

## City Council Meeting of Monday, April 5, 2021

### 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  
Mar'quasa Hopson.....Secretary

Room 450  
City & County Building  
1437 Bannock Street  
Denver CO 80202  
Phone: 720-337-2000  
Email: [dencc@denvergov.org](mailto: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](mailto: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](mailto: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](http://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](mailto: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](http://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**

[21-0398](#) Minutes of Tuesday, March 30, 2021

**COUNCIL ANNOUNCEMENTS**

**PRESENTATIONS**

**COMMUNICATIONS**

**PROCLAMATIONS**

[21-0402](#) A proclamation recognizing the extraordinary career and retirement of Mark Tabor.

**Sponsor**      Black

**RESOLUTIONS**

**City Council - Direct Files**

[21-0386](#) **A resolution approving the Collective Bargaining Agreement between the City and County of Denver and the Fraternal Order of Police, Denver Sheriff Lodge 27 for the year 2021 that resulted from the 2020 impasse arbitration award.**

Approves the collective bargaining agreement with the Fraternal Order of Police, Denver Sheriff Lodge 27 for the year 2021, that resulted from the binding March 19, 2021 impasse arbitration award. Councilmember Gilmore approved direct filing this item on 4-1-21.

**Business, Arts, Workforce, & Aviation Services Committee****[21-0318](#) A resolution approving a proposed First Amendment between the City and County of Denver and ISS Facility Services, Inc. concerning window cleaning services at Denver International Airport.**

Amends a contract with ISS Facility Services, Inc. by adding three months for a new end date of 7-31-21 for window cleaning services at Denver International Airport. No change to contract amount (202157955). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-24-21.

**Finance & Governance Committee****[21-0293](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and The Urban Institute to increase the amount and extend the term.**

Amends a contract with the Urban Institute by adding \$175,000 for a new total of \$1,312,500 and eight months for a new end date of 4-30-22 to continue providing data analysis, collection and reporting related to the Social Impact Bond program (FINAN-202056081; FINAN-201523940). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0296](#) A resolution approving the City Council reappointments of Dr. Dellena Aguilar and Frank Locantore to the Caring for Denver Board.**

Approving the City Council reappointments of Dr. Dellena Aguilar and Frank Locantore to the Caring for Denver Board. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0306](#) A resolution approving the Mayor's reappointments to the Crime Prevention and Control Commission.**

Approves the Mayoral reappointments of Lisa Thompson and Jennifer Gafford to the Crime Prevention and Control Commission for terms effective immediately and expiring 9-01-23 or until a successor is duly appointed. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0307](#) A resolution approving the Mayor's reappointment to the West Colfax Business Improvement District Board of Directors.**

Approves the Mayoral reappointment of Dennis Gonzalez to the West Colfax Business Improvement District Board of Directors for a term effective immediately and expiring 10-03-23 or until a successor is duly appointed. The Committee approved filing this item at its meeting on 3-23-21.

**Land Use, Transportation & Infrastructure Committee**

**[21-0268](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Felsburg Holt & Ullevig, Inc. for additional professional design services for the I-25 & Broadway Interchange Reconstruction project in Council District 7.**

Amends a contract with Felsburg Holt & Ullevig, Inc. by adding \$2,566,171.47 for a new total of \$5,269,400.57 and five years for a new end date of 12-31-25 for additional professional design services for the completion of final design drawings, specifications, cost estimates and construction bid documents for the I-25 & Broadway Interchange Reconstruction the project in Council District 7 (201629558-01; 202158039-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0314](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and David Evans and Associates, Inc. to provide professional services for the Basis of Design effort for the 56th Avenue: Peoria to Pena widening project.**

Amends a contract with David Evans and Associates, Inc. by adding six months for a new end date of 12-31-21 for continued professional design services for the widening of 56th Avenue from Peoria Boulevard to Pena Boulevard as part of the Elevate Denver Bond program, in Council District 11. No change to contract amount (202054114-01; 202158105-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0321](#) A resolution approving a proposed Contract between the City and County of Denver and Cutler Repaving, Inc. for Citywide Hot-In-Place Recycling and Repaving.**

Approves a contract with Cutler Repaving, Inc. for \$4,288,898.50 and for 180 days for the 2021 Citywide Hot-In-Place Recycling and Repaving program (202157389). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0322](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by East 14th Avenue, North Trenton Street, East Colfax Avenue and North Tamarac Street; and, a parcel of land as East Colfax Avenue located at the intersection of North Trenton Street and East Colfax Avenue.**

Dedicates a parcel of land as public right of way as public alley, bounded by East 14th Avenue, North Trenton Street, East Colfax Avenue, and North Tamarac Street and dedicates a parcel of land as public right of way as East Colfax Avenue, located at the intersection of North Trenton Street and East Colfax Avenue in Council District 5. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0323](#) A resolution approving a proposed License Agreement between the City and County of Denver and GKZ, Inc. to convey right or title to Gordon Zellner.**

Amends a non-financial license agreement with GKZ, Inc. for access and maintenance of Chief Hosa Road in Genesee Park, which serves as the sole access to the property at 26012 Chief Hosa Road in Jefferson County, by conveying right or title to the Gordon Zellner 2020 Irrevocable Trust and updating the exhibits (202055378). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-23-21.

**Safety, Housing, Education & Homelessness Committee****[21-0286](#) A resolution approving a proposed Revival And Amendatory Agreement between the City and County of Denver and Urban Peak Denver to provide essential and supportive services to youth ages 15-24 who are experiencing unsheltered homelessness or are at high risk of experiencing homelessness and are not currently accessing daytime shelter services, citywide.**

Amends a contract with Urban Peak Denver by adding \$250,000 for a new total of \$1,090,682 and one year for a new end date of 12-31-21 to provide essential and supportive services to youth ages 15-24 who are experiencing unsheltered homelessness or are at high risk of experiencing homelessness and are not currently accessing daytime shelter services, citywide (HOST 202157812-01; SOCSV 201952416-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-17-21.

**[21-0319](#) A resolution approving a proposed First Amendment and Modification Agreement between the City and County of Denver and The St. Francis Center to amend and modify the terms and conditions of the loan to support the development of a 48-unit supportive housing rental project.**

Amends a loan agreement with The St. Francis Center by adding four months for a new end date of 2-29-2120, changing the loan to a pass-through loan, and changing the loan collateral from a deed of trust to a collateral assignment of note and deed of trust for the Warren Residences, a 48-unit supportive housing project in Council District 10. No change to agreement amount (HOST-202157922-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-24-21.

**[21-0325](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the United States of America concerning the "High Intensity Drug Trafficking Area" program and the funding therefor.**

Approves a grant agreement with the Office of National Drug Control Policy for \$824,254 and through 12-31-22 to support initiatives of the Rocky Mountain High Intensity Drug Trafficking Areas (HIDTA) Program (POLIC-202158043). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-24-21.

**BILLS FOR INTRODUCTION****City Council - Direct Files****[21-0351](#) A bill for an ordinance approving a proposed donation of surplus American Bison from the City and County of Denver to American Indian Tribes and Non-Profit Organizations.**

Allows the city to donate surplus bison to American Indian Tribes and non-Profit organizations. Councilmember Torres approved direct filing this item on 4-1-21.

**Finance & Governance Committee****[21-0326](#) A bill for an ordinance approving the City Council reappointment of Jane Feldman to the Denver Board of Ethics.**

Approves the City Council's reappointment of Jane Feldman to the Board of Ethics. The Committee approved filing this item at its meeting on 3-23-21.

**Land Use, Transportation & Infrastructure Committee****[21-0309](#) A bill for an ordinance changing the zoning classification for 1450 South Humboldt Street in Washington Park.**

Approves a map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 1450 South Humboldt Street in Council District 6. If ordered published, a public hearing will be held on Monday, 5-3-21. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0310](#) A bill for an ordinance changing the zoning classification for 1590 South Emerson Street in Platt Park.**

Approves a map amendment to rezone property from U-SU-B to U-SU-B1 (allows for an accessory dwelling unit), located at 1590 South Emerson Street in Council District 7. If ordered published, a public hearing will be held on Monday, 5-3-21. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0317](#) A bill for an ordinance changing the zoning classification for 3431 North Columbine Street in Clayton.**

Approves a map amendment to rezone property from U-SU-B1 to U-SU-A1 (lowers the minimum lot size), located at 3431 North Columbine Street in Council District 9. If ordered published, a public hearing will be held on Monday, 5-3-21. The Committee approved filing this item at its meeting on 3-23-21.

**[21-0324](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Jefferson County, to conduct various resurfacing projects along roads and parking lots within the Mountain Parks System.**

Approves an intergovernmental agreement with Jefferson County for \$1 million of City funds and for ten years to conduct various resurfacing projects along roads and parking lots within the Mountain Parks System (202054314). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-23-21.

## **BILLS FOR FINAL CONSIDERATION**

### **Finance & Governance Committee**

**[21-0082](#) A bill for an ordinance making supplemental appropriations in the General Fund to make a technical correction to restore budgeted furlough savings for elected officials.**

Approves a supplemental appropriation to General Fund agencies to correct a technical error and restore budgeted furlough savings for elected officials. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0253](#) A bill for an ordinance making a supplemental appropriation in the Capital Improvement Fund.**

Appropriates \$2,279,317 of Capital Improvement Fund revenue to the annual street maintenance program. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0254](#) A bill for an ordinance making rescissions from and appropriations in the General Fund.**

Approves a rescission from General Fund Contingency of \$50,000 to provide a supplemental appropriation in Human Rights and Community Partnerships to fund the balance of a grant-funded position in the Office of the Aging and authorizes a rescission of \$50,000 from the Executive Director of Safety to re-appropriate budget in the Office of the Independent Monitor to fund a position supporting the Citizens Oversight Board. The Committee approved filing this item at its meeting on 3-16-21.



**[21-0255](#) A bill for an ordinance making a rescission from General Fund Contingency, making an appropriation in the General Fund, and making a cash transfer to the General Government Special Revenue Fund.**

Approves a rescission from General Fund Contingency of \$1,150,000 to provide a cash transfer to the Risk Management Special Revenue Fund to support the replacement of City-owned total-loss vehicles. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0282](#) A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and the Denver Zoological Foundation, Inc. to update the payment schedule for the Zoo.**

Amends the Denver Zoological Foundation Parking Garage agreement and associated payment schedule as result of the refunding of the series 2010B COPs approved by City Council in December 2020. The last regularly scheduled Council meeting within the 30-day review period is on 4-19-21. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0283](#) A bill for an ordinance approving a proposed Second Amendment to the Museum of Nature and Science Parking Garage Agreement between the City and County of Denver and The Colorado Museum of Natural History dba Denver Museum of Nature and Science to update the payment schedule for DMNS.**

Amends the Denver Museum of Nature and Science Parking Garage agreement and associated payment schedule as result of the refunding of the series 2010B COPs approved by City Council in December 2020. The last regularly scheduled Council meeting within the 30-day review period is on 4-19-21. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0289](#) A bill for an ordinance approving a proposed Amendment to Purchase and Sale Agreement between the City and County of Denver and Brothers Redevelopment, Inc. to amend and modify the terms related to the City's conveyance of the property located at 7900 East Colfax Avenue.**

Amends the Purchase and Sale Agreement with Brothers Redevelopment, Inc. for the disposition of 7900 E. Colfax Avenue to make technical corrections to both the legal description of the property to be conveyed and to delete affordable housing restrictions from the conveyance deed and transfer restrictions into to a revised Low-Income Housing Land Use Restriction Agreement, to achieve greater long-term affordability in Council District 5 (FINAN-201952186-00; FINAN-202056952-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-19-21. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0290](#) A bill for an ordinance approving a proposed Amendment to Purchase and Sale Agreement between the City and County of Denver and Mercy Housing Mountain Plains.**

Amends the Purchase and Sale Agreement with Mercy Housing Mountain Plains, Inc. for the disposition of 8315 East Colfax Avenue and 1500 Valentia Street to make technical corrections to delete affordable housing restrictions from the conveyance deed and transfer restrictions into to a revised Low-Income Housing Land Use Restriction Agreement, to achieve greater long-term affordability in Council District 8 (FINAN-202053697-00; FINAN-202157898-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-19-21. The Committee approved filing this item at its meeting on 3-16-21.

**[21-0292](#) A bill for an ordinance amending Section 53-57.1(a)(5) of the Denver Revised Municipal Code.**

Amends Section 53-57.1 of the Denver Revised Municipal Code to add three words inadvertently omitted from the recently passed Colorado Municipal League model ordinance language that standardized terms and taxation liability for marketplace facilitators and marketplace sellers. The Committee approved filing this item at its meeting on 3-16-21.

**Land Use, Transportation & Infrastructure Committee**

[21-0227](#) **A bill for an ordinance relinquishing the easement, in its entirety, reserved in Ordinance No. 351, Series of 1971 recorded with Denver Clerk & Recorder at Reception No. 1971022910 between East 48th Avenue and East 49th Avenue and between North Race Street and North York Street across properties 2101 and 2121 East 48th Avenue.**

Relinquishes the 16-foot wide sanitary sewer easement, in its entirety, established by the vacating Ordinance No. 351, Series of 1971, located between East 48th and 49th Avenues and between North Race Street and North York Street across properties 2101 and 2121 East 48th Avenue in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 4-19-21. The Committee approved filing this item at its meeting on 3-16-21.

[21-0266](#) **A bill for an ordinance relinquishing a portion of the sanitary and storm sewer easement of Tract A as established in the Permanent Non-exclusive Easement recorded with Denver Clerk & Recorder at Reception No. 2017098408, located at South Acoma Street between West Tennessee Avenue and South Bannock Street.**

Relinquishes a portion of the sanitary and storm sewer easement of Tract A, as established in the Permanent Non-exclusive Easement with Recordation No. 2017098408, located at South Acoma Street between West Tennessee Avenue and South Bannock Street in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 4-19-21. The Committee approved filing this item at its meeting on 3-16-21.

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

Tonight, there will be a required public hearing on Council Bill 21-0013, changing the zoning classification for 1576 South Josephine Street in Cory-Merrill; a required public hearing on Council Bill 21-0175, changing the zoning classification for 4410 North Fillmore Street in Elyria Swansea; and, a required public hearing on Council Bill 21-0213, amending Chapter 59 (Zoning) of the Denver Revised Municipal code to administer certain provisions of Former Chapter 59. 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****PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION****Land Use, Transportation & Infrastructure Committee****[21-0013](#) A bill for an ordinance changing the zoning classification for 1576 South Josephine Street in Cory-Merrill.**

Approves a map amendment to rezone property from E-SU-Dx to E-SU-D1x (allows for an accessory dwelling unit), located at 1576 South Josephine Street in Council District 6. The Committee approved filing this item at its meeting on 2-23-21.

**[21-0175](#) A bill for an ordinance changing the zoning classification for 4410 North Fillmore Street in Elyria Swansea.**

Approves a map amendment to rezone property from E-SU-D to U-SU-C1 (allows for an accessory dwelling unit), located at 4410 North Fillmore Street in Council District 9. The Committee approved filing this item at its meeting on 2-23-21.

**[21-0213](#) A bill for an ordinance amending Chapter 59 (Zoning) of the Denver Revised Municipal code to administer certain provisions of Former Chapter 59.**

Amending DRMC Sec. 59-2 to make the Denver Zoning Code's updated definitions and regulations for households effective in applicable zone districts from Former Ch. 59. The Committee approved filing this item at its meeting on 3-2-21.

**PRE-ADJOURNMENT ANNOUNCEMENT**

Dependent upon publication, on Monday, May 3, 2021, Council will hold a required public hearing on Council Bill 21-0309, changing the zoning classification for 1450 South Humboldt Street in Washington Park; a required public hearing on Council Bill 21-0310, changing the zoning classification for 1590 South Emerson Street in Platt Park; and, a required public hearing on Council Bill 21-0317, changing the zoning classification for 3431 North Columbine Street in Clayton. Any protests against Council Bills 21-0309, 21-0310 or 21-0317 must be filed with the Council Offices no later than noon on Monday, April 26, 2021.

**ADJOURN**

**PENDING**

FOR 4-19-21:

**[21-0211](#) A bill for an ordinance changing the zoning classification for 2070 North Colorado Boulevard in South Park Hill.**

Approves a map amendment to rezone property from U-SU-E to U-SU-E1 (allows for an accessory dwelling unit), located at 2070 North Colorado Boulevard in Council District 8. The Committee approved filing this item at its meeting on 3-2-21.

**Final Consideration 4-19-21 | Required Public Hearing****[21-0257](#) A bill for an ordinance changing the zoning classification for 4735 North Quitman Street in Berkeley.**

Approves a map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 4735 Quitman Street in Council District 1. The Committee approved filing this item at its meeting on 3-16-21.

**Final Consideration 4-19-21 | Required Public Hearing****[21-0258](#) A bill for an ordinance changing the zoning classification for 4530 North Winona Court in Berkeley and 4345 North Bryant Street in Sunnyside.**

Approves a map amendment to rezone properties from U-SU-C1 to U-SU-B1 (allows for an accessory dwelling unit), located at 4530 Winona Court and 4345 Bryant Street in Council District 1. The Committee approved filing this item at its meeting on 3-16-21.

**Final Consideration 4-19-21 | Required Public Hearing**

FOR 5-24-21:

**[21-0083](#) A bill for an ordinance changing the zoning classification for 2650 Arkins Court, 3205 Denargo Street, 3280 Denargo Street, and 2700 Wewatta Way in Five Points.**

Approves a map amendment to rezone properties from R-MU-30 with waivers & conditions; I-A UO-2; I-B UO-2; and PUD 605 to C-MX-8 DO-7; C-MX-12 DO-7; C-MX-16 DO-7; C-MX-20 DO-7 (various zonings to urban center, mixed-use with overlays), located at 2650 Arkins Court, 3205 and 3280 Denargo Street, and 2700 Wewatta Way in Council District 9. The Committee approved filing this item at its meeting on 2-2-21.

**Final Consideration 5-24-21 | Required Public Hearing**