

City Council Minutes

Meeting Date: Monday, October 1, 2018 5:30 PM

PLEDGE OF ALLEGIANCE

Council member López led the Pledge of Allegiance.

ROLL CALL

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

Absent: Herndon (1)

APPROVAL OF THE MINUTES

[18-1092](#) Minutes of Monday, September 24, 2018

The minutes of Monday, September 24, 2018, were approved.

Approved

The minutes of meeting date Monday, September 24, 2018, were distributed to Council. Council President Clark ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Council members Flynn, New, Susman, Kashmann, Brooks and Black offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

Council member Kniech asked to be added as a sponsor.

[18-1090](#) **A proclamation celebrating and thanking Kelly Velez for 33 years of outstanding service to the City and County of Denver upon her retirement.**

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Black, that Council Proclamation 18-1090 and 18-1091 be adopted en bloc, carried by the following vote:

Adopted

Council member Kniech asked to be added as a sponsor to 18-1090.

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

Nay: (None) (0)

Absent: Herndon (1)

[18-1091](#) **A proclamation celebrating and thanking Shelley Smith for 21 ½ years of outstanding service to the City and County of Denver upon her retirement.**

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Black, that Council Proclamation 18-1090 and 18-1091 be adopted en bloc, carried by the following vote:

Adopted

Council member Kniech asked to be added as a sponsor of 18-1091.

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

Nay: (None) (0)

Absent: Herndon (1)

RESOLUTIONS

Block Vote

Block Vote

A motion offered by Councilman López, duly seconded by Councilman Kashmann, 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, Kashmann, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Herndon (1)

Business, Arts, Workforce, & Aviation Services Committee

18-1007 A resolution approving a proposed Amendatory Agreement by and between the City and County of Denver and PMAM Corporation to increase the compensation to manage and implement the City’s alarms systems Ordinance found at Chapter 42 Article IV of the Denver Revised Code.

Amends a contract with PMAM Corporation by adding \$550,000 for a new total of \$1 million for additional capacity due to an increase in volume for security alarm permitting and related services required for any property with a security alarm, citywide. No change to contract duration (EXCIS-201522947-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-19-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-1007 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Herndon (1)

Finance & Governance Committee

18-0991 A resolution approving the Mayor’s appointment to the Denver Office of Strategic Partnerships Commission.

Approves the Mayoral appointment of Leesly Leon to the Denver Office of Strategic Partnerships Commission for a term effective immediately and expiring on 4-20-20. The Committee approved filing this item by consent on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0991 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Herndon (1)

18-0992 A resolution to set a public hearing on the approval of the Amended and Restated Service Plan for Denver International Business Center Metropolitan District No. 1.

Sets a public hearing before City Council on 10-29-18 on the amended service plan for the Denver International Business Center Metropolitan District No. 1 located near Tower Road between 64th and 72nd avenues in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

Required Public Hearing

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0992 be adopted en bloc, carried by the following vote:

Adopted

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

Land Use, Transportation & Infrastructure Committee

18-0956 A resolution approving a proposed Contract between the City and County of Denver and Hallmark, Inc. for Montbello Railings Phase 2.

Approves a contract with Hallmark, Inc. for \$623,792 and for six months to remove and replace pedestrian railings along the Montbello Ditch and Andrews Drive at Ursula Street, East Elgin Drive, and East Elk Place in Council Districts 8 and 11 (201843277). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-4-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0956 be adopted en bloc, carried by the following vote:

Adopted

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

18-0993 A resolution laying out, opening and establishing as part of the City street system parcels of land as North Colorado Boulevard at the intersection of East 40th Avenue and North Colorado Boulevard.

Dedicates parcels of land as public right-of-way as North Colorado Boulevard located at the intersection of East 40th Avenue and North Colorado Boulevard in Council District 8. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0993 be adopted en bloc, carried by the following vote:

Adopted

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

18-0994 A resolution approving a proposed Professional Services Agreement between the City and County of Denver and Progressive Urban Management Associates, Inc., d/b/a P.U.M.A., Inc., for consulting services regarding neighborhoods along East Colfax Avenue.

Approves a contract with Progressive Urban Management Associates, Inc. (PUMA) for \$1.4 million and for eighteen months for area plans and implementation studies for neighborhoods along the Colfax Bus Rapid Transit program in Council Districts 5, 8, 9, and 10. The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0994 be adopted en bloc, carried by the following vote:

Adopted

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

18-0995 A resolution approving a proposed Purchase Order between the City and County of Denver and McCandless Truck Center, LLC to purchase five 2019 Crane Carriers.

Approves a purchase order with McCandless Truck Center, LLC for \$1,506,089.60 for five crane carriers to support citywide waste management operations (PO-00046870). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0995 be adopted en bloc, carried by the following vote:

Adopted

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

18-0997 A resolution laying out, opening and establishing as part of the City street system a parcel of land as North Albion Street at the intersection of North Albion Street and East Smith Road.

Dedicates a parcel of land as public right-of-way as North Albion Street located at the intersection of North Albion Street and East Smith Road in Council District 8. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0997 be adopted en bloc, carried by the following vote:

Adopted

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

18-0998 A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the State of Colorado Department of Transportation concerning the "FY18 CCTV Network Upgrade" and the funding therefor.

Approves a grant agreement with the Colorado Department of Transportation (CDOT) for \$766,434 and for ten years to fund the deployment of Closed Circuit Television (CCTV) cameras with pan, tilt, and zoom functionality at multiple intersections, citywide (201844204). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0998 be adopted en bloc, carried by the following vote:

Adopted

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

18-0999 A resolution laying out, opening and establishing as part of the City street system a parcel of land as North Speer Boulevard and parcels of land as North Bannock Street near the intersection of West 7th Avenue and North Bannock Street.

Dedicates two parcels of land as public right-of-way as North Speer Boulevard and North Bannock Street located near the intersection of West 7th Avenue and North Bannock Street in Council District 3. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-0999 be adopted en bloc, carried by the following vote:

Adopted

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

18-1000 A resolution approving a proposed Contract between the City and County of Denver and Insituform Technologies, LLC for a neighborhood sanitary sewer lining project in the Globeville neighborhood.

Approves a contract with Insituform Technologies, LLC for \$1,583,935.60 and for seven months to rehabilitate deteriorated clay sanitary sewer pipes in multiple locations in the Globeville neighborhood in Council District 9 (201843190). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-1000 be adopted en bloc, carried by the following vote:

Adopted

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

Absent: Herndon (1)

18-1001 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by West 14th Avenue, North Knox Court, West Colfax Avenue and North Julian Street.

Dedicates a parcel of land as public right-of-way as public alley located in the alley bounded by West 14th Avenue, North Knox Court, West Colfax Avenue, and North Julian Street in Council District 3. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-1001 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Herndon (1)

18-1004 A resolution approving a proposed License Agreement and Covenant between the City and County of Denver and MJP-Golden, LLC for access and maintenance of Chief Hosa Road in Genesee Park.

Approves a non-financial license agreement in perpetuity with MJP-Golden, LLC for access and maintenance of Chief Hosa Road in Genesee Park which serves as the sole access to the properties at 26102, 26112, and 26222 Chief Hosa Road in Jefferson County (201844190). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Resolution 18-1004 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Herndon (1)

BILLS FOR INTRODUCTION

Land Use, Transportation & Infrastructure Committee

18-1002 A bill for an ordinance approving the purchase of capital equipment from the General Fund Public Works Appropriation.

Approves a one-time capital equipment expenditure for \$145,000 for one asphalt paver to support citywide street paving operations. The Committee approved filing this item at its meeting on 9-18-18.

Council Bill 18-1002 was ordered published on first reading.

Ordered published on first reading

[18-1003](#) A bill for an ordinance approving a proposed User Agreement between the City and County of Denver and Downtown Denver Business Improvement District for the use and occupancy of a kiosk in Skyline Park.

Approves a non-financial intergovernmental agreement with the Downtown Denver Business Improvement District (DDBID) for three years to authorize the DDBID to use and occupy the north space of the kiosk in Skyline Park to provide security, monitor the park, disseminate public information, and provide public services to park patrons in Council District 9 (201841556). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

Council Bill 18-1003 was ordered published on first reading.

Ordered published on first reading

[18-1005](#) A bill for an ordinance relinquishing a portion of the utility and drainage easement reserved in Ordinance No. 250, Series of 1956 recorded with the Denver Clerk & Recorder in Book 52, Pages 337-338, located at 5120 Broadway.

Relinquishes a portion of the utility and drainage easement reserved in the Vacating Ordinance No. 250, Series of 1956, located at 5120 Broadway in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

Council Bill 18-1005 was ordered published on first reading.

Ordered published on first reading

Safety, Housing, Education & Homelessness Committee

[18-0984](#) A bill for an ordinance amending Article III, Chapter 16 of the Denver Revised Municipal Code relating to the E-911 surcharge.

Amends Article III, Chapter 16 of the Denver Revised Municipal Code to increase the Enhanced-911 (E-911) monthly emergency telephone surcharge from \$0.70 to \$1.20 effective 1-1-19. The Committee approved filing this item at its meeting on 9-19-18.

Council Bill 18-0984 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Safety, Housing, Education & Homelessness Committee

[18-0635](#) A bill for an ordinance conforming Section 14-137, D.R.M.C., with state law on the non-refundable processing fee of twenty-five dollars if court-appointed counsel enters an appearance.

Amends Section 14-137 of the Denver Revised Municipal Code to conform with state law on the processing fee of twenty-five dollars if court-appointed counsel enters an appearance. The Committee approved filing this item at its meeting on 6-6-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Bill 18-0635 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, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Herndon (1)

[18-0980](#) A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the State of Colorado concerning the "UASI FY18" program and the funding therefor, and authorizing the purchase of capital equipment items from the "UASI FY18" Special Revenue Fund budget.

Accepts \$2.4 million in 2018 Urban Areas Security Initiative program funding to prevent, prepare for, respond to, mitigate against, and recover from acts of terrorism via a grant agreement with the State of Colorado. The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-12-18.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Bill 18-0980 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, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Herndon (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 18-0979, authorizing and approving an amendment to the Emily Griffith Opportunity School Urban Redevelopment Plan; and, a one-hour courtesy public hearing on Council Bill 18-0976, naming the park at 2140 West Asbury Avenue as "La Lomita Park". 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 RECONVENES AND RESUMES ITS REGULAR SESSION

REQUIRED PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

18-0979 A bill for an ordinance authorizing and approving an amendment to the Emily Griffith Opportunity School Urban Redevelopment Plan.

Amends the Emily Griffith Opportunity School Urban Redevelopment Plan by adding the Emily Griffith Project including the rehabilitation of the 140,000 square foot historic Emily Griffith Opportunity School Building into a 250-room hotel with 6,000 square feet of meeting space in Council District 9. The Committee approved filing this item at its meeting on 9-11-18.

A motion offered by Councilman López, duly seconded by Councilwoman Gilmore, that Council Bill 18-0979 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 6:06 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-0979. Anne Levinsky signed up to speak in favor of the bill. Jesse Parris and David Roybal signed up to speak in opposition of the bill. Chairman Seku signed up to speak neither in favor nor against the bill. Tracy Huggins of DURA delivered the Staff Report.

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

Nay: (None) (0)

Absent: Herndon (1)

COURTESY PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

18-0976 A bill for an ordinance naming the park at 2140 West Asbury Avenue as "La Lomita Park".

Approves the naming of the park at Asbury and Tejon as La Lomita Park located at 2140 West Asbury Avenue in Council District 7. The Committee approved filing this item at its meeting on 9-11-18.

A motion offered by Councilman López, duly seconded by Councilwoman Ortega, that Council Bill 18-0976 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 6:56 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-0976. Arlene Mackintosh, Gail Martinez, David Roybal, Jesse Parris and Chairman Seku signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Chairman Seku signed up to speak neither in favor nor against the bill. Anita Banuelos and Commander Jeff Martinez delivered the Staff Report.

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

Nay: (None) (0)

Absent: Herndon (1)

PRE-ADJOURNMENT ANNOUNCEMENT

ADJOURN

There being no further business before the City Council, Council President Clark adjourned the meeting at 7:24 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