

City Council Meeting of Monday, August 28, 2017

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega..... At Large
Rafael G. Espinoza..... District 1
Kevin Flynn..... District 2
Paul D. López.....District 3
Kendra Black..... District 4
Mary Beth Susman.....District 5
Paul Kashmann..... District 6



Jolon Clark..... District 7
Christopher Herndon..... District 8
Albus Brooks..... District 9
Wayne New..... District 10
Stacie Gilmore..... District 11
Leon Mason..... Director
Kelly Velez..... Clerk

Room 451
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.

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 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. Speakers must be present to sign a speaker card – no sign-up by proxy permitted. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes (for required hearings only; no yielding of time for courtesy hearings). Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5pm before the first regularly 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 city matter. Speakers have 3 minutes to speak and must sign up via email at dencc@denvergov.org, phone at 720-337-2000 or in person in Rm. 451, City & County Building before 4:30pm on the day the general public comment session is scheduled. 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

[17-0971](#) Minutes of Monday, August 21, 2017

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[17-0974](#) **A proclamation recognizing September 2017 as Childhood Cancer Awareness Month.**

Sponsors Ortega, Brooks, López, Clark, New, Susman, Black, Gilmore and Flynn

[17-0975](#) **A proclamation recognizing the American Cancer Fund for Children and Kids Cancer Connection.**

Sponsors Brooks, López, Clark, New, Susman, Black, Gilmore and Flynn

RESOLUTIONS

Finance & Governance Committee

[17-0834](#) **A resolution approving the Mayor's appointments and reappointments to the Metro Wastewater Reclamation District Board of Directors.**

Approves the Mayoral reappointments of Barbara Puls, Andrew Johnston, and Peter Baertlein; and, the appointments of Robert Duncanson, Christopher Pachecho, Michael Sapp, and Peter Spanberger to the Metro Wastewater Reclamation District Board of Directors for terms effective immediately and expiring 06-30-19, or until successors are duly appointed. The Committee approved filing this resolution by consent on 8-15-17.

[17-0861](#) A resolution approving a proposed Agreement by and between the City and County of Denver and Compass Group USA, Inc., to provide beverage and snack vending products in certain City facilities.

Approves a contract with Compass Group USA, Inc. for \$225,000 and five years for beverage and snack vending machines in City-owned facilities citywide (GENRL-201733597). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-17. The Committee approved filing this resolution at its meeting on 8-15-17.

[17-0872](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and Henry Schein, Inc., to provide the Denver Fire Department with medical grade gloves for emergency responders.

Approves a \$600,000 master purchase order with Henry Schein, Inc. through 07-01-20 for medical grade gloves for the Denver Fire Department for emergency responders (0069A0117). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-17. The Committee approved filing this resolution by consent on 8-8-17.

[17-0912](#) A resolution to set a public hearing relating to the I-25 and Broadway Urban Redevelopment Plan and directing the Denver Urban Renewal Authority to take certain actions in connection with the hearing.

Sets a public hearing before City Council for 10-02-17 on the I-25 and Broadway Urban Redevelopment Plan in Council District 7. The Committee approved filing this resolution by consent on 8-15-17.

[17-0952](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of One Hundred Fifty-Eight Thousand Dollars (\$158,000.00), payable to Valerie McNaughton, in full payment and satisfaction of claims in Civil Action No. 16-cv-01237, in the United States District Court for the District of Colorado.

Settles a personnel claim involving the Career Service Board's Hearings Office. This resolution was approved for filing at the Mayor-Council meeting of 8-15-17.

Land Use, Transportation & Infrastructure Committee**[17-0881](#) A resolution approving a proposed Surface Lots Parking Management Agreement by and between the City and County of Denver and SP Plus Corporation to provide professional parking management services for city owned public surface parking lots.**

Approves a revenue contract with SP Plus Corporation for \$4 million in revenue and \$920,000 in expenditures over three years for professional parking management services in the operation and maintenance of the Acme, Auraria, Bannock, Chestnut, North Elati, South Elati, and Firehouse surface parking lots to include: customer service, record keeping, revenue collection and depositing, event management, staffing and monthly financial reporting and analysis in various locations citywide (201734150). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-17. The Committee approved filing this resolution by consent on 8-8-17.

[17-0900](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and OZ Architecture, Inc. for professional design and construction services.

Amends a contract with OZ Architecture, Inc. by adding \$35,000 for a new total amount of \$1,043,755 to address any unforeseen design needs as they arise during the relocation of the 911 Communication Center to 12025 East 45th Avenue in Council District 8. No change to contract duration (201626298). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-17. The Committee approved filing this resolution by consent on 8-15-17.

[17-0904](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as a public alley near the intersection of West 24th Avenue and Eliot Street.

Dedicates a parcel of land as public right-of-way as public alley located at the intersection of West 24th Avenue and Eliot Street in Council District 1. The Committee approved filing this resolution by consent on 8-15-17.

[17-0906](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as Tremont Place and a parcel of land as a public alley near the intersection of 29th Street and Tremont Place.

Dedicates a parcel of land as public right-of-way as Tremont Place and as public alley located at the intersection of 29th Street and Tremont Place in Council District 9. The Committee approved filing this resolution by consent on 8-15-17.

[17-0907](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as North Galena Street at the intersection of East 56th Avenue and North Galena Street.

Dedicates a parcel of land as public right-of-way as North Galena Street located at the intersection of East 56th Avenue and Galena Street in Council District 8. The Committee approved filing this resolution by consent on 8-15-17.

Safety, Housing, Education & Homelessness Committee

[17-0905](#) A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Mpowered for financial counseling and related support services for the Financial Empowerment Center program.

Amends a contract with Mpowered to add \$239,134.84 for a new total contract in the amount of \$887,047.15 and to add six months for a new end date of 12-31-17 for financial counseling and related services in support of the City's Financial Empowerment Center (FEC) program to provide free, one-on-one financial coaching for residents in the City to assist in developing budgets, reducing debt, increasing savings, navigating complex financial systems, and other related services (HRCRS-201626889-05). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-17. The Committee approved filing this resolution by consent on 8-16-17.

[17-0908](#) A resolution approving the Mayor's appointment to the Denver Lesbian Gay Bisexual Transgender Queer Commission.

Approves the Mayoral appointment of Cody Caffee to the Denver Lesbian Gay Bisexual Transgender Queer Commission for a term effective immediately and expiring on 5-01-19, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 8-16-17.

BILLS FOR INTRODUCTION**Finance & Governance Committee****[17-0866](#) A bill for an ordinance amending Article III of Chapter 15 of the Revised Municipal Code concerning the regulation of campaign finances.**

Amends Article III of Chapter 15 of the Denver Revised Municipal Code to update provisions pertaining to campaign finance by clarifying and adding definitions, adjusting existing reporting deadlines and requirements, establishing new reporting requirements for independent expenditures and electioneering communications, providing a structure to impose, waive and appeal fines for late reports, and providing clean-up changes throughout the bill including removing outdated charter code references, updating cross references to code sections, and revising or relocating language for better clarity. The Committee approved filing this bill at its meeting on 8-15-17.

[17-0911](#) A bill for an ordinance making appropriations to the Wastewater Management Enterprise Fund.

Appropriates \$1 million from the Urban Drainage and Flood Control District to fund the drainage and flood control improvements for the Sanderson Gulch - Lipan Street to South Platte River project in Council District 7. The Committee approved filing this bill by consent on 8-15-17.

[17-0913](#) A Bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.

Amends the Classification and Pay Plan by adding Permit Review Technician I (E-618), Permit Review Technician II (E-620), Lead Permit Review Technician (E-621), Plans Review Specialist I (E-623), and Plans Review Specialist II (E-625); and, abolishes the titles of Plans Review Technician, Associate Plans Review Technician, and Senior Plans Review Technician. The Committee approved filing this bill by consent on 8-15-17.

[17-0917](#) A bill for an ordinance establishing two new funds in the Denver Municipal Airport System Enterprise Fund for the "Airport Capital Improvement and Equipment" fund and "Airport Sponsor Grant" fund.

Approves the creation of the Airport Capital Improvement and Equipment Fund and the Airport Sponsor Grant Fund to appropriately account for Fund 73850, the Capital Equipment and Improvements fund, to comply with the new Workday financial system requirements that grant sponsored funding be kept separate from the matching Denver International Airport expenses. The Committee approved filing this bill by consent on 8-15-17.

[17-0918](#) A bill for an ordinance making a supplemental appropriation from the General Fund Contingency to Community Planning and Development.

Approves the supplemental appropriation of \$700,000 from the General Fund Contingency to Community Planning and Development to increase contract resources to address a permit backlog. The Committee approved filing this bill by consent on 8-15-17.

Land Use, Transportation & Infrastructure Committee

[17-0902](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the State of Colorado, relating to the "56th Avenue / Pena Improvements" project and the funding therefor.

Approves a grant agreement with the Colorado Department of Transportation (CDOT) for \$3,832,000 in federal funds to fund operational improvements to 56th Avenue including lane-balancing, additional turn-lane provisions, transitions to existing lane configurations, and other improvements located near 56th Avenue and Peña Boulevard in Council District 11 (201735914). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-17. The Committee approved filing this bill by consent on 8-15-17.

[17-0916](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the State of Colorado, relating to the "47th and York Street Safe Crossing Pedestrian Bridge over Union Pacific Rail Road" project and the funding therefor.

Approves a grant agreement with the Colorado Department of Transportation (CDOT) for \$2.5 million for funding of a new pedestrian bridge over the Union Pacific Railroad (UPRR) tracks located at 47th Avenue and York Street in Council District 9 (201736463). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-17. The Committee approved filing this bill by consent on 8-15-17.

BILLS FOR FINAL CONSIDERATION

Business, Arts, Workforce & Aeronautical Services Committee

[17-0891](#) A bill for an ordinance amending Section 27-164 of Division 3 of Article V of Chapter 27 of the Revised Municipal Code of the City and County of Denver regarding the Affordable Housing Advisory Committee.

Amends Chapter 27 of the Denver Revised Municipal Code (DRMC) to provide for a 30-day extension for the delivery date of the Comprehensive Housing Plan and Annual Action Plan to provide sufficient time for the City to conduct public, stakeholder, and City Council outreach to finalize policy and investment recommendations for the City's federal and local housing resources. The Committee approved filing this bill at its meeting on 8-9-17.

Finance & Governance Committee

[17-0837](#) A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.

Adds Associate Internal Auditor at paygrade V-808 to the City Classification and Pay Plan. The Committee approved filing this bill by consent on 8-1-17.

Land Use, Transportation & Infrastructure Committee

[17-0863](#) **A bill for an ordinance relinquishing a portion of a utility easement dedicated by the Vestals Sunset Terrace Filing No. 4 subdivision plat recorded with the Denver Clerk & Recorder on April 2, 1956 at Book 23, Page 5, located at 5405 East Bails Drive.**

Relinquishes a portion of the easements established in the Vestals Sunset Terrace Filing No. 4 located at 5405 East Bails Drive in Council District 6. The last regularly scheduled Council meeting within the 30-day review period is on 9-11-17. The Committee approved filing this bill by consent on 8-8-17.

[17-0864](#) **A bill for an ordinance renaming Market Place Street to South Market Place Street on the Broadway Station Filing No. 1 subdivision plat recorded with the Denver Clerk & Recorder at Reception No. 2017068642.**

Renames Market Place Street to South Market Place Street to correct an error on the Broadway Station Filing No. 1 subdivision plat recorded at reception No. 2017068642 located on Broadway between Mississippi Avenue and Kentucky Avenue in Council District 7. The Committee approved filing this bill by consent on 8-8-17.

[17-0894](#) **A bill for an ordinance amending Ordinance 880, Series 1992, concerning the "Tree Removal and Replacement" program in the Culture and Recreation Special Revenue Fund and the means for authorizing revenues and expenditures from said fund.**

Amends Ordinance No. 880, Series of 1992, to change the name of the "Tree Removal and Replacement" Special Revenue Fund (SRF) to the "Public Tree Canopy" SRF and clarify its purpose as planting and establishing trees in public rights-of-way and other public places. The Committee approved filing this bill by consent on 8-8-17.

Safety, Housing, Education & Homelessness Committee

[17-0895](#) **A bill for an ordinance submitting to a vote of the qualified and registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the coordinated election of November 7, 2017, a proposed amendment to the Charter of the City and County of Denver concerning the Department of Environmental Health.**

Refers a question to the November 2017 ballot to amend the Charter to change the name of Department of Environmental Health to Department of Public Health and Environment to better reflect agency responsibilities and increase the size of its Board from 5 seats to 9 to allow for more diverse representation. The Committee approved filing this bill at its meeting on 8-9-17.

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

Tonight, there will be a required public hearing on Council Bill 17-0755, changing the zoning classification for 2600 South Sheridan Boulevard in Harvey Park; a required public hearing on Council Bill 17-0883, creating and establishing the Denver Tourism Improvement District, appointing the initial members of the Board of Directors of the District, and approving the initial plan and preliminary 2017 budget; and, a one-hour courtesy public hearing on Council Bill 17-0940, adopting a new Article 8 in Chapter 28 of the Denver Revised Municipal Code, to be known as the Public Safety Enforcement Priorities Act. Anyone wishing to speak on any of these matters must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

RECESS**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

REQUIRED PUBLIC HEARINGS -**BILLS FOR FINAL CONSIDERATION****Business, Arts, Workforce & Aeronautical Services Committee**

[17-0883](#) **A bill for an ordinance creating and establishing the Denver Tourism Improvement District, appointing the initial members of the Board of Directors of the District, and approving the Initial Plan and preliminary 2018 budget therefore.**

Creates and establishes the citywide Denver Tourism Improvement District (TID), appoints the initial members of the board of directors, and approves the initial operating plan and preliminary budget. The Committee approved filing this bill at its meeting on 8-9-17.

Land Use, Transportation & Infrastructure Committee

[17-0755](#) **A bill for an ordinance changing the zoning classification for 2600 South Sheridan Boulevard in Harvey Park.**

Rezones property located at 2600 South Sheridan Boulevard from PUD 579 to S-SU-D (planned development in the old zoning code to suburban, single-unit) in Council District 2. The Committee approved filing this bill at its meeting on 7-18-17.

COURTESY PUBLIC HEARINGS -**BILLS FOR FINAL CONSIDERATION****Safety, Housing, Education & Homelessness Committee****[17-0940](#) A bill for an ordinance adopting a new Article VIII in Chapter 28 of the Denver Revised Municipal Code, to be known as the Public Safety Enforcement Priorities Act.**

Amends Chapter 28 of the Revised Municipal Code to add a new Article VIII related to public safety enforcement that will provide the following: memorializes existing City policy by prohibiting the detention of individuals beyond their sentence; memorializes predominant City practices by prohibiting City employees from collecting information on immigration or citizenship status; prohibits the sharing of any other information about individuals for purposes of immigration enforcement; and, memorializes predominant practices by prohibiting use of city resources or City cooperation with civil immigration enforcement, including prohibiting providing access to secure areas or facilities. This bill was approved for filing by Councilmembers Kniech and Lopez.

PRE-ADJOURNMENT ANNOUNCEMENT**ADJOURN****PENDING**

FOR 9-18-17

[17-0841](#) A bill for an ordinance changing the zoning classification for 385, 395, 405 & 415 South Cherokee Street in Baker.

Approves an official map amendment to rezone property located at 385, 395, 405, & 415 South Cherokee Street from I-B UO-2 to C-MX-16, in Council District 7. The Committee approved filing this bill by consent on 8-8-17.

Final Consideration**Required Public Hearing**