

City Council Minutes

Meeting Date: Monday, April 2, 2018 5:30 PM

PLEDGE OF ALLEGIANCE

Council member Ortega 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

[18-0338](#) Minutes of Tuesday, March 27, 2018

The minutes of Tuesday, March 27, 2018, were approved.

Approved

The minutes of meeting date, Tuesday, March 27, 2018, were distributed to Council. Council President Brooks ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Council members Black, Kashmann, Gilmore, Herndon, and Brooks offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[18-0339](#) A proclamation recognizing April as Parkinson's Awareness Month.

A motion offered by Councilwoman Ortega, duly seconded by Councilman Flynn, that Council Proclamation 18-0339 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)

[18-0340](#) A proclamation honoring and celebrating Peter McInerney on April 14, 2018.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Proclamation 18-0340 be adopted. The motion carried by the following vote:

Adopted

Councilwoman Ortega asked to be added as a sponsor of Council Proclamation 18-0340.

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

Nay: (None) (0)

RESOLUTIONS

Business, Arts, Workforce & Aeronautical Services Committee

Block Vote

Block Vote

A motion offered by Councilman López, 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, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

[18-0278](#) **A resolution approving a proposed Agreement between the City and County of Denver and DIA Tech Services, LLC concerning maintenance, delivery of food, sale of alcohol, and digital signage in the common areas of the B Mezzanine at Denver International Airport.**

Approves a ten-year \$510,000 contract with DIA Tech Services, LLC to maintain the common areas in the B Mezzanine, generate sales, and invest in the new digital signage required to advertise the new concepts on B Mezzanine at Denver International Airport (201840470). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 3-21-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0278 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[18-0283](#) **A resolution approving a proposed Purchase Order between the City and County of Denver and OJ Watson Company, Inc. d/b/a OJ Watson Equipment concerning chemical spreaders to be installed on airport fleet vehicles for snow removal at Denver International Airport.**

Approves a \$954,249 purchase order with OJ Watson Company, Inc., doing business as OJ Watson Equipment, for nine chemical spreaders to be installed on airport fleet vehicles for snow removal at Denver International Airport (O-00035087). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 3-21-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0283 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[18-0284](#) A resolution approving a proposed Purchase Order between the City and County of Denver and McCandless Truck Center, LLC for nine 2018 Model 7500 International trucks for snow removal at Denver International Airport.

Approves a \$1,016,874 purchase order with McCandless Truck Center, LLC for nine International 7500 6x4 trucks for snow removal at Denver International Airport (PO-00034869). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 3-21-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0284 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[18-0290](#) A resolution approving the Mayor's reappointments and appointment to the River North Business Improvement District Board of Directors.

Approves the Mayoral reappointments of Tracy Weil, Tai Beldock, Bryan Slekes, Justin Croft, and Ari Stutz; and, the Mayoral appointment of Rachel Rabun to the River North Business Improvement District Board of Directors for terms effective immediately and expiring 6-20-20. The Committee approved filing this resolution by consent on 3-21-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0290 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[18-0293](#) A resolution approving a proposed Agreement between the City and County of Denver and WestJet concerning a use and lease agreement at Denver International Airport.

Approves a ten-month \$575,000 annual revenue airport use and lease agreement with WestJet, an Alberta Partnership, to operate and provide air service at Denver International Airport (201839274). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 3-21-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0293 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

18-0294 A resolution approving a proposed Third Amendment between the City and County of Denver and Clean Energy, d/b/a Clean Energy Fuels Corp. concerning compressed natural gas for vehicles and shuttle buses used to support the public and employee passenger system and six vehicle fueling stations at Denver International Airport.

Adds one year to a contract and lease agreement with Clean Energy, doing business as Clean Energy Fuels Corp., through 4-30-19 for six vehicle fueling stations and the purchase of compressed natural gas for the vehicles and shuttle buses used to support the public and employee passenger system at Denver International Airport. There is no change to the contract amount (CE57002-03/AR68001). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 3-21-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0294 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

18-0167 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Deighton Associates Ltd. to increase compensation and extend the term for engineering support services.

Amends a contract with Deighton Associates Ltd. by adding \$428,839 for a new total of \$1,345,460 and one year for a new end date of 12-31-18 for asset management services of City-owned infrastructure including data collection and analysis of alleys, analysis of street pavement condition data, expansion of the pedestrian curb ramp inventory and assessment, and other services, citywide (201627262). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 2-20-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0167 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

18-0281 A resolution approving a proposed Interagency Agreement between the City and County of Denver and Board of Water Commissioners for reimbursement for work done on Federal between 5th and Howard.

Approves an interagency agreement with the Denver Board of Water Commissioners for \$740,333.94 and for four years for reimbursement from Denver Water for improvements to and replacement of water mains and associated equipment as part of the roadway reconstruction project located on Federal Boulevard between 5th Avenue and Howard Place in Council District 3 (201840530). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 3-20-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0281 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

18-0285 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley near the intersection of West 17th Avenue and North Hooker Street.

Dedicates a parcel of land as public right-of-way as public alley located at the alley bounded by West 17th Avenue, North Hooker Street, West 18th Avenue, and North Grove Street in Council District 3. The Committee approved filing this resolution by consent on 3-20-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0285 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

18-0289 A resolution laying out, opening and establishing as part of the City street system a parcel of land as North Inca Street near the intersection of West 29th Avenue and North Inca Street.

Dedicates City-owned land as North Inca Street located near the intersection of West 29th Avenue and North Inca Street in Council District 9. The Committee approved filing this resolution by consent on 3-20-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0289 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

18-0297 A resolution approving a proposed Contract between the City and County of Denver and Merrick & Company for professional engineering and design services.

Approves a contract with Merrick & Company for \$25 million and for five years for all horizontal infrastructure design work and other professional services to support the successful delivery of the National Western Center Capital Build program including construction drawings and specifications of site wide infrastructure, permitting support and necessary stakeholder coordination in Council District 9 (201840729). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution at its meeting on 3-20-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0297 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Safety, Housing, Education & Homelessness Committee

18-0258 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and E.T. Technologies, Inc., to extend the term and increase funding to provide on-call services for hazardous materials and regulated waste management.

Adds \$1,503,000 and six months to the contract with E.T. Technologies, Inc. for a new total of \$2 million through 10-15-18 for on-call services for the management of hazardous materials and regulated wastes including emergency responses (ENVHL-201312428-02). The last regularly scheduled Council meeting within the 30-day review period is on 4-23-18. The Committee approved filing this resolution by consent on 3-14-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0258 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

18-0287 A resolution approving the Mayor's reappointments to the Denver Latino Commission.

Approves the Mayoral reappointments of Arrah Gallaher, Olivia Gallegos, Benjamin Roldan, Esmeralda Santillano, Nicole Taylor, Angelina Sierra-Sandoval, Monika Celado-Stenger, Tony Encinias, Omar Gudino, and Yolanda Ortega to the Denver Latino Commission for terms effective immediately and expiring 1-1-20. The Committee approved filing this resolution by consent on 3-21-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 18-0287 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

BILLS FOR INTRODUCTION

Business, Arts, Workforce & Aeronautical Services Committee

[18-0237](#) A bill for an ordinance amending Sections 39-121(c) of the Revised Municipal Code of the City and County of Denver regarding the Schedule for Use of Facilities, specifically for the Denver Zoological Gardens.

Amends Chapter 39 of the Denver Revised Municipal Code to increase entrances fees and rental fees at the Denver Zoological Gardens. The Committee approved filing this bill at its meeting on 3-21-18.

Council Bill 18-0237 was ordered published on first reading.

Ordered published on first reading

Finance & Governance Committee

[18-0292](#) A bill for an ordinance establishing a new funds in the Grant and Other Money Projects Fund.

Establishes the National Western Center Colorado State University (CSU) Facilities Development special revenue fund no. 38426 and the National Western Center Western Stock Show Association (WSSA) Campus Development special revenue fund no. 38427, and approves the associated appropriations of \$27.7 million for the CSU Facilities Development fund and \$15 million for the WSSA Campus Development fund. The Committee approved filing this bill by consent on 3-20-18.

Council Bill 18-0292 was ordered published on first reading.

Ordered published on first reading

[18-0301](#) A bill for an ordinance amending Ordinance No. 20171335, Series of 2017 to revise the legal description designated as Unit 3 located near 17th Street, Platte Street and Interstate 25.

Amends Ordinance No. 20171335, Series of 2017, to correct the legal description designated as Unit 3 located near 17th Street, Platte Street, and Interstate 25 in Council District 1. Companion to 18-0282. The Committee approved filing this bill by consent on 3-20-18.

Council Bill 18-0301 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[18-0257](#) A bill for an ordinance relinquishing a portion of the easement established in the Permanent Non-Exclusive Easement recorded with the Denver Clerk & Recorder at Reception No. 2012176096, located at 1550-1560 Market Street.

Relinquishes a portion of the easement established in the Permanent Non-Exclusive Easement with Reception No. 2012176096 located at 1550-1560 Market Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 4-16-18. The Committee approved filing this bill by consent on 3-13-18.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 18-0257 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, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

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

EXECUTIVE SESSION

[18-0341](#) Executive Session

The Council will meet in executive session for the purpose of receiving legal advice that is attorney-client privileged.

A motion offered by Councilman Brooks, duly seconded by Councilman Clark, that Council enter into executive session at 5:55 p.m. The motion carried by the following vote:

Entered into executive session

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

Nay: (None) (0)

ADJOURN

There being no further business before the City Council, Council President Brooks adjourned the meeting at 8:12 p.m.

Mary Beth Sisman

President PRO-TEM

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