

# City Council Minutes

Meeting Date: Monday, January 24, 2022 5:30 PM

## PLEDGE OF ALLEGIANCE

Councilmember Black led the Pledge of Allegiance.

## LAND ACKNOWLEDGEMENT

Councilmember Black led the Land Acknowledgement.

## ROLL CALL

Present: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,  
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

## APPROVAL OF THE MINUTES

[22-0117](#) Minutes of Tuesday, January 18, 2022

The minutes of Tuesday, January 18, 2022 were distributed to members of Council. Council President Gilmore ordered the minutes approved.

### Approved

## COUNCIL ANNOUNCEMENTS

Councilmembers Sandoval, Flynn, Sawyer, Kniech and Kashmann offered announcements.

## PRESENTATIONS

## COMMUNICATIONS

## PROCLAMATIONS

[22-0114](#) A proclamation honoring Peter Baertlein for 35 Years of service to the people of Denver.

A motion offered by Councilmember Flynn, duly seconded by Councilmember Hinds, that Council Proclamation 22-0114 be adopted, carried by the following vote:

### Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,  
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[22-0115](#) A proclamation recognizing January as Firefighter Cancer Awareness Month.

A motion offered by Councilmember Ortega, duly seconded by Councilmember Herndon, that Council Proclamation 22-0115 be adopted, carried by the following vote:

### Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,  
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

## RECAP OF BILLS TO BE CALLED OUT

No items were called out for a separate vote.

## **BLOCK VOTE**

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, to approve the following items en bloc, carried by the following vote:

### **Approved the consent agenda**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,  
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

## **RESOLUTIONS**

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

#### **22-0030 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Topcon Solutions, Inc. concerning Autodesk Build/BIM 360 software licenses and support at Denver International Airport.**

Approves a master purchase order with Topcon Solutions, Inc. for \$582,900 and for three years for Autodesk Build/BIM 360 software licenses and support at Denver International Airport (SC-00006558). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-12-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0030 be adopted en bloc, carried by the following vote:

### **Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,  
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

#### **22-0033 A resolution approving a proposed Master Purchase Order between the City and County of Denver and L3 Harris Technologies, Inc. concerning communication radios, supplies, and repairs at Denver International Airport.**

Approves a master purchase order with L3 Harris Technologies, Inc. for \$7 million and for two years, with three one-year options to extend, for communication radios, supplies, and repairs at Denver International Airport (SC-00006355). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-12-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0033 be adopted en bloc, carried by the following vote:

### **Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,  
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

**[22-0034](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and SHI International Corp. concerning Microsoft Enterprise Agreement at Denver International Airport.**

Approves a master purchase order with SHI International Corp. for \$5 million and for three years for Microsoft Enterprise Agreement at Denver International Airport (SC-00006537). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-11-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0034 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

**Finance & Governance Committee**

**[22-0026](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and Colorado Asphalt Services, LLC for the purchase and delivery of hot mix asphalt and high performance cold mix asphalt for street paving and patching.**

Approves a master purchase order with Colorado Asphalt Services, LLC for \$6 million and through 12-31-26 for the purchase and delivery of hot mix asphalt and high performance cold mix asphalt for street paving and patching, citywide (SC-00006469). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-11-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0026 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

**[22-0027](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and Brannan Sand and Gravel Company, LLC for the purchase and delivery of hot mix asphalt for street paving.**

Approves a master purchase order with Brannan Sand and Gravel Company, LLC for \$10 million and through 12-31-26 for the purchase and delivery of hot mix asphalt for street paving, citywide (SC-00006458). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-11-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0027 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

**22-0031 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Kone, Inc. adding one year for a new end date to complete an elevator modernization project at the Minoru Yasui building.**

Amends a contract with Kone, Inc. by adding one year for a new end date of 10-31-22 to complete an elevator modernization project at the Minoru Yasui building in Council District 9. No change to contract amount (GENRL-202160581-00; GENRL-201951354-02). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-11-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0031 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)  
Nay: (None) (0)

**22-0032 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Kone, Inc. adding three months for a new end date to complete an elevator modernization project at the Denver Police Administration Building.**

Amends a contract with Kone, Inc. by adding three months for a new end date of 5-31-22 to complete an elevator modernization project at the Denver Police Administration Building in Council District 10. No change to contract amount (GENRL-202160578-00; GENRL-201951353-01). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-11-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0032 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)  
Nay: (None) (0)

**Land Use, Transportation & Infrastructure Committee**

**22-0020 A resolution granting a revocable permit to Aaron and Jennifer Bowlds, to encroach into the right-of-way adjacent to 200 North Dahlia Street.**

Grants a revocable permit, subject to certain terms and conditions, to Aaron and Jennifer Bowlds, their successors and assigns, to encroach into the right of way with a 6-foot wood fence along 2nd Avenue and a 42-inch tall fence with aluminum balusters along North Dahlia Street, located adjacent to 200 North Dahlia Street in Council District 5. The Committee approved filing this item at its meeting on 1-4-22.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0020 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)  
Nay: (None) (0)

**22-0029 A resolution approving a proposed Master Services Agreement between the City and County of Denver and Roadway Asset Services for mobile data collection for the inventory and condition assessment of transportation infrastructure assets.**

Approves a contract with Roadway Asset Services, for \$724,265 and for one year for mobile data collection for the inventory and condition assessment of transportation infrastructure assets, citywide (202160839). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-11-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0029 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

**22-0112 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the total sum of Ninety Thousand Dollars and Zero Cents (\$90,000.00), payable to Shenell Phillips and Darrell S. Elliott, P.C., in full payment and satisfaction of all claims related to Case No. 2020cv32518, in the District Court for the City and County of Denver.**

Settles a claim involving Parks and Recreation Department. This item was approved for filing at the Mayor-Council meeting on 1-18-22.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0112 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

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

**22-0036 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Bayaud Enterprises, Inc. to provide employment services including administration of the Denver Day Works Program.**

Amends a contract with Bayaud Enterprises, Inc. by adding \$705,300 for a new total of \$1,410,600 and one year for a new end date of 12-31-22 to provide employment services including administration of the Denver Day Works Program (HOST-202160814-01). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 1-12-22.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0036 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[22-0107](#) **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00), via a single check payable to Lauren Flores and the Elkus and Sisson Trust account, for compensatory damages in payment and satisfaction of all claims filed by Lauren Flores in the litigation matter captioned "Flores v. City and County of Denver," commenced in Denver District Court, Case No. 2020CV33597.** Settles a claim involving the Denver Sheriff Department. This item was approved for filing at the Mayor-Council meeting on 1-18-22.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0107 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[22-0111](#) **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Five Hundred Thousand Dollars (\$500,000.00) made payable to Killmer, Lane & Newman LLP COLTAF Client Trust Account, in full payment and satisfaction of all claims related to the civil action captioned Michael Acker v. the City and County of Denver, Colorado, Chief Paul Pazen, Daniel Felkins and David Abeyta, which was filed in the United States District Court for the District of Colorado, Case No. 1:20-cv-03155-RMR.**

Settles a claim involving the Denver Police Department. This item was approved for filing at the Mayor-Council meeting on 1-18-22.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Resolution 22-0111 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

**BILLS FOR INTRODUCTION**

**Finance & Governance Committee**

[22-0035](#) **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 for multiple small impact changes, provisionally approved by the Office of Human Resources Executive Director for the period of July 2021 through December 2021. The Committee approved filing this item at its meeting on 1-11-22.

Council Bill 22-0035 was ordered published

**Ordered published**



**Land Use, Transportation & Infrastructure Committee**

**[21-0750](#) A bill for an ordinance approving a proposed Amendatory Intergovernmental Agreement between the City and County of Denver and City of Aurora, for temporary connection of sanitary sewer lines owned and operated by Denver for use by Aurora.**

Amends an intergovernmental agreement with the City of Aurora by revising lift station peak flows and including the upsizing of a flow meter for providing temporary capacity in sanitary sewer lines owned and operated by Denver for use by Aurora. No change to agreement duration or cost (DOTI-202159224-01; 20184224-01). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 7-6-21.

Council Bill 21-0750 was ordered published

**Ordered published**

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

**[21-1079](#) A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Health and Hospital Authority, to provide clinical services and other programming to address COVID-19 health disparities as part of the Expanded Patient Services (EPS) Program.**

Approves an intergovernmental agreement with Denver Health and Hospital Authority for \$1,390,449.56 and through 05-31-2023 to provide clinical services including testing, contract tracing, vaccination and other programming to address COVID-19 health disparities as part of the Expanded Patient Services (EPS) Program, citywide (ENVHL-202160257). The last regularly scheduled Council meeting within the 30-day review period is on 2-14-22. The Committee approved filing this item at its meeting on 9-22-21.

Council Bill 21-1079 was ordered published

**Ordered published**

**BILLS FOR FINAL CONSIDERATION**

**Finance & Governance Committee**

**[22-0022](#) A bill for an ordinance making a supplemental appropriation in the Wastewater Management Division Urban Drainage and Flood Control District Tracking Fund.**

Appropriates \$1,250,000 in the Wastewater Management Division Urban Drainage and Flood Control District Tracking fund (72701) for the General Storm - Bowles Ditch Separation project that is co-funded by Urban Drainage and Flood Control District, doing business as the Mile High Flood District, in Council District 2. The last regularly scheduled Council meeting within the 30-day review period is on 2-7-22. The Committee approved filing this item at its meeting on 1-4-22.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Bill 22-0022 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

**PRE-RECESS ANNOUNCEMENT**

**RECESS**

Council did not take a recess.

**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

**PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

**PRE-ADJOURNMENT ANNOUNCEMENT**

**ADJOURN**

There being no further business before the City Council, Council President Gilmore adjourned the meeting at 6:11 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