

City Council Minutes

Meeting Date: Monday, December 16, 2019 5:30 PM

PLEDGE OF ALLEGIANCE

Council member Torres led the Pledge of Allegiance.

ROLL CALL

Council member Sawyer arrived late.

Present: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Absent: Sandoval (1)

APPROVAL OF THE MINUTES

[19-1382](#) Minutes of Monday, December 9, 2019

The minutes of Monday, December 9, 2019 were distributed to members of Council. Council President Clark ordered the minutes approved.

Council Minutes 19-1382 were approved

Approved

COUNCIL ANNOUNCEMENTS

Council member Hinds offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[19-1391](#) **A proclamation honoring the Denver Police Department for 160 years of service.**

A motion offered by Councilman Flynn, duly seconded by Councilwoman Gilmore, that Council Proclamation 19-1391 be adopted. The motion carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

RECAP OF BILLS TO BE CALLED OUT

Items pulled from consent for a separate vote:

RESOLUTIONS

Land Use, Transportation & Infrastructure Committee

[19-1291](#) **A resolution approving a proposed Agreement between the City and County of Denver and Denver Civic Ventures, Inc. to fund the Urban Forest Initiative grant program.**

Approves an agreement with Denver Civic Ventures for \$3 million and through 12-31-24 to fund the Urban Forest Initiative grant program to expand and enhance downtown's urban tree canopy by planting new trees and improving existing planting areas in Council Districts 9 and 10 (201952681). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Herndon, that Council Resolution 19-1291 be adopted. The motion carried by the following vote:

Adopted

Aye: Black, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (11)

Nay: CdeBaca (1)

Absent: Sandoval (1)

[19-1386](#) **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Fifty Thousand Dollars and No Cents (\$50,000.00), made payable to Bachus & Shanker, LLC c/o Angela Winget, in full payment and satisfaction of all claims in Claim No. 2018.0824.**

Settles a claim involving Public Works. This resolution was approved for filing at the Mayor Council meeting on 12-10-19.

A motion offered by Councilwoman Torres, duly seconded by Councilwoman Gilmore, that Council Resolutions 19-1384, 19-1385 and 19-1386 be adopted en bloc. The motion carried by the following vote:

Adopted

Aye: Black, Clark, Gilmore, Herndon, Hinds, Kashmann, Kniech, Torres (8)

Nay: (None) (0)

Absent: Sandoval (1)

Abstain: CdeBaca, Flynn, Ortega, Sawyer (4)

Safety, Housing, Education & Homelessness Committee

19-1384 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Forty Thousand Dollars and No Cents (\$40,000.00), made payable to Mayela De Hoyos Nunez and The Gaiennie Law Office, in full payment and satisfaction of all claims in Case No. 2019CV30863, in the District Court for the City and County of Denver, Colorado.

Settles a claim involving the Denver Fire Department. This resolution was approved for filing at the Mayor Council meeting on 12-10-19.

A motion offered by Councilwoman Torres, duly seconded by Councilwoman Gilmore, that Council Resolutions 19-1384, 19-1385 and 19-1386 be adopted en bloc. The motion carried by the following vote:

Adopted

- Aye: Black, Clark, Gilmore, Herndon, Hinds, Kashmann, Kniech, Torres (8)
- Nay: (None) (0)
- Absent: Sandoval (1)
- Abstain: CdeBaca, Flynn, Ortega, Sawyer (4)

19-1385 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Ten Thousand Dollars and No Cents (\$10,000.00), made payable to the Gaiennie Law Office, LLC in full payment and satisfaction of all claims in Claim No. 2019.0098.

Settles a claim involving the Denver Police Department. This resolution was approved for filing at the Mayor Council meeting on 12-10-19.

A motion offered by Councilwoman Torres, duly seconded by Councilwoman Gilmore, that Council Resolutions 19-1384, 19-1385 and 19-1386 be adopted en bloc. The motion carried by the following vote:

Adopted

- Aye: Black, Clark, Gilmore, Herndon, Hinds, Kashmann, Kniech, Torres (8)
- Nay: (None) (0)
- Absent: Sandoval (1)
- Abstain: CdeBaca, Flynn, Ortega, Sawyer (4)

BILLS FOR INTRODUCTION

Finance & Governance Committee

19-1341 A bill for an ordinance making a rescission from General Fund Contingency, and making a cash transfer to and an appropriation in the Capital Improvements and Capital Maintenance Fund.

Approves a supplemental appropriation of \$1,300,000 from 2019 General Fund Contingency to transfer cash to the Capital Improvements and Capital Maintenance Project Fund to purchase property located at 4280 Kearney Street, known as Tooley Hall Residential Reentry Center, a community corrections facility. The Committee approved filing this item at its meeting on 12-10-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Herndon, that Council Bill 19-1341 be ordered published. The motion carried by the following vote:

Ordered published

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Sawyer, Torres (11)

Nay: Ortega (1)

Absent: Sandoval (1)

BLOCK VOTE

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, to approve the following items en bloc. The motion carried by the following vote:

Approved the consent agenda

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

19-1170 A resolution approving a proposed Sixth Amendment and Modification Agreement between the City and County of Denver and NEWSED Community Development Corporation, Inc. to allow for a 12 month moratorium on loan payments.

Amends a loan agreement with NEWSED Community Development Corporation to defer 12 monthly loan payments due to the loss of its largest commercial tenant on property located at 901 West 10th Avenue in Council District 3 (GE2Y004-07). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 10-30-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1170 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

Finance & Governance Committee

19-1280 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar 37, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 33725 East 48th Avenue, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar 37 LLC for \$1,063,030 and for 20 years for the purchase of solar power produced from a community solar garden array located at 33725 East 48th Avenue, Watkins, CO. (GENRL-201952118-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1280 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

19-1281 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar 38, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 33355 East 48th Avenue, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar 38, LLC for \$1,063,024 and for 20 years for the purchase of solar power produced from a community solar garden array located at 33355 East 48th Avenue, Watkins, CO. (GENRL-201952117-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1281 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

19-1282 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar 39, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 39299-C East County Road 30, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar 39 LLC for \$1,063,024 and for 20 years for the purchase of solar power produced from a community solar garden array located at 39299-C E County Road 30, Watkins, CO. (GENRL-201952116-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1282 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Sandoval (1)

19-1283 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar 43, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 3260 D 1/2 Road, Clifton, Colorado 81520.

Approves a contract with Oak Leaf Solar 43, LLC for \$3,140,798 and for 20 years for the purchase of solar power produced from a community solar garden array located at 3260 D ½ Road, Clifton, CO. (GENRL-201952073-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1283 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Sandoval (1)

19-1284 A resolution approving a proposed Solar Power Subscription Agreement between the City and County of Denver and Oak Leaf Solar 44, LLC for the purchase of an allocated share of bill credits produced from a community solar garden array located at 33975 East 48th Avenue, Watkins, Colorado 80137.

Approves a contract with Oak Leaf Solar 44 LLC for \$3,720,586 and for 20 years for the purchase of solar power produced from a community solar garden array located at 33975 E 48th Avenue, Watkins, CO. (GENRL-201952072-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1284 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Sandoval (1)

19-1285 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and HSS, Inc. to provide security personnel services to the City.

Amends a contract with HSS, Inc. by adding \$6,700,000 for a new total of \$29,000,000 and one year for a new end date of 12-31-20 for security personnel services for the City and County (201524822). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1285 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Sandoval (1)

19-1305 A resolution approving a proposed Ninth Amendatory Agreement between the City and County of Denver and Syscon Justice Systems, Inc. for to increase the amount and extend the end date.

Amends a contract with Syscon Justice Systems, Inc. by adding \$270,600 for a new total of \$3,937,806 and one year for a new end date of 12-31-20 for support of the TAG Jail Management System supporting the Denver Sheriff's Department (TECHS-CE76012). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1305 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
Nay: (None) (0)

Absent: Sandoval (1)

19-1316 A resolution approving a proposed Revocable License Agreement between the City and County of Denver and Arapahoe County for use of City land for placement of a snow fence.

Grants a revocable license to Arapahoe County for \$10 and through 5-31-29 for use of City land for placement of a snow fence located at the approximate southwest corner of Gun Club Road and Quincy Avenue in unincorporated Arapahoe County (201950301). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1316 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1325 A resolution levying upon all taxable property within the City and County of Denver taxes for the year 2019, to be collected in 2020, for purposes authorized by law.

Approves the annual City Property Tax Mill Levy for the year 2019 to be collected in 2020 for purposes authorized by law. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1325 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1326 A resolution levying upon all taxable property within the City and County of Denver taxes for the year 2019 for purposes authorized by law for School District No. 1 in the City and County of Denver, State of Colorado.

Approves the annual tax levy upon all taxable property within the City for the year 2019 for purposes authorized by law for School District No. 1. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1326 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1327 A resolution levying taxes for the year 2019 upon all taxable property within special districts within the City and County of Denver for purposes authorized by law for special districts.

Approves the annual tax levy upon all taxable property within special districts within the City for the year 2019 for purposes authorized by law for special districts. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1327 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1332 A resolution approving a proposed Purchase Order between the City and County of Denver and ServiceNow, Inc. for annual payment for the Enterprise Agreement with ServiceNow, Inc.

Approves a purchase order with ServiceNow, Inc. for \$896,133.96 and for one year for the annual payment for the City's ServiceNow Enterprise Agreement for a service management application to manage IT services, operations and business, including the continued use of software licenses as well as patches, enhancements, and new releases for the products covered in this agreement (PO-00078076). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1332 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1333 A resolution approving a proposed Agreement between the City and County of Denver and UnitedHealthcare Insurance Company to provide medical benefit plans to eligible employees.

Approves a contract with UnitedHealthcare Insurance Company for \$80 million and through 12-31-22 to provide medical benefit plans to eligible employees (201952475). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1333 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1335 A resolution approving the Mayor’s appointment to the Career Service Board.

Approves the Mayoral appointment of La Nee Reynolds to the Career Service Board for a term effective immediately and expiring on 9-16-24, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1335 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

Land Use, Transportation & Infrastructure Committee

19-1255 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Stanley Consultants, Inc. to redesign and reconstruct traffic signals on 6th Avenue and 8th Avenue corridors.

Amends a contract with Stanley Consultants, Inc. by adding \$150,000 for a new total of \$944,770.71 and two years for a new end date of 10-2-21 to redesign and reconstruct 19 traffic signals on the 6th Avenue and 8th Avenue corridors between Broadway and Colorado Boulevard in Council District 10 (201952448-01 201843158-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 11-12-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1255 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

19-1266 A resolution approving a proposed Contract between the City and County of Denver and Silva Construction, Inc. for the 2019 Neighborhood Sidewalk Repairs, Phase I.

Approves a contract with Silva Construction, Inc. for \$1,264,952 and for 360 days for the Neighborhood Sidewalk Repairs, Phase 1 project (201951576). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1266 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

19-1306 A resolution approving a proposed Contract between the City and County of Denver and Flog, LLC to provide food and beverage services along with merchandise sales.

Approves a contract with Flog, LLC. for a minimum \$15,000 annual payment plus 9% of monthly gross revenues and through 1-1-28 to provide food and beverage services along with merchandise sales to golfers and the public at the City Park Golf Course clubhouse and restaurant in Council District 9 (201951237). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1306 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Sandoval (1)

19-1307 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Flog, LLC to add and update language to document for food and beverage services at Overland Golf Course.

Amends a contract with Flog, LLC to add language to document the amount of \$8,600 to replace the requirement to purchase and install a permanent tent with capital improvements of equal value, add minimum wage ordinance language requirements, update the gross revenue definition to clarify that event deposits are a liability and not a revenue, and update the payment provisions so that the Concessionaire will be required to pay revenue percentage payments each month for food and beverage services at Overland Golf Course in Council District 7. No change to contract amount or duration (201738457). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1307 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Sandoval (1)

[19-1308](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and RiNo Art District to renew for one additional year, to fund, design, construct, program, and maintain a temporary neighborhood pop-up park, located at the northeast corner of North Broadway and Blake Street.

Amends a cooperative agreement with the RiNo Art District by adding one year for a new end date of 11-30-20, with an option to renew for one additional year, to fund, design, construct, program, and maintain a temporary neighborhood pop-up pocket park, located at the northeast corner of North Broadway and Blake Street in Council District 9 (201841668). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1308 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

Safety, Housing, Education & Homelessness Committee

[19-1314](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Comcast Cable Communications Management, LLC to increase the amount for internet services to the Denver Public Library.

Amends a contract with Comcast Cable Communications Management, LLC by adding \$613,488 for a new not-to-exceed maximum contract total of \$3,065,040 and one year for a new end date of 6-30-20 for internet services to the Denver Public Library (BOOKS 201951241 - 201523269 - 2). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-4-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Resolution 19-1314 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

BILLS FOR INTRODUCTION

Business, Arts, Workforce, & Aviation Services Committee

[19-1321](#) A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Town of Morrison, by adding one year for a new end date for the implementation of wastewater system improvements between Red Rocks and the Town of Morrison.

Amends an intergovernmental agreement with the Town of Morrison by adding one year for a new end date of 12-31-20 for the implementation of wastewater system improvements between Red Rocks and the Town of Morrison. No change to agreement amount (THTRS-201628380-04). The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The last regularly scheduled Council meeting within the 30-day review period is on 12-4-19.

Council Bill 19-1321 was ordered published on first reading

Ordered published on first reading

Finance & Governance Committee

[19-1315](#) 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 by abolishing certain classifications that are vacant, have been replaced or are no longer needed by the department or agency. The Committee approved filing this bill by consent on 12-3-19.

Council Bill 19-1315 was ordered published on first reading

Ordered published on first reading

[19-1328](#) A bill for an ordinance authorizing a cash transfer from the 911 Emergency Communications Trust Fund to the General Fund.

Transfers \$900,000 from the 911 Emergency Communications Trust Fund to the General Fund as part of a multi-year repayment to the General Fund for a transfer the Trust Fund received in 2018. The Committee approved filing this item at its meeting on 12-3-19.

Council Bill 19-1328 was ordered published on first reading

Ordered published on first reading

Land Use, Transportation & Infrastructure Committee

[19-1329](#) **A bill for an ordinance relinquishing all easements reserved in Ordinance No. 60, Series of 1979, recorded with Denver Clerk & Recorder at Book 1854 and Page 590; and, portions of easements reserved in Ordinance No. 618, Series of 2006 recorded with the Denver Clerk & Recorder at Reception No. 2006155051, located near the intersection of West 19th Avenue and Clay Street.**

Relinquishes all easements as described in Vacating Ordinance No. 60, Series of 1979, in their entirety, and a portion of the easements reserved as Parcel 19 and Parcel 20 established in Vacating Ordinance No. 618, Series of 2006, located adjacent to West 19th Avenue and Clay Street in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

Council Bill 19-1329 was ordered published for public hearing

Ordered published on first reading

[19-1330](#) **A bill for an ordinance amending the Building and Fire Code of the City and County of Denver.**

Amends Article II, Chapter 10 of the Denver Revised Municipal Code to adopt the 2018 International Code Council (ICC) construction codes and Denver amendments to those codes as the 2019 Denver Building and Fire Code and adds an optional Denver Green Code. The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

Council Bill 19-1330 was ordered published on first reading

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[19-1294](#) **A bill for an ordinance establishing a new fund in the Wastewater Management Enterprise Fund Series for the "Wastewater Management Division Planned Fleet Replacement" program, making a rescission from and an appropriation in the Wastewater Management Operations Fund, and making a cash transfer to the new Fund.**

Establishes the Wastewater Management Division Planned Fleet Replacement Fund and authorizes an appropriation in the Wastewater Operating Fund to make a cash transfer to this new fund. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Bill 19-1294 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, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1295 A bill for an ordinance establishing a new fund in the Community Development Special Revenue Fund for the “Homeless Shelter Utility Support” program and transferring grant administration from the Department of Human Services to the Department of Housing Stability.

Establishes the Homeless Shelter Utility Support Grant Fund in the Community Development Special Revenue Funds Series and transfers financial and programmatic administration of the Homeless Shelter Utility Support Grant Program from the Human Services Private Grants Fund to the new fund to allow for administration by the Department of Housing Stability. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Bill 19-1295 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, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1296 A bill for an ordinance establishing a new fund in the Grant and Other Money Projects Fund Series for the “Public Works Capital Contributions” program.

Establishes the Public Works Capital Contributions Fund in the Grant and Other Money Projects Fund Series for revenues and expenditures related to planning, design and construction of public infrastructure capital projects. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Bill 19-1296 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, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1297 A bill for an ordinance establishing a new fund in the Grant and Other Money Projects Fund Series for the “Parks and Recreation Capital Contributions” program.

Establishes the Parks and Recreation Capital Contributions Fund in the Grant and Other Money Projects Fund Series for revenues and expenditures related to planning, design and construction of Parks and Recreation capital projects. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Bill 19-1297 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, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1298 A bill for an ordinance making an appropriation in the East Corridor Certification of Participation Fund to support the 2020 Wastewater Management Enterprise Fund portion of the East Corridor COP Payment.

Appropriates \$875,460 in the East Corridor Certification of Participation Fund to support the Wastewater portion of the annual East Corridor COP payment. The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Bill 19-1298 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, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

19-1299 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Regional Transportation District (RTD) to offer the RTD Ecopass program to eligible employees citywide.

Approves an intergovernmental agreement with the Regional Transportation District (RTD) for \$1,770,284 and for one year to offer the RTD Ecopass program to eligible employees, citywide (201952644). The Committee approved filing this item at its meeting on 11-26-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Bill 19-1299 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, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Sandoval (1)

PRE-RECESS ANNOUNCEMENT

Council President Clark announced that tonight there will be a required public hearing on Council Bill 19-1158, changing the zoning classification for 1369 Quince Street in East Colfax; a required public hearing on Council Bill 19-1259, designating the Tilden School for Teaching Health Historic District as a district for preservation; a 30-minute courtesy public hearing on Council Bill 19-1289, amending Chapter 28 Articles III, V, VII of the Denver Revised Municipal Code relating to nondiscrimination in city contracts for construction, professional design services and covered goods and services; and, a 30-minute courtesy public hearing on Council Bill 19-1176, amending Chapter 48 of the Denver Revised Municipal Code by adding Article IX entitled Fee on Disposable Bags. Anyone wishing to speak on any of these matters must go online or see the Council Secretary to sign up during the recess of Council.

RECESS

Council took a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

REQUIRED PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

19-1158 A bill for an ordinance changing the zoning classification for 1369 Quince Street in East Colfax.

Approves an official map amendment to rezone property located at 1369 Quince Street from E-SU-Dx to E-SU-D1x (allows for an accessory dwelling unit) in Council District 5. The Committee approved filing this item at its meeting on 11-5-19.

Council sat as a Committee of the Whole, commencing at 6:26 p.m., Council President Clark presiding, to hear speakers on Council Bill 19-1158. Leslie Twarogowski, Caroline Clark, Jerry Saltzman, Danielle Anderson and Jesse Parris signed up to speak in favor of the bill. Chairman Seku signed up to speak in opposition of the bill. Theresa Lucero of Community Planning and Development delivered the staff report.

A motion offered by Councilwoman Torres, duly seconded by Councilwoman Gilmore, that Council Bill 19-1158 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

19-1259 A bill for an ordinance designating the Tilden School for Teaching Health Historic District as a district for preservation.

Approves the designation of Tilden School for Teaching Health as a Landmark Historic District for preservation, located at the intersection of Grove Street and Fairview Place in Council District 1. The Committee approved filing this item at its meeting on 11-19-19.

Council sat as a Committee of the Whole, commencing at 6:50 p.m., Council President Clark presiding, to hear speakers on Council Bill 19-1259. Arianthe Stettner, Paul Cloyd and Jesse Parris signed up to speak in favor of the bill. Chairman Seku signed up to speak in opposition of the bill. Kara Hahn of Community Planning and Development delivered the staff report.

A motion offered by Councilwoman Torres, duly seconded by Councilman Herndon, that Council Bill 19-1259 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

COURTESY PUBLIC HEARINGS - BILLS FOR INTRODUCTION

Business, Arts, Workforce, & Aviation Services Committee

19-1289 A bill for an ordinance amending portions of Chapter 28, Article III, Article V and Article VII to extend sunset dates.

Amends Chapter 28 Articles III, V, VII of the Denver Revised Municipal Code relating to nondiscrimination in city contracts for construction, professional design services and covered goods and services, to extend the sunset date of this ordinance from December 31, 2019 to May 1, 2020. The Committee approved filing this item at its meeting on 12-4-19.

A motion offered by Councilwoman Torres, duly seconded by Councilman Flynn, that Council Bill 19-1289 be ordered published, was followed by a motion offered by Councilwoman CdeBaca, duly seconded by Councilwoman Ortega, that Council Bill 19-1289 be amended in the following particulars: "On page 1, line 21, strike "July 1", and replace with "April 1"; On line 24, strike "July 1", and replace with "April 1"; and On line 27, strike "July 1", and replace with "April 1." to change the extension date of the ordinances concerning the three Division of Small Business Opportunity programs from six months to three months. Which motion to amend was withdrawn, duly seconded by Councilwoman Ortega.

A second motion was offered by Councilwoman CdeBaca, duly seconded by Councilman Hinds, that Council Bill 19-1289 be amended in the following particulars: "On page 1, line 21, strike "July 1", and replace with "May 1"; On line 24, strike "July 1", and replace with "May 1"; and On line 27, strike "July 1", and replace with "May 1." to change the extension date of the ordinances concerning the three Division of Small Business Opportunity programs from six months to four months. Which second motion to amend carried by the following vote:

Amended

- Aye: CdeBaca, Clark, Gilmore, Hinds, Ortega, Sawyer, Torres (7)
- Nay: Black, Flynn, Herndon, Kashmann, Kniech (5)
- Absent: Sandoval (1)

Council sat as a Committee of the Whole, commencing at 7:16 p.m., Council President Clark presiding, to hear speakers on Council Bill 19-1289. Veronica Barela, Heather Noyes, Chairman Seku, Helga Grunerud, Adriane Sanford, James W. Jenson, Jesse Parris, Andrea Mosby, Mina McCullom and Lacey Goetz signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. No staff report was delivered.

A motion offered by Councilwoman CdeBaca, duly seconded by Councilman Flynn, that Council Bill 19-1289 be ordered published. The motion carried by the following vote:

Ordered published

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

Finance & Governance Committee

[19-1176](#) A bill for an ordinance amending Chapter 48 of the Denver Revised Municipal Code by adding Article IX entitled Fee on Disposable Bags.

A bill for an ordinance amending Chapter 48 of the Denver Revised Municipal Code by adding Article IX entitled Fee on Disposable Plastic or Paper Bags and amending Chapter 24 by adding conforming amendments. The last regularly scheduled Council meeting within the 30-day review period is on 1-6-20. The Committee approved filing this item at its meeting on 12-3-19.

Council sat as a Committee of the Whole, commencing at 8:46 p.m., Council President Clark presiding, to hear speakers on Council Bill 19-1176. Nolan Gall, Randy Moorman, Duane Gall, Muhammad Khan and Jesse Parris signed up to speak in favor of the bill. Chairman Seku signed up to speak in opposition of the bill. No staff report was delivered.

A motion offered by Councilwoman Torres, duly seconded by Councilwoman Gilmore, that Council Bill 19-1176 be ordered published. The motion carried by the following vote:

Ordered published

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Sandoval (1)

ADJOURN

There being no further business before the City Council, Council President Clark adjourned the meeting at 9:16 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