

City Council Agenda and Explanatory Notes

Meeting Date: Monday, February 9, 2009 5:30 p.m.

(Public hearing detail – see page 9)

Pledge of Allegiance

Roll Call Present: _____ Late: _____ Absent: _____

Approval of Minutes of Monday, February 2, 2009

Presentations

Communications

Proclamations – (Series of 2009)

Resolutions – (Series of 2009)

Res. 17, Series of 2009, A resolution approving the Mayor's Reappointments to the Gay, Lesbian, Bisexual and Transgender (GLBT) Commission. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves the re-appointments of Peter Gross, Erin Iwata, Monica Marquez, Mari Newman, Michael Nunn, Anthony Stamper, and Jesse Ulibarri to the Denver GLBT Commission for terms ending May 1, 2009. This resolution amends Resolution No. 183, Series of 2007, to correct the re-appointment terms of the commissioners from May 1, 2010 to May 1, 2009. The Committee approved filing this resolution by consent on 1-30-09.

Res. 18, Series of 2009, A resolution accepting and approving the plat of Denargo Market Subdivision Filing No. 1. (PUBLIC WORKS)

Approves the final plat of Denargo Market Filing No. 1, containing 28.8 acres for mixed uses at Brighton and 29th Street in Council District 9. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Res. 19, Series of 2009, A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as part of Tower Road between 59th Avenue and 60th Avenue. (PUBLIC WORKS)

Dedicates a parcel as a portion of the public right-of-way of Tower Road between 59th and 60th avenues in Council District 11. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Res. 20, Series of 2009, A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as part of Memphis Street near 53rd Avenue. (PUBLIC WORKS)

Dedicates a parcel as a portion of the public right-of-way of Memphis Street near 53rd Ave. in Council District 11. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Res. 21, Series of 2009, A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as part of 53rd Avenue near Kittredge Street. (PUBLIC WORKS)

Dedicates a parcel as a portion of the public right-of-way of 53rd Avenue near Kittredge in Council District 11. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Res. 22, Series of 2009, A resolution laying out, opening and establishing as part of the city street system two parcels of land as part of Airport Way near 49th Avenue. (PUBLIC WORKS)

Dedicates two parcels as a portion of the public right-of-way of Airport Way near 49th Ave. in Council District 11. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Res. 23, Series of 2009, A resolution laying out, opening and establishing as part of the city street system a certain parcel of land as part of 47th Avenue near Tower Road. (PUBLIC WORKS)

Dedicates a parcel as a portion of the public right-of-way of 47th Avenue near Tower in Council District 11. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Res. 24, Series of 2009, A resolution laying out, opening and establishing as part of the city street system two parcels of land as part of 69th Avenue between Argonne Street and Tower Road. (PUBLIC WORKS)

Dedicates two parcels as a portion of the public right-of-way of 69th Avenue between Argonne and Tower in Council District 11. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Res. 25, Series of 2009, A resolution laying out, opening and establishing as part of the city street system two parcels of land as part of 71st Avenue between Argonne Street and Tower Road. (PUBLIC WORKS)

Dedicates two parcels as a portion of the public right-of-way of 71st Avenue between Argonne and Tower in Council District 11. This resolution was approved for filing at the Mayor-Council meeting on 2-3-09.

Bills for Introduction - (Series of 2009)

C.B. 71, Series of 2009, A bill for an ordinance changing the zoning classification for 2765 South Federal Boulevard to a Planned Unit Development District (PUD). (BLUEPRINT DENVER)

Appl. 2008I-00075. Changes the zoning of the 0.39-acre parcel at 2765 S. Federal from PUD 586 to PUD to increase the number of community corrections beds at this facility in Council District 2. **PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING.** The Committee approved filing this bill at its meeting on 1-28-09.

C.B. 72, Series of 2009, A bill for an ordinance changing the zoning classification for 1555 York Street. (BLUEPRINT DENVER)

Appl. 2008I-00078. Changes the zoning of the 0.29-acre parcel at 1555 York from MS-2 to R-4 for parking for Church in the City in Council District 8. **PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING.** The Committee approved filing this bill at its meeting on 1-28-09.

C.B. 73, Series of 2009, A bill for an ordinance changing the zoning classification for 2001-2019 East 17th Avenue. (BLUEPRINT DENVER)

Appl. 2008I-00071. Changes the zoning of the 0.29-acre parcel at 2001-2019 E. 17th Ave. from R-4/OD-9 to MS-1 to allow existing commercial uses in Council District 8. **PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING.** The Committee approved filing this bill at its meeting on 1-28-09.

C.B. 74, Series of 2009, A bill for an Ordinance approving a proposed Amendatory Lease Agreement between the City and County of Denver and Denver Health and Hospital Authority for the lease of City-owned property at approximately 3900 Grape Street. (FINANCE)

Approves a lease extension for 12 months to Denver Health & Hospital Authority in the amount of \$51,000 for property located at 3900 Grape Street until the new Park Hill Clinic is constructed. **The last regularly scheduled Council meeting within the 30-day review period is on 3-2-09.** The Committee approved filing this bill by consent on 12-26-08.

C.B. 75, Series of 2009, A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service. (GENERAL GOVERNMENT)

Approves classification and pay grade changes recommended by the Career Service Authority in the agency's notices numbers 1284, 1285, 1286, 1287, 1288, and 1289. The Committee approved filing this bill by consent on 1-30-09.

C.B. 76, Series of 2009, A bill for an ordinance approving a proposed Health Care Provider Agreement for the 2009 Medical Benefit for City and County of Denver employees between the City and County of Denver and Denver Health Medical Plan, Inc. (GENERAL GOVERNMENT)

Approves the 2009 agreement with Denver Health to provide medical benefits for city employees. **The last regularly scheduled Council meeting within the 30-day review period is on 3-2-09.** The Committee approved filing this bill at its meeting on 9-9-08.

C.B. 77, Series of 2009, A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Colorado Health Network, Inc., D/B/A Colorado AIDS Project, Inc., to provide assistance for housing and supportive services to persons living with HIV/AIDS. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves an agreement with Colorado AIDS Project (CAP) in the amount of \$1,091,230 for a contract term ending December 31, 2009, to provide housing assistance and supportive services to individuals and families affected by HIV/AIDS. **The last regularly scheduled Council meeting within the 30-day review period is on 3-2-09.** The Committee approved filing this bill by consent on 1-23-09.

C.B. 78, Series of 2009, A bill for an ordinance approving a proposed Donation Agreement between the City and County of Denver and Patricia Alice Still Estate providing for the donation of 400 artworks by Clyfford Still and of the archives of Clyfford Still. (PUBLIC AMENITIES)

Allows the City to accept donation of 400 works of art by painter Clyfford Still to join the 2,000 bequeathed to the City in 2004, making the City owner of nearly the entire Clyfford Still Archive. **The last regularly scheduled Council meeting within the 30-day review period is on 3-2-09.** The Committee approved filing this bill by consent on 1-30-09.

C.B. 79, Series of 2009, A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and HCA-HealthOne, LLC, relating to additional sponsorship benefits and payments. (PUBLIC AMENITIES)

Extends through Dec. 31, 2010, the sponsorship agreement with HealthONE whereby Theatres & Arenas annually receives \$140,000 from HealthONE for sponsorship rights at Red Rocks Amphitheater and a presence on the marquees at the Denver Performing Arts Center. **The last regularly scheduled Council meeting within the 30-day review period is on 3-2-09.** The Committee approved filing this bill by consent on 1-30-09.

C.B. 80, Series of 2009, A bill for an ordinance relinquishing certain easements as created by the plat of Southmoor Park Filing No. 2. (PUBLIC WORKS)

Relinquishes some of the easements established in Southmoor Park Filing No. 2 to accommodate new retail development at Hampton and Poplar in Council District 4. **The last regularly scheduled Council meeting within the 30-day review period is on 3-2-09.** This bill was approved for filing at the Mayor-Council meeting on 2-3-09.

C.B. 81, Series of 2009, A bill for an ordinance relinquishing certain easements established in Ordinance No. 239, Series of 1950. (PUBLIC WORKS)

Relinquishes some of the easements established in 1950 between Ringsby Court and the BNSF Railway to accommodate new construction in the TAXI development in Council District 9. **The last regularly scheduled Council meeting within the 30-day review period is on 3-2-09.** This bill was approved for filing at the Mayor-Council meeting on 2-3-09.

Recess

Council Reconvenes and Resumes its Regular Session

Final Consideration

C.B. 52, Series of 2009, A bill for an Ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and W2007 MVP Denver, LLC, for the renewal lease for courts at 1515 Cleveland Place. (FINANCE) Approves a lease with Sheraton Hotel dba W2007 MVP Denver, LLC for County Courts located at 1515 Cleveland Place in the amount of \$1,038,763.98. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 53, Series of 2009, A bill for an Ordinance approving a proposed Revival and Amendatory Agreement between the City and County of Denver and Sylvester Tally doing business as Coffee Etcetera. (FINANCE) Approves a five-year revenue lease agreement with Sylvester Talley dba Coffee Etcetera in the amount of \$38,700. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 54, Series of 2009, A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and Lowry Assumption, LLC regarding oversight of soil disturbing activities within an area of Denver formerly known as the Lowry Air Force base. (GREENPRINT) Amends the agreement with Lowry Assumption, LLC for environmental oversight of the former air force base to clarify that the final payment to the City is due no later than November 29, 2015, and remove language for earlier payments based on obtaining zoning approvals. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 55, Series of 2009, A bill for an Ordinance approving a proposed First Amendment and Modification Agreement between the City and County of Denver and Sheridan Homes, LLC. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION) Approves a HOME loan in the amount of \$173,100 to Sheridan Homes LLC (NEWSSED) for renovation expenses related to existing affordable housing located at 5375 West 10th Avenue (Jody Apartments) located in District 3. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 56, Series of 2009, A bill for an ordinance making a rescission and transfer appropriation in the General Government Special Revenue Fund and an expenditure authorization in the Community Development Special Revenue Fund for the "Line of Credit Security Payment." (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Rescinds and appropriates \$149,290 to the General Government Special Revenue Fund and an expenditure authorization in the Community Development Special Revenue Fund for the Line of Credit Agreement with JP Morgan Chase as approved in CB 173, Series 2008.

C.B. 57, Series of 2009, A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and Mental Health Center of Denver, to provide mental health treatment services to chronically homeless individuals. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves an agreement with Mental Health Center of Denver to extend the contract through March 31, 2009, and to add \$225,000 for mental health treatment services to chronically homeless individuals. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 58, Series of 2009, A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and Warren Village, Inc., to provide housing services for chronic and episodic homeless persons. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves an agreement with Warren Village, Inc. to extend the contract through March 31, 2009, and to add \$75,000 for rental subsidies and supportive services to chronically and episodic homeless women. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 59, Series of 2009, A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and Volunteers of America, Colorado Branch, to administer the "Family Motel Project", which provides emergency lodging services for homeless families, single women, and respite care for persons recuperating from recent hospital stays. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Amends the Volunteers of America Colorado Branch contract to extend the agreement an additional 12 months through December 31, 2009, and to add \$561,000 for third year shelter and services to families and single women. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 60, Series of 2009, A bill for an ordinance approving a License and Agreement between the City and County of Denver and the Colorado Museum of Natural History dba Denver Museum of Nature and Science to allow construction of a weather station within the City Park Golf Course. (PUBLIC AMENITIES)

Approves a 5-year agreement with the Denver Museum of Nature & Science regarding installation of a weather station at a Denver Golf-approved site on City Park Golf Course, and providing for Denver Golf to receive \$120 annually for electrical service. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 61, Series of 2009, A bill for an Ordinance approving a Second Amendment of an on-call landscape and irrigation services contract by and between the City and County of Denver and American Civil Constructors. (PUBLIC AMENITIES)

Corrects the On-Call Contract with American Civil Constructors to reflect the approved maximum project amount which was increased to \$485,000 earlier this year; the total capacity of \$1.45 million does not change. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 62, Series of 2009, A bill for an Ordinance approving a Second Amendment of an on-call landscape and irrigation services contract by and between the City and County of Denver and CTM, Inc., dba Colorado Total Maintenance. (PUBLIC AMENITIES)

Corrects the On-Call Contract with Colorado Total Maintenance to reflect the approved maximum project amount which was increased to \$485,000 earlier this year; the total capacity of \$1.45 million does not change. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 63, Series of 2009, A bill for an Ordinance approving a Second Amendment of an on-call landscape and irrigation services contract by and between the City and County of Denver and T2 Construction. (PUBLIC AMENITIES)

Corrects the On-Call Contract with T2 Construction to reflect the approved maximum project amount which was increased to \$485,000 earlier this year; the total capacity of \$1.45 million does not change. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 64, Series of 2009, A bill for an Ordinance approving a Second Amendment of an on-call landscape and irrigation services contract by and between the City and County of Denver and Richdell Construction. (PUBLIC AMENITIES)

Corrects the On-Call Contract with Richdell Construction to reflect the approved maximum project amount which was increased to \$485,000 earlier this year; the total capacity of \$1.45 million does not change. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 65, Series of 2009, A bill for an Ordinance approving a Second Amendment of an on-call landscape and irrigation services contract by and between the City and County of Denver and Goodland Construction. (PUBLIC AMENITIES)

Corrects the On-Call Contract with Goodland Construction to reflect the approved maximum project amount which was increased to \$485,000 earlier this year; the total capacity of \$1.45 million does not change. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 66, Series of 2009, A bill for an ordinance approving and providing for the execution of a proposed contract amendment between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Traffic Signal Improvements" project and the funding therefor. (PUBLIC WORKS)

Allows the City to accept and appropriate \$1,505,605 in additional federal and state funds for the design and construction of 8 traffic signals on state highways in the city. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 67, Series of 2009, A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Colorado Strijpe Wright, Ltd. for traffic Signage replacement and installation services. (PUBLIC WORKS)

Extends for one year and increases the maximum amount from \$980,000 to \$1,480,000 for the annual on-call contract with American Barricade, a division of Colorado Strijpe Wright, for upgrading street name signs and replacing faded and damaged roadway signs. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 68, Series of 2009, A bill for an ordinance relinquishing the easement as created by the original Lowry Filing No. 10 subdivision plat map. (PUBLIC WORKS)

Relinquishes an easement created in Lowry Filing No. 10 in Council District 5.

C.B. 69, Series of 2009, A bill for an ordinance approving a License Agreement between the City and County of Denver and Verizon Wireless LLC to construct and operate cell tower facilities at Denver Fire Department Station #21. (SAFETY)

Approves a license agreement with Verizon Wireless LLC for installation and operation of a cellular site and tower at Fire Station 21 located at 1500 E. Virginia Avenue. **The last regularly scheduled Council meeting within the 30-day review period is on 2-23-09.**

C.B. 70, Series of 2009, A bill for an ordinance making rescissions and appropriations in the Capital Improvements Fund for the Denver County Jail Building 19 Showers project. (SAFETY)

Rescinds \$303,050 in unused funds from the County Jail Employee Parking Lot project, \$50,000 from the County Jail Fire Alarm Panel project, and \$183,800 from the County Jail Parole Visit and Conference rooms' project and re-appropriates towards construction of showers in Building 19 at the County Jail.

Announcement

There will be public hearings on C.B.s 71, 72, and 73, Series of 2009, on March 9, 2009. Any protests against C.B. 71, 72, or 73, Series of 2009, must be filed in the Council Office no later than Monday, March 2, 2009.

Adjourn

The Council Chamber 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 TTY 720-913-8484 at least 72 hours in advance.

Bills Pending 03-02-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
50 of 09	Blueprint Denver	Final Consid.	Appl. 2008I-00042. Changes the zoning of the 0.57-acre parcel at 274 S. Monroe and 275 S. Garfield from R-1 to PUD for multi-unit residential uses in Council District 10.	2-2-09	Yes
51 of 09	Blueprint Denver	Final Consid.	Appl. 2008I-00067. Changes the zoning of the 1.43-acre parcel at 723-765 Delaware from P-1 and H-2 with waivers to H-2 for a medical office building in Council District 9.	2-2-09	Yes

Bills Pending 04-20-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
721 of 08	Blueprint Denver	Final Consid.	Designates the CU Medical Center Children's Psychiatric Day Care Building, 4301 E. 8 th Avenue, as a structure for preservation in Council District 5.	1-20-09	Yes
722 of 08	Blueprint Denver	Final Consid.	Designates the John F. Kennedy Development Center, 4399 E. 8 th Avenue, as a structure for preservation in Council District 5.	1-20-09	Yes