

# City Council Minutes

Meeting Date: Monday, October 22, 2018 5:30 PM

## PLEDGE OF ALLEGIANCE

Council member New led the Pledge of Allegiance.

## ROLL CALL

Council member Ortega arrived late.

Present: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

## APPROVAL OF THE MINUTES

[18-1206](#) Minutes of Monday, October 15, 2018

Council Minutes 18-1206 were approved.

## Approved

The minutes of meeting date Monday, October 15, 2018 were distributed to Council. Council President Clark ordered the minutes approved.

## COUNCIL ANNOUNCEMENTS

Council members Black, Kniech, Brooks, Herndon, Gilmore, Kashmann and Clark offered announcements.

## PRESENTATIONS

## COMMUNICATIONS

## PROCLAMATIONS

[18-1158](#) **A proclamation supporting Denver's Climate Action Plan including 100% renewable electricity by 2030.**

A motion offered by Councilwoman Kniech, duly seconded by Councilman López, that Council Proclamation 18-1158 be adopted. The motion carried by the following vote:

## Adopted

Council members Ortega and Lopez asked to be added as sponsors of Proclamation 18-1158.

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

## RESOLUTIONS

### Business, Arts, Workforce, & Aviation Services Committee

#### Block Vote

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, to approve the following items en bloc. The motion carried by the following vote:

#### Approved the consent agenda

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1135 A resolution approving a proposed Agreement between the City and County of Denver and InterVISTAS Consulting Inc. concerning air service development consulting at Denver International Airport.**

Approves a contract with InterVISTAS Consulting Inc., for \$750,000 and for three years for air service development consulting services, including passenger and revenue forecasts, economic impact studies, air service benchmarking and other services at Denver International Airport (201844396). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-10-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1135 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1139 A resolution approving a proposed fifth Amendment between the City and County of Denver and APRO, LLC concerning concessions along Pena Blvd. at Denver International Airport.**

Amends a contract with APRO, LLC., by reducing the compensation fee from 15% to 12% of gross receipts, updating the food court operation contract terms and revising portions of the lease language for clarity for fast food, convenience store and gasoline provisions to airport customers along Peña Boulevard at Denver International Airport (AC 59013-05). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-10-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1139 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1140 A resolution approving a proposed second Amendment between the City and County of Denver and Hensel Phelps Construction Co. concerning on-call construction projects at Denver International Airport.**

Amends a contract with Hensel Phelps Construction Company by adding \$640,000 for a new total of \$27,640,000 for on-call general construction facility projects and anticipated modernization and improvement plans, at Denver International Airport. No change to contract duration (201627953-02). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-10-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1140 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**Finance & Governance Committee**

**18-1026 A resolution approving a proposed Second Amendatory Agreement by and between the City and County of Denver and The Active Network, Inc., to extend the term, increase the maximum amount and amend the scope of work to provide software maintenance for an Enterprise Class Cashiering System.**

Amends a contract with Athlaction Holding, doing business as Active Network LLC, by adding \$266,475 for a new total of \$760,875 and three years for a new end date of 12-31-21 for cashiering and financial reconciliation services for payments made in person, by mail, and online to more than 20 city agencies, citywide (TECHS - CE00013-02). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-2-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1026 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**18-1032 A resolution approving a proposed Agreement by and between the City and County of Denver and ISC, Inc., dba Venture Technologies to replace the Denver 911 Emergency Telephony Platform.**

Approves a five-year \$4,763,980 contract with ISC, Inc. to purchase NextGen 9-1-1 Emergency Telephone Platform and professional services required to upgrade the City's current 911 system (TECHS-201844499-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 9-21-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1032 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**18-1071 A resolution approving a proposed Premises Lease Agreement between the City and County of Denver and CMC QALICB, LLC, to lease with the ability to purchase a condominiumized space within the new Buell Community Media Center located at 2101 Arapahoe Street.**

Approves a lease to own agreement with CMC QALICB, LLC., for \$2,300,000 and for seven years for space to build a Community Media Center at the Buell Arapahoe Square facility for shared use between the Public, Education, and Government (PEG) access group of providers, and Rocky Mountain Public Media (RMPM), located at 2201 Arapahoe Street in Council District 9 (TECHS-201844521-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1071 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1095 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Bob Barker Company, Inc., to provide inmate clothing, bedding and personal care items for the Denver Detention Center and County Jail.**

Approves a master purchase order with Bob Barker Company, Inc., for an amount not to exceed \$800,000 and through 6-30-19 with four possible one-year extensions, to provide inmate clothing, bedding and personal care items for inmates at the Downtown Detention Center and County Jail (SC-00003131). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1095 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1096 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Uniforms Manufacturing, Inc., to provide inmate clothing, bedding and personal care items for the Denver Detention Center and County Jail.**

Approves a master purchase order with Uniforms Manufacturing, Inc., for an amount not to exceed \$850,000 and through 6-30-19 with four possible one-year extensions, to provide inmate clothing, bedding and personal care items for inmates at the Downtown Detention Center and County Jail (SC-00003365). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1096 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1099 A resolution approving the Mayor’s appointments to the Denver Asian American Pacific Islander Commission.**

Approves the Mayoral appointments of Sisi Dong and Joie Ha to the Denver Asian American Pacific Islander Commission for terms effective immediately and expiring on 1-22-20, or until a successor is duly appointed. The Committee approved filing this item at its meeting on 10-9-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1099 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1100 A resolution approving the Mayor’s reappointments to the Denver Women’s Commission.**

Approves the Mayoral reappointments of Indya Clark, Lisa Weinberg, April Hansen, and Shontel Lewis to the Denver Women’s Commission for terms effective immediately and expiring 6-30-20, or until a successor is duly appointed. The Committee approved filing this item at its meeting on 10-9-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1100 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1147 A resolution approving a proposed First Amendment and Renewal to Lease Agreement between the City and County of Denver and Service America Corporation, d/b/a Centerplate to extend the term, increase the total contract amount and add liquor liability insurance for space leased at the Denver Performing Arts Complex.**

Amends a lease agreement with Service America Corporation, doing business as Centerplate, by adding \$36,000 for a new total of \$108,000 and one year for a new end date of 6-30-19 for the premises located in Space 2 at the Denver Performing Arts Complex in Council District 9 (FINAN 201628965-01). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1147 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1148 A resolution approving a proposed Agreement by and between the City and County of Denver and Court Child Care Center d/b/a Denver Warm Welcome Court Child Care Center to provide child care services to infants and small children who have accompanied individuals conducting business with the Court.**

Approves a lease agreement with Court Child Care Center, doing business as Denver Warm Welcome Court Child Care Center, for \$213,805 and for one year to lease a portion of 520 West Colfax Avenue Room 1F to provide child care services for individuals conducting court business (201842882). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1148 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1152 A resolution approving a proposed Lease Agreement between the City and County of Denver and Colorado Legal Services for the lease of property located in the Denver City and County Building.**

Approves a lease agreement with Colorado Legal Services for \$3 and through 10/31/18 for approximately 312 square feet of office space to provide free legal services to low-income individuals and seniors, located at the City and County Building at 1437 Bannock Street in Council District 10 (FINAN-201843189-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1152 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**Land Use, Transportation & Infrastructure Committee**

**18-0937 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Kiewit Infrastructure Co. for integrated construction (IC) services to allow for the construction of the proposed bicycle and pedestrian bridge crossing over the UPRR tracks near 47th Avenue and York Street in the Elyria and Swansea neighborhoods.**

Amends a contract with Kiewit Infrastructure Co., by adding \$15,000,000 for a new total of \$155,000,000 to incorporate the implementation of a bicycle and pedestrian bridge crossing over the Union Pacific Railroad tracks near 47th Avenue and York Street in Council District 9. No change to contract duration (201524268). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-0937 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1046 A resolution approving a proposed First Amendment to Concession License between the City and County of Denver and Flog, LLC for providing concession services and maintenance at Willis Case Golf Course.**

Amends a contract with Flog, LLC by extending the capital improvements completion dates, extending the 2018 Guaranteed Annual Minimum Payment (GAMP) due date, and adding an additional eleven weeks to the beginning of the term for a new start date of 1-1-18 for food and beverage services to golfers and the public at the Willis Case Golf Course clubhouse in Council District 1 (201738458). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1046 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1047 A resolution approving a proposed First Amendment to Concession License between the City and County of Denver and Flog, LLC for providing concession services and maintenance at Overland Golf Course.**

Amends a contract with Flog, LLC by extending the capital improvements completion dates, extending the 2018 Guaranteed Annual Minimum Payment (GAMP) due date, and adding an additional eleven weeks to the beginning of the term for a new start date of 1-1-18 for food and beverage services to golfers and the public at the Overland Golf Course Golf Course clubhouse in Council District 7 (201738457). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1047 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1048 A resolution approving a proposed First Amendment to Concession License between the City and County of Denver and Flog, LLC for providing concession services and maintenance at Kennedy Golf Course.**

Amends a contract with Flog, LLC by extending the capital improvements completion dates, extending the 2018 Guaranteed Annual Minimum Payment (GAMP) due date, and adding an additional eleven weeks to the beginning of the term for a new start date of 1-1-18 for food and beverage services to golfers and the public at the Kennedy Golf Course clubhouse in Council District 4 (201738451). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1048 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1124 A resolution accepting and approving the plat of Stapleton Filing No. 56.**

Approves a subdivision plat for Stapleton Filing No. 56, located south of Northfield Boulevard and between Central Park Boulevard and Beeler Court in Council District 8. The Committee approved filing this item at its meeting on 10-9-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1124 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1132 A resolution granting a revocable permit to ProLogis Industrial Properties III, LLC, to encroach into the right-of-way at 51st Avenue and Havana Street.**

Grants a revocable permit, subject to certain terms and conditions, to ProLogis Industrial Properties III, LLC., their successors and assigns, to encroach into the right of way with a box culvert and private roadway at 54th Drive and Havana Street in Council District 8. The Committee approved filing this item at its meeting on 10-9-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1132 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)



**[18-1133](#) A resolution approving a proposed Funding Agreement between the City and County of Denver and CITYWILD for the implementation of various programs and projects at Cole neighborhood schools.**

Accepts a grant award from Great Outdoors Colorado in the amount of \$783,319 and a term through 5-30-21, to provide funds to cityWILD for outdoor programming and other school-based programs for youth and young adults, citywide. The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1133 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**Safety, Housing, Education & Homelessness Committee**

**[18-1102](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Clayton Early Learning, Trustee, George W. Clayton Trust for Head Start Services for Program Year 2018-2019.**

Amends a contract with Clayton Early Learning by adding \$35,746 for a new total amount of \$1,297,191 to provide for cost of living (COLA) adjustments and direct Head Start services to 201 children, citywide. No change to contract duration (201840634). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-10-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1102 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**[18-1104](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Mile High Montessori Early Learning Centers for Head Start Services for Program Year 2018-2019.**

Amends a contract with Mile High Montessori Early Learning Center by adding \$48,740 for a new total amount of \$1,812,251 to provide for cost of living (COLA) adjustments and direct Head Start services to 281 children, citywide. No change to contract duration (201840638). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-10-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Resolution 18-1104 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

## **BILLS FOR INTRODUCTION**

### **Finance & Governance Committee**

#### **[18-1123](#) A bill for an ordinance approving an Amended and Restated Service Plan for Denver International Business Center Metropolitan District No. 1.**

Approves the Amended and Restated Service Plan for Denver International Business Center Metropolitan District No. 1 in Council District 11. The Committee approved filing this item at its meeting on 10-9-2018.

Council Bill 18-1123 was ordered published with a future required public hearing on 10-29-18.

#### **Ordered published with future required public hearing**

#### **[18-1142](#) A bill for an ordinance approving a proposed Reciprocal Access Easement between the City and County of Denver and Double M.V.J. Investments, LLC, for access at 12025 E. 45th Avenue and 12075 E. 45th Avenue.**

Approves a reciprocal access agreement in perpetuity with Double M.V.J. Investments, LLC., for cross -access at 12025 East 45th Avenue and 12075 East 45th Avenue in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

Council Bill 18-1142 was ordered published on first reading.

#### **Ordered published on first reading**

#### **[18-1143](#) A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Buchtel Residential, LLC for the sale of real property located at or near 3808 East Jewell Avenue.**

Approves a purchase and sale agreement with Buchtel Residential, LLC., for \$10,000 to sell approximately 125 square feet of vacant land located at 3808 East Jewell Avenue in Council District 6 (FINAN-201843337-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1143 was ordered published on first reading.

#### **Ordered published on first reading**

**[18-1144](#) A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and C and M Holdings LLC for the sale of real property located at or near 401 North Decatur Street.**

Approves a purchase and sale agreement with C and M Holdings, LLC., for \$5,268.44 to sell approximately 263 square feet of vacant land located at 401 North Decatur Street in Council District 7 (FINAN-201843602-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

Council Bill 18-1144 was ordered published on first reading.

**Ordered published on first reading**

**[18-1145](#) A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Walnut Land Holdings LLC for the sale of real property located at or near 3770 Walnut Street.**

Approves a purchase and sale agreement with Walnut Land Holdings, LLC., for \$34,292 to sell approximately 429 square feet of vacant land located at 3770 Walnut Street in Council District 9 (FINAN-201843349-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-9-2018.

Council Bill 18-1145 was ordered published on first reading.

**Ordered published on first reading**

**Land Use, Transportation & Infrastructure Committee**

**[18-0876](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and School District No. 1 to provide trash, recycling and composting collection services for Denver Public Schools.**

Approves an intergovernmental agreement with Denver Public Schools (DPS) for \$913,254 and for two years to provide trash, recycling, and composting collection services to all DPS sites, citywide (201843393). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 8-14-18.

Council Bill 18-0876 was ordered published on first reading.

**Ordered published on first reading**

**[18-1036](#) A bill for an ordinance amending Sections 39-121(5) of the Revised Municipal Code of the City and County of Denver regarding the Schedule for Use of Facilities, specifically for the Four-Mile Historic Park.**

Amends section 39-121 of the Denver Revised Municipal Code (DRMC) to modify the fees for Four Mile Historic Park facility rentals in Council District 5. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1036 was ordered published on first reading.

**Ordered published on first reading**

**[18-1038](#) A bill for an ordinance amending Section 39-121 of the Revised Municipal Code of the City and County of Denver regarding the Schedule for Use of Facilities, specifically for the Carla Madison Recreation Center Rooftop Event Space.**

Amends Section 39-121 of the Denver Revised Municipal Code (DRMC) to establish the facility rental rates for the Carla Madison Recreation Center event space in Council District 9. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1038 was ordered published on first reading.

**Ordered published on first reading**

**18-1075 A bill for an ordinance changing the zoning classification for 4201 East Arkansas Avenue in Virginia Village.**

Approves an official map amendment to rezone property located at 4201 East Arkansas Avenue, 4040 East Louisiana Avenue and 1380 South Birch Street from CMP-EI2 and S-MX-5 UO-1 UO-2 to S-MX-8 UO-2, S-MX-8, S-MX-5, S-MX-3, and S-MU-3 (campus, various districts, to suburban, mixed-use various heights), in Council District 6. The Committee approved filing this item at its meeting on 10-9-18.

**First Reading**

A motion offered by Councilman New, duly seconded by Councilman Herndon, that Council Bill 18-1075 be ordered published, was followed by a motion offered by Councilman Kashmann, duly seconded by Councilman Flynn, that Council Bill 18-1075 be postponed to Monday, 11-5-18. The motion carried by the following vote:

**Postponed to a date certain**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1106 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District, in Council Districts 6 & 7. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1106 was ordered published on first reading.

**Ordered published on first reading**

**18-1107 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall Local Maintenance District, in Council District 9. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1107 was ordered published on first reading.

**Ordered published on first reading**

**18-1108 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall Local Maintenance District, in Council District 9. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1108 was ordered published on first reading.

**Ordered published on first reading**

**18-1109 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Consolidated Larimer Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the Consolidated Larimer Street Pedestrian Mall Local Maintenance District, in Council District 9. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1109 was ordered published on first reading.

**Ordered published on first reading**

**18-1110 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Santa Fe Drive Pedestrian Mall C Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the Santa Fe Drive Pedestrian Mall C Local Maintenance District, in Council District 7. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1110 was ordered published on first reading.

**Ordered published on first reading**

**18-1111 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the St. Luke's Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the St. Luke's Pedestrian Mall Local Maintenance District, in Council Districts 9 & 10. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1111 was ordered published on first reading.

**Ordered published on first reading**

**[18-1112](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Delgany Street Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the Delgany Street Pedestrian Mall Local Maintenance District, in Council District 9. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1112 was ordered published on first reading.

**Ordered published on first reading**

**[18-1113](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the East 13th Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the East 13th Avenue Pedestrian Mall Local Maintenance District, in Council District 10. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1113 was ordered published on first reading.

**Ordered published on first reading**

**[18-1114](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall Local Maintenance District, in Council District 6. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1114 was ordered published on first reading.

**Ordered published on first reading**

**[18-1115](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Tennyson Street II Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the Tennyson Street II Pedestrian Mall Local Maintenance District, in Council District 1. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1115 was ordered published on first reading.

**Ordered published on first reading**

**[18-1116](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District, in Council District 1. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1116 was ordered published on first reading.

**Ordered published on first reading**

**[18-1117](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the West 32nd Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the West 32nd Avenue Pedestrian Mall Local Maintenance District, in Council District 1. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1117 was ordered published on first reading.

**Ordered published on first reading**

**[18-1118](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Pedestrian Mall A Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Pedestrian Mall A Local Maintenance District, in Council District 7. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1118 was ordered published on first reading.

**Ordered published on first reading**

**[18-1119](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Arizona Avenue to Iowa Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Arizona - Iowa) Local Maintenance District, in Council District 7. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1119 was ordered published on first reading.

**Ordered published on first reading**



**[18-1120](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District, in Council Districts 6 & 7. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1120 was ordered published on first reading.

**Ordered published on first reading**

**[18-1122](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Tennyson Streetscape (Portions of West 38th Avenue to West 44th Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2019 annual costs of the continuing care, operation, repair, maintenance and replacement of the Tennyson Streetscape (West 38th Avenue to West 44th Avenue) Local Maintenance District, in Council District 1. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1122 was ordered published on first reading.

**Ordered published on first reading**

**Safety, Housing, Education & Homelessness Committee**

**[18-1125](#) A bill for an ordinance approving a proposed Fiscal Year 2019 Appendices to the Second Amended and Restated Operating Agreement between the City and County of Denver and Denver Health and Hospital Authority, providing for the amounts to be paid for services by the City and County of Denver and by the Denver Health and Hospital Authority for Fiscal Year 2019.**

Approves the 2019 Denver Health and Hospital Authority operating agreement (ENVHL-CE60436-30). The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-10-18.

Council Bill 18-1125 was ordered published on first reading.

**Ordered published on first reading**

**Special Issues: Green Roofs Initiative**

**18-1134 AS AMENDED a bill for an ordinance repealing and reenacting Article XIII of Chapter 10, Denver Revised Municipal Code concerning green buildings and for conforming amendments to Chapters 2 and 10, Denver Revised Municipal Code.**

Amends Article XIII Chapter 10 of the Denver Revised Municipal Code (DRMC) concerning green buildings and Chapters 2 and 10 with conforming amendments. The Committee approved filing this item at its meeting on 10-11-18. Amended 10-22-18 to correct cross-references to other portions of the bill.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Council Bill 18-1134 be ordered published, was followed by a motion offered by Councilwoman Susman, duly seconded by Councilman Herndon, that Council Bill 18-1134 be amended to correct cross-references to other portions of the bill. The motion carried by the following vote:

**Amended**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

A motion offered by Councilman New, duly seconded by Councilman Herndon, that Council Bill 18-1134 be ordered published as amended. The motion carried by the following vote:

**Ordered published as amended**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**18-1141 A bill for an ordinance establishing a new fund in the Grant and Other Money Projects Fund.**

Establishes the Green Building Special Projects Fund to receive revenue and make expenditures per the specifications outlined in the companion ordinance to revise the Denver Revised Municipal Code concerning green buildings. The Committee approved filing this item at its meeting on 10-11-18.

Council Bill 18-1141 was ordered published on first reading.

**Ordered published on first reading**

## **BILLS FOR FINAL CONSIDERATION**

### **Business, Arts, Workforce, & Aviation Services Committee**

**[18-0629](#) A bill for an ordinance approving a proposed Agreement between the City and County of Denver and School District No. 1 in the City and County of Denver and the State of Colorado, to provide youth workforce investment activities in accordance with the Federal Workforce Innovation and Opportunity Act (WIOA).**

Approves a contract with Denver Public Schools for \$1,560,000 and through 6-30-19 for in-school and out-of-school youth employment and career programming as required under Denver’s Workforce Innovation and Opportunity Act (WIOA) funding. The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 6-13-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-0629 be placed upon final consideration and do pass en bloc, carried by the following vote:

#### **Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

### **Finance & Governance Committee**

**[18-1074](#) 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.**

Amends the Classification and Pay Plan by abolishing certain classifications that are vacant and have been replaced or will no longer be utilized. The Committee approved filing this bill by consent on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-1074 be placed upon final consideration and do pass en bloc, carried by the following vote:

#### **Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**[18-1079](#) A bill for an ordinance approving the purchase of capital equipment items from the Planned Fleet Replacement Special Revenue Fund.** Approves a one-time capital equipment expenditure for \$358,000 to procure one paving roller and one electric street sweeper for street maintenance operations, citywide. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-1079 be placed upon final consideration and do pass en bloc, carried by the following vote:

#### **Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**Land Use, Transportation & Infrastructure Committee**

**[18-1077](#) A bill for an ordinance relinquishing the easement reserved in Ordinance No. 609, Series of 2002, recorded with the Denver Clerk & Recorder at Reception No. 2002135038, located at 1085 North York Street.**

Relinquishes the easement in its entirety as established in Vacating Ordinance No. 609, Series of 2002 located at 1085 North York Street in Council District 10. The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-1077 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**[18-1078](#) A bill for an ordinance relinquishing the easement reserved in Ordinance No. 20161315, Series of 2017, recorded with the Denver Clerk & Recorder at Reception No. 2017003935, located at 1420 38th Street.**

Relinquishes the perpetual non-exclusive easement, in its entirety, as established in the Vacating Ordinance No. 20161315, Series of 2017, located at 1420 38th Street at the intersection of Blake Street and Downing Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 11-5-18. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-1078 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**[18-1080](#) A bill for an ordinance vacating a portion of South Cherokee Street at West Iowa Avenue, with reservations.**

Vacates a portion of South Cherokee Street between 1600 South Cherokee Street and 1601 South Cherokee Street, with reservations, in Council District 7. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-1080 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**Safety, Housing, Education & Homelessness Committee**

**18-0975 A bill for an ordinance to amend Article IV of Chapter 27 (Housing) of the Revised Municipal Code relating to affordable housing.**

Amends Article IV, Chapter 27 of the Denver Revised Municipal Code relating to affordable housing to allow for the execution of a performance deed of trust for settlements of disputed matters and to allow the recapture of lost affordability terms. The Committee approved filing this item at its meeting on 9-12-18.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-0975 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**18-1089 AS AMENDED a bill for an ordinance amending Title 27 of the Revised Municipal Code of the City and County of Denver to revise definitions and procedures set forth therein for greater clarity and to extend the minimum affordability period for properties that receive city subsidies from twenty years to sixty years.**

Amends Section 27 of the Denver Revised Municipal Code (DRMC) to approve revisions to the Affordable Housing Preservation ordinance including definitions and procedures intended to clarify applicability to income-restricted properties within the city and extension of the minimum period of affordability from 20 years to 60 years. The Committee approved filing this item at its meeting on 10-3-18. Amended 10-15-18 to delay the effective date of the affordability period to 2-1-19.

A motion offered by Councilman New, duly seconded by Councilwoman Kniech, that Council Bill 18-1089 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**RECAP OF BILLS TO BE CALLED OUT**

## **PRE-RECESS ANNOUNCEMENT**

Council President Clark announced that tonight, there will be a required public hearing on Council Bill 18-1072, designating the Vassar School Bungalows Historic District as a district for preservation; and, a required public hearing on the Mayor's Proposed 2019 Budget. Anyone wishing to speak on either of these matters must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

## **RECESS**

Council took a recess.

## **COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

### **PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

#### **Land Use, Transportation & Infrastructure Committee**

#### **[18-1072](#) A bill for an ordinance designating the Vassar School Bungalows Historic District as a district for preservation.**

Approves the designation of Vassar School Bungalows as a Landmark Historic District for preservation, bounded by Lincoln Street, Sherman Street, East Vassar Avenue, and the public alley between East Vassar Avenue and East Harvard Avenue in Council District 6. If ordered published, a public hearing will be held on Monday, 10-22-18. The Committee approved filing this item at its meeting on 10-2-18.

A motion offered by Councilman New, duly seconded by Councilman Kashmann, that Council Bill 18-1072 be placed upon final consideration and do pass. The motion carried by the following vote:

#### **Placed upon final consideration and do pass**

Council sat as a Committee of the Whole commencing at 6:52 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-1072. Jennifer Kremer, Kristi Miniello, Scott Nelson, Shannon Stage, Jesse Parris and Chairman Seku signed up to speak in favor of the bill. No speakers signed up in opposition of the bill. Jenny Buddenborg of Community Planning and Development Landmark Preservation delivered the staff report.

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Kashmann, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Herndon (1)

### **PUBLIC HEARINGS - REQUIRED**

#### **Mayor's Proposed 2019 Budget**

#### **[18-1205](#) Mayor's Proposed 2019 Budget**

Council Bill 18-1205 was continued.

#### **Continued**

Council sat as a Committee of the Whole commencing at 7:25 p.m., Council President Clark presiding, to hear speakers on the Mayor's Proposed 2019 Budget. Jesse Parris, David Roybal and Chairman Seku signed up to address the Mayor's Proposed Budget. Stephanie Adams of the Budget and Management Office delivered the staff report.

**PRE-ADJOURNMENT ANNOUNCEMENT**

Council President Clark announced that on Monday, October 29, 2018, Council will hold a required public hearing on Council Bill 18-1134, amending Article XIII Chapter 10 of the Denver Revised Municipal Code concerning green buildings and Chapters 2 and 10 with conforming amendments.

**ADJOURN**

There being no further business before the City Council, Council President Clark adjourned the meeting at 7:50 p.m.

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President

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

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