

City Council Agenda and Explanatory Notes

Meeting Date: Monday, July 27, 2009 5:30 P.M.

(Public hearing detail – see pages 9-11)

Pledge of Allegiance

Roll Call Present:_____ Late:_____ Absent:_____

Approval of Minutes of Monday, July 20, 2009

Announcements

Presentations

Communications

Proclamations – (Series of 2009)

Resolutions – (Series of 2009)

Res. 79, Series of 2009, A resolution approving the Mayor’s Appointments to the Denver Urban Renewal Authority Board of Directors. (ECONOMIC DEVELOPMENT)

Approves the appointments of Patricia Gage and William Pruter to the Denver Urban Renewal Authority Board of Directors for terms expiring April 3, 2013 and April 3, 2014, respectively. The Committee approved filing this resolution by consent on 7-17-09.

Res. 80, Series of 2009, A resolution to set a public hearing relating to the creation of the Denver 14th Street General Improvement District. (ECONOMIC DEVELOPMENT)

Sets a public hearing on the Denver 14th Street General Improvement District on Monday, August 24, 2009, at 6:00 p.m. in Council Chambers in the City and County Building located at 1437 Bannock Street, in Denver, Colorado.

Res. 81, Series of 2009, A resolution laying out, opening and establishing as part of the city street system parcels of land as South Syracuse Street, near Belleview. (PUBLIC WORKS)

Dedicates three parcels of land as part of the public right-of-way of S. Syracuse north of Belleview in District 4. This resolution was approved for filing at the Mayor-Council meeting on 7-21-09.

Res. 82, Series of 2009, A resolution laying out, opening and establishing as part of the city street system a parcel of land as South Quebec Street, between Alameda Avenue and vacated Kentucky Lane. (PUBLIC WORKS)

Dedicates a parcel of land as part of the public right-of-way of S. Quebec St. between Alameda and vacated Kentucky in District 5. This resolution was approved for filing at the Mayor-Council meeting on 7-21-09.

Res. 83, Series of 2009, A resolution laying out, opening and establishing as part of the city street system a parcel of land as an alley in Block 24, Burlington Capitol Hill, adjacent to Bayaud Avenue between Monroe and Garfield Streets. (PUBLIC WORKS)

Dedicates a strip of land to widen the alley right-of-way between Garfield and Monroe north of Bayaud to accommodate new development in District 10. This resolution was approved for filing at the Mayor-Council meeting on 7-21-09.

Res. 84, Series of 2009, A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Forty Five Thousand Dollars (\$45,000.00) payable to Brett Mealhow and The Gaiennie Law Office, LLC, in full payment and satisfaction of all claims in Civil Action No. 08CV8942 in the District Court for the City and County of Denver. (PUBLIC WORKS)

Settles a claim involving the Public Works Solid Waste Division. This resolution was approved for filing at the Mayor-Council meeting on 7-21-09.

Bills for Introduction - (Series of 2009)

C.B. 398, Series of 2009, A bill for an ordinance changing the zoning classification, with a waiver, at approximately 5307 East Yale Avenue. (BLUEPRINT DENVER)

Appl. 2008I-00086. Changes the zoning of the 0.5-acre parcel at 5307 E. Yale from B-2 to R-MU-30 with height waiver for a mixed-use development in Council District 4. **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. 399, Series of 2009, A bill for an ordinance changing the zoning classification, with a waiver, for certain parcels generally bounded by West 26th Avenue, West 27th Avenue, Alcott Street, and Bryant Street. (BLUEPRINT DENVER)

Appl. 2008I-00064. Changes the zoning of the 2.7-acre parcel at approximately 2527 W. 26th Ave. from PRV to R-MU-30 with height waiver in Council District 1. **PUBLIC HEARING AT LEAST FOUR WEEKS FOLLOWING PASSAGE ON FIRST READING.** The Committee approved filing this bill at its meeting on 7-8-09.

C.B. 400, Series of 2009, A bill for an ordinance changing the zoning classification at 3733, 3789, 3601 Walnut Street and 1420 38th Street. (BLUEPRINT DENVER)

Appl. 2009I-00010. Changes the zoning of the 1.36-acre parcel at 3733, 3789, 3601 Walnut and 1420 38th Street from R-MU-30 with height waiver and B-4 to R-MU-30 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 7-8-09.

C.B. 401, Series of 2009, A bill for an ordinance approving an agreement between Panattoni Construction, Inc. and the City & County of Denver for renovation of the Eisenhower Recreation Center. (BOND IMPLEMENTATION)

Approves a \$654,253 construction contract with Panattoni Construction for the Eisenhower Recreation Center Weight Room Addition with Better Denver Bond funds in Council District 4. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-17-09.

C.B. 402, Series of 2009, A bill for an ordinance approving a proposed On-Call Construction Services Contract between the City and County of Denver and Hensel Phelps Construction Co. related to a wide range of construction projects at Denver International Airport. (ECONOMIC DEVELOPMENT)

Approves an on-call contract with Hensel Phelps Construction Co. in the amount of \$15 million for various on-call construction projects at DIA. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill at its meeting on 7-15-09.

C.B. 403, Series of 2009, A bill for an ordinance approving a proposed On-Call Construction Services Contract between the City and County of Denver and FCI Constructors, Inc. related to a wide range of construction projects at Denver International Airport. (ECONOMIC DEVELOPMENT)

Approves an on-call contract with FCI Constructors, Inc. in the amount of \$15 million for various on-call construction projects at DIA. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill at its meeting on 7-15-09.

C.B. 404, Series of 2009, A bill for an Ordinance amending Section 20-76(d)(4) of Division 3 of Article IV of Chapter 20, Treatment of Employees Associated with City Contracts pertaining to payment of prevailing wages. (FINANCE)

Amends Section 20-76 (d)(4) of the RMC pertaining to prevailing wage to allow for partial payments of construction pay applications. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-3-09.

C.B. 405, Series of 2009, A bill for an Ordinance approving a Sales & Purchase Agreement with the City of Lakewood and authorizing execution of deeds by appropriate City officials for the transfer of the Alameda Parkway and three related parcels in Lakewood. (FINANCE)

Authorizes transfer of ownership of Alameda Parkway, as it runs through Lakewood, and three City owned parcels adjoining this segment of Alameda Parkway to the City of Lakewood. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-17-09.

C.B. 406, Series of 2009, A bill for an ordinance making an appropriation from the Human Services Special Revenue Fund. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Authorizes an increase in appropriation for Denver Options in the amount of \$2,800,151.76 to reflect actual property tax revenues received in 2008 and updated estimated collections for 2009. The Committee approved filing this bill by consent on 7-17-09.

C.B. 407, Series of 2009, A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Community College of Denver for employment and training services to Temporary Assistance to Needy Families (TANF) customers. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves an agreement with Community College of Denver in the amount of \$555,000 from July 1, 2009 through June 30, 2010 for employment and training services to Temporary Assistance to Needy Families (TANF) customers. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-10-09.

C.B. 408, Series of 2009, A bill for an ordinance approving an Agreement between the City and County of Denver and Colorado Coalition for the Homeless, to provide housing, intensive case management, and tenant-based rental assistance to chronically homeless individuals through the Denver Housing First (Shelter Plus Care) Program. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Approves an agreement with the Colorado Coalition for the Homeless in the amount of \$842,484 from April 1, 2009 through March 31, 2010 to provide housing, intensive case management, and tenant-based rental assistance to chronically homeless single individuals through the Housing First Shelter Plus Care Program. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-10-09.

C.B. 409, Series of 2009, A bill for an Ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Denver Preschool Program, Inc. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Amends the Denver Preschool Program, Inc. (DPP) agreement to add language to the contract to allow flexibility for monthly payments to DPP, including reconciliation for overpayments made to DPP, as a result of discrepancies between projected and actual sales tax receipts. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill at its meeting on 7-14-09.

C.B. 410, 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 Daniels Fund concerning the "Treatment Assessments and Outpatient Treatment" program and the funding therefor. (NEIGHBORHOOD, COMMUNITY & BUSINESS REVITALIZATION)

Authorizes a grant agreement with Daniels Fund in the amount of \$25,000 for assessments and outpatient treatments to underserved populations. The Committee approved filing this bill by consent on 7-17-09.

C.B. 411, Series of 2009, A bill for an Ordinance approving a First Amendatory Agreement with the Denver Police Activities League regarding improvements for athletic fields at Val Verde Park and Parkfield Park. (PUBLIC AMENITIES)

Amends a \$3.6 million agreement with the Police Activities League to change the allocation of funds at Val Verde Park and Parkfield Park due to construction bids being higher than anticipated for Val Verde. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-17-09.

C.B. 412, Series of 2009, A bill for an Ordinance approving an Amendment to a Concession License granted to Flog, LLC for concession services at Willis Case Golf Course. (PUBLIC AMENITIES)

Amends the food and beverage concession contract with FLOG, LLC for Willis Case Park Golf Course to change one partner's name; alter the allowed uses of allowances and revenues; and allow contractor to purchase a food and beverage cart from the City over 3 years. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-17-09.

C.B. 413, Series of 2009, A bill for an Ordinance approving an Amendment to a Concession License granted to Flog, LLC for the concession services at City Park Golf Course. (PUBLIC AMENITIES)

Amends the food and beverage concession contract with FLOG, LLC for City Park Golf Course to change one partner's name and alter the allowed uses of allowances and revenues. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 7-17-09.

C.B. 414, Series of 2009, A bill for an Ordinance approving a proposed Intergovernmental Agreement for Trash/Recycling Collection between the City and County of Denver and Denver Public Schools. (PUBLIC WORKS)

Approves an agreement with Denver Public Schools (DPS) regarding trash and recycling collection at DPS facilities beginning in the fall 2009. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill at its meeting on 7-7-09.

C.B. 415, Series of 2009, A bill for an ordinance making rescissions and an appropriation in the Capital Improvements and Capital Maintenance Fund for City and County Building projects. (PUBLIC WORKS)

Rescinds \$237,500 in Facilities Planning & Management capital funds for repairs and upgrades in the City & County Building and re-appropriates that amount to the space allocation study for the building after court-related uses move to the new justice center. The Committee approved filing this bill by consent on 7-17-09.

C.B. 416, Series of 2009, A bill for an ordinance approving an agreement between Regents of the University of Colorado, d/b/a Addiction Research and Treatment (ARTS) and the City & County of Denver for residential and non-residential community corrections services. (SAFETY)

Approves a \$2,470,895 agreement with CU's Addiction Research and Treatment (ARTS) Correctional Management, Inc for community corrections services. **The last regularly scheduled Council meeting within the 30-day review period is on 8-17-09.** The Committee approved filing this bill by consent on 6-26-09.

Recess

Council Reconvenes and Resumes its Regular Session

Final Consideration

C.B. 387, Series of 2009, A bill for an ordinance approving an agreement between Krahl Associates, Inc. and the City & County of Denver for construction of improvements to the Central Library. (BOND IMPLEMENTATION)

Approves a \$1,496,569 contract with Krahl Construction for the Central Library interior improvements, including new technology, electrical, mechanical, fire alarm, millwork, carpet, and signage with Better Denver Bond funds. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 388, Series of 2009, A bill for an Ordinance approving an Assignment Agreement to Evergreen Park & Recreation District to construct an outdoor restroom facility near Evergreen Lake. (PUBLIC AMENITIES)

Approves an Assignment Agreement allowing Evergreen Park & Recreation District to construct and maintain a new outdoor restroom facility at Evergreen Lake in Dedisse Park, a Denver Mountain Park. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 389, Series of 2009, A bill for an ordinance relinquishing a portion of the easement established in Ordinance No. 548, Series of 1982 at York Street, 11th Avenue, and Josephine Street. (PUBLIC WORKS)

Relinquishes an easement reserved in 1982 per the request of the Denver Botanic Gardens to facilitate construction of its parking structure between York and Josephine at 11th Ave. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 390, Series of 2009, A bill for an ordinance making rescissions and appropriations in the Capital Improvements and Capital Maintenance Fund for the Federal Boulevard (Jewell to Louisiana) project. (PUBLIC WORKS)

Rescinds \$544,264.67 from seven completed capital project budgets and re-appropriates that amount to the improvements on Federal Blvd. between Jewell and Louisiana.

C.B. 391, Series of 2009, A bill for an ordinance approving a proposed Contract between the City and County of Denver and T. Lowell Construction, Inc. for construction or rehabilitation of storm sewers at seven locations as part of the 2009 General Storm Sewer Program. (PUBLIC WORKS)

Approves a \$671,000 contract with T. Lowell Construction for construction of new storm sewers at three locations and rehabilitation of existing storm sewers at four locations as part of the 2009 General Storm Sewer Program. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 392, Series of 2009, A bill for an ordinance approving an agreement between Jacobs Investments, LLC d/b/a Colorado Boring Co. and the City & County of Denver to expand the traffic signal interconnection within Central Denver. (PUBLIC WORKS)

Approves a \$562,490.50 construction contract with Colorado Boring to expand the interconnected traffic signal control system within central Denver. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 393, Series of 2009, A bill for an ordinance approving a proposed Cooperative Agreement between the City and County of Denver and Denver Board of Water Commissioners regarding relocation of Conduit Nos. 12 and 18, for the completion of the South Platte River Zuni/Sun Valley River Project. (PUBLIC WORKS)

Approves a \$1,686,355 Cooperative Agreement with the Board of Water Commissioners regarding relocation of Conduits No. 12 and No. 18 to facilitate completion of the South Platte River Zuni/Sun Valley Project. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 394, 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 United States of America concerning the "Denver's 2009 JAG Recovery Act Project" and the funding therefor. (SAFETY)

Accepts \$2,789,418 from the Department of Justice – Office of Justice Programs Grant for Denver's 2009 JAG Recovery Act Project.

C.B. 395, Series of 2009, A bill for an ordinance approving an agreement between Correctional Management, Incorporated and the City & County of Denver that will enable the Denver Department of Corrections to purchase residential and non-residential community corrections services. (SAFETY)

Approves a \$3,389,979.agreement with Correctional Management, Inc for community corrections services. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 396, Series of 2009, A bill for an ordinance approving an agreement between RRK Enterprises, Incorporated and the City & County of Denver that will enable the Denver Department of Corrections to purchase residential and non-residential community corrections services. (SAFETY)

Approves a \$2,701,453 agreement with RRK Enterprises, Inc for community corrections services. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

C.B. 397, Series of 2009, A bill for an ordinance approving an agreement between Community Education Centers and the City & County of Denver that will enable the Denver Department of Corrections to purchase residential and non-residential community corrections services. (SAFETY)

Approves a \$2,087,289 agreement with Community Education Centers for community corrections services. **The last regularly scheduled Council meeting within the 30-day review period is on 8-10-09.**

Announcement

Dependent upon publication there will be public hearings on C.B.s 398, 399, and 400, Series of 2009, on Monday, August 24, 2009. Any protests against C.B. 398, 399, or 400, Series of 2009, must be filed in the Council Office no later than Monday, August 17, 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 08-03-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
384 of 09	Blueprint Denver	Final Consid.	Creates the Coors Field Mountain View Plane from a specific point of origin at the centerline of the current camera platform below current Section 323 in Coors Field Stadium, prohibiting any structure within the view plan from exceeding an elevation determined by the structure's distance from the point of origin.	7-20-09	Yes Courtesy

Bills for Final Consideration

Bills Pending 08-10-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
	Public Works	Final Consid.	Sets the date of the public hearing on the service plan for the proposed Dave Moore Park Metropolitan District for 8-10-09. Councilwoman Johnson approved filing this resolution.	7-20-09	Yes
	Public Works	Final Consid.	Sets the date of the public hearing on creation of the proposed Denver Legacy General Improvement District No. 1 District for 8-10-09. Councilwoman Johnson approved filing this resolution.	7-20-09	Yes
369 of 09	Blueprint Denver	Final Consid.	Appl. 2008I-00085. Changes the zoning of the 2.2-acre parcel at 3463 and 3585 Blake from I-2 to R-MU-30 with a waiver for residential mixed use in Council District 9.	7-13-09	Yes
370 of 09	Blueprint Denver	Final Consid.	Appl. 2009I-00005. Changes the zoning of the 0.86-acre parcel at 48-88 Steele from PUD and B-1 to R-MU-30 for mixed use in Council District 10.	7-13-09	Yes

Bills Pending 08-17-09

C.B. #	Committee	Status	Description	Continued From	Hearing?
385 of 09	Blueprint Denver	Final Consid.	Appl. 2008I-00038. Changes the zoning of the 2.76-acre area in the 1300 blocks of York and Josephine from R-3 to R-2 to conform the zoning to existing conditions in Council District 10.	7-20-09	Yes
386 of 09	Blueprint Denver	Final Consid.	Appl. 2009I-00011. Changes the zoning of the 0.24-acre parcel at 2715 Decatur and 2801 W. 27 th Ave. from R-3/OD-9 to R-3 in Council District 1.	7-20-09	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 for Final Consideration

Bills Pending 11-02-09

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

Bills Pending 11-09-09

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