

City Council Agenda and Explanatory Notes

Meeting Date: Monday, March 2, 2009 5:30 p.m.

(Public hearing detail – see pages 4-5, 9-10)

Pledge of Allegiance

Roll Call Present: _____ Late: _____ Absent: _____

Approval of Minutes of Monday, February 23, 2009

Presentations

Communications

A letter dated March 2, 2009, from Claude Pumilia, Manager of Finance, in compliance with Section 20-93 of the Denver Revised Municipal Code, notifying Council of the Department of Finance's intent to issue Excise Tax Revenue Refunding Bonds, Series 2009A (the "Bonds") with a principal amount not to exceed \$74,000,000. (FINANCE)

A letter dated March 2, 2009, from Claude Pumilia, Manager of Finance, in compliance with Section 20-93 of the Denver Revised Municipal Code, notifying Council of the Department of Finance's intent to issue Excise Tax Revenue Refunding Bonds, Series 2009B (the "Bonds") with a principal amount not to exceed \$38,200,000. (FINANCE)

Under RMC 20-93.1 this matter, "...shall be assigned to the appropriate council committee. The council may in its discretion, within fifteen (15) days of reading by the city clerk of the notification, introduce and act upon a resolution stating council's intent to approve the issuance..."

Proclamations – (Series of 2009)

Resolutions – (Series of 2009)

Res. 34, Series of 2009, A resolution approving the Mayor’s Appointment to the Denver Asian Pacific-American Commission. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves the appointment of Erin Yoshimura to the Denver Asian Pacific-American Commission for a term ending January 22, 2011. The Committee approved filing this resolution by consent on 2-20-09.

Res. 35, Series of 2009, A resolution approving the Mayor’s Reappointments to the Denver Latino Commission. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves the re-appointments of Mario Yoos, Jesse Ogas, Mauricio Palacio, and Eddie Guerrero to the Denver Latino Commission for terms ending January 1, 2011. The Committee approved filing this resolution by consent on 2-20-09.

Res. 36, Series of 2009, A resolution granting a revocable permit to 1515 Wynkoop St. LLC to encroach into the right-of-way with a grease trap cleanout at 1515 Wynkoop Street. (PUBLIC WORKS)

Grants a revocable permit to 1515 Wynkoop St. LLC to encroach into the right-of-way with a grease trap cleanout at 1515 Wynkoop in Council District 9. This resolution was approved for filing at the Mayor-Council meeting on 2-24-09.

Bills for Introduction – Held in Committee (Series of 2009)

C.B. 120, Series of 2009, A bill for an ordinance approving an amendatory agreement between Redflex Traffic Systems, Inc. and the City & County of Denver that will provide the installation and maintenance of an automated photo red light enforcement system. (SAFETY)

Extends the agreement with Redflex Traffic Systems for photo red light enforcement for six months to evaluate the vendor’s performance, update the statement of work, clarify contract language and to seek a new bid. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.** The Committee approved filing this bill at its meeting on 2-4-09.

Bills for Introduction - (Series of 2009)

C.B. 124, Series of 2009, A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Ricondo & Associates, Inc. concerning a concession at Denver International Airport. (ECONOMIC DEVELOPMENT)

Amends the contract with Ricondo and Associates to add \$1.5 million and to extend the agreement through April 24, 2011 for research and analysis services related to DIA’s Master Plan Update studies. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill by consent on 2-20-09.

C.B. 125, Series of 2009, A bill for an ordinance approving the Sheridan Station Area 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. (FASTRACKS)

Adopts the Sheridan Station Area Plan as a supplement to the Denver Comprehensive Plan 2000 to guide land use, urban design and mobility improvements and investments around the light rail station. The Committee approved filing this bill at its meeting on 2-17-09.

C.B. 126, Series of 2009, A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and the Regional Transportation District to accept reimbursement for the FasTrack Liaison agreement. (FASTRACKS)

Accepts \$316,500 in reimbursement for 2007-2008 from the Regional Transportation District for the FasTrack Liaison agreement. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill by consent on 1-30-09.

C.B. 127, 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)

Abolishes vacant class of assistant city attorney – unit leader. The Committee approved filing this bill by consent on 2-20-09.

C.B. 128, Series of 2009, A bill for an ordinance approving an Agreement between the City and County of Denver and Denver Urban Renewal Authority for a home ownership rehabilitation loan program. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves a contract with Denver Urban Renewal Authority for the Single Family Rehabilitation Loan Program and Emergency Home Repair Program in the amount of \$643,000 from CDBG funds and \$448,000 from Skyline funds. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill by consent on 1-23-09.

C.B. 129, Series of 2009, A bill for an ordinance approving the Service Plan for the creation of Alameda Station Metropolitan District. (PUBLIC WORKS)

Approves the Alameda Station Metro District Service Plan for formation of a property taxing entity to provide for the financing of certain infrastructure supporting development of a specific area, including a pedestrian bridge from the station. **PUBLIC HEARING SCHEDULED FOR MARCH 9, 2009.** The Committee approved filing this bill by consent on 2-20-09.

C.B. 130, Series of 2009, A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Asphalt Specialties Company, Incorporated, for asphalt hot mix material. (PUBLIC WORKS)

Approves a 2-year master purchase order with 2 one-year renewal options with Asphalt Specialties Company for asphalt hot mix material with annual purchases estimated at \$1 million. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill by consent on 2-20-09.

C.B. 131, Series of 2009, A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Brannan Sand and Gravel, for asphalt hot mix material. (PUBLIC WORKS)

Approves a 2-year master purchase order with 2 one-year renewal options with Brannan Sand and Gravel for hot mix material with annual purchases estimated at \$1 million. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill by consent on 2-20-09.

C.B. 132, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and Quality Paving Company for 2009 citywide chipseal and crackseal program. (PUBLIC WORKS)

Approves a \$1,365,931.74 contract with Quality Paving for the 2009 citywide chipseal and crackseal program. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill by consent on 2-20-09.

C.B. 133, Series of 2009, A bill for an ordinance approving a proposed Contract by and between the City and County of Denver and J&K Trucking for 2009 Contract Hauling, Phase II. (PUBLIC WORKS)

Approves an \$886,275 contract with J&K Trucking for 2009 contract hauling (asphalt, mill tailings, etc.) for Street Maintenance. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill by consent on 2-20-09.

C.B. 134, Series of 2009, A bill for an ordinance approving a proposed First Amendatory Agreement between the City and County of Denver and Curbside, Inc., for household hazardous waste collection program. (PUBLIC WORKS)

Extends the contract with Curbside through 12-31-09 and adds \$95,000, for a new total of \$575,000, providing for the collection and disposal of household hazardous waste as required under the City's Municipal Separate Storm Sewer System Permit. **The last regularly scheduled Council meeting within the 30-day review period is on 3-23-09.** The Committee approved filing this bill at its meeting on 1-20-09.

Tonight Council will hold required public hearings on C.B.s 50 and 51, Series of 2009. Anyone wishing to speak on either 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

Final Consideration

C.B.s 50 and 51, Series of 2009, approve zoning map amendments. The Council is required by law to conduct hearings on zoning map amendments, and Council's actions are subject to court review. In order to provide a record for court review, testimony is recorded and any items presented to the Council are marked as exhibits and become a part of the record. They may be picked up from the Council Secretary after 30 days or after the conclusion of any court cases. Speakers should begin their remarks by telling the Council their names and cities of residence, and if they feel comfortable doing so, their home addresses.

REQUIRED PUBLIC HEARING **C.B. 50, Series of 2009, A bill for an ordinance changing the zoning classification for 274 South Monroe Street and 269-275 South Garfield Street to a Planned Unit Development District (PUD).** (BLUEPRINT DENVER)

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.

REQUIRED PUBLIC HEARING **C.B. 51, Series of 2009, A bill for an ordinance changing the zoning classification for 723 and 765 Delaware Street.** (BLUEPRINT DENVER)

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.

C.B. 104, Series of 2009, A bill for an ordinance approving a proposed Contract with Parsons Commercial Technology Group, Inc. for the 2008 Integrated Construction Program. (BOND IMPLEMENTATION)

Approves a \$42 million contract with Parsons Commercial Technology Group for construction of several Bond projects and other Public Works projects. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 105, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and Richdell Construction, Inc. for the 6th Avenue Irrigation Renovation. (BOND IMPLEMENTATION)

Approves a \$715,628 contract with Richdell Construction for renovation of the 6th Avenue median irrigation system between Colorado and Quebec. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 106, Series of 2009, A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Quiz-DIA, LLC concerning a concession at Denver International Airport. (ECONOMIC DEVELOPMENT)

Amends the revenue contract with Quiz-DIA, LLC dba Chef Jimmy's Bistro & Spirits on Concourse A Center Core to add \$466,483 in revenue and to extend the contract three years through October 31, 2014 for casual dining concessions at DIA. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 107, Series of 2009, A bill for an ordinance approving a proposed Second Amendment to Agreement between the City and County of Denver and Concessions Colorado, LLC concerning a concession at Denver International Airport. (ECONOMIC DEVELOPMENT)

Amends the revenue contract with Concessions Colorado, LLC dba New Belgium Hub on Concourse B Regional Jet Facility to add \$437,808 in revenue and to extend the contract three years through April 30, 2017 for casual dining concessions at DIA. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 108, Series of 2009, A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and FCX Systems Inc. for preconditioned AC units at Denver International Airport. (ECONOMIC DEVELOPMENT)

Approves the purchase of pre-conditioned air units from FCX Systems Inc. (Magnetek Industries) in the amount of \$2,763,626 for replacement of 46 units on Concourses A and C. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 109, Series of 2009, A bill for an ordinance establishing a "Denver Mountain Parks" program in the Culture and Recreation Special Revenue Fund and the means for authorizing expenditures from such fund. (FINANCE)

Creates a Denver Mountain Parks Special Revenue Fund to accept revenue generated in Denver mountain parks from contributions, donations, or other partnerships for the Department of Parks & Recreation.

C.B. 110, Series of 2009, A bill for an ordinance approving a Fourth Amendatory Agreement between the City and County of Denver and Brandeberry-McKenna Public Affairs, to assist the City in its efforts to establish and maintain positive governmental relations between the City and the State of Colorado and other local governmental entities. (GENERAL GOVERNMENT)

Adds \$102,082 to the contract with Brandeberry-McKenna and extends it from January 1, 2009 to October 31, 2009 for state lobbying services. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 111, Series of 2009, A bill for an ordinance approving a Fifth Amendatory Agreement between the City and County of Denver and Patton Boggs, LLP, to establish and maintain positive governmental relations between the City and federal, state, and other local governmental entities. (GENERAL GOVERNMENTY) Adds \$165,500 to the contract with Patton Boggs, LLC and extends it for nine months for federal lobbying services. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 112, Series of 2009, 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 "Refugee Targeted Assistance FY09" program and the funding therefor. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Accepts a grant in the amount of \$418,585 from the Colorado Dept. of Human Services for the FY09/10 Colorado Refugee Services Program for refugee employment and training services in Denver's Workforce Centers.

C.B. 113, Series of 2009, A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and Northeast Denver Housing Center. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION) Approves a Community Development Block Grant loan in the amount of \$63,000 to Northeast Denver Housing Center to subsidize the cost of housing to low-income buyers. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 114, Series of 2009, A bill for an ordinance making rescissions and appropriations in the Entertainment and Cultural Capital Projects Fund for the Colorado Convention Center (CCC) Structure/System Improvements project. (PUBLIC AMENITIES)

Rescinds \$193,951.80 from various capital projects at Colorado Convention Center and re-appropriates that amount to the Convention Center structure and system improvements budget.

C.B. 115, Series of 2009, A bill for an Ordinance approving a proposed donation by Norman and Earline Ricker of a vacant parcel of land adjoining Genesee Park in Jefferson County, Colorado, and designating said donated parcel of land as a park, as provided in the City Charter. (PUBLIC AMENITIES)

Accepts donation from Norman and Earline Ricker of approximately ¼ acre of land and designates it as park land per section 2.4.5 of the City Charter.

C.B. 116, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and Noraa Concrete Construction Corp. for 2009 citywide curb ramp & concrete repair, phase I. (PUBLIC WORKS)

Approves a \$676,295.50 contract with Noraa Concrete Construction for the 2009 Curb Ramp & Concrete Repair project. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 117, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and Noraa Concrete Construction Corp. for 2009 citywide curb, gutter & crossspan, Phase I. (PUBLIC WORKS)

Approves a \$1,337,870.75 contract with Noraa Concrete Construction for the 2009 Curb, Gutter & Crossspan project. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 118, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and Cutler Repaving, Inc. for 2009 citywide hot-in-place recycling and repaving. (PUBLIC WORKS)

Approves a \$2,429,395 contract with Cutler Repaving for the 2009 Hot-in-Place Recycling and Repaving project. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 119, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and SAK Construction, LLC for 2008 WMD annual sanitary sewer improvements. (PUBLIC WORKS)

Approves a \$2.4 million, one-year contract with SAK Construction for Sanitary Sewer Improvement projects to rehabilitate 119,854 linear feet of sanitary sewer pipes with cured-in-place liner city-wide. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 121, Series of 2009, A bill for an ordinance approving a proposed Ninth Amendment between the City and County of Denver and Let's Be Frank Productions, to extend the contract term through December 31, 2009 and increase the amount of compensation. (SAFETY)

Extends and adds \$69,120 to the contract with Let's Be Frank Productions for production and post-production services for the Denver Police Department's Blue & You program. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 122, Series of 2009, A bill for an ordinance approving a proposed Fourth Amendment between the City and County of Denver and Nicoletti-Flater Associates, PLLP, to amend the contract to extend term through December 31, 2009 and provide additional compensation. (SAFETY)

Extends for one year and add \$184,500 to the contract with Nicoletti-Flater & Associates for psychological services to the Denver Police Department officers, emergency mental health services and critical incident stress management backup services to Denver Fire Fighters, and clinical supervision for members on the DPD Victim Assistance Unit. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

C.B. 123, Series of 2009, A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Dataradio Corporation. (SAFETY)

Adds a non-disclosure agreement to a current contract with Dataradio Corporation for a \$2.3 million IP data system which is Department of Justice funded so that City of Denver, Technology Services, Electronic Engineering Bureau of the Police Department personnel can obtain repair information from Dataradio to work on the equipment. **The last regularly scheduled Council meeting within the 30-day review period is on 3-16-09.**

Announcement

There will be a public hearing on C.B. 129, Series of 2009, on Monday, March 9, 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 03-09-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
71 of 09	Blueprint Denver	Final Consid.	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.	2-9-09	Yes
72 of 09	Blueprint Denver	Final Consid.	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.	2-9-09	Yes
73 of 09	Blueprint Denver	Final Consid.	Appl. 2008I-00071. Changes the zoning of the 0.29-acre parcel at 2001-2019 E. 17 th Ave. from R-4/OD-9 to MS-1 to allow existing commercial uses in Council District 8.	2-9-09	Yes
Res. 28 of 09	Public Works	Final Consid.	Approve Alameda Station Metro District Service Plan.	2-17-09	Yes

Bills for Final Consideration

Bills Pending 03-23-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
101 of 09	Blueprint Denver	Final Consid.	Appl. 2008I-00027. Changes the zoning of the 1.13-acre parcels at 1901 W. 34 th and 3400-3434 Tejon from B-3 and R-2 to PUD for multi-unit residential uses in Council District 9.	2-23-09	Yes
102 of 09	Blueprint Denver	Final Consid.	Appl. 2006I-00008. Changes the zoning of the 0.62-acre parcel at 3801 E. 40 th Ave. from I-1 to R-MU-30 for commercial mixed use with some residential in Council District 9.	2-23-09	Yes
103 of 09	Blueprint Denver	Final Consid.	Appl. 2007I-00097. Changes the zoning of the 8.02-acre parcel at 26 th Ave. and Moline from R-1 to R-MU-20 for mixed residential uses and neighborhood retail in Council District 11.	2-23-09	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