

City Council Meeting of Monday, April 24, 2023

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Amanda P. 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
Bonita Roznos.....Executive Director

Room 450
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. For other public accommodation requests/concerns related to a disability, please contact disabilityaccess@denvergov.org.

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 at www.denvergov.org/councilpublicinput or by phone at 720-337-2000 starting at 3 p.m. the day of the hearing or during the recess of Council. Sign up closes at 5:30 p.m. 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). To submit written testimony to the public record on an item, we ask that submissions be sent to dencc@denvergov.org no later than 3 p.m. on the date the item is heard before Council in order to give members of Council adequate time to review each submission before meeting start. Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5 p.m. before every regularly scheduled Council meeting, 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 www.denvergov.org/councilpublicinput, by phone at 720-337-2000, or in person in Rm. 451 of the City & County Building. Sign up starts at 12 p.m. the Friday before the session is held and closes at 4 p.m. the day the session is held. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

PLEDGE OF ALLEGIANCE

LAND ACKNOWLEDGEMENT

ROLL CALL

APPROVAL OF THE MINUTES

[23-0468](#) Minutes of Monday, April 17, 2023.

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[23-0475](#) **Proclaiming April 24th - April 28th, 2023, to be National Youth Violence Prevention Week in the City and County of Denver**

Sponsor Kashmann

RESOLUTIONS

City Council - Direct Files

[23-0474](#) **A resolution extending the declaration of local disaster emergency pertaining to sheltering of migrants and asylum seekers filed with the clerk and recorder to May 22, 2023.**

Approves the extension of the declaration of local disaster filed with the clerk and recorder to May 22, 2023. Councilmember Torres approved direct filing this item on 4-20-2023.

Business, Arts, Workforce, & Aviation Services Committee**[23-0379](#) A resolution approving a proposed Contract between the City and County of Denver and IHC Scott, Inc., concerning airfield construction, including repairs and improvements to pavement on taxiways, airfield lighting, and new drainage systems at Denver International Airport.**

Approves a contract with IHC Scott, Inc. for \$ 4,161,905.20 and one hundred twenty-three (123) consecutive calendar days to support airfield construction, including repairs and improvements to pavement of taxiways, airfield lighting, and new drainage systems, located at Denver International Airport in Council District 11 (PLANE-202266065). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-12-2023.

[23-0386](#) A resolution approving a proposed Agreement between the City and County of Denver and Recollect USA Inc., to improve and expand the digital asset management system for the Denver Public Library.

Approves a contract with Recollect USA, Inc. for \$1,500,000 and through 3-31-2028 to improve and expand the digital asset management system for the Denver Public Library, citywide (BOOKS-202366356). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-12-2023.

Finance & Governance Committee**[23-0381](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Sailpoint Technologies, Inc. to continue supporting the city's Identity and Access Management program.**

Amends a contract with SailPoint Technologies, Inc. by adding \$1,261,000 for a new total of \$3,271,572.14 and 3 years for a new end date of 12-15-2027 to continue supporting the city's Identity and Access Management (IAM) program management, as part of the city's cybersecurity strategy, citywide (TECHS-201952801-01/TECHS-202367134-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0382](#) A resolution approving a proposed Agreement between the City and County of Denver and Una Mano Una Esperanza to operate the facility, provide communal space and partner with community organizations to develop and provide resources in alignment with community needs at the Westwood Community Center, located at 1000 South Lowell Boulevard in Council District 3.

Approves a lease agreement with Una Mano Una Esperanza for \$10 and through 3-31-2026 to operate the facility, provide communal space and partner with community organizations to develop and provide resources in alignment with community needs at the Westwood Community Center, located at 1000 South Lowell Boulevard in Council District 3 (FINAN-202366410-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0391](#) A resolution approving the joint Mayoral-City Council appointment of Tymesha Watkins to the Citizen Oversight Board.

Approves the joint Mayoral-City Council appointment of Tymesha Watkins to the Citizen Oversight Board. The Committee approved filing this item at its meeting on 4-11-2023.

Land Use, Transportation & Infrastructure Committee

[23-0350](#) A resolution approving a proposed Contract between the City and County of Denver and Asphalt Specialties Co., Inc. to provide citywide mill and overlay paving as part of the Elevate Denver Bond Program.

Approves a contract with Asphalt Specialties Co., Inc. for \$7,563,680.77 and 600 days to provide citywide mill and overlay paving as part of the Elevate Denver Bond Program (202264840). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-4-2023.

[23-0376](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Container Pros, LLC to continue supporting the volume-based trash pricing program by exchanging trash carts citywide to match each households' requested cart size, as well as continue to deliver curbside compost carts and kitchen counter compost pails.

Amends a contract with Container Pros, LLC by adding \$1,305,146.08 for a new total of \$1,761,298.76 and 8 months for a new end date of 12-31-2023 to continue supporting the volume-based trash pricing program by exchanging trash carts citywide to match each households' requested cart size, as well as continue to deliver curbside compost carts and kitchen counter compost pails (202265382-02/202367311-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0380](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the Colorado Department of Transportation concerning the "Buchtel & Evans Improvements" program and the funding therefor.

Approves a grant agreement with the Colorado Department of Transportation (CDOT) for \$21,800,000, which includes a city match of \$2,440,000 and through 12-12-2032 to make safety and multi-modal improvements to Buchtel Boulevard from University to Colorado Boulevards in Council District 6 (202366924). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0389](#) A resolution approving a proposed Agreement between the City and County of Denver and TeamFun, Inc. to provide concession services at Washington Park in Council District 6 and City Park in Council District 9.

Approves a revenue sharing agreement with TeamFun, Inc. for \$20,000 in guaranteed annual minimum payment, plus 11.5% of revenue above that amount and through 3-8-2026 to provide concession services at Washington Park in Council District 6 and City Park in Council District 9 (202367187). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0390](#) A resolution approving a proposed Concession License Agreement between the City and County of Denver and SkiEcho, LLC to provide mobile food truck services at Echo Lake Lodge.

Approves a revenue sharing license agreement with SkiEcho, LLC for a site fee of \$125 per week plus 11% of monthly revenue and through 12-31-2023, plus two 1-year options to extend, to operate a mobile food truck serving park visitors during the temporary closure of Echo Lake Lodge (PARKS-202266017). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-11-2023.

Safety, Housing, Education & Homelessness Committee

[23-0383](#) A resolution approving a proposed Purchase Order between the City and County of Denver and CLNC Enterprises LLC to provide meals for guests staying at emergency shelters serving migrants while a new procurement process is completed, citywide.

Amends a purchase order with CLNC Enterprises, LLC, doing business as La Machaca, by adding \$775,000 for a new total of \$3,455,000 and 3 months for a new end date of 5-31-2023 to provide meals for guests staying at emergency shelters serving migrants while a new procurement process is completed, citywide (PO-00124808). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-12-2023.

[23-0385](#) A resolution approving a proposed Agreement between the City and County of Denver and La Raza Services, Inc. to support youth behavioral health services and provide counseling, mental wellness, and other wrap-around programming, citywide.

Approves a contract with La Raza Services, Inc., doing business as Servicios de la Raza, Inc., for \$1,000,000 and through 12-31-2024 to expand behavioral health services for approximately 200 youth ages 11-25 by hiring four new staff positions to support youth behavioral health services and providing counseling, mental wellness, and other wrap-around programming, citywide (MOEAI-202367315). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-12-2023.

[23-0469](#) **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the total sum of Twenty-Five Thousand Dollars and no cents (\$25,000.00), payable to Lampert & Walsh, LLC COLTAF, in full payment and satisfaction of all claims related to the civil action captioned *Neema Hawazi v. Alexis Koo, Denver Fire Department d/b/a City and County of Denver* which was filed in the District Court, City and County of Denver, Colorado, Case No. 2022CV32911.**

Settles a claim involving the Denver Fire Department. This item was approved for filing at the Mayor-Council meeting on 4-18-2023.

BILLS FOR INTRODUCTION

Business, Arts, Workforce, & Aviation Services Committee

[23-0387](#) **A bill for an ordinance enacting Article XI of Chapter 28 to create the Denver Construction Careers Program.**

Amends Chapter 28 of the Denver Revised Municipal Code by adding a new Article XI Workforce Development Requirements in City Construction to create the Denver Construction Careers Program to address construction labor shortages through apprenticeship training requirements and employment opportunities for people living in economically disadvantaged areas or experiencing economic disadvantage. The Committee approved filing this item at its meeting on 4-12-2023.

[23-0388](#) **A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Denver Public Schools, to administer the Denver Youth Employment Program.**

Approves an intergovernmental agreement with Denver Public Schools for \$1,500,000 and through 12-31-2023 to administer the Denver Youth Employment Program to provide customized workforce development services, including year-round programming and summer internships for approximately 375 eligible Denver youth, citywide (OEDEV-202366654-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-15-2023. The Committee approved filing this item at its meeting on 4-12-2023.

Finance & Governance Committee

[23-0377](#) 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 simple, easement and other interests, including any rights and interests related or appurtenant to properties designated as needed for the installment of Phase 1 of the 48th Avenue Greenway (Outfall) project on 48th Avenue from Emerson Street continuing west to Washington Street. This includes easement interests, access rights, improvements, buildings, fixtures, licenses, and permits as part of the Project.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of the 48th Avenue Greenway Outfall Project, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, located at 48th Avenue from Emerson Street to Washington Street in Council District 9. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0378](#) A bill for an ordinance granting the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed for the first phase of the Globeville Levee Improvements Project, located along the west bank of the South Platte River from East 50th Avenue to North of Westbound Interstate 70, in Council District 9.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of the Globeville Levee Improvements Project, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, located along the west bank of the South Platte River from East 50th Avenue to North of Westbound I-70 in Council District 9. The Committee approved filing this item at its meeting on 4-11-2023.

Land Use, Transportation & Infrastructure Committee**[23-0373](#) A bill for an ordinance amending Chapter 54 of the Denver Revised Municipal Code to regulate and enforce the parking of vehicles, including large vehicles and vehicle junkers, in the public right-of-way.**

Amends Chapter 54 of the Denver Revised Municipal Code to create new curbside and parking enforcement mechanisms to address emerging safety and space management issues, citywide. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0374](#) A bill for an ordinance amending the Denver Zoning Code, concerning relief processes of zoning standards.

Approves a Denver Zoning Code text amendment to create new administrative adjustment and variance procedures. If ordered published, a public hearing will be held on Monday, 5-22-2023. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0375](#) A bill for an ordinance amending Chapter 59 of the Denver Revised Municipal Code, concerning relief processes of zoning standards.

Amends Chapter 59 of the Denver Revised Municipal Code to allow properties that retain zoning designation under Former Chapter 59 or that need to comply with state or federal law, access to the text amendment approved in CB23-0374. If ordered published, a public hearing will be held on Monday, 5-22-2023. The Committee approved filing this item at its meeting on 4-11-2023.

[23-0384](#) A bill for an ordinance designating 602 South Harrison Lane as a structure for preservation.

Approves an individual landmark designation for a structure located at 602 South Harrison Lane in Council District 10. If ordered published, a public hearing will be held on Monday, 5-15-2023. The Committee approved filing this item at its meeting on 4-11-2023.

BILLS FOR FINAL CONSIDERATION**Finance & Governance Committee**

[23-0355](#) **A bill for an ordinance making a rescission from and an appropriation in the Culture and Recreation Special Revenue Fund Series to make a cash transfer to the Parks Legacy Capital Improvement Funds.**

Rescinds \$6,593,500 from the Parks Legacy Operating Special Revenue Fund (15828) and authorizes a cash transfer to the Parks Legacy Capital Improvement Funds (36045 and 36050) and appropriates the transferred amount to support escalating construction costs for multiple Parks projects, citywide. The Committee approved filing this item at its meeting on 4-4-2023.

Land Use, Transportation & Infrastructure Committee

[23-0348](#) **A bill for an ordinance approving a proposed Project Partnership Agreement between the City and County of Denver and U.S. Army Corps of Engineers, to establish project outputs, cost sharing and cost reimbursement criteria, and general conditions for the South Platte River and Tributaries Program in Council Districts 1, 3, 6, 7, and 9.**

Approves an intergovernmental project partnership agreement with the U.S. Army Corps of Engineers to establish project outputs, cost sharing and cost reimbursement criteria, and general conditions for the South Platte River and Tributaries Program in Council Districts 1, 3, 6, 7, and 9 (202367390). The last regularly scheduled Council meeting within the 30-day review period is on 5-8-2023. The Committee approved filing this item at its meeting on 4-4-2023.

Safety, Housing, Education & Homelessness Committee**[23-0344](#) A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and University of Colorado Hospital Authority for continued emergency provision of financial assistance to individuals living with HIV / AIDS.**

Amends an intergovernmental agreement with University of Colorado Hospital Authority (UCHA) by adding \$17,250 for a new total of \$2,203,321 for continued medical case management, mental health, substance abuse outpatient care, outpatient/ambulatory health and early intervention services to individuals living with HIV/AIDS in the Denver Transitional Grant Area, citywide. No change to contract duration (202158736-04/ 202366533-04). The last regularly scheduled Council meeting within the 30-day review period is on 5-8-2023. The Committee approved filing this item at its meeting on 4-5-2023.

[23-0345](#) A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority, to continue providing care, treatment, and supportive services to individuals living with HIV/AIDS.

Amends an intergovernmental agreement with Denver Health and Hospital Authority by adding \$17,250 for a new contract total of \$2,242,607 to continue providing care, treatment, and supportive services to individuals living with HIV/AIDS in the Denver Transitional Grant Area, citywide. No change to contract duration (202366661-04). The last regularly scheduled Council meeting within the 30-day review period is on 5-8-2023. The Committee approved filing this item at its meeting on 4-5-2023.

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

Tonight, there will be a required public hearing on Council Bill 23-0242 changing the zoning classification for 1089 South Ogden Street in Washington Park West; a required public hearing on Council Bill 23-0243 changing the zoning classification for 640 West Tennessee Avenue in Athmar Park; and a required public hearing on Council Bill 23-0295 designating 1741 Gaylord Street as a structure for preservation. Anyone wishing to speak on any of these matters must go online to sign up during the recess of Council.

RECESS

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

UNFINISHED BUSINESS

PROCLAMATIONS

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[23-0242](#) A bill for an ordinance changing the zoning classification for 1089 South Ogden Street in Washington Park West.

Approves a map amendment to rezone property from U-SU-B to U-SU-B1, located at 1089 South Ogden Street in Council District 7. The Committee approved filing this item at its meeting on 3-14-2023.

[23-0243](#) A bill for an ordinance changing the zoning classification for 640 West Tennessee Avenue in Athmar Park.

Approves a map amendment to rezone property from I-A UO-2 to I-MX-5, located at 640 West Tennessee Avenue in Council District 7. The Committee approved filing this item at its meeting on 3-14-2023.

[23-0295](#) A bill for an ordinance designating 1741 Gaylord Street as a structure for preservation.

Approves an individual landmark designation for a structure located at 1741 Gaylord Street in Council District 9. The Committee approved filing this item at its meeting on 3-21-2023.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, May 22, 2023, Council will hold a required public hearing on Council Bill 23-0374 amending the Denver Zoning Code, concerning relief processes of zoning standards and a required public hearing on Council Bill 23-0375 amending Chapter 59 of the Denver Revised Municipal Code, concerning relief processes of zoning standards; and on Monday, May 15, 2023, Council will hold a required public hearing on Council Bill 23-0384 designating 602 South Harrison Lane as a structure for preservation. Any protests against Council Bills 23-0374 or 23-0375, must be filed with the Council Offices no later than noon on Monday, May 15, 2023.

ADJOURN**PENDING**

FOR 5-1-23

[23-0272](#) **A bill for an ordinance changing the zoning classification for 5005 West 29th Avenue in West Highland.**

Approves a map amendment to rezone property from PUD-83 to U-MX-3, located at 5005 West 29th Avenue in Council District 1. If ordered published, a public hearing will be held on Monday, 5-1-2023. The Committee approved filing this item at its meeting on 3-21-2023.

[23-0283](#) **A bill for an ordinance changing the zoning classification for multiple properties in Athmar Park and Valverde.**

Approves a legislative map amendment to rezone multiple properties from E-SU-B, E-SU-D, and E-SU-Dx to E-SU-B1, E-SU-D1 and E-SU-D1x to allow for the construction of Accessory Dwelling Units (ADUs), located in the Athmar Park and Valverde neighborhoods in Council District 7. If ordered published, a public hearing will be held on Monday, 5-1-2023. The Committee approved filing this item at its meeting on 3-21-2023.

FOR 5-8-23

[23-0282](#) **A bill for an ordinance changing the zoning classification for 1085 North Lowell Boulevard in Villa Park.**

Approves a map amendment to rezone property from E-SU-D1x to U-RH-2.5, located at 1085 Lowell Boulevard in Council District 3. The Committee approved filing this item at its meeting on 3-21-2023.

FOR 5-15-23

[23-0335](#) **A bill for an ordinance changing the zoning classification for 8405 & 8415 East Colfax Avenue in East Colfax.**

Approves a map amendment to rezone property from E-MS-3 to E-MS-5, located at 8405 & 8415 East Colfax Avenue in Council District 8. The Committee approved filing this item at its meeting on 4-4-2023.