

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

Date Drafted: March 3, 2009

**The Council of the City and County of Denver met in regular session
Monday, March 2, 2009 5:30 p.m.**

Pledge of Allegiance

Councilmember Boigon led the pledge of allegiance.

Roll Call

Present: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart,
Madison, Montero, Nevitt, President Robb (12)

Late: López (1)

Absent: None (Roll Call Serial #58)

Minutes

The minutes of meeting date, Monday, February 23, 2009, were distributed to Council. There being no corrections from members of Council, Council President Robb ordered the minutes approved.

Presentations

None

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, was read in its entirety to Council and assigned to the Finance Committee.

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, was read in its entirety to Council and assigned to the Finance Committee.

Proclamations – (Series of 2009)

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

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

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

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)

Report of Standing Committees

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)

A motion offered by Councilmember Boigon, duly seconded by Councilmember Hancock, that **C.B. 124, Series of 2009**, be ordered published was followed by a motion offered by Councilmember Hancock, duly seconded by Councilmember Brown, that **C.B. 124, Series of 2009**, be amended in the following particulars:

On page 1, line 7, strike the words “a concession” and insert the words “professional planning services”.

which motion to amend, **carried** by the following vote: (Roll Call Serial #60)

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 Boigon, duly seconded by Councilmember Lehmann, that **C.B. 124, Series of 2009**, be ordered published as amended, **carried** by the following vote: (Roll Call Serial #61)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)
Nays: None
Abstain: None

There being no objections from members of Council, Council President Robb ordered the following bills published: **C.B.s. 120, 126, 127, 128, 129, 130, 131, 132, 133, and 134, Series of 2009**. Council President Robb announced that **C.B. 125, Series of 2009**, would be held in committee to Tuesday, March 31, 2009.

Final Consideration

A motion offered by Councilmember Boigon, duly seconded by Councilmember Montero, that the following resolutions be adopted en bloc: **Res. 34, 35, and 36, Series of 2009, carried** by the following vote: (Roll Call Serial #62)

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 Boigon, duly seconded by Councilmember Garcia, that the following bills be placed upon their final passage and do pass en bloc: **C.B.s 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 121, 122, and 123, Series of 2009, carried** by the following vote: (Roll Call Serial #63)

Ayes: Boigon, Brown, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (13)
Nays: None
Abstain: None

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)

A motion offered by Councilmember Boigon, duly seconded by Councilmember López, that **C.B. 50, Series of 2009**, be placed upon final consideration and do pass, was followed by Council sitting as a Committee of the Whole commencing at 6:20 p.m., Council President Robb presiding, to hear speakers either for or against the bill. Evelyn Wolf, Dan Dahlberg, Trish Beck Palamara, and Diane Huttner signed up to speak in favor of the bill. No speakers signed up to speak against the bill. Chris Gleissner of Community Planning and Development delivered the Staff Report with an overview and recommendation for approval. The public hearing was declared closed. The motion **carried** by the following vote: (Roll Call Serial #64)

Ayes: Boigon, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (12)

Nays: None

Abstain: None

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

A motion offered by Councilmember Boigon, duly seconded by Councilmember Montero, that **C.B. 51, Series of 2009**, be placed upon final consideration and do pass, was followed by Council sitting as a Committee of the Whole commencing at 6:39 p.m., Council President Robb presiding, to hear speakers either for or against the bill. Bill Mosher signed up to speak in favor of the bill. No speakers signed up to speak against the bill. Chris Gleissner of Community Planning and Development delivered the Staff Report with an overview and recommendation for approval. The public hearing was declared closed. The motion **carried** by the following vote: (Roll Call Serial #65)

Ayes: Boigon, Faatz, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, Nevitt, President Robb (12)

Nays: None

Abstain: None

Announcement

Council President Robb announced there will be a public hearing on C.B. 129, Series of 2009, on Monday, March 9, 2009.

Adjourn

There being no further business before the City Council, Council President Robb adjourned the meeting at 6:51 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