

## **City Council Agenda and Explanatory Notes**

**Meeting Date: Monday, April 20, 2009 5:30 P.M.**

(Public hearing detail – see pages 4-5, 7-8)

### **Pledge of Allegiance**

**Roll Call Present: \_\_\_\_\_ Late: \_\_\_\_\_ Absent: \_\_\_\_\_**

### **Approval of Minutes of Monday, April 13, 2009**

### **Presentations**

### **Communications**

### **Proclamations – (Series of 2009)**

**Proc. 15, Series of 2009, A proclamation honoring the work of Captains Ron and Roberta McKinney of the Salvation Army Red Shield Community Center.**

Sponsored by Councilmembers Madison, López, Faatz, Johnson, Hancock, and Garcia.

**Proc. 16, Series of 2009, A proclamation honoring the life of Gary Price.**

Sponsored by Councilmembers Johnson, López, Brown, Montero, Boigon, Faatz, Madison, Lehmann, Garcia, and Linkhart.

### **Resolutions – (Series of 2009)**

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

**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.

## Bills for Introduction - (Series of 2009)

**C.B. 217, Series of 2009, A bill for an ordinance changing the zoning classification of 885 South Colorado Boulevard.** (BLUEPRINT DENVER)

Appl. 2008I-00068. Changes the zoning of the 0.38-acre parcel at 885 S. Colorado from B-2 with waivers and conditions to B-2 to allow a drive-through at the existing bank in Council District 6. **PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING.** The Committee approved filing this bill at its meeting on 4-8-09.

**C.B. 218, Series of 2009, A bill for an ordinance changing the zoning classification of 2300-2358 Welton Street and 580 24<sup>th</sup> Street.** (BLUEPRINT DENVER)

Appl. 2008I-00083. Changes the zoning of a 1.1-acre area at 2300-2358 Welton and 580 24<sup>th</sup> Street from B-8 to MS-3 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 4-8-09.

**C.B. 219, Series of 2009, A bill for an ordinance changing the zoning classification of 2100-2160 and 2200-2250 Welton Street and 600-602 Park Avenue West.** (BLUEPRINT DENVER)

Appl. 2008I-00084. Changes the zoning of a 3-acre area at 2100-2160 Welton, 2200-2250 Welton and 600-602 Park Avenue West from B-8 to B-8-A 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 4-8-09.

**C.B. 220, Series of 2009, A bill for an ordinance changing the zoning classification of approximately 3301 Humboldt.** (BLUEPRINT DENVER)

Appl. 2008I-00080. Changes the zoning of a 0.3-acre parcel at 3301 Humboldt from R-2 to B-2 for a residential structure 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 4-8-09.

**C.B. 221, Series of 2009, A bill for an ordinance changing the zoning classification of 2900, 3000 and 3100 Blocks of Downing Street.** (BLUEPRINT DENVER)

Appl. 2009I-00008. Changes the zoning of a 2.88-acre area in the 2900, 3000 and 3100 blocks of Downing from B-4 to MS-2 to accommodate higher density 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 4-8-09.

**C.B. 222, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and Interstate Highway Construction, Inc. for expansion of Concourse A East Apron at Denver International Airport.** (ECONOMIC DEVELOPMENT)

Approves a construction contract with Interstate Highway Construction, Inc. in the amount of \$18,936,127.05 for the Concourse A East Apron Expansion project for a contract ending date in December 2009. **The last regularly scheduled Council meeting within the 30-day review period is on 5-11-09.** The Committee approved filing this bill by consent on 4-10-09.

**C.B. 223, Series of 2009, A bill for an ordinance approving a proposed Denver Union Station Plan of Development Cooperation Agreement between the City and County of Denver and the Denver Downtown Development Authority relating to tax increment for the Denver Union Station Project. (FASTRACKS)**

Approves the Plan of Development Cooperation Agreement between the City and the Downtown Development Authority regarding payments and obligations related to the build out of Denver Union Station and outlines goals regarding public benefits including worker wages, small business, affordable housing, apprenticeship, and disadvantaged business participation. **The last regularly scheduled Council meeting within the 30-day review period is on 5-11-09.** The Committee approved filing this bill at its meeting on 4-9-09.

**C.B. 224, Series of 2009, A bill for an ordinance approving a Tax Increment Area Agreement between the City and County of Denver, the Denver Urban Renewal Authority and the Denver Downtown Development Authority relating to the Downtown Urban Renewal Area. (FASTRACKS)**

Approves an agreement between the City and County of Denver and Denver Urban Renewal Authority (DURA) and the Denver Downtown Development Authority to not authorize tax increment financing (TIF) on the Market Street Station block under DURA's downtown urban renewal plan. **The last regularly scheduled Council meeting within the 30-day review period is on 5-11-09.** The Committee approved filing this bill at its meeting on 4-9-09.

**C.B. 225, Series of 2009, A bill for an ordinance rescinding budget balances to close out grants in the Grant Projects Fund, transferring cash balances from said funds to the Grant Projects Fund and making a transfer of cash from the Grant Projects Fund to the Capital Improvements Fund. (FINANCE)**

Approves closing out several old capital improvement grant budgets which will be rescinded and the cash transferred to the Capital Improvements Fund. The Committee approved filing this bill by consent on 4-10-09.

**C.B. 226, 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)**

Create Assistant Chief of Operations at pay grade 813-A for Denver International Airport. The Committee approved filing this bill by consent on 4-10-09.

**C.B. 227, Series of 2009, A bill for an ordinance approving a proposed First Amendment and Modification Agreement between the City and County of Denver and Rocky Mountain HDC, Inc., for the development of an affordable housing project. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)**

Amends the contract with Rocky Mountain HDC to provide an additional \$325,000 in HOME funds for the Cornerstone Residences (affordable housing) project in District 8. The additional money is for expenses related to Davis Bacon wage rates. **The last regularly scheduled Council meeting within the 30-day review period is on 5-11-09.** The Committee approved filing this bill by consent on 3-26-09.

**C.B. 228, Series of 2009, A bill for an ordinance approving a proposed Fifth Amendment to Addendum A to Master Walkaway Lease Agreement between the City and County of Denver and Enterprise Leasing Company of Denver d/b/a Enterprise Fleet Services for the City to lease certain vehicles. (SAFETY)**

Adds \$23,039.70 and extends for 14 months the contract with Enterprise Fleet Services for an additional vehicle for the Denver Police Department Gang Bureau. **The last regularly scheduled Council meeting within the 30-day review period is on 5-11-09.** This bill was approved for filing by consent of the Committee on 1-24-09.

Tonight Council will hold required public hearings on C.B.s 721 and 722, Series of 2008, and C.B.s 168 and 169, Series of 2009. 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. It is Council's intent to postpone final consideration of C.B.s 721 and 722, Series of 2008.

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**Recess**

**Council Reconvenes and Resumes its Regular Session**

**Final Consideration**

C.B.s 168 and 169, 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. 721, Series of 2008, A bill for an ordinance designating the CU Medical Center Children's Psychiatric Day Care Building, located at 4301 East 8<sup>th</sup> Avenue, as a structure for preservation. (BLUEPRINT DENVER)**

**INTENT TO POSTPONE**      Designates the CU Medical Center Children's Psychiatric Day Care Building, 4301 E. 8<sup>th</sup> Avenue, as a structure for preservation in Council District 5.

**REQUIRED PUBLIC HEARING**      **C.B. 722, Series of 2008, A bill for an ordinance designating the John F. Kennedy Childhood Development Center/ B.F. Stolinsky Research Labs, located at 4399 East 8<sup>th</sup> Avenue, as a structure for preservation. (BLUEPRINT DENVER)**

**INTENT TO POSTPONE**      Designates the John F. Kennedy Development Center, 4399 E. 8<sup>th</sup> Avenue, as a structure for preservation in Council District 5.

**REQUIRED PUBLIC HEARING**      **C.B. 168, Series of 2009, A bill for an ordinance changing the zoning classification for 1837-25 W. 37th Avenue, 1830-48 W. 38th Avenue, 3704-44 Shoshone Street, 3705-29 Quivas Street, and 3746-56 Quivas Street to a Planned Unit Development District (PUD). (BLUEPRINT DENVER)**

Appl. 2007I-00121. Changes the zoning of the 4-acre parcel southeast of W. 38th Ave. and Shoshone, the Leprino Foods campus, from PUD 473 to PUD to accommodate expansion of buildings and upgrade of landscaping and parking within the boundaries of the existing PUD in Council District 9.

REQUIRED  
PUBLIC  
HEARING

**C.B. 169, Series of 2009, A bill for an ordinance changing the zoning classification, with a waiver, at approximately 3150-3152 Walnut Street.** (BLUEPRINT DENVER)

Appl. 2008I-00082. Changes the zoning of the 0.43-acre parcel at 3150-3152 Walnut from I-2 to R-MU-30 with a waiver for mixed-use development in Council District 9.

**C.B. 207, Series of 2009, A bill for an ordinance approving a Release and Quitclaim Deed from the City and County of Denver to SDLIP, LLC relating to a deed restriction at 1768 Platte Street.** (BLUEPRINT DENVER)

Terminates a deed restriction on 1768 Platte Street to allow residential construction instead of only a garage on the vacant property. **The last regularly scheduled Council meeting within the 30-day review period is on 5-4-09.**

**C.B. 208, Series of 2009, A bill for an ordinance approving a proposed Amendatory Funding and Assignment Agreement between the City and County of Denver and Colorado Museum of Natural History dba Denver Museum of Nature and Science (“DMNS”) to provide infrastructure bond funds to DMNS in the amount of \$49,261,000.00 for the completion of certain projects under the conditions specified in the Amendatory Agreement.** (BOND IMPLEMENTATION)

Amends the agreement to allow the Museum to expend city bond funds prior to museum funds to allow more time for fundraising the Museum’s portion. **The last regularly scheduled Council meeting within the 30-day review period is on 5-4-09.**

**C.B. 209, Series of 2009, A bill for an ordinance approving a proposed Sixth Amendment to Agreement between the City and County of Denver and Quiz-DIA, LLC concerning a concession at Denver International Airport.** (ECONOMIC DEVELOPMENT)

Approves a sixth amendment to the Quiz-DIA, LLC concessions contract (located on Concourse B West Outboard Subcore) to insert updated language that allows the Aviation Manager to waive, in writing, the 150% holdover fee to allow the concessionaire to holdover on a month-to-month basis at 100% of the monthly compensation in effect during the last month of the term until the RFP process for the concession location is completed. **The last regularly scheduled Council meeting within the 30-day review period is on 5-4-09.**

**C.B. 210, Series of 2009, A bill for an ordinance approving a proposed First Amendment to Contract between the City and County of Denver and Hartco, Inc., d/b/a CAM Services related to ramp scrubbing and sweeping services at Denver International Airport.** (ECONOMIC DEVELOPMENT)

Adds \$564,000 to the Hartco, Inc. dba CAM Services contract and extends it through February 28, 2010 for ramp scrubbing and sweeping services. **The last regularly scheduled Council meeting within the 30-day review period is on 5-4-09.**

**C.B. 211, Series of 2009, A bill for an ordinance making a rescission and an appropriation in the General Fund. (FINANCE)**

Authorizes a \$66,600 rescission from the Office of Economic Development (OED) and re-appropriates it to the Dept. of Finance-Quantitative Analysis (a budgeted position that will move from OED to Finance).

**C.B. 212, Series of 2009, A bill for an ordinance amending Ordinance No. 626, Series of 2008, the annual appropriating ordinance, to correct the Office of Employee Assistance appropriation. (FINANCE)**

Amends the 2009 Long Bill to correct the appropriation for the Office Employee Assistance to show \$443,400.

**C.B. 213, Series of 2009, A bill for an ordinance authorizing the purchase of capital equipment items from the Fleet Maintenance Internal Service Fund budget. (FINANCE)**

Approves a \$259,000 software upgrade to the Fleet Maintenance Division's Faster Fleet Management/Maintenance Software System.

**C.B. 214, Series of 2009, A bill for an ordinance re-appointing Leslie M. Lawson to serve as a member of the Board of Ethics. (GENERAL GOVERNMENT)**

Approves the re-appointment of Leslie M. Lawson as a Council-appointed member of the Board of Ethics.

**C.B. 215, Series of 2009, A bill for an ordinance approving a proposed Amendment between the City and County of Denver and Keefe Commissary Network, LLC, for commissary services at the Denver County Jail and the Pre-Arrestment Detention Facility. (SAFETY)**

Extends the existing contract with Keefe Commissary Network until 12-31-09, updates insurance language, and modifies the rate on certain products. **The last regularly scheduled Council meeting within the 30-day review period is on 5-4-09.**

**C.B. 216, Series of 2009, A bill for an ordinance amending Section 18-164 of the Revised Municipal Code, extending the military pay differential for eligible career service employees and members of the classified service through the end of calendar year 2009. (SAFETY)**

Extends to December 31, 2009 the sunset date for provisions authorizing a pay differential for both civilian and sworn City personnel serving in the military assuring that they do not receive less pay while on active duty.

### **Announcement**

Dependent upon publication there will be public hearings on C.B.s 217, 218, 219, 220, and 221, Series of 2009, on Monday, May 18, 2009. Any protests against C.B. 217, 218, 219, 220, or 221, Series of 2009, must be filed in the Council Office no later than Monday, May 11, 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 05-04-09**

<b>C.B. #</b>	<b>Committee</b>	<b>Status</b>	<b>Description</b>	<b>Continued From</b>	<b>Hearing?</b>
<b>192 of 09</b>	<b>Blueprint Denver</b>	<b>Final Consid.</b>	Appl. 2009I-00004. Changes the zoning of the 9.8-acre parcel at 3405 and 3375 Park Avenue from PUD 353 and PRV to C-MU-30 for the new police training and traffic operations campus in Council District 9.	<b>4-6-09</b>	<b>Yes</b>