

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

Date Drafted: April 21, 2009

**The Council of the City and County of Denver met in regular session
Monday, April 20, 2009 5:30 P.M.**

Pledge of Allegiance

Councilmember Linkhart led the pledge of allegiance.

Roll Call

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

Late: None

Absent: Nevitt (1) (Roll Call Serial #124)

Minutes

The minutes of meeting date, Monday, April 13, 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. 15, Series of 2009, A proclamation honoring the work of Captains Ron and Roberta McKinney of the Salvation Army Red Shield Community Center was read in its entirety by Councilmember Madison.

A motion offered by Councilmember Madison, duly seconded by Councilmember Hancock, that **Proc. 15, Series of 2009**, be adopted, **carried** by the following vote: (Roll Call Serial #125)

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

Nays: None

Abstain: None

Proc. 16, Series of 2009, A proclamation in recognition of the life of Gary Price and in memory of his passing was read in its entirety by Councilmember Johnson.

A motion offered by Councilmember Johnson, duly seconded by Councilmember Boigon, that **Proc. 16, Series of 2009**, be adopted, **carried** by the following vote: (Roll Call Serial #126)

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

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.

None

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)

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

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

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)

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

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)

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)

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)

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)

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)

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)

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)

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)

Report of Standing Committees

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

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Brown, that **C.B. 217, Series of 2009**, be ordered published, **carried** by the following vote: (Roll Call Serial #127)

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

Nays: None

Abstain: None

A motion offered by Councilmember Brown, duly seconded by Councilmember Lehmann, that final consideration of **C.B. 217, Series of 2009**, with its public hearing be postponed to Monday, June 1, 2009, **carried** by the following vote: (Roll Call Serial #128)

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

Nays: None

Abstain: None

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)

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Garcia, that **C.B. 223, Series of 2009**, be ordered published, **carried** by the following vote: (Roll Call Serial #129)

Ayes: Boigon, Garcia, Hancock, Johnson, Lehmann, Linkhart, López, Madison, Montero, President Robb (10)

Nays: Faatz (1)

Abstain: Brown (1)

There being no objections from members of Council, Council President Robb ordered the following bills published: **C.B.s. 218, 219, 220, 221, 222, 224, 225, 226, and 227, Series of 2009**. Council President Robb announced that **C.B. 125, Series of 2009**, will be held in committee to Monday, May 11, 2009. Council President Robb also announced that there will be a one-hour courtesy public hearing on **C.B. 223, Series of 2009**, on Monday, April 27, 2009.

Final Consideration

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 8th Avenue, as a structure for preservation. (BLUEPRINT DENVER)

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Garcia, that **C.B. 721, Series of 2008**, be placed upon final consideration and do pass, was followed by a motion offered by Councilmember Johnson, duly seconded by Councilmember Linkhart, that final consideration of **C.B. 721, Series of 2008**, with the public hearing, be postponed to Monday, June 29, 2009, which motion to postpone, **carried** by the following vote: (Roll Call Serial #131)

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

Nays: None

Abstain: None

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 8th Avenue, as a structure for preservation. (BLUEPRINT DENVER)

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Garcia, that **C.B. 722, Series of 2008**, be placed upon final consideration and do pass, was followed by a motion offered by Councilmember Johnson, duly seconded by Councilmember Linkhart, that final consideration of **C.B. 722, Series of 2008**, with the public hearing, be postponed to Monday, June 29, 2009, which motion to postpone, **carried** by the following vote: (Roll Call Serial #133)

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

Nays: None

Abstain: None

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)

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Garcia, that **C.B. 208, Series of 2009**, be placed upon final consideration and do pass, **carried** by the following vote: (Roll Call Serial #134)

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

Nays: Faatz (1)

Abstain: None

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Garcia, that the following bills be placed upon their final passage and do pass en bloc: **C.B.s 207, 209, 210, 211, 212, 213, 214, 215, and 216, Series of 2009**, **carried** by the following vote: (Roll Call Serial #135)

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

Nays: None

Abstain: None

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)

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Hancock, that **C.B. 168, Series of 2009**, be placed upon final consideration and do pass, was followed by Council sitting as a Committee of the Whole commencing at 6:55 p.m., Council President Robb presiding, to hear speakers either for or against the bill. Michael Falbo and Jeanne Fielding signed up to speak in favor of the bill. No speakers signed up to speak against the bill. Deirdre Oss 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 #136)

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

Nays: None

Abstain: None

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)

A motion offered by Councilmember Linkhart, duly seconded by Councilmember Montero, that **C.B. 169, Series of 2009**, be placed upon final consideration and do pass, was followed by Council sitting as a Committee of the Whole commencing at 7:35 p.m., Council President Robb presiding, to hear speakers either for or against the bill. Bob Gollick signed up to speak in favor of the bill. No speakers signed up to speak against the bill. Ellen Ittleson 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 #137)

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

Nays: None

Abstain: None

Announcement

Council President Robb announced there will be public hearings on C.B.s 218, 219, 220, and 221, Series of 2009, on Monday, May 18, 2009. Any protests against C.B. 218, 219, 220, or 221, Series of 2009, must be filed in the Council Office no later than Monday, May 11, 2009.

Adjourn

There being no further business before the City Council, Council President Robb adjourned the meeting at 7:51 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