

City Council Minutes

Meeting Date: Monday, November 5, 2018 5:30 PM

PLEDGE OF ALLEGIANCE

Council member Gilmore led the Pledge of Allegiance.

ROLL CALL

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

APPROVAL OF THE MINUTES

[18-1290](#) Minutes of Monday, October 29, 2018

Council Minutes 18-1290 were approved.

Approved

The minutes of Monday, October 29, 2018, were distributed to Council. Council President Clark ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Council members Brooks, Black, Herndon, Susman, Ortega, Kashmann and Ortega offered announcements.

PRESENTATIONS

COMMUNICATIONS

Tonight, Council was scheduled to sit as the quasi-judicial Board of Equalization to consider reduction of total cost assessments for Local Maintenance Districts. However, since no written protests of assessment were filed with the Manager of Public Works by October 18, 2018, Council will not sit as the Board of Equalization for the following Local Maintenance Districts:

22nd Street and Park Avenue West Pedestrian Mall

32nd and Lowell Pedestrian Mall

Broadway Pedestrian Mall B

Broadway Viaduct Pedestrian Mall

Consolidated Morrison Road Pedestrian Mall

Expanded Greek Town Pedestrian Mall

Golden Triangle Pedestrian Mall

Phase II Broadway Pedestrian Mall

Phase II West 38th Avenue Pedestrian Mall

West 38th Avenue Phase I

PROCLAMATIONS

18-1293 A proclamation recognizing November as National Alzheimer’s Disease Awareness Month and National Caregiver Month.

A motion offered by Councilwoman Black, duly seconded by Councilman Herndon, that Council Proclamation 18-1293 be adopted. The motion carried by the following vote:

Adopted

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

Nay: (None) (0)

18-1294 A proclamation proclaiming November 16, 2018 as a day to remember and condemn the lynching, by burning, of sixteen-year-old, African American, Preston "John" Porter, Jr. on November 16, 1900 and to acknowledge the city of Denver's complicity in his torturous death.

A motion offered by Councilman Brooks, duly seconded by Councilman Herndon, that Council Proclamation 18-1294 be adopted. The motion carried by the following vote:

Adopted

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 Councilwoman Gilmore, duly seconded by Councilwoman Susman, 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, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kashmann (1)

18-1178 A resolution approving a proposed Master Purchase Order between the City and County of Denver and MSC Industrial Supply Co. concerning HVAC filters for use at Denver International Airport.

Approves a master purchase order with MSC Industrial Supply Co for \$5,000,000 and for two years for heating, ventilation, and air conditioning (HVAC) filters for use throughout Denver International Airport (SC-00003389). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-24-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1178 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1179 A resolution approving a proposed Purchase Order between the City and County of Denver and Front Range Fire Apparatus concerning a platform fire truck for use at Denver International Airport.

Approves a purchase order with Front Range Fire Apparatus for \$1,564,854 for one 2019 Pierce Velocity 100' Platform Firetruck for use at Denver International Airport (PO-00050230). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-24-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1179 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1191 A resolution approving a proposed Agreement between the City and County of Denver and United Airlines concerning an operational incentive to promote service to London from Denver International Airport.

Approves an operational incentive agreement with United Airlines Inc., for a maximum of \$4,000,000 and for one year for credits against operational expenses to promote a new international destination service to London, United Kingdom, from Denver International Airport (201840367-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-24-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1191 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)
Absent: Kashmann (1)

18-1192 A resolution approving a proposed Agreement between the City and County of Denver and United Airlines concerning a marketing incentive to promote service to London from Denver International Airport.

Approves a contact with United Airlines Inc., for a marketing air service development incentive in the amount of \$1,200,000 and for seven months for its air service to London, United Kingdom, from Denver International Airport (201840368-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-24-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1192 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

Finance & Governance Committee

18-1094 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Victory Supply, LLC to provide inmate clothing, bedding and personal care items for the Denver Detention Center and County Jail.

Approves a master purchase order with Victory Supply, LLC., for an amount not to exceed \$900,000 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-00003364). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-9-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1094 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1126 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar XXI, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 29100 B East Quincy Avenue, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar XXI, LLC for \$1,663,582 and for 20 years for the purchase of solar power produced from a community solar garden array located at 29100B East Quincy in Arapahoe County (GENRL-201844070-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1126 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1127 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar XXII, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 27400 East 114th Avenue, Denver, Colorado 80249.

Approves a contract with Oak Leaf Solar XXII, LLC for \$1,397,232 and for 20 years for the purchase of solar power produced from a community solar garden array located at 27400 East 114th Avenue in Council District 11 (GENRL-201844072-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1127 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1128 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar XXIII, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 5900 Hudson Road, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar XXIII, LLC for \$2,791,226 and for 20 years for the purchase of solar power produced from a community solar garden array located at 5900 Hudson Road in Adams County (GENRL-201844071-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1128 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1129 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar XXIV, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 36585 B East Quincy Avenue, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar XXIV, LLC for \$2,791,230 and for 20 years for the purchase of solar power produced from a community solar garden array located outside the city at 36585B East Quincy Avenue in Arapahoe County (GENRL-201844073-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1129 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1130 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar XXV, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 39299 East Quincy Avenue, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar XXV, LLC for \$2,791,226 and for 20 years for the purchase of solar power produced from a community solar garden array located at 39299 East Quincy Avenue in Arapahoe County (GENRL-201844074-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1130 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1131 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar XXVI, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 27905 East 112th Avenue, Denver, Colorado 80249.

Approves a contract with Oak Leaf Solar XXVI, LLC for \$2,791,516 and for 20 years for the purchase of solar power produced from a community solar garden array located at 27905 East 112th Avenue in Council District 11 (GENRL-201844075-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1131 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1176 A resolution approving a proposed Third Amendatory Agreement by and between the City and County of Denver and Advoco, Inc. to amend scope of work, extend term, and increase compensation to provide both support services and on-call professional services in relation to the Infor Enterprise Asset Management (EAM) software.

Amends a contract with Advoco, Inc. by adding \$772,220 for a new total of \$2,272,220 and four years for a new end date of 12-31-22 for Enterprise Asset Management (EAM) software and support services used by multiple agencies for scheduling routine maintenance tasks, appropriating technicians and costs for day to day operations, scheduling facilities conditions assessments, and other tasks, citywide (TECHS-201313134-03). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-9-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1176 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1177 A resolution approving a proposed On Call Technology Master Services Agreement by and between the City and County of Denver and Accela, Inc. to provide resources on an on-call basis to assist Technology Services with the support and enhancement of the Accela application.

Approves a contract with Accela, Inc. for \$3,000,000 and for three years for solution architect oversight, server install support, design build and other services in support of the city's in-person and online permitting, licensing and inspections services, citywide (TECHS - 201843128-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1177 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1181 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Senter Goldfarb & Rice, LLC for special counsel services related to conflict counsel cases, overflow matters and continuous legal matters and services as necessary.

Amends a contract with Senter Goldfarb & Rice, LLC by adding \$100,000 for a new total of \$2,100,000 and six months for a new end date of 3-31-19 for special counsel services related to conflict counsel cases, overflow matters and continuous legal matters and services as necessary, citywide (201313803). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1181 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

18-1182 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Hall & Evans, LLC for special counsel services related to conflict counsel cases, overflow matters and continuous legal matters and services as necessary.

Amends a contract with Hall & Evans, LLC by adding \$100,000 for a new total of \$1,100,000 and six months for a new end date of 3-31-19 for special counsel services related to conflict counsel cases, overflow matters and continuous legal matters and services as necessary, citywide (201313859). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1182 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

[18-1183](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Berg Hill Greenleaf & Ruscitti, LLP for special counsel services related to conflict counsel cases, overflow matters and continuous legal matters and services as necessary.

Amends a contract with Berg Hill Greenleaf & Ruscitti, LLP by adding \$100,000 for a new total amount of \$550,000 and six months for a new end date of 3-31-19 for special counsel services related to conflict counsel cases, overflow matters and continuous legal matters and services as necessary, citywide (201314075). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1183 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

[18-1186](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and Fastenal Company for the maintenance, repair and operations supplies available through vending machines for high volume products.

Approves a master purchase order with Fastenal Company for an amount not to exceed \$3,000,000 and for two years with three possible one-year extensions, for consumable maintenance, repair and operations parts and supplies, citywide (SC-00003371). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1186 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

[18-1190](#) A resolution approving the Mayor's appointments to the Denver Health and Hospital Authority Board.

Approves the Mayoral appointments of Paul Washington and Armando Martin to the Denver Health and Hospital Authority Board for terms effective immediately and expiring on 6-30-20, or until a successor is duly appointed. The Committee approved filing this resolution by consent on October 23, 2018.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1190 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

Land Use, Transportation & Infrastructure Committee

18-1184 A resolution approving a proposed Purchase Order between the City and County of Denver and Rush Truck Centers of Colorado, Inc. for the purchase of ten 2018 Peterbilt 30 Yard ASL trucks.

Approves a purchase order with Rush Trucks Centers of Colorado, Inc. for \$2,603,161 for ten 2018 Peterbilt 30 Yard ASL trucks to support solid waste management operations, citywide (PO-00036059). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1184 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1193 A resolution approving a proposed Cooperative Agreement between the City and County of Denver and The Urban Farm for youth and adult education and programs at The Urban Farm at Stapleton.

Approves a non-financial cooperative agreement with the Urban Farm for the use, operation, and development of the grounds and facilities at the Urban Farm to support youth and adult education and programming, located at 10200 Smith Road in Council District 8 (201843858). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1193 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1194 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and CH2M Hill Engineers, Inc. for on-call Program Management for the National Western Center Campus Development.

Amends a contract with CH2M HILL Engineers, Inc. by adding \$43,250,000 for a new total of \$57,250,000 and five years for a new end date of 1-31-25 to provide the planned program and critical project management professional services in support of the implementation, closeout and warranty of the National Western Center program in Council District 9 (201632012). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1194 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

18-1202 A resolution approving a proposed Second Amendment to Revocable and Nonexclusive License Agreement between the City and County of Denver and Confluence Apartments, LLC for improvements on city-owned property in conformance with the site development plan and agreement to benefit the public in the open space parcel at the confluence of Cherry Creek and south Platte River.

Amends a contract with Confluence Apartments LLC., doing business as Confluence Park Apartments LLC., by adding three months for a new end date of 8-31-19 to account for substantial completion and the maintenance period, to modify the project schedule, and to modify the improvements plan for improvements on city-owned property in conformance with the site development plan and agreement to benefit the public in the open space parcel at the confluence of Cherry Creek and South Platte River, also known as Confluence East, in Council District 9. No change to this \$0 contract (201626654). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1202 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

Safety, Housing, Education & Homelessness Committee

18-1189 A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the United States of America Department of Housing and Urban Development concerning the “Emergency Solutions Grant FY18” program and the funding therefor.

Accepts the Emergency Solutions Grant (ESG) award provided by the U.S. Department of Housing and Urban Development (HUD) in the amount of \$569,662 to address and prevent homelessness for men, women and families citywide (SOCSV - 2018-45036). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-24-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Resolution 18-1189 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

BILLS FOR INTRODUCTION

Finance & Governance Committee

[18-1198](#) A bill for an ordinance making rescissions, cash transfers, and supplemental appropriations from the General Fund Contingency to Departments.

Approves a supplemental appropriation of \$6,592,000 from General Fund Contingency for several city agencies, including the Denver Sheriff Department, the Office of the Municipal Public Defender, and Technology Services, as well as for Capital Improvement Project funds for Real Estate and Navigate Denver North. The Committee approved filing this item at its meeting on 10-16-18.

Council Bill 18-1198 was ordered published on first reading.

Ordered published on first reading

[18-1199](#) A bill for an ordinance making supplemental appropriations to Special Revenue Funds.

Approves supplemental appropriations for Special Revenue Funds including \$550,000 for Denver Human Services' Childcare Fund to address unbudgeted increases to the City match required by the State; \$4,420,499 for the Office of Economic Development's Affordable Housing Property Tax and Other Local Revenue Fund to access unspent funds from 2017; and \$3,500,000 for the Denver Arts and Venues Special Revenue Fund to address an increased number of events and attendance in 2018. The Committee approved filing this item at its meeting on 10-23-18.

Council Bill 18-1199 was ordered published on first reading.

Ordered published on first reading

[18-1200](#) A bill for an ordinance to make appropriations from the Capital Improvement Fund.

Approves a supplemental appropriation of \$250,000 from Capital Improvement Program Contingency for a capital project fund to support the design of a new solid waste transfer station. The Committee approved filing this item at its meeting on 10-23-18.

Council Bill 18-1200 was ordered published on first reading.

Ordered published on first reading

[18-1201](#) A bill for an ordinance making a rescission, cash transfers, and supplemental appropriations from the General Fund to Capital Improvement Project Funds.

Approves a rescission of \$800,000 from the General Fund Public Works appropriation to re-appropriate \$400,000 for the Vision Zero Implementation project fund and \$400,000 for the Safe Routes to School project fund. The Committee approved filing this item at its meeting on 10-23-18.

Council Bill 18-1201 was ordered published on first reading.

Ordered published on first reading

Land Use, Transportation & Infrastructure Committee

[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. If ordered published, a public hearing will be held on Monday, 12-3-18. The Committee approved filing this item at its meeting on 10-9-18.

Council Bill 18-1075 was ordered published with a future required public hearing on 12-3-18.

Ordered published with future required public hearing

[18-1163](#) A bill for an ordinance changing the zoning classification for 7900 East Colfax Avenue in East Colfax.

Approves an official map amendment to rezone property from E-MS-3 to E-MS-5 (main street, 3 stories to main street 5 stories), located at 7900 East Colfax Avenue in Council District 5. If ordered published, a public hearing will be held on Monday, 12-3-18. The Committee approved filing this item at its meeting on 10-23-18.

Council Bill 18-1163 was ordered published with a future required public hearing on 12-3-18.

Ordered published with future required public hearing

[18-1164](#) A bill for an ordinance changing the zoning classification for 8315 East Colfax Avenue and 1500 Valentia Street in East Colfax.

Approves an official map amendment to rezone property from E-MS-3 to E-MS-5 (main street, 3 stories to main street, 5 stories), located at 8315 East Colfax Avenue and 1500 Valentia Street in Council District 8. If ordered published, a public hearing will be held on Monday, 12-3-18. The Committee approved filing this item at its meeting on 10-23-18.

Council Bill 18-1164 was ordered published with a future required public hearing on 12-3-18.

Ordered published with future required public hearing

[18-1196](#) A bill for an ordinance approving a proposed Contract between the City and County of Denver and State of Colorado, acting by and through the Department of Transportation, approves an Agreement for maintenance of Colorado Boulevard, Alameda Avenue, Colfax Avenue and Federal Boulevard.

Approves an intergovernmental agreement with the Colorado Department of Transportation (CDOT) for \$750,000 and for one year for pavement patching, minor repairs, snow removal, traction application and other maintenance for portions of Colorado Boulevard, Alameda Avenue, Colfax Avenue and Federal Boulevard (201845137). The last regularly scheduled Council meeting within the 30-day review period is on 11-26-18. The Committee approved filing this item at its meeting on 10-23-18.

Council Bill 18-1196 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[18-1146](#) A bill for an ordinance approving a proposed Lease Agreement between the City and County of Denver and the State of Colorado Department of Revenue, Division of Motor Vehicles, to lease office space for driver licensing and related services at the Arie P. Taylor building at 4685 Peoria Street.

Approves a lease agreement with the State of Colorado Department of Motor Vehicles for \$356,531.49 and for five years for approximately 2,583 square feet of office space for driver licensing and related services at the Arie P. Taylor building located at 4685 Peoria Street in Council 8 (FINAN-201841987). The last regularly scheduled Council meeting within the 30-day review period is on 11-19-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Bill 18-1146 be placed upon final consideration and do pass. The motion failed by the following vote:

Placed upon final consideration and do pass

Aye: (None) (0)

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

Absent: Brooks (1)

[18-1169](#) A bill for an ordinance approving the purchase of capital equipment items from the Planned Fleet Special Revenue Fund.

Approves a one-time capital equipment expenditure for \$1,350,000 to procure five trash trucks to support citywide solid waste management operations. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Bill 18-1169 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, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kashmann (1)

18-1170 A bill for an ordinance approving a proposed Amendment to Lease Agreement between the City and County of Denver and Denver Health and Hospital Authority, by which the City will lease space for the Office of Medical Examiner.

Amends a lease agreement with Denver Health and Hospital Authority (DHHA) by adding \$1,251,066.28 for a new total of \$12,427,741.92 to revise the lease payments based on actual construction costs amortized over the first eight years of the term of the lease for the newly constructed Office of the Medical Examiner and to include a onetime payment of \$156,352 for environmental remediation, located at 500 Quivas Street in Council District 7 (FINAN-201524424-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-19-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Bill 18-1170 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, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kashmann (1)

Land Use, Transportation & Infrastructure Committee

18-1165 A bill for an ordinance approving a proposed Amendment to Agreement between the City and County of Denver and Urban Drainage and Flood Control District for design and flood control improvements for First Creek Park upstream of Tower Road.

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD) by adding \$600,000 of City funds for a new total agreement amount of \$1,000,000 to construct park improvements for First Creek Park, located at the intersection of Elmendorf Drive and Bahama Court in Council District 11. No change to agreement duration (201839897). The last regularly scheduled Council meeting within the 30-day review period is on 11-19-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Bill 18-1165 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, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

18-1167 A bill for an ordinance relinquishing the Covenant recorded June 9, 1966 with the Denver Clerk & Recorder at Book 9609, Pages 60 through 64, located at 701 Osage Street.

Relinquishes the covenant with Sears, Roebuck and Co. recorded on 6-6-66 at book 9609, page 60, located at 701 Osage Street in Council District 3. The last regularly scheduled Council meeting within the 30-day review period is on 11-19-18. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Bill 18-1167 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, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kashmann (1)

Safety, Housing, Education & Homelessness Committee

[18-1103](#) A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and School District Number 1 in the City and County of Denver and the State of Colorado for Head Start Services for Program Year 2018-2019.

Amends a contract with School District Number One by adding \$52,151 for a new total of \$1,770,214 to provide for cost of living (COLA) adjustments and direct Head Start services to 302 children, citywide. No change to contract duration (201840635). The last regularly scheduled Council meeting within the 30-day review period is on 11-19-18. The Committee approved filing this item at its meeting on 10-10-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilwoman Susman, that Council Bill 18-1103 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, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kashmann (1)

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 18-1160, designating 630-638 East 16th Avenue, the Essex Apartments, as a structure for preservation. Anyone wishing to speak on this matter 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

18-1160 A bill for an ordinance designating 630-638 East 16th Avenue, the Essex Apartments, as a structure for preservation.

Approves an individual Denver landmark designation for the Essex Apartments, located at 630-638 East 16th Avenue in Council District 10. The Committee approved filing this item at its meeting on 10-16-18.

A motion offered by Councilwoman Gilmore, duly seconded by Councilman Herndon, that Council Bill 18-1160 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 6:32 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-1160. Ben Gearhart, John Olson, Chairman Seku and David Roybal signed up to speak in favor of the bill. Jesse Parris signed up to speak neither in favor nor against the bill. Mary Anna Thompson signed up to speak in opposition of the bill. Kara Hahn of Community Planning and Development delivered the staff report.

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

Nay: (None) (0)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Clark announced that City Council, sitting ex-officio, as the Board of Directors for the Denver 14th Street General Improvement District, RiNo Denver General Improvement District, and Gateway Village General Improvement District will hold public hearings on Monday, November 19, related to the 2019 work plans and budgets for each district.

On Tuesday, November 13, 2018, the Finance and Governance Committee will consider Resolution 18-1300 regarding amendments to Council’s Rules of Procedure. If advanced out of committee, the amendments will be considered by the full council on Monday, November 19, 2018.

On Monday, December 3, 2018, Council will hold a required public hearing on Council Bill 18-1075, changing the zoning classification for 4201 East Arkansas Avenue in Virginia Village; a required public hearing on Council Bill 18-1163, changing the zoning classification for 7900 East Colfax Avenue in East Colfax; and, a required public hearing on Council Bill 18-1164, changing the zoning classification for 8315 East Colfax Avenue and 1500 Valentia Street in East Colfax. Any protests against Council Bills 1075, 1163 or 1164 must be filed with the Council Offices no later than Monday, November 26, 2018.

ADJOURN

There being no further business before the City Council, Council President Clark adjourned the meeting at 6:52 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