

City Council Agenda and Explanatory Notes

Meeting Date: Monday, May 11, 2009 5:30 P.M.

(Public hearing detail – see pages 11-13)

Pledge of Allegiance

Roll Call Present:_____ Late:_____ Absent:_____

Approval of Minutes of Monday, May 4, 2009

Presentations

Communications

Proclamations – (Series of 2009)

Proc. 20, Series of 2009, A proclamation recognizing the 2009 Civilian Top Gun Competition.

Sponsored by Councilmembers Garcia, López, Montero, Linkhart, and Boigon.

Proc. 21, Series of 2009, A proclamation honoring Jennifer Macy upon her retirement after 29 years of helping to make Denver a better place.

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

Proc. 22, Series of 2009, A proclamation recognizing Foster Parent Month.

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

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.

C.B. 247, Series of 2009, A bill for an ordinance approving a proposed Professional Services Agreement between the City and County of Denver and J.F. Sato and Associates, Inc. for project management and construction administration for Civic Center historic features and La Alma pool. (BOND IMPLEMENTATION)

Approves a \$700,000 contract with J.F. Sato for project management and construction administration for Civic Center Historic Features and La Alma Pool projects. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.** The Committee approved filing this bill at its meeting on 1-26-09.

Resolutions – (Series of 2009)

Res. 55, Series of 2009, A resolution approving the Mayor's Reappointments and Appointments to the Gay, Lesbian, Bisexual and Transgender (GLBT) Commission. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves the appointments and re-appointments of Erin Iwata, Jesse Ulibarri, Jordan Garcia, Cory Barrett, Cassandra Branch, Adam Crowley, Crystal Ann Gray, Erica Johnson, Santiago Lopez, Michael Nicoletti, Dan Reirden, Dylan Scholinski, and Rachel Chaparro to the Denver GLBT Commission for terms ending May 1, 2011. The Committee approved filing this resolution by consent on 5-1-09.

Res. 56, Series of 2009, A resolution laying out, opening and establishing as part of the city street system a parcel of land as Bassett Circle, near Little Raven Street. (PUBLIC WORKS)

Dedicates a parcel of land as part of Bassett Circle, near Little Raven St. in District 9. This resolution was approved for filing at the Mayor-Council meeting on 5-5-09.

Res. 57, Series of 2009, A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Seventeen Thousand Two Hundred Dollars (\$17,200.00) payable to Douglas L. Romero, LLC, in full payment and satisfaction of all claims in Civil Action No. 08-cv-01444-REB-MJW in the United States District Court for the District of Colorado. (SAFETY)

Settles a claim involving the Police Department. This resolution was approved for filing at the Mayor-Council meeting on 3-31-09.

Bills for Introduction - (Series of 2009)

C.B. 262, Series of 2009, A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Wenk Associates, Inc. for planning, design and related consulting to include design and engineering of a plumbed restroom structure which was not included in the original master plan for Parkfield Lake Park. (BOND IMPLEMENTATION)

Amends the Parkfield Lake Park design contract with Wenk Associates to include the design and engineering of a plumbed restroom and add \$22,290, for a new total of \$619,477. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 4-17-09.

C.B. 263, Series of 2009, A bill for an ordinance approving a proposed Design Services Agreement with RNL Design, Inc. for the Eastside Human Services Building. (BOND IMPLEMENTATION)

Approves a \$1,050,000 design and construction administration contract with RNL Design for the new Eastside Human Services building to be constructed at 3821 Steele. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill at its meeting on 4-27-09.

C.B. 264, Series of 2009, A bill for an ordinance approving an agreement between Tower I Construction Company and the City & County of Denver that will provide the upgrade and expansion of Westwood Child development Center. (BOND IMPLEMENTATION)

Approves a \$1,265,200 construction contract with Tower 1 Construction for the Westwood Child Care expansion and upgrade project. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill at its meeting on 4-27-09.

C.B. 265, Series of 2009, A bill for an ordinance approving a proposed Support Facilities Lease Agreement between the City and County of Denver and Swissport Cargo Services, LP, related to leased space at Denver International Airport. (ECONOMIC DEVELOPMENT)

Approves a Support Facilities Lease Agreement between Swissport Cargo Services, LP and the City and County of Denver. This is a revenue Agreement between Swissport and the City for space in the Joint Use Cargo Building. The term of the lease is May 1, 2009 to December 31, 2010, but can be canceled with 30 days written notice. Swissport handles cargo for Lufthansa. Swissport subleased space from United in United's cargo building, but the sublease will be terminated by United, effective May 2, 2009. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 266, 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)

Changes Judicial Assistant III pay grade from 616-C to 617-C, Judicial Assistant IV from 618-L to 619-L, County Court Parking Magistrate from 618-L to 619, and Deputy Manager of Aviation for Operations from 817-A to 818-A. L; Abolishes Administrative Hearings Technician and Deputy Manager of Aviation for Public Safety and Security. The Committee approved filing this bill by consent on 5-1-09.

C.B. 267, 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 occupational group adjustments to the pay ranges based on the annual market survey. The Committee approved filing this bill at its meeting on 4-28-09.

C.B. 268, Series of 2009, A bill for an Ordinance amending the annual implementation of pay plan adjustments for employees in the Career Service and for certain employees not in Career Service. (GENERAL GOVERNMENT)

Changes the implementation date of pay grade adjustments (bumps) for classifications found to be 10% or more below market to January 1, 2010 to coincide with departmental budget cycles. The Committee approved filing this bill at its meeting on 4-28-09.

C.B. 269, Series of 2009, A bill for an ordinance approving a Third Amendatory Agreement between the City and County of Denver and Catholic Charities and Community Services of the Archdiocese of Denver, Inc., to administer a TANF housing program for eligible homeless families. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Adds \$187,220 to an agreement with Catholic Charities for the continuation of services provided to TANF-eligible homeless families. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 270, Series of 2009, A bill for an ordinance approving a Third Amendatory Agreement between the City and County of Denver and Colorado Coalition for the Homeless, to provide project based rental assistance and supportive services for the chronically homeless. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Authorizes a nine-month extension through December 31, 2009 to an agreement with Colorado Coalition for the Homeless, and to increase the contract by \$440,508 for rental and supportive services to chronically homeless persons. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 271, Series of 2009, A bill for an ordinance approving a Fourth Amendatory Agreement between the City and County of Denver and Colorado Coalition for the Homeless, to provide comprehensive housing and supportive services to chronically homeless individuals. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Authorizes a nine-month extension through December 31, 2009 to an agreement with Colorado Coalition for the Homeless, and to increase the contract by \$267,750 for services to the chronically homeless individuals who primarily reside in downtown Denver. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 272, Series of 2009, A bill for an ordinance approving a Third Amendatory Agreement between the City and County of Denver and Aspen Family Services, Inc., to support the transfer of the administration of the Denver Child Care Assistance Program to the Denver Department of Human Services. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Authorizes an increase of \$277,298 to an agreement with Aspen Family Services and approves a three-month extension through June 30, 2009 to support the transfer of all child care intake, eligibility, and redetermination responsibilities back to the Denver Department of Human Services (DDHS). **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 273, Series of 2009, A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Orion Specialty Contractors, LLC for cyclical maintenance and repair on coating surfaces for pools, spray parks, locker room, shower rooms, restrooms and fountains. (PUBLIC AMENITIES)

Amends the contract with Orion Specialty for maintenance and repair for pools, locker rooms, and fountains to extend it for one year to Sept. 18, 2010, increase the maximum contract to \$890,000, and increase the per project maximum to \$160,000. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 274, Series of 2009, A bill for an ordinance approving and providing for the execution of a proposed contract between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Colfax/Welton/Galapago Intersection Reconstruction" project and the funding therefor. (PUBLIC WORKS)

Allows the City to receive and expend \$950,000 in federal funds for the design and environmental work to reconstruct the intersection of Colfax, Welton and Galapago. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 275, 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, the Kaiser Foundation Health Plan, Inc., and Kaiser Foundation Hospitals concerning the "Living Streets" program and the funding therefor. (PUBLIC WORKS)

Accepts and authorizes expenditure of a \$40,000 grant awarded by Kaiser Foundation Health Plan and Kaiser Foundation Hospitals for the education and engagement portion of the Living Streets Initiative between August 22, 2008 and August 22, 2009. The Committee approved filing this bill by consent on 5-1-09.

C.B. 276, Series of 2009, A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Central Parking System, Incorporated, for the operation of the Cultural Center Parking Garage. (PUBLIC WORKS)

Extends the contract with Central Parking to operate the parking garage at the Cultural Center through September 30, 2009, to facilitate issuance of a Request for Proposals for management of both this facility and the Denver Performing Arts Center garage. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-1-09.

C.B. 277, Series of 2009, A bill for an ordinance approving an amendatory agreement between Jacobs Project Management Company and the City & County of Denver for extension of project management services for the Denver Justice Center and Smith Road campuses. (SAFETY)

Adds \$306,905 to the contract with Reilly Johnson Architecture, Inc for additional services related to Denver Justice Center Smith Road master plan and housing unit design. **The last regularly scheduled Council meeting within the 30-day review period is on 6-1-09.** The Committee approved filing this bill by consent on 5-8-09.

C.B. 278, Series of 2009, A bill for an ordinance making rescissions and transfer appropriation from the E-911 Trust Fund to the "COPS Interoperable Communications Technology FY04-05" Special Revenue Fund. (SAFETY)

Adds \$53,258 in E911 Trust Fund monies to the existing City cash match of \$1,750,000 for the COPS Interoperable Communications Technology Grant to cover required match. The Committee approved filing this bill by consent on 5-1-09.

Recess

Council Reconvenes and Resumes its Regular Session

Final Consideration

C.B. 248, Series of 2009, A bill for an ordinance approving a proposed First Amendment to Agreement between the City and County of Denver and Jung J. Kim concerning a concession at Denver International Airport. (ECONOMIC DEVELOPMENT)

Approves a first amendment to the Jung J. Kim contract doing business as Airport Baggage Center to remove the requirement for Jung J. Kim to operate the City's x-ray machine for screening luggage that is stored in the concessionaire's Airport Baggage Center and removing the \$4,000 fee paid for use and maintenance of the machine. The concessionaire and employees will now be required to hand-search all luggage stored in the Airport Baggage Center storage facility. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 249, Series of 2009, A bill for an ordinance approving the Alameda 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)

Approves the Alameda Station Area Plan as part of the City's comprehensive plan.

C.B. 250, Series of 2009, A bill for an ordinance approving a proposed Software Lease Purchase Agreement between the City and County of Denver and Oracle USA, Inc. for the purchase of three Oracle product suites from DLT Solutions, Inc. (FINANCE)

Approves a three-year capital lease purchase transaction between the City and Oracle USA, Inc. in the amount of \$1.145 million for purchase of three Oracle product suites - Service Oriented Architecture (SOA), Identify Management (IdM), and Business Intelligence (BI) from DLT Solutions, Inc. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 251, Series of 2009, A bill for an ordinance approving a proposed Agreement between the City and County of Denver and DLT Solutions, Incorporated to acquire licenses for Oracle software. (FINANCE)

Approves a companion agreement to C.B. 251, Series of 2009 with DLT Solutions, Inc. for the acquisition and execution of the three Oracle products – Service Oriented Architecture (SOA), Identify Management (IdM), and Business Intelligence (BI). This is a no cost contract. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 252, Series of 2009, A bill for an ordinance approving a proposed Agreement between the City and County of Denver and DLT Solutions, Incorporated to purchase Oracle customer support and maintenance for software. (FINANCE)

Approves a five-year maintenance and support agreement with DLT Solutions, Inc. in the amount of \$1,310,896 for support of the Service Oriented Architecture (SOA), Identify Management (IdM), and Business Intelligence (BI) Oracle software products. This bill is related to C.B. 250, Series of 2009. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 253, Series of 2009, A bill for an ordinance establishing a series of Fund numbers for the purpose of receiving and accounting for federal grants the City and County of Denver anticipates receiving from the United States of America under the American Recovery and Reinvestment Act of 2009, and the means for authorizing expenditures from such funds. (FINANCE)

Establishes a series of fund numbers for the purpose of receiving and accounting for federal grants to the City from the American Recovery and Reinvestment Act of 2009 monies (stimulus funding).

C.B. 254, Series of 2009, A bill for an ordinance approving an Amendatory Agreement between the City and County of Denver and the Colorado Nonprofit Development Center, to assist the Mayor's Office of HIV Resources in disbursing Ryan White Title I funds to City-approved service providers. (GREENPRINT)

Approves a \$20,000 contract with the Colorado Nonprofit Development Center for its services as the fiscal agent for the City's Ryan White CARE Act Part A funding.

C.B. 255, Series of 2009, A bill for an ordinance creating a Fund Number in the Community Development Special Revenue Fund for the "Preservation of Affordable Housing" project. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves establishing a fund and budget in the amount of \$250,000 from the MacArthur Foundation Grant for transit-oriented affordable housing projects. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 256, Series of 2009, A bill for an Ordinance approving a proposed First Amendment and Modification Agreement between the City and County of Denver, Arcadia Byers Partners LLP, Arcadia Properties, Inc., and Mark L. Bethel to extend final payment for the sale of real property located between Pennsylvania Street and Pearl Street to the south of Cedar Avenue. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Extends the final installment date of the loan to Arcadia Partners, LLP in the amount of \$500,000 to September 29, 2009; related to the Ocean Journey agreement. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 257, Series of 2009, A bill for an ordinance authorizing the Mayor and other proper officials to enter into a contractual agreement with the United States Department of Health and Human Services for a "Head Start FY09-10" program and the funding therefor. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves the 13th program budget year with the United States Dept. of Health and Human Services for Head Start Services in the amount of \$3,888,597. This program year should serve 1,083 low-income children. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 258, Series of 2009, A bill for an ordinance approving a proposed Master Purchase Order between the City and County of Denver and Component Specialties, Incorporated, for provision of various electrical supplies. (PUBLIC WORKS)

Approves a 2-year Master Purchase Order with Component Specialties for provision of various electrical supplies estimated at \$300,000 per year. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 259, Series of 2009, A bill for an ordinance approving a proposed Purchase Order between the City and County of Denver and Boyle Equipment Company, for the purchase of two freightliner vacuum sewer trucks. (PUBLIC WORKS)

Approves a \$593,316 purchase of two jet vacuum sewer trucks from Boyle Equipment Company. **The last regularly scheduled Council meeting within the 30-day review period is on 5-18-09.**

C.B. 260, Series of 2009, A bill for an ordinance authorizing the Mayor and other proper officials of the City and County of Denver to enter into a "Memorandum of Understanding" with the Denver Police Protective Association which amends the Collective Bargaining Agreement between the DPPA and the City effective January 1, 2008 through December 31, 2010, and ratifying such Memorandum of Understanding. (SAFETY)

Amends the collective bargaining agreement between the City and the Police Protective Association to save the equivalent of 2% in personnel costs as mutually agreed between the City and the Union.

C.B. 261, Series of 2009, A bill for an ordinance authorizing the Mayor and other proper officials of the City and County of Denver to enter into a "Memorandum of Understanding" with the Denver Fire Fighters – Local 858, IAFF, AFL-CIO which amends the Collective Bargaining Agreement between Local 858 and the City effective January 1, 2009 through December 31, 2011, and ratifying such Memorandum of Understanding. (SAFETY)

Amends the collective bargaining agreement between the City and Fire Fighters Local 858 to save the equivalent of 2% in personnel costs as mutually agreed between the City and the Union.

Announcement

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 for Final Consideration

Bills Pending 05-18-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
218 of 09	Blueprint	Final Consid.	Appl. 2008I-00083. Changes the zoning of a 1.1-acre area at 2300-2358 Welton and 580 24 th Street from B-8 to MS-3 in Council District 8.	4-20-09	Yes
219 of 09	Blueprint	Final Consid.	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.	4-20-09	Yes
220 of 09	Blueprint	Final Consid.	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.	4-20-09	Yes
221 of 09	Blueprint	Final Consid.	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.	4-20-09	Yes
234 of 09	Held in Committee	First Reading	Requires private contractors that enter into certain service contracts with the City and County of Denver to offer a right of first refusal of employment to qualified employees of a predecessor contractor who provided the same service in the same city building or facility. Requires the successor contractor to retain any employees hired in accordance with the requirements of the ordinance for a minimum of 90 days, subject to certain conditions and limitations. Defines the types of service contracts and service employees to whom the ordinance applies. Creates a private cause of action for employees to enforce the requirements of the ordinance. Excepts contracts entered into with local maintenance districts from the applicability of the ordinance. The Committee approved filing this bill at its meeting on 4-14-09.	4-27-09	No

Bills for Final Consideration

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Bills Pending 06-01-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
217 of 09	Blueprint	Final Consid.	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.	4-20-09	Yes
245 of 09	Blueprint	Final Consid.	Appl. 2008I-00015. Changes the zoning of the 0.14-acre parcel at 270 S. Madison from R-1 to PUD in Council District 10.	5-4-09	Yes
246 of 09	Blueprint Denver	Final Consid.	Appl. 2008I-00057. Changes the zoning of the 0.57-acre parcel at 151-175 S. Harrison from R-1 to PUD in Council District 10.	5-4-09	Yes

Bills Pending 06-29-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
721 of 08	Blueprint	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.	4-20-09	Yes
722 of 08	Blueprint	Final Consid.	Designates the John F. Kennedy Development Center, 4399 E. 8 th Avenue, as a structure for preservation in Council District 5.	4-20-09	Yes

Bills Pending 10-19-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
			Notification that 2010 Proposed Budget is available for inspection.		

Bills Pending 10-26-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
			Public hearing on the 2010 Proposed Budget.		

Bills Pending 11-02-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
			Councilmembers may offer amendments to the 2010 Proposed Budget.		

Bills for Final Consideration

Bills Pending 11-09-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
			Councilmembers vote to adopt or reject the 2010 Proposed Budget.		