

City Council Meeting of Monday, March 14, 2022

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
Mar'quasa Maes.....Secretary

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 4:30 p.m. the day of the hearing 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). 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

[22-0304](#) Minutes of Monday, March 7, 2022

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[22-0305](#) A proclamation Recognizing the essential service provided by the RTD Transit Drivers and Proclaiming March 18 National Driver Appreciation Day.

Sponsor Ortega

[22-0306](#) A proclamation recognizing the 46th Annual Denver March Pow Wow.

Sponsor Ortega

RESOLUTIONS**Business, Arts, Workforce, & Aviation Services Committee**

[22-0214](#) **A resolution approving a proposed Tenth Amendatory Agreement between the City and County of Denver and SMG by adding funds to provide continued scheduling and management services and administrative and payroll services for on call stagehands who provide theatrical production services in city venues.**

Amends a contract with SMG by adding \$23,000,000 for a new contract total of \$86,000,000 to provide continued scheduling and management services and administrative and payroll services for on call stagehands who provide theatrical production services in city venues. No change to contract duration (CE93004-10/THTRS-202261807-10). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-2022. The Committee approved filing this item at its meeting on 3-2-2022.

[22-0222](#) **A resolution approving a proposed Contract between the City and County of Denver and Hamon Infrastructure, Inc. concerning construction services for the Jackson Gap and 78th Parking Expansion project at Denver International Airport.**

Approves a contract with Hamon Infrastructure, Inc. for \$8,259,000 and for 325 days from Notice to Proceed for construction services for the Jackson Gap and 78th Parking Expansion project at Denver International Airport in Council District 11 (202160382). The last regularly scheduled Council meeting within the 30-day review period is on 3-29-22. The Committee approved filing this item at its meeting on 2-23-22. Pursuant to Council Rule 3.7, Councilmember Flynn postponed this item at the 3-7-22 meeting to 3-14-22.

[22-0227](#) A resolution approving a proposed Agreement between the City and County of Denver and Aptim Environmental & Infrastructure, LLC to provide rebate administration services to incentivize Denver residents and businesses to adopt highly efficient, all-electric energy equipment, electric modes of transportation, distributed energy resources, and other climate action technologies.

Approves a contract with Aptim Environmental & Infrastructure, LLC for \$9,000,000 and through 3-31-2025 to provide rebate administration services and funding to incentivize the adoption of highly efficient, all-electric energy equipment, electric modes of transportation, distributed energy resources such as solar photovoltaics and battery storage, and other climate action technologies (CASR-202261885). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-2022. The Committee approved filing this item at its meeting on 3-2-2022.

[22-0257](#) A resolution of City Council consenting to the Mayor's appointment of Molly Duplechian.

Approves the Mayoral appointment of Molly Duplechian as Executive Director of the Department of Excise and Licenses, pursuant to Charter Section § 2.2.6 (D). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-2022. The Committee approved filing this item at its meeting on 3-2-2022.

[22-0263](#) A resolution approving a proposed Amendment, Assumption and Modification Agreement by and among the City and County of Denver, Re:Vision, and Meade Street Gardens, LLC that allows the transfer of the property and assignment of the associated performance loans and payments to Meade Street Gardens, LLC an affiliate of Urban Land Conservancy.

Amends a contract with Re:Vision to allow for the transfer of the property located at 3738 Morrison Road in Council District 3, and assigns the associated performance loans and payments to Meade Street Gardens, LLC an affiliate of Urban Land Conservancy. No change to contract amount or duration (OEDEV - 202262198). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-2022. The Committee approved filing this item at its meeting on 3-9-2022.

Finance & Governance Committee**[22-0247](#) A resolution amending the City Council Rules of Procedure.**

Amends the City Council Rules of Procedure to clarify rules regarding electronic participation by members of Denver City Council. The Committee approved filing this item at its meeting on 2-22-22.

Land Use, Transportation & Infrastructure Committee**[22-0078](#) A resolution approving a proposed Purchase Order between the City and County of Denver and Neverest Equipment Company, LLC for the one-time purchase of three Ford E-450 trucks with diesel generators in support of Wastewater operations.**

Approves a purchase order with Neverest Equipment Company, LLC for \$716,891.46 for the one-time purchase of three Ford E-450 trucks with diesel generators in support of Wastewater operations citywide (PO-00108624). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-22. The Committee approved filing this item at its meeting on 3-1-22.

[22-0255](#) A resolution approving a proposed Contract between the City and County of Denver and STRUCTURES, INC. for the 20th Street Bridge Rehabilitation project in Council District 9.

Approves a contract with STRUCTURES, INC. for \$4,812,901.50 and for 240 days for the 20th Street Bridge Rehabilitation project in Council District 9 (202160901). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-22. The Committee approved filing this item at its meeting on 3-1-22.

Safety, Housing, Education & Homelessness Committee**[22-0251](#) A resolution approving a proposed Second Amendment and Modification Agreement between the City and County of Denver and OPG Green Valley Ranch Partners, LLC to increase the loan amount to support the construction of The Reserves at Green Valley Ranch, comprised of 144 affordable housing units located at 17800 Green Valley Ranch Boulevard.**

Amends a loan agreement with OPG Green Valley Ranch Partners, LLC by adding \$60,000 for a new cash flow loan total of \$2,160,000 to address escalating construction costs at The Reserves at Green Valley Ranch, comprised of 144 affordable apartments units in Council District 11. No change to contract duration (HOST-202161347-02). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-22. The Committee approved filing this item at its meeting on 3-2-22.

[22-0252](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Bayaud Enterprises, Inc. to fund the staffing of emergency stand-up shelters as needed.

Amends a contract with Bayaud Enterprises, Inc. by adding \$590,000 for a new contract total of \$990,000 to fund the staffing of emergency stand-up shelters as needed citywide. No change to contract duration (HOST-202261989-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-22. The Committee approved filing this item at its meeting on 3-2-22.

[22-0253](#) A resolution approving a proposed First Amendatory Agreement between the City and County of Denver and Vivent Health, Inc. to extend the term and increase maximum contract amount to fund Housing Opportunities for Persons with AIDS (HOPWA); Short Term Rent, Mortgage, and Utility Assistance (STRMU) and Supportive Services programs to low-income individuals and families affected by HIV/AIDS.

Amends a contract with Vivent Health, Inc. by adding \$468,303 for a new contract total of \$819,759 and 1 year for a new end date of 12-31-22 to fund salaries, operating and direct program expenses for the Housing Opportunities for Persons With AIDS (HOPWA) Short Term Rent, Mortgage and Utility Assistance, and Supportive Services programs (HOST-202161599-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-4-22. The Committee approved filing this item at its meeting on 3-2-22.

BILLS FOR INTRODUCTION**Land Use, Transportation & Infrastructure Committee****[22-0209](#) A bill for an ordinance changing the zoning classification for 3455 North Birch Street in Northeast Park Hill.**

Approves a map amendment to rezone property from E-SU-Dx to E-SU-D1x (allows for an accessory dwelling unit), located at 3455 N. Birch Street in Council District 8. If ordered published, a public hearing will be held on Monday, 4-11-22. The Committee approved filing this item at its meeting on 2-22-22.

[22-0254](#) A bill for an ordinance relinquishing the sanitary sewer easements reserved in Ordinance No. 306, Series of 1979, recorded with the Denver Clerk & Recorder at Reception No. 1979051074, Book 1948, Page 140, located at 1010 West Colfax Avenue.

Relinquishes the 20-foot sanitary sewer easements, in their entirety, as established in the Vacating Ordinance No. 306, Series of 1979, located at 1010 West Colfax Avenue in Council District 3. The last regularly scheduled Council meeting within the 30-day review period is on 4-4-22. The Committee approved filing this item at its meeting on 3-1-22.

BILLS FOR FINAL CONSIDERATION**City Council - Direct Files****[22-0273](#) A bill for an ordinance repealing certain sections of Chapter 20, Article XI of the Denver Revised Municipal Code regarding Auditor subpoena power and production of records in connection with performance of internal audits and investigations and enforcement of prevailing and minimum wage.**

Repeals certain sections of Chapter 20, Article XI of the Denver Revised Municipal Code. Councilmember Gilmore approved direct filing this item on 3-3-22.

Finance & Governance Committee

[22-0229](#) **A bill for an ordinance making a rescission from General Fund Contingency and making appropriations in the General Fund budget to support the costs of redistricting and to make a cash transfer to the City Council Special Revenue Fund for professional service contracts.**

Rescinds \$111,100 from General Fund Contingency and authorizes appropriations of \$36,100 in City Council's General Fund operating budget to support the costs of redistricting and \$75,000 for a cash transfer to the City Council Special Revenue Fund to support professional services contracts. The Committee approved filing this item at its meeting on 2-22-22.

[22-0248](#) **A bill for an ordinance amending Section 13-2 of the Revised Municipal Code related to electronic meeting participation.**

Clarifies medical necessity for remote participation in Council meetings. The Committee approved filing this item at its meeting on 2-22-22.

Safety, Housing, Education & Homelessness Committee

[22-0179](#) **A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and the State of Colorado Judicial Department, to provide marijuana specific education, interventions, and impactful alternatives to youth struggling with marijuana.**

Amends an intergovernmental agreement with the State of Colorado Judicial Department by adding \$240,000 for a new total of \$922,000 and one year for a new end date of 12-31-22 for Youth and Family Treatment Court services to provide marijuana specific education, interventions, and impactful alternatives to youth struggling with marijuana, citywide (ENVHL-202261820). The last regularly scheduled Council meeting within the 30-day review period is on 3-29-22. The Committee approved filing this item at its meeting on 2-16-22.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight, there will be a required public hearing on Council Bill 22-0116, changing the zoning classification for 900 North Monaco Street Parkway in Montclair; and, a required public hearing on Council Bill 22-0125, changing the zoning classification for 8101 & 8351 East Belleview Avenue in Hampden South. Anyone wishing to speak on either of these matters must go online to sign up during the recess of Council.

RECESS**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION****PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION****Land Use, Transportation & Infrastructure Committee****[22-0116](#) A bill for an ordinance changing the zoning classification for 900 North Monaco Street Parkway in Montclair.**

Approves a map amendment to rezone property from E-SU-G to E-SU-G1 (allows for an accessory dwelling unit) located at 900 North Monaco Street Parkway in Council District 5. The Committee approved filing this item at its meeting on 2-1-22.

[22-0125](#) A bill for an ordinance changing the zoning classification for 8101 & 8351 East Belleview Avenue in Hampden South.

Approves a map amendment to rezone property from B-8 with waivers and conditions, UO-1, UO-2 & B-8 with waivers, UO-1, UO-2 to S-MX-8 (former chapter 59 zoning to suburban, mixed-use), located at 8101 & 8351 E Belleview Ave in Council District 4. The Committee approved filing this item at its meeting on 2-1-22.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, April 11, 2022, Council will hold a required public hearing on Council Bill 22-0209, changing the zoning classification for 3455 North Birch Street in Northeast Park Hill. Any protests against Council Bill 22-0209 must be filed with the Council Offices no later than noon on Monday, April 4, 2022.

ADJOURN

PENDING

FOR 3-21-22:

[21-1455](#) A bill for an ordinance changing the zoning classification for 2000 Blake Street in Five Points.

Approves a map amendment to rezone property from PUD 329 and B-8 with waivers, UO-1, UO-2 to C-MX-8 (planned development to mixed-use, 8-stories), located at 2000 Blake Street in Council District 9. The Committee approved filing this item at its meeting on 12-7-21.

Final Consideration 3-21-22 | Required Public Hearing**[22-0160](#) A bill for an ordinance changing the zoning classification for 3759 North Inca Street and 3760 North Jason Street in Highland.**

Approves a map amendment to rezone property from I-A, UO-2 to U-RX-3 (industrial to urban, residential mixed-use), located at 3759 Inca Street and 3760 Jason Street in Council District 1. The Committee approved filing this item at its meeting on 2-8-22.

Final Consideration 3-21-22 | Required Public Hearing

FOR 4-4-22:

[21-1528](#) A bill for an ordinance changing the zoning classification for 3435 North Albion Street in Northeast Park Hill.

Approves a map amendment to rezone property from PUD 539 to E-MX-2x (planned development to urban edge, mixed-use), located at 3435 North Albion Street in Council District 8. The Committee approved filing this item at its meeting on 2-1-22.

Final Consideration 4-4-22 | Required Public Hearing**[22-0147](#) A bill for an ordinance changing the zoning classification for 2875 North Albion Street in North Park Hill.**

Approves a map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 2875 North Albion Street in Council District 8. The Committee approved filing this item at its meeting on 2-15-22.

Final Consideration 4-4-22 | Required Public Hearing