

City Council Meeting of Monday, October 28, 2019

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Amanda Sandoval.....District 1
Kevin Flynn.....District 2
Jamie Torres.....District 3
Kendra Black.....District 4
Amanda Sawyer.....District 5
Paul Kashmann.....District 6



Jolon Clark.....District 7
Christopher Herndon.....District 8
Candi CdeBaca.....District 9
Chris Hinds.....District 10
Stacie Gilmore.....District 11
Mar'quasa Hopson.....Secretary

Room 450
City & County Building
1437 Bannock Street
Denver CO 80202
Phone: 720-337-2000
Email: denc@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 denc@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 online or 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. 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 online at <https://www.denvergov.org/councilpublicinput>, by phone at 720-337-2000, or in person in Rm. 451, City & County Building. Sign up starts at 12:00 p.m. the Friday before the session is held, and closes at 4:30 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

[19-1175](#) Minutes of Monday, October 21, 2019

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[19-1184](#) A proclamation recognizing the service of Michael Henry to the City of Denver.

Sponsor Ortega

[19-1185](#) A proclamation honoring Swallow Hill Music on their 40th Anniversary.

Sponsor Kashmann

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[19-1066](#) **A resolution approving a proposed Purchase Order between the City and County of Denver and McCandless Truck Center, LLC concerning dump trucks with plows for use at Denver International Airport.**

Approves a purchase order with McCandless Truck Center, LLC for \$1,398,670 for 10 cab/chassis for dump trucks with plows for use at Denver International Airport (PO-00074663). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-16-19.

[19-1067](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and Home Depot USA, Inc. d/b/a Home Depot Pro concerning janitorial products for use at Denver International Airport.

Approves a master purchase order with Home Depot USA, Inc. doing business as Home Depot Pro, for \$4,000,000 for janitorial products, including paper towels, towel dispensers and soap for Denver International Airport (SC-00004091). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-16-19.

[19-1068](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and John Bean Technologies Corporation, d/b/a JBT AeroTech, Jetway Systems concerning jetbridges at Denver International Airport.

Amends a master purchase order with John Bean Technologies Corporation, doing business as JBT AeroTech, Jetway Systems, by adding \$35,000,000 for a new total of \$80,000,000 and three years for a new end date of 12-31-22 for jet bridges for the expansion of concourses A, B and C at Denver International Airport (SC-00001098). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-16-19.

[19-1073](#) A resolution approving a proposed Contract between the City and County of Denver and ATP Oilfield Services, LLC concerning on-call maintenance of oil and gas wells located at Denver International Airport.

Approves a contract with ATP Oilfield Services for \$2,500,000 and through 12-31-22, with two possible one-year extensions, to provide on-call roustabout services for Denver International Airport oil and gas wells, including labor, equipment, and associated supplies to maintain, plus corresponding flowline, gas lines, and tank lines to adhere to all federal and state environmental and safety regulations, as required for regulatory compliance regardless of well status (201948714). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-16-19.

[19-1074](#) A resolution approving a proposed Contract between the City and County of Denver and Bohler Well Service, LLC concerning on-call maintenance of oil and gas wells located at Denver International Airport.

Approves a contract with Bohler Well Service LLC for \$1,300,000 and through 12-31-22, with two possible one-year extensions, to provide on-call workover rig services for Denver International Airport oil and gas wells including crews, supervisors, pumps, tanks, blow out preventers, auxiliary equipment, miscellaneous services, and associated supplies lines to adhere to all federal and state environmental and safety regulations, required for regulatory compliance regardless of well status (201948716). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-16-19.

Finance & Governance Committee

[19-1050](#) A resolution approving the reappointments of Harry MacLean and John DiFalco to the permanent panel of arbitrators created by City Council pursuant to Charter § 9.8.8(C).

That the City Council reappoints Harry MacLean and John DiFalco to the permanent panel of arbitrators created by City Council pursuant to Charter § 9.8.8(C), for terms expiring on October 16, 2025 and October 16, 2024 respectively, unless removed from the permanent panel by passage of a resolution or ordinance of City Council. The Committee approved filing this item at its meeting on 10-15-19.

[19-1059](#) A resolution approving a proposed Seventh Amendatory Agreement between the City and County of Denver and Riskonnect ClearSight LLC to extend the term and increase funding.

Amends a contract with Riskonnect ClearSight LLC by adding \$210,000 for a new total of \$1,257,626 and 14 months for a new end date of 12-31-20 to provide Risk Management Information System (RMIS) software for tracking of the city's workers' compensation, automobile and property insurance claims, citywide (CRCFD - 201311634). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-15-19.

[19-1065](#) A resolution to set a public hearing relating to the approval of the 4201 East Arkansas Urban Redevelopment Plan, including the 4201 East Arkansas Sales and Property Tax Increment Areas.

Sets a public hearing before City Council on 12-2-19 on the 4201 East Arkansas Urban Redevelopment Plan in Council District 6. The Committee approved filing this item at its meeting on 10-15-19.

[19-1075](#) A resolution approving the Mayor's appointment to the Board of Public Health and Environment.

Approves the Mayoral appointment of Cole Zanetti to the Board of Public Health and Environment for a term effective immediately and expiring 12-31-22, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 10-15-19.

[19-1076](#) A resolution approving the Mayor's appointment to the Denver Commission on Cultural Affairs.

Approves the Mayoral appointment of Tess Vigil to the Denver Commission on Cultural Affairs for a term effective immediately and expiring 8-31-22, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 10-15-19.

Land Use, Transportation & Infrastructure Committee

[19-1007](#) A resolution concerning adoption of the Storm Drainage Master Plan for the City and County of Denver.

Approves the adoption of the October 2019 update to the City and County of Denver Storm Drainage Master Plan as the official master drainage plan of the City and County of Denver. The Committee approved filing this item at its meeting on 10-15-19.

[19-1061](#) A resolution laying out, opening and establishing as part of the City street system: a parcel of land as a public alley bounded by South Broadway, West Bayaud Avenue, South Bannock Street and West Archer Place; and, parcels of land as South Broadway and West Bayaud Avenue at the intersection of South Broadway and West Bayaud Avenue.

Dedicates parcels of land as public right of way as public alley, located in the alley bounded by South Broadway, West Bayaud Avenue, South Bannock Street and West Archer Place, and dedicates public right of way as South Broadway and as West Bayaud Avenue, located at the corner of South Broadway and West Bayaud Avenue, in Council District 7. The Committee approved filing this item at its meeting on 10-15-19.

[19-1063](#) A resolution accepting and approving the plat of Denver Gateway Center Filing No. 5.

Approves a subdivision plat for Denver Gateway Center Filing No. 5, located between East 60th Avenue and 62nd Avenue, and North Argonne Street and North Dunkirk Street in Council District 11. The Committee approved filing this item at its meeting on 10-15-19.

[19-1069](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and German American Chamber of Commerce Colorado Chapter by adding one year for a new end date.

Amends a park use agreement with German American Chamber of Commerce - Colorado Chapter by adding one year for a new end date of 12-29-19 to allow for the annual Christkindl Market in Skyline Park in Council District 9 (201842674). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-15-19.

BILLS FOR INTRODUCTION

Finance & Governance Committee

[19-1060](#) A bill for an ordinance approving the purchase of capital equipment from the Planned Fleet Special Revenue Fund.

Authorizes the purchase of a one-ton van from the Planned Fleet Special Revenue Fund to support operations of the Department of Parks and Recreation. The Committee approved filing this item at its meeting on 10-15-19.

[19-1072](#) **A bill for an ordinance authorizing the issuance of the “City and County of Denver, Colorado, General Obligation Elevate Denver Bonds, Series 2019C” for the purpose of financing and defraying the cost of acquiring, constructing, installing and improving various civic facilities; providing for the levy of general ad valorem taxes to pay the principal of and interest on the Series 2019C Bonds; and making other provisions relating thereto.**

Authorizes the issuance of City and County of Denver General Obligation Bonds, Series 2019C in a principal amount not to exceed \$118 million for the purpose of funding citywide Elevate Denver bond projects identified as part of the 2017 GO Bond authorization and to pay associated costs of issuance. The Committee approved filing this item at its meeting on 10-15-19.

Land Use, Transportation & Infrastructure Committee

[19-1064](#) **A bill for an ordinance vacating a portion of South Cherry Street near the intersection of East Warren Avenue and South Cherry Street to the southbound Interstate-25 ramp, with reservations.**

Vacates South Cherry Street bounded by East Warren Avenue and East Evans Ave to Southbound I-25 ramp, with reservations in Council District 4. The Committee approved filing this item at its meeting on 10-15-19.

Safety, Housing, Education & Homelessness Committee

[19-1037](#) **A bill for an ordinance approving a proposed Fiscal Year 2020 Appendices to the Second Amended and Restated Operating Agreement between the City and County of Denver and Denver Health and Hospital Authority, providing for the amounts to be paid for services by the City and County of Denver and by the Denver Health and Hospital Authority for Fiscal Year 2020.**

Approves the 2020 Denver Health and Hospital Authority operating agreement (ENVHL - #CE60436-31/#201952033). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-16-19.

BILLS FOR FINAL CONSIDERATION**Business, Arts, Workforce, & Aviation Services Committee**

[19-1048](#) **A bill for an ordinance amending the alcohol beverages and retail marijuana chapter of the Denver Revised Municipal Code to repeal language that is duplicative of state law and to allow adult patrons of the national western center to consume malt, vinous, or spirituous liquors within approved areas of the national western center.**

Amends Chapter 6 of the Denver Revised Municipal Code (DRMC) to allow adult patrons of the National Western Center to consume malt, vinous, or spirituous liquors in approved areas within the National Western Center in Council District 9 in accordance with recent changes to state law. The Committee approved filing this item at its meeting on 10-7-19.

Finance & Governance Committee

[19-1038](#) **A bill for an ordinance making a supplemental appropriation in the Denver Arts and Venues Special Revenue Fund.**

Approves a supplemental appropriation of \$2,400,000 in the Denver Arts and Venues Special Revenue Fund to address an increased number of events and attendance in 2019. The Committee approved filing this item at its meeting on 10-8-19.

[19-1039](#) **A bill for an ordinance authorizing a rescission, a cash transfer, and a supplemental appropriation from the General Contingency Fund to the Liability Claims Special Revenue Fund.**

Approves a supplemental appropriation of \$975,000 from General Fund Contingency to transfer to the Liability and Claims Special Revenue Fund to provide sufficient fund capacity. The Committee approved filing this item at its meeting on 10-8-19.

[19-1049](#) **A bill for an ordinance making a rescission and supplemental appropriations from the General Fund Contingency to Departments.**

Approves a supplemental appropriation of \$1,703,635 from General Fund Contingency for several city agencies, including the Board of Ethics, the Department of Parks and Recreation, the Department of Public Health and Environment, Excise and Licenses, and the Office of Special Events. The Committee approved filing this item at its meeting on 10-8-19.

Safety, Housing, Education & Homelessness Committee

[19-0891](#) A bill for an ordinance amending Section 18-95 to increase the number of positions the district attorney is authorized to appoint.

Amends Section 18-95 of the Denver Revised Municipal Code (DRMC) to amend the number of positions the District Attorney is authorized to appoint in the combined classification of chief deputy and senior chief deputy district attorney from twenty-three attorneys to twenty-eight attorneys. The Committee approved filing this item at its meeting on 10-10-19.

[19-1019](#) A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and the Regents of the University of Colorado, to provide services to individuals living with HIV/AIDS in the Denver Transitional Grant Area.

Amends an intergovernmental agreement with the Regents of the University of Colorado Denver by adding \$344,031 for a new total of \$703,321 and one year for a new end date of 2/29/20 for early intervention services, medical case management, mental health services, outpatient ambulatory medical care (HIV specialty care), and substance abuse services to individuals living with HIV/AIDS, within the Denver Transitional Grant Area (TGA) (ENVHL - 201951355). The last regularly scheduled Council meeting within the 30-day review period is on 11-12-19. The Committee approved filing this item at its meeting on 10-2-19.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight there will be a required public hearing on Council Bill 19-0954, designating 2288 South Milwaukee Street as a structure for preservation; a required public hearing on the Mayor's Proposed 2020 Budget; and, a continued public hearing on Council Bill 19-0776, vacating a portion of the right-of-way adjacent to 2099 Chestnut Place bounded by West 29th Avenue and Chestnut Place and Division Street, with reservations. Anyone wishing to speak on Council Bill 19-0954 or the Mayor's Proposed 2020 Budget must see the Council Secretary or go online to sign up during the recess of Council.

RECESS

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

REQUIRED PUBLIC HEARINGS

Land Use, Transportation & Infrastructure Committee

[19-0954](#) A bill for an ordinance designating 2288 South Milwaukee Street as a structure for preservation.

Approves an individual landmark designation for property located at 2288 South Milwaukee Street in Council District 6. The Committee approved filing this item at its meeting on 9-24-19.

Mayor's Proposed 2020 Budget

[19-1183](#) Mayor's Proposed 2020 Budget

CONTINUED PUBLIC HEARINGS

Land Use, Transportation & Infrastructure Committee

[19-0776](#) A bill for an ordinance vacating a portion of the right-of-way adjacent to 2099 Chestnut Place bounded by West 29th Avenue and Chestnut Place and Division Street, with reservations.

Vacates a portion of the right of way adjacent to 2099 Chestnut Place, bounded by West 29th Avenue, Chestnut Place and Division Street, with reservations, in Council District 9. The Committee approved filing this item at its meeting on 8-13-19.

PRE-ADJOURNMENT ANNOUNCEMENT

On Monday, November 4, 2019, Council is scheduled to sit as the quasi-judicial Board of Equalization to consider reduction of total cost assessments for local maintenance districts. Of the twenty-seven (27) local maintenance districts, letters of protest were only received for two (2) of the districts. Thus, on Monday, November 4, Council will hold a public hearing on the Phase II West 38th Avenue Pedestrian Mall Local Maintenance District and the Golden Triangle Pedestrian Mall Local Maintenance District. Since no written protests of assessment were filed with the Manager of Public Works by the deadlines of September 26, 2019 and October 17, 2019, for the remaining twenty-five (25) districts, Council will not sit as the Board of Equalization for the following Local Maintenance Districts:

15th Street Pedestrian Mall
20th Street Pedestrian Mall
Consolidated Larimer Street Pedestrian Mall
Santa Fe Drive Pedestrian Mall (C)
St. Luke's Pedestrian Mall
Delgany Street
East 13th Avenue Pedestrian Mall
South Downing Street Pedestrian Mall
Tennyson Street II Pedestrian Mall
West 38th Avenue Pedestrian Mall Phase I
44th Avenue & Eliot Street Pedestrian Mall
Greektown Pedestrian Mall
West 32nd Avenue Pedestrian Mall
32nd and Lowell Pedestrian Mall
Broadway A Pedestrian Mall
Broadway B Pedestrian Mall
Phase II Broadway Pedestrian Mall
Broadway Viaduct Pedestrian Mall
22nd St. & Park Ave. West Pedestrian Mall
Consolidated Morrison Road Pedestrian Mall
South Broadway Streetscape (Arizona to Iowa)
South Broadway Streetscape (Wesley to Yale)
South Broadway Streetscape (Iowa to Wesley)
Tennyson Streetscape (Portions of 38th to 44th)
Skyline Park

ADJOURN

PENDING

FOR 11-4-19:

[19-0964](#) A bill for an ordinance changing the zoning classification for 3395 Brighton Boulevard and 3333 Brighton Boulevard in Five Points.

Approves an official map amendment to rezone properties located at 3333 and 3395 Brighton Boulevard from PUD-G#7, UO-2 to C-MX-8, IO-1, DO-7 and C-MX-8, IO-1, DO-7 with waivers (planned development to urban center, mixed-use) in Council District 9. The Committee approved filing this item at its meeting on 9-24-19.

Final Consideration | Required Public Hearing**[19-0967](#) A bill for an ordinance changing the zoning classification for 18300 East 66th Avenue in DIA.**

Approves an official map amendment to rezone property located at 18300 East 66th Avenue from C-MU-20 with waivers and conditions, AIO to S-CC-5, AIO (urban center, multi-unit to suburban commercial corridor with airport influence overlay) in Council District 11. The Committee approved filing this item at its meeting on 9-24-19.

Final Consideration | Required Public Hearing

FOR 11-12-19:

[19-0913](#) A bill for an ordinance designating 4345 West 46th Avenue as a structure for preservation.

Approves an individual landmark designation for property located at 4345 West 46th Avenue in Council District 1. The Committee approved filing this item at its meeting on 9-10-19.

Final Consideration | Required Public Hearing

FOR 11-18-19:

[19-1008](#) A bill for an ordinance changing the zoning classification for 2100 South Cherry Street, 4500 East Evans Avenue, and a portion of 2135 South Cherry Street in University Hills.

Approves an official map amendment to rezone properties located at 2100 and 2135 South Cherry Street and 4500 Evans Avenue from C-MX-5 to C-MX-8 (urban center, mixed-use, 5 stories to urban center, mixed-use 8 stories) in Council District 4. The Committee approved filing this item at its meeting on 10-8-19.

Final Consideration | Required Public Hearing

[19-1009](#) **A bill for an ordinance changing the zoning classification for 2175 South Cherry Street, 2176 South Clermont Street, 4501 East Warren Avenue and a portion of 2135 South Cherry Street in University Hills.**

Approves an official map amendment to rezone properties located at 2135 and 2175 South Cherry Street, 2176 South Clermont Street and 4501 Warren Avenue from G-MU-3 and PUD 277 to C-MX-5 (planned development and multi-unit, three story to urban center, mixed-use, five story) in Council District 4. The Committee approved filing this item at its meeting on 10-8-19.

Final Consideration | Required Public Hearing