Approves an agreement with the Regional Transportation District (RTD) in the amount of \$1,990,844.40 to provide Eco pass decals in 2016 to eligible city employees to utilize RTD's bus and train services (CSAHR-201525490-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-11-16. The Committee approved filing this resolution by consent on 12-10-15.

## **Infrastructure & Culture**

**CB15-0941 A bill for an ordinance relinquishing portions of the easements reserved in Ordinance Number 174, Series of 1947.**

Relinquishes portions of the two easements reserved in Ordinance Number 174, Series of 1947, in the northerly parts of vacated Madison Street and the vacated North-South Alley to the West of Madison Street, lying north of the east-west alley dedicated by Ordinance Number 102, Series of 1950, in Council District 9. The Committee approved filing this bill by consent on 12-10-15.

**CB15-0952 A bill for an ordinance relinquishing a portion of the easement reserved in Ordinance Number 287, Series of 1957 and a portion of the Permanent Easement recorded under Reception Number 2011037173.**

Relinquishes an easement in a portion of the alley at 1449 7th Street between 7th Street and Auraria Parkway in Council District 9. The Committee approved filing this bill by consent on 12-10-15.

## **Neighborhoods & Planning**

**CB15-0937 A bill for an ordinance changing the zoning classification for 725 West 39th Avenue.**

Rezones property located at 725 West 39th Avenue from I-A, UO-2 and I-B, UO-2 (Industrial 3,000 to 4,500 sq. ft. zone lot; Use Overlay allowance for billboard) to C-MX-20 (Urban Center, Mixed Use, 20 stories) in Council District 9 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 12-9-15.

## **Safety & Well-being**

**CB15-0917 A bill for an ordinance amending Chapter 2, Article VIII, Division 11 of the Denver Revised Municipal Code to transfer governance of the Crime Prevention and Control Commission from the Department of Safety to the Department of Human Services.**

Amends Sections 2-255.48 through Sec. 2-255.58 of the Denver Revised Municipal Code to move the Crime Prevention and Control Commission (CPCC) from the Department of Safety to the Denver Department of Human Services. The Committee approved filing this bill by consent on 12-3-15.

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

## **Pre-Recess Announcement**

Tonight there will be a one-hour courtesy public hearing on CB15-0884, naming the to-be-constructed central Denver recreation center at the corner of Josephine Street and Colfax Avenue as the Carla Madison Recreation Center. Anyone wishing to speak on this matter 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**

#### **Infrastructure & Culture**

**CB15-0884 A bill for an ordinance naming the to-be-constructed central Denver recreation center at the corner of Colfax Avenue and Josephine Street as the “Carla Madison Recreation Center”.**

Approves the naming of the new recreation center to be built on the corner of Josephine Street and Colfax Avenue as the Carla Madison Recreation Center. The Committee approved filing this bill at its meeting on 12-2-15.

### **Bills for Final Consideration**

#### **Finance & Services**

**CB15-0882 A bill for an ordinance making supplemental appropriations from the General Contingency Fund to Departments and to the Capital Improvement and Capital Maintenance Fund.**

Approves a \$3,514,834.67 supplemental appropriation from General Fund Contingency to Excise and Licenses, Community Planning and Development, Denver Fire, Denver Police, Manager of Safety, the City Attorney’s Office, and the Capital Improvement Fund. The Committee approved filing this bill at its meeting on 12-1-15.

**CB15-0900 A bill for an ordinance designating certain property as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee simple and other interests, including any rights and interests related or appurtenant to such property, as needed for the National Western Center Project.**

Approves the designation of certain properties as required for public use and authorizes acquisition as needed for the implementation of the National Western Center Master plan vision. The Committee approved filing this bill at its meeting on 12-1-15.

**CB15-0934 A bill for an ordinance making a 2016 supplemental appropriation from the General Contingency Fund to make a one-time \$10 million payment to Adams County in accordance with the Amendatory Intergovernmental Agreement approved by the voters at the November 3, 2015 coordinated election.**

Approves a \$10 million supplemental appropriation from 2016 General Fund Contingency to Department of Finance for payment to Adams County resulting from the implementation of an Amendatory Intergovernmental Agreement approved by Denver and Adams County voters of ballot measure 1A in November 2015. The \$10 million is budgeted in 2016 contingency budget above the 2% Charter contingency requirement. The Committee approved filing this bill by consent on 12-3-15.

## **Safety & Well-being**

**CB15-0918 A bill for an ordinance amending Ordinance No. 195, Series of 2005, to change the accounting numbers associated with the Crime Prevention and Control Commission (CPCC) and authorizing financial transactions necessary to transfer cash, budget balances and existing contracts from the Public Safety Special Revenue Fund to the Human Services Special Revenue Fund.**

Amends Ordinance No. 195, Series 2005, to change the accounting number associated with the Crime Prevention and Control Commission Fund and authorizes the accounting transactions necessary to move cash, revenue, expenditures, and existing contracts to the new fund number. The Committee approved filing this bill by consent on 12-3-15.

## **Announcement**

Dependent upon publication on Tuesday, January 19, 2016, there will be a required public hearing on CB15-0937, changing the zoning classification for 725 West 39th Avenue. Any protests against CB15-0937 must be filed with the Council Offices no later than Monday, January 11, 2016.

## **Adjourn**

## **Pending**

**For 1-11-16**

**CB15-0891 A bill for an ordinance changing the zoning classification for 770 South Federal Boulevard.**

Required Public Hearing  
Final Consideration

**For 1-25-16**

**CB15-0625 A bill for an ordinance changing the zoning classification for 3268 West 32nd Avenue.**

Required Public Hearing  
Final Consideration