

## City Council of Tuesday, February 17, 2015

# 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

Room 451  
City & County Building  
Denver CO 80202

Phone: 720-337-2000  
Email: [dencc@denvergov.org](mailto:dencc@denvergov.org)

### \*\*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

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived web cast at <http://www.denvergov.org/citycouncil>. DVD recordings of meetings are available at the Central Library or at the Clerk and Recorder's Office.

### 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: Tuesday, February 17, 2015 5:30 PM

## **Pledge of Allegiance**

## **Roll Call**

## **Approval of the Minutes**

## **Council Announcements**

## **Presentations**

## **Communications**

## **Proclamations**

### **CP15-0064 A proclamation honoring Shirley Amore for her service to the Denver Public Library.**

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

## **Resolutions**

### **Business Development**

#### **CR15-0035 A resolution approving the Mayor's appointment to the Stapleton Development Corporation Board of Directors.**

Approves the Mayoral appointment of Patrick Teegarden to the Stapleton Development Corporation Board of Directors for a term effective immediately and expiring on 6-30-18, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 2-5-15.

#### **CR15-0065 A resolution approving the Mayor's appointments to the Denver Downtown Development Authority Board of Directors.**

Approves the Mayoral appointment of Jay Lambiotte to the Denver Downtown Development Authority Board of Directors for a term effective immediately and expiring on 6-30-15 and approves the appointment of Charles Sisk to the same for a term effective immediately and expiring on 6-30-16, or until successors are duly appointed. The Committee approved filing this resolution by consent on 2-5-15.

## Safety & Well-being

### **CR15-0034 A resolution approving the Mayor's reappointment to the Board of Environmental Health.**

Approves the Mayoral reappointment of Patti Schwayder to the Board of Environmental Health for a term effective immediately and expiring on 12-31-19, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 2-5-15.

### **CR15-0040 A resolution approving the Mayor's reappointments and appointments to the Denver Asian Pacific-American Commission.**

Approves the Mayoral reappointments of Peter Lee, Ferooza Eswaran, Jinny Kim, and Sylvia Smith-Brown, and the appointments of Gil Asakawa, Soyon Bueno, PC Chanthavong, Rachele Espiritu, Tim Higashide, Tri Ma, Jennifer Nguyen, Sekhar Paladugu, Phatsany Pongphachanxay, and Victoria Yiu to the Denver Asian Pacific-American Commission for terms effective immediately and expiring on 1-22-17, or until successors are duly appointed. The Committee approved filing this resolution by consent on 2-5-15.

## Bills for Introduction

### Business Development

### **CB15-0049 A bill for an ordinance approving a proposed Standard Specialty Retail Concession Space Agreement between the City and County of Denver and Marshall Retail Group, LLC concerning a concession at Denver International Airport.**

Approves a Standard Specialty Retail Concession Space Agreement with The Marshall Retail Group, LLC and MRG Denver, LLC doing business as Flight Stop at a monthly rate of \$62,500 for the duration of seven years for retail space within A Gates West Subcore (PLANE-201416498-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-9-15. The Committee approved filing this bill by consent on 2-5-15.

### **CB15-0050 A bill for an ordinance approving a proposed Third amendment to Agreement between the City and County of Denver and Cantina Grill Joint Venture, LLC concerning a concession at Denver International Airport.**

Amends a revenue agreement with Cantina Grille Joint Venture, LLC doing business as Cantina Grille in the amount of \$62,136 annually by adding two years and two months to the contract term for a new end date of 6-30-16 (AC8Y006(5)). The last regularly scheduled Council meeting within the 30-day review period is on 3-9-15. The Committee approved filing this bill by consent on 2-5-15.

## Neighborhoods & Planning

### **CB15-0030 A bill for an ordinance changing the zoning classification for 1410 & 1420 S. Santa Fe Drive.**

Rezones 1410-1420 South Santa Fe Drive from E-CC-3 UO-1, UO-2 (Urban Edge, Commercial Corridor, 3 stories, Use Overlay allowing adult businesses and billboards) to I-A UO-1, UO-2 (Light Industrial, Use Overlay allowing adult businesses and billboards) in Council District 7. A PUBLIC HEARING WILL BE HELD AT LEAST FOUR WEEKS AFTER PUBLICATION. The Committee approved filing this bill at its meeting on 2-4-15.

### **CB15-0057 A bill for an ordinance approving the 2015 Elyria & Swansea Neighborhoods Plan, which plan shall become a part of the Comprehensive Plan for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

Adopts the Elyria and Swansea Neighborhoods Plan as a part of the City's Comprehensive Plan. The Committee approved filing this bill at its meeting on 2-4-15.

## Safety & Well-being

### **CB14-1127 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Catholic Charities and Community Services of the Archdiocese of Denver to decrease services for Head Start programs.**

Amends a contract with Catholic Charities and Community Services of the Archdiocese of Denver to decrease Head Start enrollment from 224 children to 216 children. The decrease in slots is necessary to address under enrollment. No change in funding required (MOEAI 201416449). The last regularly scheduled Council meeting within the 30-day review period is on 3-9-15. The Committee approved filing this bill by consent on 12-24-14.

### **CB14-1128 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and School District No. 1 in the City and County of Denver and the State of Colorado to increase services for Head Start programs.**

Amends a contract with School District No. 1 to increase the Head Start enrollment from 302 children to 310. No change in funding required (201416452-01). The last regularly scheduled Council meeting within the 30-day review period is on 3-9-15. The Committee approved filing this bill by consent on 12-24-14.

**CB15-0043 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from the United States of America to award funding for the "Emergency Solutions Grant FY15" program.**

Approves the appropriation of 50% of grant award, or \$291,251.50, based on the Letter of Intent provided by the U.S. Department of Housing and Urban Development to ensure continuation of services. Official grant awards letters are generally not received until the spring. The Committee approved filing this bill by consent on 2-5-15.

**CB15-0067 A bill for an ordinance amending Article XVIII of Chapter 2, Denver Revised Municipal Code, concerning the Office of the Independent Monitor.**

Revises the Denver Revised Municipal Code concerning the Office of the Independent Monitor. Revisions include clarifying policies related to cooperation by the Denver Police Department, the Denver Fire Department, and the Denver Sheriff Department with the Office of the Independent Monitor. The revisions also provide greater investigative authority for the Office of the Independent Monitor including timely access to information and record requests made to the departments. The Committee approved filing this bill at its meeting on 2-3-15.

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

### **Pre-Recess Announcement**

Tonight there will be a required public hearing on CB14-1094, changing the zoning classification for Block 1 of the South Sloan's Lake Subdivision Filing No. 1 located at the southeast corner of 17th Avenue and Stuart Street, and a required public hearing on CB14-1095, changing the zoning classification for 1673 S. Emerson Street. Also, there will be a one-hour courtesy public hearing on CB15-0067, revisions to the Office of the Independent Monitor. Anyone wishing to speak on any 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**

**CB14-1094 A bill for an ordinance changing the zoning classification for Block 1 of the South Sloan's Lake Subdivision Filing No. 1 located at the southeast corner of 17th Avenue and Stuart Street.**

Rezones Block 1 of the South Sloan's Lake Subdivision Filing No. 1 located at the southeast corner of 17th Avenue and Stuart Street from C-MX-5/DO-5 (Urban Center, Mixed Use, 5 stories, Design Overlay Sloans Lake) to C-MX-12/DO-5 (Urban Center, Mixed Use, 12 stories, Design Overlay Sloans Lake) in Council District 1. The Committee approved filing this bill at its meeting on 1-7-15.

**CB14-1095 A bill for an ordinance changing the zoning classification for 1673 S. Emerson Street.**

Rezones property at 1673 South Emerson Street from U-SU-B (Urban, Single Unit, 4,500 lot size) to U-SU-B1 (Urban, Single Unit, 4,500 lot size, Accessory Dwelling Unit) in Council District 7. The Committee approved filing this bill at its meeting on 1-7-15.

## **Public Hearings - Bills for Introduction**

### **Safety & Well-being**

**CB15-0067 A bill for an ordinance amending Article XVIII of Chapter 2, Denver Revised Municipal Code, concerning the Office of the Independent Monitor.**

Revises the Denver Revised Municipal Code concerning the Office of the Independent Monitor. Revisions include clarifying policies related to cooperation by the Denver Police Department, the Denver Fire Department, and the Denver Sheriff Department with the Office of the Independent Monitor. The revisions also provide greater investigative authority for the Office of the Independent Monitor including timely access to information and record requests made to the departments. The Committee approved filing this bill at its meeting on 2-3-15.

## **Bills for Final Consideration**

### **Infrastructure & Culture**

**CB15-0036 A bill for an ordinance approving the execution of a proposed Sewer Use and Drainage Permit between the City and County of Denver and Samuel and Stephanie Zaitz regarding sanitary sewer services.**

Approves the connection of property outside the city at 3711 South Dahlia Street to City wastewater facilities. The Committee approved filing this bill by consent on 1-29-15.

**CB15-0037 A bill for an ordinance vacating a portion of South Steele Street east of 32 Polo Club Circle, without reservations.**

Vacates the public right-of-way adjacent to the property on the east side of 32 Polo Club Circle in Council District 6. The last regularly scheduled Council meeting within the 30-day review period is on 3-2-15. The Committee approved filing this bill by consent on 1-29-15.

**CB15-0038 A bill for an ordinance relinquishing an easement between Colorado Boulevard and Harrison Street at 40th Avenue.**

Relinquishes one 10-foot sanitary sewer easement at 3999 Colorado Boulevard in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 3-2-15. The Committee approved filing this bill by consent on 1-29-15.

**CB15-0039 A bill for an ordinance approving a proposed Second Amendment to Intergovernmental Agreement between the City and County of Denver and the Town of Morrison, Colorado to provide additional wastewater treatment services**

Adds \$40,000 to the intergovernmental agreement with the Town of Morrison and extends the term through 10-31-15 for wastewater treatment services at Red Rocks Amphitheater (CE45001(2)). The last regularly scheduled Council meeting within the 30-day review period is on 3-2-15. The Committee approved filing this bill by consent on 1-29-15.

**CB15-0044 A bill for an ordinance relinquishing an easement established by Boulevard One Filing No. 1.**

Relinquishes an easement along Lots 1 - 6 of Block 1, Boulevard One Filing No. 1 in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 3-2-15. The Committee approved filing this bill by consent on 1-29-15.

**CB15-0045 A bill for an ordinance relinquishing an easement at 3124 West 20th Avenue.**

Relinquishes the hard surface easement created by the conditions of the vacation #2013-0585-01 3124 at West 20th Avenue in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 3-2-15. The Committee approved filing this bill by consent on 1-29-15.

**CB15-0046 A bill for an ordinance relinquishing three easements established by Boulevard One Filing No. 1.**

Relinquishes an easement on all of Tract H and a part of Lots 1 and 2 of Block 6 in Boulevard One Filing No. 1 in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 3-2-15. The Committee approved filing this bill by consent on 1-29-15.

**Safety & Well-being**

**CB14-1106 A bill for an ordinance approving a proposed agreement by and between the City and County of Denver and Verizon Wireless to install equipment to enhance the signals for network inside the Denver Police Headquarters building at 1331 Cherokee Street.**

Approves a 10-year license agreement allowing Verizon Wireless to install equipment that will enhance the signals for the Verizon network inside the Denver Police Department Headquarters Building at 1331 Cherokee Street (TECHS201314329-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-2-15. The Committee approved filing this bill by consent on 12-18-14.

**Announcement**

Dependent upon publication on Monday, March 16, 2015, Council will hold a required public hearing on CB15-0030, changing the zoning classification for 1410 & 1420 S. Santa Fe Drive. Any protests against CB15-0030 must be filed with the Council Offices no later than noon on Monday, March 9, 2015.

**Adjourn**

## **Pending**

**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

**For 2-23-15**

**CB14-0972 A bill for an ordinance changing the zoning classification for 6200 Leetsdale Drive.**

Required Public Hearing  
Final Consideration

**For 3-2-15**

**CB14-1096 A bill for an ordinance changing the zoning classification for 7200 E. 36th Avenue.**

Required Public Hearing  
Final Consideration