

## City Council Minutes

Meeting Date: Monday, August 26, 2013 5:30 PM

### Pledge of Allegiance

Councilwoman Robb led the Pledge of Allegiance.

### Roll Call

Present: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Absent: Shepherd (1)

### Approval of the Minutes

The minutes of meeting date, August 19, 2013, were distributed to Council. Council President Susman ordered the minutes approved.

### Council Announcements

Councilmembers Nevitt, Brooks, and López offered announcements.

### Presentations

### Communications

A letter dated August 26, 2013, from Cary Kennedy, Chief Financial Officer, Manager of Finance, in keeping with the provisions of Section 20-93 of the Denver Revised Municipal Code notifying you of the Department of Finance's intent to issue City and County of Denver, Colorado, General Obligation Better Denver Bonds, Series 2013, in an amount not to exceed \$278 million was read in its entirety to Council.

### Proclamations

**CP13-0571 A proclamation honoring the work of Regis University Dual Language Campus in advancing higher education opportunities for adults. Sponsored by Councilmembers Shepherd, López, Ortega, Montero, Lehmann, Brooks, Robb, and Herndon.**

A motion offered by Councilman López, duly seconded by Councilwoman Lehmann, that CP13-0571 be adopted, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

## Resolutions

The Council Secretary read the following resolutions by titles.

### Health, Safety, Education & Services

#### **CR13-0542 A resolution approving the Mayor's appointment to the Denver Housing Authority Board of Directors. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CR13-0542, CR13-0586, CR13-0543, CR13-0549, and CR13-0550 be adopted en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

#### **CR13-0586 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Forty Two Thousand Dollars (\$42,000.00), payable to Tanisha Thomas and The Law Office of Cornell Johnson, P.C., in full payment and satisfaction of all claims in Case No. 2012CV5377, in the Denver District Court. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CR13-0542, CR13-0586, CR13-0543, CR13-0549, and CR13-0550 be adopted en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

### Land Use, Transportation & Infrastructure

#### **CR13-0543 A resolution approving the Mayor's appointment to the Denver Urban Renewal Authority Board of Directors. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CR13-0542, CR13-0586, CR13-0543, CR13-0549, and CR13-0550 be adopted en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CR13-0549 A resolution accepting and approving the plat of Stapleton Filing No. 43. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CR13-0542, CR13-0586, CR13-0543, CR13-0549, and CR13-0550 be adopted en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CR13-0550 A resolution granting a revocable permit to Auraria Higher Education Center, to encroach into the right-of-way on 7th Street near vacated Larimer Street. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CR13-0542, CR13-0586, CR13-0543, CR13-0549, and CR13-0550 be adopted en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**Bills for Introduction**

The Council Secretary read the following bills by titles. Council President Susman announced that all other bills on introduction are ordered published.

**Business, Workforce & Sustainability**

**CB13-0448 A bill for an ordinance approving a proposed Airline Support Facilities Lease Agreement between the City and County of Denver and Republic Airline, Inc. related to leased space at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0544 A bill for an ordinance approving a proposed Design-Build Contract DIA Data Center between the City and County of Denver and PCL Construction Services, Inc. related to a new Data Center at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0545 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Parsons Brinckerhoff, Inc. related to consultant services at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0546 A bill for an ordinance approving a Second Amendment to Cooperative Service Agreement Reimbursable between the City and County of Denver and USDA-APHIS Wildlife Services to extend the contract for performing certain wildlife control measures at Denver International Airport. (BUSINESS, WORKFORCE & SUSTAINABILITY)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

## **Government & Finance**

### **CB13-0547 A bill for an Ordinance amending Section 18-436 of Article XIII of Chapter 18, Employees' Voluntary Deferred Compensation Plan. (GOVERNMENT & FINANCE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

### **CB13-0548 A bill for an ordinance approving an Agreement between the City and County of Denver and 75 S. Federal. (GOVERNMENT & FINANCE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

## **Health, Safety, Education & Services**

### **CB13-0462 A bill for an ordinance approving an Agreement between the City and County of Denver and the Regents of the University of Colorado – Addiction Research and Treatment Services for residential and non-residential community corrections services. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0465 A bill for an ordinance approving an agreement between the City and County of Denver and Community Education Centers, Inc. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**Land Use, Transportation & Infrastructure**

**CB13-0496 A bill for an ordinance vacating the southerly portion of the north/south alley bounded by 8th Avenue, 9th Avenue, Broadway and Lincoln Street, with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0533 A bill for an ordinance vacating portions of the alleys in the three blocks between South Lincoln Street, South Sherman Street, south of East Mississippi Avenue and north of East Arizona Avenue, with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0535 A bill for an ordinance approving a proposed Funding and Assignment Agreement between the City and County of Denver and Denver Art Museum, to construct new public space for exhibitions, programs and events in the North Building. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0536 A bill for an ordinance approving a proposed Funding and Assignment Agreement between the City and County of Denver and The Denver Center for Performing Arts (DCPA), to renovate the Space and Stage theatres and the Seawell ballroom at the Helen Bonfils Theatre Complex. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0537 A bill for an ordinance approving a proposed Funding and Assignment Agreement between the City and County of Denver and Denver Botanic Garden, to construct new improvements including, new restrooms, café, and science pyramid. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0551 A bill for an ordinance relinquishing portions of certain easements reserved in Ordinance No. 580, Series of 1976, Ordinance No. 407, Series of 1990 and Ordinance No. 745, Series of 1990. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0552 A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Deighton Associates LTD., to increase funds and extend the term of the Agreement. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0553 A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Rush Truck Centers of Colorado, Inc., to purchase four Peterbilt Refuse Trucks. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed  
For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)  
Against: (None) (0)  
Absent: Shepherd (1)  
Abstain: (None) (0)

**CB13-0556 A bill for an ordinance changing the zoning classification of 3345, 3403 and 3457 Brighton Boulevard. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Council President Susman, duly seconded by Councilwoman Robb, that CB13-0448, CB13-0544, CB13-0545, CB13-0546, CB13-0547, CB13-0548, CB13-0462, CB13-0465, CB13-0496, CB13-0533, CB13-0535, CB13-0536, CB13-0537, CB13-0551, CB13-0552, CB13-0553, and CB13-0556 be ordered published en bloc, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

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

### **Pre-Recess Announcement**

Council President Susman announced that tonight there will be a combined one-hour public hearing on CB13-0521, CB13-0522, and CB13-0523, which propose amendments to the City Charter concerning the authority and functions of various departments to be referred to the voters in November. And, there will be a one-hour courtesy public hearing on CB13-0541, which proposes a special retail marijuana sales tax to be referred to the voters in November.

### **Recess**

Council took a recess.

## **Council Reconvenes and Resumes its Regular Session**

### **Public Hearings - Bills for Final Consideration**

#### **Government & Finance**

**CB13-0521 A bill for an ordinance submitting to a vote of the qualified and registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the state odd-year election of November 5, 2013, a proposed amendment to the Charter of the City and County of Denver concerning the authority and functions of the various departments in the executive branch as set forth in Article II of the Charter. (GOVERNMENT & FINANCE)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CB13-0521 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (11)

Against: Faatz (1)

Absent: Shepherd (1)

Abstain: (None) (0)

Council sat as a Committee of the Whole commencing at 6:18 PM, Council President Susman presiding, to hear speakers either for or against CB13-0521,

CB13-0522, or CB13-0523. Al La Cabe, Steven Hutt, and Seku signed up to speak in favor of the bills. No speakers signed up to speak in opposition to the bills. Skye Stuart of the Mayor's Office and Debra Johnson of the Clerk and Recorder's Office delivered the Staff Report with an overview.

**CB13-0523 A bill for an ordinance submitting to a vote of the qualified and registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the state odd-year election of November 5, 2013, a proposed amendment to the Charter of the City and County of Denver concerning election procedures. (GOVERNMENT & FINANCE)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CB13-0523 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**Health, Safety, Education & Services**

**CB13-0522 A bill for an ordinance submitting to a vote of the qualified and registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the state odd-year election of November 5, 2013, a proposed amendment to the Charter of the City and County of Denver concerning management of the safety departments of the City. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CB13-0522 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

## **Special Issues: Amendment 64**

**CB13-0541 AS AMENDED a bill for an ordinance establishing a special retail marijuana sales tax, subject to the approval of the voters at a special municipal election to be held in conjunction with the state odd-year election on November 5, 2013. (SPECIAL ISSUES: AMENDMENT 64)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CB13-0541 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

Council sat as a Committee of the Whole commencing at 6:36 PM, Council President Susman presiding, to hear speakers either for or against CB13-0541. No speakers signed up to speak in favor of the bill. Thad Tecza and Seku signed up to speak in opposition to the bill. Council President Susman delivered the Staff Report with an overview.

## **Bills for Final Consideration**

### **Government & Finance**

**CB13-0488 A bill for an ordinance making an appropriation and cash transfer from the Environmental Services Enterprise Fund (ESEF); establishing a "Composting Fund" in the General Government Special Revenue Fund and the means for authorizing expenditures from such fund; and authorizing the purchase of capital equipment items from said fund. (GOVERNMENT & FINANCE)**

A motion offered by Councilwoman Robb, duly seconded by Councilman Herndon, that CB13-0488 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, Montero, Nevitt, Ortega, Robb, Susman (11)

Against: López (1)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0525 A bill for an ordinance codifying in the Denver Revised Municipal Code certain provisions of law related to election procedures, subject to approval of a referred charter amendment at the November 5, 2013 special municipal election removing these same provisions from the Charter. (GOVERNMENT & FINANCE)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0529 A bill for an ordinance approving the purchase by the City and County of Denver and DIA of property and liability insurance policies through Marsh USA, Inc., AON Risk Insurance Services West, Inc. and Willis of Minnesota, Inc. in an amount not to exceed \$4,581,682 for the period of September 1, 2013 through September 1, 2014. (GOVERNMENT & FINANCE)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**Health, Safety, Education & Services**

**CB13-0440 A bill for an Ordinance approving an Amendatory Agreement with Terracon Consultants, Inc. to extend the term and increase the maximum contract amount. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0528 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the State of Colorado concerning the "Community Services Block Grant (CSBG) FY13-14" program and the funding therefor. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0530 A bill for an ordinance approving an Agreement between the City and County of Denver and the Community College of Aurora Foundation to donate a driving simulator. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0531 A bill for an ordinance approving the Sixth Amendatory Agreement between the City and County of Denver and Keefe Commissary Network, L.L.C. (HEALTH, SAFETY, EDUCATION & SERVICES)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

## **Land Use, Transportation & Infrastructure**

**CB13-0534 A bill for an ordinance vacating a portion of the alley in the block bounded by West 19th Avenue, West 18th Avenue, North Grove Street and North Hooker Street, located in Block 11 of Kittredge's Resubdivision in Cheltenham Heights near 3120 West 19th Avenue, with reservations. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

**CB13-0538 A bill for an ordinance relinquishing the easement established in Ordinance No. 578, Series of 2012 at 1440 West 33rd Avenue. (LAND USE, TRANSPORTATION & INFRASTRUCTURE)**

A motion offered by Councilwoman Robb, duly seconded by Councilwoman Lehmann, that CB13-0525, CB13-0529, CB13-0440, CB13-0528, CB13-0530, CB13-0531, CB13-0534, and CB13-0538 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Brooks, Brown, Faatz, Herndon, Kniech, Lehmann, López, Montero, Nevitt, Ortega, Robb, Susman (12)

Against: (None) (0)

Absent: Shepherd (1)

Abstain: (None) (0)

## **Announcement**

Council President Susman announced that there will be a required public hearing on CB13-0556, changing the zoning classification of 3345, 3403 and 3457 Brighton Boulevard on Monday, September 23, 2013. Any protests against CB13-0556 must be filed with the Council Offices no later than Monday, September 16, 2013.

## **Adjourn**

There being no further business before the City Council, Council President Susman adjourned the meeting at 6:54 PM.

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President

Attested by me with the Corporate Seal  
of the City and County of Denver

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Clerk and Recorder, Ex-Officio Clerk  
of the City and County of Denver

City Council public documents are available upon request in alternate formats.  
Prepared by Kelly Velez