

**Proceedings of the Council
City and County of Denver
Denver, Colorado**

Date Drafted: May 12, 2009

**The Council of the City and County of Denver met in regular session
Monday, May 11, 2009 5:30 P.M.**

Pledge of Allegiance

Councilmember Brown led the pledge of allegiance.

Roll Call

Present: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López,
Madison, Montero, Nevitt, President Robb (13)

Late: None

Absent: None (Roll Call Serial #149)

Minutes

The minutes of meeting date, Monday, May 4, 2009, were distributed to Council. There being no corrections from members of Council, Council President Robb ordered the minutes approved.

Presentations

None

Communications

None

Proclamations – (Series of 2009)

Proc. 20, Series of 2009, A proclamation recognizing the 2009 Civilian Top Gun Competition was read in its entirety by Councilmember Garcia.

A motion offered by Councilmember Garcia, duly seconded by Councilmember Boigon, that **Proc. 20, Series of 2009**, be adopted **carried** by the following vote: (Roll Call Serial #150)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López,
Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

Proc. 21, Series of 2009, A proclamation honoring Jennifer Macy upon her retirement after 29 years of helping to make Denver a better place was read in its entirety by Councilmember Lehmann.

A motion offered by Councilmember Lehmann, duly seconded by Councilmember Brown, that **Proc. 21, Series of 2009**, be adopted **carried** by the following vote: (Roll Call Serial #151)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López,
Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

Proc. 22, Series of 2009, A proclamation recognizing Foster Parent Month was read in its entirety by Councilmember Montero.

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that **Proc. 22, Series of 2009**, be adopted **carried** by the following vote: (Roll Call Serial #152)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

Resolutions – (Series of 2009)

The Council Secretary read the following resolutions by titles. The Council President referred the resolutions to the committees shown in parentheses after the resolution titles.

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)

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)

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)

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.

Bills for Introduction - (Series of 2009)

The Council Secretary read the following bills by titles. The Council President referred the bills to the committees shown in parentheses after the bill titles.

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

Report of Standing Committees

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)

A motion offered by Councilmember Brown, duly seconded by Councilmember Hancock, that **C.B. 125, Series of 2009**, be ordered published, **carried** by the following vote: (Roll Call Serial #153)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

A motion offered by Councilmember Montero, duly seconded by Councilmember Hancock, that final consideration of **C.B. 125, Series of 2009**, with a courtesy public hearing be postponed to Monday, June 8, 2009, **carried** by the following vote: (Roll Call Serial #154)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

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)

A motion offered by Councilmember Brown, duly seconded by Councilmember Madison, that **C.B. 247, Series of 2009**, be ordered published was followed by a motion offered by Councilmember Hancock, duly seconded by Councilmember Lehmann, that **C.B. 247, Series of 2009**, be amended in the following particulars:

On page 1, lines 6-9, strike the title of the bill and insert a new title to read as follows: "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, general trail improvements, and work at Berkley Lake Park, Babi Yar Park, Ruby Hill Park and Sloan's Lake Park."

which motion to amend, **carried** by the following vote: (Roll Call Serial #156)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

A motion offered by Councilmember Brown, duly seconded by Councilmember Garcia, that **C.B. 247, Series of 2009**, be ordered published as amended, **carried** by the following vote: (Roll Call Serial #157)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

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)
A motion offered by Councilmember Brown, duly seconded by Councilmember Madison, that **C.B. 270, Series of 2009**, be ordered published, **carried** by the following vote: (Roll Call Serial #158)

Ayes: Boigon, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (11)

Nays: Brown, Faatz (2)

Abstain: None

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)
A motion offered by Councilmember Brown, duly seconded by Councilmember Boigon, that **C.B. 270, Series of 2009**, be ordered published, **carried** by the following vote: (Roll Call Serial #159)

Ayes: Boigon, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (11)

Nays: Brown, Faatz (2)

Abstain: None

There being no objections from members of Council, Council President Robb ordered the following bills published: **C.B.s 262, 263, 264, 265, 266, 267, 268, 269, 272, 273, 274, 275, 276, 277, and 278, Series of 2009.**

Final Consideration

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)

A motion offered by Councilmember Montero, duly seconded by Councilmember Garcia, that **C.B. 249, Series of 2009**, be placed upon final consideration and do pass, was followed by a motion offered by Councilmember Montero, duly seconded by Councilmember Brown, that final consideration of **C.B. 249, Series of 2009**, with a courtesy public hearing be postponed to Monday, June 1, 2009, **carried** by the following vote: (Roll Call Serial #161)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

C.B. 245, Series of 2009, A bill for an ordinance changing the zoning classification for 270 South Madison Street to a Planned Unit Development District (PUD). (BLUEPRINT DENVER)

C.B. 246, Series of 2009, A bill for an ordinance changing the zoning classification of 151-175 South Harrison Street from R-1 to PUD. (BLUEPRINT DENVER)

A motion offered by Councilmember Madison, duly seconded by Councilmember Boigon, that **C.B.s 245 and 246, Series of 2009**, be taken out of order en bloc, **carried** by the following vote: (Roll Call Serial #162)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

A motion offered by Councilmember Madison, duly seconded by Councilmember Boigon, that final consideration of **C.B.s 245 and 246, Series of 2009**, with their public hearings be postponed en bloc to Monday, June 8, 2009, **carried** by the following vote: (Roll Call Serial #163)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

A motion offered by Councilmember Brown, duly seconded by Councilmember Boigon, that the following resolutions be adopted en bloc: **Res. 55, 56, 57, Series of 2009**, **carried** by the following vote: (Roll Call Serial #164)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

A motion offered by Councilmember Brown, duly seconded by Councilmember Linkhart, that the following bills be placed upon their final passage and do pass en bloc: **C.B.s 248, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, and 261, Series of 2009**, **carried** by the following vote: (Roll Call Serial #165)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)

Nays: None

Abstain: None

Announcement

None

Adjourn

There being no further business before the City Council, Council President Robb adjourned the meeting at 6:38 p.m.

President

Attested by me with the Corporate Seal
of the City and County of Denver

Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver

City Council public documents are available, upon request, in the following alternate formats: Braille, large print, computer disk. Please allow adequate time for the preparation of your request.

Prepared by Kelly Velez