

City Council Meeting of Monday, April 22, 2019

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Rafael G. Espinoza.....District 1
Kevin Flynn.....District 2
Paul D. López.....District 3
Kendra Black.....District 4
Mary Beth Susman.....District 5
Paul Kashmann.....District 6



Jolon Clark.....District 7
Christopher Herndon.....District 8
Albus Brooks.....District 9
Wayne New.....District 10
Stacie Gilmore.....District 11
Leon Mason.....Director
Mar'quasa Hopson.....Clerk

Room 451
City & County Building
1437 Bannock Street
Denver CO 80202
Phone: 720-337-2000
Email: dencc@denvergov.org

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT AND LANGUAGE INTERPRETATION

The Council Chambers has listening devices for people with a hearing loss. Request a device from the Council Secretary. The City can provide sign language interpretation, CART (computer assisted real-time transcription), and foreign language interpretation for persons attending City Council meetings. If you need any of these accommodations, please email dencc@denvergov.org or call 720-337-2000 three (3) business-days prior to the Council meeting.

CITY COUNCIL AGENDA

The City Council agenda and meeting schedule are made available for public review during normal business hours at the City & County Building, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled Council meeting. The agenda packet is also posted on the City Council website at <https://www.denvergov.org/citycouncil>. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived webcast at <https://denver.legistar.com>.

PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak, sign up with the Council Secretary either before the meeting starting at 5pm in Rm. 451 of the City & County Building, or during the recess of Council. Speakers must be present to sign a speaker card – no sign-up by proxy permitted. Each speaker is allowed 3 minutes, there is no yielding of time (unless necessary to accommodate translation or a disability). Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5pm before the first and third scheduled Council meeting each month, City Council hosts a 30-minute general public comment session, allowing members of the public to address the full Council with concerns regarding any matter not scheduled for a public hearing. Speakers have 3 minutes to speak and must sign up via email at dencc@denvergov.org, phone at 720-337-2000 or in person in Rm. 451, City & County Building starting at 12:00 p.m. the Friday before the session is held. Sign up ends at 4:00 p.m. the day of the session. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF THE MINUTES

[19-0393](#) Minutes of Monday, April 15, 2019

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[19-0395](#) A proclamation honoring the 49th Anniversary of Earth Day.

Sponsor Kashmann

[19-0421](#) A proclamation honoring the 300th Month Anniversary of Nippon Kan's tradition of serving meals to those in need in the Denver Community.

Sponsor Ortega

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[19-0334](#) **A resolution approving a proposed Agreement between the City and County of Denver and Interstate Highway Construction, Inc. concerning the rehabilitation of runway 17R-35L complex at Denver International Airport.**

Approves a contract with Interstate Highway Construction, Inc. for \$21,542,256.01 and for 103 days for the rehabilitation of the Runway 17R-35L complex, including the rehabilitation of runway pavement, upgrading the airfield lighting system, refreshing the surface painted pavement markings, and addressing any surface drainage and slope, at Denver International Airport (201846271-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-19. The Committee approved filing this item at its meeting on 4-10-19.

Finance & Governance Committee

[19-0327](#) A resolution approving the proposed purchase by the City and County of Denver including DEN of insurance policies through Willis of Minnesota, Inc., Arthur J. Gallagher Risk Management Services, Inc., FM Global and Huntington T. Block Insurance Agency, Inc. in an amount not to exceed \$5,135,650.

Authorizes the annual renewal of the City's property and liability insurance policies renewing 05-01-19 with a total premium for all policies not to exceed \$5,135,650 (Willis - FINAN-201419401; Arthur J. Gallagher - FINAN-201419402; Huntington T. Block - FINAN-201415384-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-19. The Committee approved filing this item at its meeting on 4-9-19.

[19-0332](#) A resolution approving the Mayor's appointment and reappointment to the Santa Fe Business Improvement District Board of Directors.

Approves the Mayoral appointment of Susan Taub, and the Mayoral reappointment of Lindi Sinton, to the Santa Fe Business Improvement District Board of Directors for terms effective immediately and expiring 12-31-2021, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 4-9-19.

[19-0333](#) A resolution approving the Mayor's appointment to the Mayor's Housing Advisory Committee.

Approves the Mayoral appointment of Jessica Dominguez to the Mayor's Housing Advisory Committee for a term effective immediately and expiring 12-31-2020, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 4-9-19.

Land Use, Transportation & Infrastructure Committee

[19-0209](#) **A resolution approving a Contract between the City and County of Denver and Jacobs Investments, LLC dba Colorado Boring Co. to improve the signal system control at multiple intersections across the city and other services in Council Districts 4,5,6,8 and 11.**

Approves a contract with Jacobs Investments, LLC, doing business as Colorado Boring Co. for \$718,144 and for eight months to improve the signal system control at multiple intersections across the city by furnishing and installing system software and equipment, signal equipment, communication devices, and communication media, in Council Districts 4,5,6,8 and 11 (201846136). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-19. The Committee approved filing this item at its meeting on 3-12-19.

[19-0330](#) **A resolution laying out, opening and establishing as part of the City street system parcels of land as South Delaware Street and a public alley located near the intersection of South Delaware Street and West Iliff Avenue.**

Dedicates parcels of land as public right of way as South Delaware Street and public alley, located near the intersection of South Delaware Street and West Iliff Avenue in Council District 7. The Committee approved filing this item at its meeting on 4-9-19.

BILLS FOR INTRODUCTION**Business, Arts, Workforce, & Aviation Services Committee**

[19-0287](#) **A Bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and West Metro Fire Protection District for emergency medical services for events at Red Rocks amphitheater.**

Amends an agreement with West Metro Fire Protection by adding \$350,000 for a new total of \$1,200,000 for emergency medical services for events at Red Rocks amphitheater. No change to agreement duration (201733988-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-19. The Committee approved filing this item at its meeting on 3-27-19.

Finance & Governance Committee

[19-0335](#) **A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee, easement and other interests, including any rights and interests related or appurtenant to properties as needed for the South Broadway Multimodal Access and Safety Improvement Project at South Broadway and Interstate 25.**

Grants the authority to acquire through negotiated purchase or condemnation any property interest as needed for the Broadway and I25 Improvement Project, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, located in the approximate project boundaries of South Bannock Street to South Lincoln Street and East Exposition Avenue to just south of East Kentucky Avenue in Council District 7. The Committee approved filing this item at its meeting on 4-9-19.

Land Use, Transportation & Infrastructure Committee

[19-0192](#) **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 extensions and pedestrian refuge areas with push buttons for pedestrian signals, and other improvements in Council District 4.**

Approves an intergovernmental agreement with the Colorado Department of Transportation for \$500,000 and for three years for reimbursement for CDOT-constructed infrastructure improvements including seven median nose extensions and pedestrian refuge areas with push buttons for pedestrian signals, pedestrian ramps and median refuge, median cover material for existing medians, and other improvements, located on Hampden Avenue from Dahlia Street to Parker Road in Council District 4 (201948128). The last regularly scheduled Council meeting within the 30-day review period is on 5-13-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0328](#) **A bill for an ordinance relinquishing a portion of the easement established in the Grant of Permanent Access and Common Easement for Alley Way, recorded with Denver Clerk & Recorder at Reception No. 2003116383; and the easement established in the Deed of Easement, recorded with Denver Clerk & Recorder at Book 7792, Page 433, located at East 51st Avenue and Broadway.**

Relinquishes a portion of the easement established in the Permanent Access and Common Easement for Alley Way document with Recordation No. 2003116383; and relinquishes the easement in its entirety as established in the Deed of Easement document as recorded in Book 7792 Page 433, located at East 51st Avenue and Broadway, in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-13-19. The Committee approved filing this item at its meeting on 4-9-19.

[19-0329](#) **A bill for an ordinance relinquishing a portion of the easement reserved in Ordinance No. 53, Series of 1938, recorded with Denver Clerk & Recorder at Reception No. 1938376686, Book 5227, Page 545 located at 1555 North Xavier Street.**

Relinquishes a portion of the 12' utility easement established in Vacating Ordinance No. 53, Series of 1938, located at 1555 North Xavier Street in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 5-13-19. The Committee approved filing this item at its meeting on 4-9-19.

[19-0344](#) **A bill for an ordinance designating 4150 East Shangri La Drive, Cableland, as a structure for preservation.**

Approves the designation of Cableland as a Landmark Historic structure for preservation, located at 4150 East Shangri La Drive in Council District 5. If ordered published, a public hearing will be held on Monday, 4-29-19. The Committee approved filing this item at its meeting on 4-9-19.

BILLS FOR FINAL CONSIDERATION**City Council - Direct Files****[19-0349](#) A bill for an ordinance concerning designated consumption area setback requirements.**

Designated consumption areas will be permitted to operate at least 1000 feet from of a school, 500 feet of a Child Care Establishment, 500 feet of a alcohol or drug treatment facility; 500 feet of a city-owned recreation center or city-owned outdoor pool. Council member Black approved direct filing this item on 4-11-19.

Land Use, Transportation & Infrastructure Committee**[19-0212](#) 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 drainage and flood control improvements along Sanderson Gulch.**

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD) by adding \$1,650,000 in UDFCD funds for a new total agreement amount of \$18,922,032 for drainage and flood control improvements along Sanderson Gulch, from Lipan Street to the South Platte River, in Council District 7. No additional city funds being added and no change to agreement duration (201523631). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 3-12-19.

[19-0299](#) A bill for an ordinance approving the purchase of capital equipment from the Planned Fleet Special Revenue Fund.

Approves a one-time capital equipment expenditure for \$61,477 for one Bobcat Skid-Steer Loader in place of a Ford F350 Truck that was authorized in the 2019 Long Bill, to support citywide Public Works street maintenance operations. The Committee approved filing this item at its meeting on 4-2-19.

[19-0306](#) A bill for an ordinance relinquishing an easement reserved in Ordinance No. 107, Series of 1967, recorded with Denver Clerk & Recorder at Reception No. 1967055976, located at 19th Avenue and Park Avenue.

Relinquishes the easement, in its entirety, as reserved in Vacating Ordinance No. 107, Series of 1967, under Recordation No. 1967055976, located at 19th Avenue and Park Avenue in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 4-2-19.

Safety, Housing, Education & Homelessness Committee

[19-0307](#) A bill for an ordinance amending Article II of Chapter 37, Public Nuisance Offenses, by updating certain ordinance and statute references, and amending Article III of Chapter 37, Civil Abatement of Public Nuisances, by revising certain provisions concerning the procedure to be followed in nuisance abatement proceedings.

Amends Chapter 37 of the Denver Revised Municipal Code to revise certain nuisance abatement proceedings and update certain related ordinance and statute references. The Committee approved filing this item at its meeting on 4-3-19.

RECAP OF BILLS TO BE CALLED OUT**PRE-RECESS ANNOUNCEMENT**

Tonight there will be a combined public hearing on Council Bill 19-0302, approving and accepting Comprehensive Plan 2040, as the City's Comprehensive Plan for the City and County of Denver; and, Council Bill 19-0303, approving and accepting Blueprint Denver: A Blueprint for an Inclusive City, which plan shall become a part of the Comprehensive Plan 2040 for the City and County of Denver. Anyone wishing to speak on any of these matters must see the Council Secretary to sign up during the recess of Council.

RECESS

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

COURTESY PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[19-0302](#) **A bill for an ordinance approving and accepting Comprehensive Plan 2040, as the City's Comprehensive Plan for the City and County of Denver.**

Adopts Comprehensive Plan 2040 as the city's required comprehensive planning document to express the city's vision for the future. The Committee approved filing this item at its meeting on 4-2-19.

[19-0303](#) **A bill for an ordinance approving and accepting Blueprint Denver: A Blueprint for an Inclusive City, which plan shall become a part of the Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

Adopts Blueprint Denver, as part of the city's Comprehensive Plan. The Committee approved filing this item at its meeting on 4-2-19.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, April 29, 2019, Council will hold a required public hearing on Council Bill 19-0344, designating 4150 East Shangri La Drive, Cableland, as a structure for preservation.

ADJOURN

PENDING

FOR 4-29-19:

[19-0240](#) A bill for an ordinance changing the zoning classification for 10 S Colorado Boulevard in Hilltop.

Approves an official map amendment to rezone property from E-SU-D to E-TU-C (urban edge, single-unit to urban edge, two-unit), located at 10 South Colorado Boulevard in Council District 5. The Committee approved filing this item at its meeting on 3-19-19.

Final Consideration**Required Public Hearing**

FOR 5-6-19:

[19-0127](#) A bill for an ordinance changing the zoning classification for 2535 E. 40th Avenue in Elyria Swansea.

Approves an official map amendment to rezone property from I-A UO-2 and I-A to I-MX-3 (light industrial to industrial, mixed-use), located at 2535 E. 40th Avenue in Council District 9. The Committee approved filing this item at its meeting on 2-26-19.

Final Consideration**Required Public Hearing****[19-0247](#) A bill for an ordinance changing the zoning classification for 3429 W 3rd Avenue in Barnum, with a reasonable condition.**

Approves an official map amendment to rezone property from E-SU-D1x to E-MU-2.5 (urban edge, single-unit to urban edge, multi-unit) with a waiver, located at 3429 West 3rd Avenue in Council District 3. The Committee approved filing this item at its meeting on 4-29-19.

Final Consideration**Required Public Hearing**