

City Council Minutes

Meeting Date: Monday, November 27, 2017 5:30 PM

PLEDGE OF ALLEGIANCE

Council member Susman led the Pledge of Allegiance.

ROLL CALL

Council member Herndon arrived late.

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

Absent: New (1)

APPROVAL OF THE MINUTES

The minutes of meeting date, Monday, November 20, 2017, were distributed to Council. Council President Brooks ordered the minutes approved.

[17-1364](#) Minutes of Monday, November 20, 2017

The minutes of Monday, November 20, 2017 were approved.

Approved

COUNCIL ANNOUNCEMENTS

Council members Gilmore, Clark, Lopez, Espinoza, Kashmann, and Brooks offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce & Aeronautical Services Committee

Block Vote

A motion offered by Councilwoman Susman, 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, Flynn, Gilmore, Herndon, Kashmann,
Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

[17-1233](#) A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Argus Event Staffing, LLC for extension of the term and funds for additional expenses.

Amends a contract to add one month to the agreement with Argus Event Staffing, LLC and to add \$4 million for a new total contract in the amount of \$27 million through 12-31-17 for security and safety services in various city venues including the Denver Performing Arts Complex, the Denver Coliseum, and Red Rocks Amphitheatre (THTRS-CE03107 04). The last regularly scheduled Council meeting within the 30-day review period is on 12-18-17. The Committee approved filing this resolution by consent on 11-15-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-1233 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

[17-1274](#) A resolution approving a proposed Agreement between the City and County of Denver and HSS, Inc. concerning security guard services at Denver International Airport.

Approves a three-year contract with HSS, Inc. in the amount of \$115 million for traffic management, building security, perimeter security, and airfield security services at Denver International Airport (201735151). The last regularly scheduled Council meeting within the 30-day review period is on 12-18-17. The Committee approved filing this resolution at its meeting on 11-15-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-1274 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

17-1275 A resolution approving a proposed First Amendment between the City and County of Denver and reVision, Inc. concerning hardware, software and professional services at Denver International Airport.

Amends a contract with reVision, Inc. by adding \$5 million for a new contract total in the amount of \$10 million for professional procurement services on an as-needed basis for staff augmentation and project-related services, and initiatives at Denver International Airport. There is no change to the contract term (201626631-01). The last regularly scheduled Council meeting within the 30-day review period is on 12-18-17. The Committee approved filing this resolution by consent on 11-15-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-1275 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)
Nay: (None) (0)
Absent: Espinoza, New (2)

17-1276 A resolution approving a proposed Agreement between the City and County of Denver and Bombardier Transportation (Holdings) USA, Inc., concerning the operation and maintenance of the Automated Guideway Transit System program at Denver International Airport.

Approves a seven-year contract with Bombardier Transportation (Holdings) USA, Inc., in the amount of \$161,946,934.15 through 12-31-24 to operate the Automated Guideway Transit System (AGTS) program including maintaining the vehicles, tracks, control software and hardware, wayside, power distribution, and uninterruptable power of the train system connecting passengers to the concourses at Denver International Airport (201734112). The last regularly scheduled Council meeting within the 30-day review period is on 12-18-17. The Committee approved filing this resolution at its meeting on 11-15-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-1276 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)
Nay: (None) (0)
Absent: Espinoza, New (2)

Finance & Governance Committee

17-0764 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Arup Advisory, Inc. to extend the term and increase the contract amount.

Amends a contract with Arup Advisory, Inc. by adding \$480,000 for a new total amount of \$955,000 and exercising a one year extension through 12-31-18 for advisory services and the development of a public private partnership (P3) program and communications plan (201630753-00). The last regularly scheduled Council meeting within the 30-day review period is on 12-18-17. The Committee approved filing this resolution at its meeting on 11-14-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-0764 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

Land Use, Transportation & Infrastructure Committee

17-1267 A resolution approving a proposed Purchase Order between the City and County of Denver and Wagner Equipment Co., to purchase a current year model Caterpillar PM822 self-propelled rotary cold pavement planing machine.

Approves a purchase order with Wagner Equipment Co. for \$729,686 for one Caterpillar PM822 self-propelled rotary cold pavement planning machine for citywide repaving operations (PO-00024920). The Committee approved filing this resolution by consent on 11-14-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-1267 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

17-1279 A resolution laying out, opening and establishing as part of the City street system a parcel of land as North Knox Court near the intersection of West 14th Avenue and North Knox Court.

Dedicates a parcel of land as public right-of-way as North Knox Court located at the intersection of West 14th Avenue and North Knox Court in Council District 3. The Committee approved filing this resolution by consent on 11-14-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-1279 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

17-1280 A resolution laying out, opening and establishing as part of the City street system parcels of land as West Iowa Avenue near the intersection of South Santa Fe Drive and West Iowa Avenue.

Dedicates city-owned land as West Iowa Avenue located near the intersection of South Santa Fe Drive and West Iowa Avenue in Council District 7. The Committee approved filing this resolution by consent on 11-14-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Resolution 17-1280 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

BILLS FOR INTRODUCTION

Business, Arts, Workforce & Aeronautical Services Committee

[17-1225](#) A bill for an ordinance concerning the Airport Facilities of the City and County of Denver; authorizing the incurrence of the Revolving Credit Agreement Subordinate Obligation under the General Subordinate Bond Ordinance in a maximum aggregate principal Revolving Loan amount not to exceed \$150,000,000 at any one time in connection with a revolving credit agreement to be entered into for the purposes of defraying the costs of certain approved projects, and providing other details in connection therewith; providing the maximum rate and other terms and other details of the Revolving Credit Agreement Subordinate Obligation, which shall be evidenced by a revolving credit agreement and notes issued thereunder; authorizing the execution of certain related agreements; ratifying action previously taken; providing for other related matters; and providing the effective date of this ordinance.

Authorizes the Manager of Finance to incur, for and on behalf of the Department of Aviation, a revolving loan in an amount not to exceed \$150 million with US Bank, for funding interim airport capital improvements at Denver International Airport. The last regularly scheduled Council meeting within the 30-day review period is on 12-18-17. The Committee approved filing this bill at its meeting on 11-1-17.

Council Bill 17-1225 was ordered published on first reading.

Ordered published on first reading

[17-1326](#) **A bill for an ordinance concerning the Airport Facilities of the City and County of Denver; authorizing either (1) the incurrence of a Non-Revolving Credit Agreement Subordinate Obligation evidenced by a non-revolving credit agreement and notes issued thereunder or (2) the issuance of "City and County of Denver, Colorado, for and on behalf of its Department of Aviation, Airport System Subordinate Revenue Bonds, Series 2017C," in a maximum aggregate principal Loan amount (in the case of the Non-Revolving Credit Agreement Subordinate Obligation option) or in a maximum aggregate principal amount (in the case of the Airport System Subordinate Revenue Bonds, Series 2017C option) of not to exceed \$300,000,000; providing that either the Non-Revolving Credit Agreement Subordinate Obligation option or the Airport System Subordinate Revenue Bonds, Series 2017C option is to be incurred or issued (as applicable) under the General Subordinate Bond Ordinance for the purposes of paying the costs of certain Airport System improvement projects; providing for the delegation to the Manager of Aviation and the Treasurer of the City of the determination to implement and selection of one of such options, all within the limitations set forth herein; providing the terms and other details of the Non-Revolving Credit Agreement Subordinate Obligation option and the Airport System Subordinate Revenue Bonds, Series 2017C option; authorizing the execution of certain related agreements; ratifying action previously taken; providing for other related matters; and providing the effective date of this ordinance.**

Approves authorizing either (1) the incurrence of a Non-Revolving Credit Agreement Subordinate Obligation evidenced by a non-revolving credit agreement and notes issued thereunder, or (2) the issuance of "City and County of Denver, Colorado, for and on behalf of its Department of Aviation, Airport System Subordinate Revenue Bonds, Series 2017C in an amount not to exceed \$300 million, and authorizes the delegation to the Manager of Aviation and the Treasurer of the City to select and implement one of the options. This bill was approved for filing by Councilmember Gilmore.

Council Bill 17-1326 was ordered published on first reading.

Ordered published on first reading

Finance & Governance Committee

[17-1262](#) **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.**

Changes the title of Licensing Technician to Licensing Technician I, and creates a new class called Licensing Technician II (C-616). The Committee approved filing this bill by consent on 11-14-17.

Council Bill 17-1262 was ordered published on first reading.

Ordered published on first reading

[17-1263](#) 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.

Changes the pay grade of Business License Inspector from N-615 to N-617. The Committee approved filing this bill by consent on 11-14-17.

Council Bill 17-1263 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[17-1237](#) A bill for an ordinance making appropriations to pay the expenses of conducting the public business for the year 2018 and for the purposes required by the Charter and by other law.

Approves the 2018 annual appropriation ordinance to implement the 2018 budget and amendments previously approved by Council. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1237 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

[17-1245](#) A bill for an ordinance making appropriations from the Capital Improvements and Capital Maintenance Fund and rescissions from the General Fund and Capital Improvements and Capital Maintenance Fund.

Appropriates \$375,000 and transfers, rescinds, and re-appropriates \$1.9 million to the capital improvement fund to complete the Lindsey Flanigan Courthouse glass and glass guardrail project in Council District 10. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1245 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

17-1246 A bill for an ordinance authorizing the transfer of funds from the Wastewater Management Enterprise Fund to the Grant Projects Fund.

Transfers up to \$727,252 from the Wastewater Enterprise Fund to the Capital Special Revenue Fund number 38302 to address a negative cash balance as a result of underperformance in sales and property tax increment revenue from the South Broadway/Montgomery Ward Urban Renewal Area in Council District 7. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1246 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

17-1247 A bill for an ordinance making rescissions, cash transfers and supplemental appropriations from the General Contingency Fund to Departments.

Approves a \$2.22 million supplemental appropriation from general fund contingency for the Career Service Hearing Office, the Department of Finance-Real Estate, the Office of Economic Development, the Office of the Municipal Public Defender, and the District Attorney's Office. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1247 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)

Nay: (None) (0)

Absent: Espinoza, New (2)

17-1248 A bill for an ordinance establishing a new fund in the General Government Special Revenue Fund for the “Special Districts Revolving Loan Fund”.

Establishes a new Special Revenue Fund under the Capital Planning and Programming division of the Department of Finance for the Special Districts Revolving Loan Fund to support the continued creation of business improvement districts and general improvement districts in the City and County of Denver. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1248 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)
Nay: (None) (0)
Absent: Espinoza, New (2)

17-1250 A bill for an ordinance establishing a new fund in the Public Health Special Revenue Fund for the “Public Health and Wellness Fund”.

Establishes the Public Health and Wellness Special Revenue Fund to hold state public health dollars and general fund transfers for public health-related programs including opioid treatment programs. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1250 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)
Nay: (None) (0)
Absent: Espinoza, New (2)

17-1251 A bill for an ordinance establishing a new fund in the General Government Special Revenue Fund for “Sidewalk Repair Revolving Fund”.

Establishes the Revolving Sidewalks Repair Special Revenue Fund for citywide sidewalk repairs, and an extended repayment option and affordability discounts for qualifying homeowners. The Committee approved filing this bill at its meeting on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1251 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)
Nay: (None) (0)
Absent: Espinoza, New (2)

Land Use, Transportation & Infrastructure Committee

17-1232 A bill for an ordinance relinquishing the easement reserved in Ordinance No. 20160755, Series of 2016, recorded with the Denver Clerk & Recorder at Reception No. 2016128611, located near the intersection of West Colfax Avenue and North Perry Street.

Relinquishes the reservations established in Vacating Ordinance No. 20160755, Series of 2016 located in the southerly portion of the alley bounded by West Colfax Avenue, Perry Street, Quitman Street, and West Conejos Place in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 12-11-17. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1232 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)
- Nay: (None) (0)
- Absent: Espinoza, New (2)

17-1255 A bill for an ordinance amending Ordinance 184, Series 1992, concerning the "Planned Fleet Replacement" fund in the General Government Special Revenue Fund and the means for authorizing revenues and expenditures from said fund.

Amends Ordinance No. 184, Series of 1992, to change the fund name from the Planned Fleet Replacement Fund to the Planned Fleet Fund for replacing specific vehicles and equipment for Denver Public Works. The Committee approved filing this bill by consent on 11-7-17.

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Kniech, that Council Bill 17-1255 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, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, Ortega, Susman (11)
- Nay: (None) (0)
- Absent: Espinoza, New (2)

RECAP OF BILLS TO BE CALLED OUT

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 City Council, Council President Brooks adjourned the meeting at 5:57 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