

City Council Minutes

Meeting Date: Monday, July 15, 2019 5:30 PM

PLEDGE OF ALLEGIANCE

Council member Black led the Pledge of Allegiance.

ROLL CALL

Present: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

ELECTION OF PRESIDENT AND PRESIDENT PRO-TEM

19-0708 Election of Council President

A motion offered by Councilwoman Black, duly seconded by Councilman Flynn, that Council Nomination 19-0708 be Elected. The motion carried by the following vote:

Elected

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0709 Election of Council President Pro-Tem

A motion offered by Councilwoman Black, duly seconded by Councilman Kashmann, that Council Nomination 19-0709 be Elected. The motion carried by the following vote:

Elected

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

APPROVAL OF THE MINUTES

[19-0706](#) Minutes of Monday, July 8, 2019

Council Minutes 19-0706 were approved

Approved

The minutes of Monday, July 8, 2019 were distributed to members of Council. Council President Clark ordered the minutes approved.

ANNOUNCEMENTS

Council members Herndon, CdeBaca, Torres, Sandoval, Hinds, Sawyer and Ortega offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[19-0586](#) A resolution approving a proposed contract between the City and County of Denver and Interstate Highway Construction, Inc. concerning design and construction services for Peña Boulevard at Denver International Airport.

Approves a contract with Interstate Highway Construction, Inc. for \$93,479,841.20 and through 05-30-22 to perform design and construction services for Peña Boulevard Phase 1 including widening and reconstructing both inbound and outbound Peña Boulevard, and reconstructing portions of Jackson Gap Road and the Jackson Gap interchange at Denver International Airport (201628522). The last regularly scheduled Council meeting within the 30-day review period is on 7-22-19. The Committee approved filing this item at its meeting on 6-19-19. Pursuant to Council Rule 3.7, Councilman Espinoza postponed this item at the 7-8-19 Council meeting for a one-week postponement to 7-15-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Herndon, that Council Resolution 19-0586 be adopted. The motion carried by the following vote:

Adopted

Aye: Black, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (11)
Nay: CdeBaca (1)
Abstain: Hinds (1)

Block Vote

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, to approve the following items en bloc. The motion carried by the following vote:

Approved the consent agenda

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Finance & Governance Committee

[19-0620](#) A resolution to set a public hearing relating to the adoption of the East Colfax Corridor 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 on 8-26-19 on the East Colfax Corridor Urban Redevelopment Plan, in Council District 5. The Committee approved filing this item at its meeting on 7-2-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Resolution 19-0620 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

19-0532 A resolution approving a proposed 2018 Traffic Signal Construction Master On-Call Contract between the City and County of Denver and Sturgeon Electric Company, Inc. to install new traffic signals or rebuild existing outdated traffic signals.

Approves a contract with Sturgeon Electric Company, Inc. for \$7,753,888.45 and for three years for on-call traffic signal construction to install new traffic signals or rebuild existing outdated traffic signals, including removing/replacing existing traffic signals with mast arm traffic signal poles, installing caissons, pedestrian crossing stations, Uninterrupted Power Supply, ethernet communications equipment, traffic signs, pavement markings, video detection and traffic surveillance cameras, citywide (201948801). The last regularly scheduled Council meeting within the 30-day review period is on 8-5-19. The Committee approved filing this item at its meeting on 6-4-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Resolution 19-0532 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

19-0558 A resolution approving a proposed Contract between the City and County of Denver and GoodLand Construction, Inc. for the construction to improve and add amenities to the Experiential Center.

Approves a contract with GoodLand Construction, Inc. for \$521,630 and for 120 days for the construction to improve vehicle access, parking, and add recreation amenities to the Experiential Center located along Stapleton Drive in Genesee Mountain Park, including two vault toilets, a shade pavilion, a log bench amphitheater area, picnic tables, firepit area, ADA accessible concrete walkways connecting to the pavilion and toilets, roadway improvements to the existing aggregate roadway, and two concrete ADA parking spaces (201950021). The last regularly scheduled Council meeting within the 30-day review period is on 8-5-19. The Committee approved filing this item at its meeting on 6-11-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Resolution 19-0558 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

19-0621 A resolution approving a proposed First Amendatory Agreement between the City and County of Denver and CITYWILD, by adding four months to the term date for outdoor programing and other school-based programs for youth and young adults, citywide.

Amends a contract with cityWILD by adding four months for a new end date of 9-30-21 for outdoor programing and other school-based programs for youth and young adults, citywide. No change to contract amount (201844523). The last regularly scheduled Council meeting within the 30-day review period is on 8-5-19. The Committee approved filing this item at its meeting on 7-2-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Resolution 19-0621 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0622 A resolution approving a proposed First Amendatory Agreement between the City and County of Denver and HYDROSYSTEMS-KDI, INC. to correct the Workers Compensation requirements for on-call irrigation planning, design, and consulting services for parks and park facilities, citywide.

Amends a contract with HYDROSYSTEMS-KDI, INC. to correct the Workers Compensation requirements for on-call irrigation planning, design, and consulting services for parks and park facilities, citywide. No change in contract amount or duration (201947005). The last regularly scheduled Council meeting within the 30-day review period is on 8-5-19. The Committee approved filing this item at its meeting on 7-2-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Resolution 19-0622 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0624 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by 18th Street, Stout Street, 17th Street and Champa Street.

Dedicates a parcel of land as public right of way as public alley, located in the alley bounded by 18th Street, Stout Street, 17th Street and Champa Street in Council District 9. The Committee approved filing this item at its meeting on 7-2-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Resolution 19-0624 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

BILLS FOR INTRODUCTION

Finance & Governance Committee

[19-0612](#) 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 creating a new classification called Civilian Report Technician at pay grade N-619. The Committee approved filing this bill by consent on 7-2-19.

Council Bill 19-0612 was ordered published on first reading

Ordered published on first reading

[19-0613](#) 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 creating new classifications of Trades and Vocational Intern at pay grade A-411, Field Intern at pay grade A-412, Professional Administration Intern at pay grade A-413, and Professional Technical Intern at pay grade A-414 and amends the Classification and Pay Plan by abolishing certain classifications. The Committee approved filing this bill by consent on 7-2-19.

Council Bill 19-0613 was ordered published on first reading

Ordered published on first reading

[19-0619](#) A bill for an ordinance amending Ordinance No. 288, Series of 1984, to change the name of the "Denver Employment and Training Administration" Fund and clarify the allowable expenditures.

Amends the Denver Employment and Training Administration (DETA) Special Project Fund by changing the name to Business and Workforce Development Training, Support and Outreach Fund and clarifying allowable expenditures. The Committee approved filing this item at its meeting on 7-2-19.

Council Bill 19-0619 was ordered published on first reading

Ordered published on first reading

Land Use, Transportation & Infrastructure Committee

[19-0623](#) A bill for an ordinance vacating a portion of East Asbury Avenue between South High Street, and South York Street, with reservations.

Vacates a portion of East Asbury Avenue between South High Street and South York Street, with reservations, in Council District 6. The Committee approved filing this item at its meeting on 7-2-19.

Council Bill 19-0623 was ordered published on first reading

Ordered published on first reading

[19-0628](#) A bill for an ordinance amending the Building and Fire Code of the City and County of Denver.

Amends Article II, Chapter 10 of the Denver Revised Municipal Code to add amendment package 6 to the Denver Building Code and Denver Fire Code Amendments, to implement a new occupancy group, the R-X Occupancy Group, that generally provides for residential occupancy in sleeping units with an associated detached community building. The Committee approved filing this item at its meeting on 7-2-19.

Council Bill 19-0628 was ordered published on first reading

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[19-0601](#) A bill for an ordinance modifying Chapter 18 to update the definition of "immediate family member" in Article V, Division 1 entitled Paid Time Off, by removing gender references and adding step-children to the definition; and, to modify Article VI entitled Insurance Program, to update and standardize the life insurance program for all employees of Denver as well as update the annual wellness program language.

Approves the recommended 2020 changes to the City and County of Denver healthcare benefit plans. The Committee approved filing this item at its meeting on 6-25-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0601 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[19-0603](#) A bill for an ordinance establishing a new fund in the Public Health Special Revenue Fund Series for the "Drug Strategy and Behavioral Health Donations Fund", and transferring the cash balance associated with the "Drug Strategy and Behavioral Health Donations Fund" from the Human Services Special Revenue Fund Series.

Establishes the Drug Strategy and Behavioral Health Donations Fund in the Public Health Special Revenue Fund, transfers cash from the Drug Strategy and Behavioral Health Donations Fund in the Human Services Special Revenue Fund and closes the current Special Revenue Fund in Human Services. The Committee approved filing this item at its meeting on 6-25-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0603 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0604 A bill for an ordinance amending Ordinance No. 1250, Series of 2017, to change the budget basis of the "Public Health and Wellness" Fund and making an appropriation.

Amends the Public Health and Wellness Fund from a lapsing fund to a non-lapsing fund and re-appropriates \$100,000 that lapsed in 2018. The Committee approved filing this item at its meeting on 6-25-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0604 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0611 A bill for an ordinance amending division 1 of article V of chapter 18 to remove elected officers as persons eligible for paid time off.

The bill specific excludes elected officials from those officials and employees who are eligible to receive paid time off. The Committee approved filing this item at its meeting on 6-25-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0611 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

19-0460 A bill for an ordinance approving a proposed Amendatory Intergovernmental Agreement between the City and County of Denver, the Board of County Commissioners of the County of Arapahoe, State of Colorado to add additional funds for the Highline Canal Underpass Project.

Amends an intergovernmental agreement with Arapahoe County by adding \$850,000 of city funds for a new city total of \$1,250,200 for design and construction of a bike/pedestrian box culvert underpass for the High Line Canal Trail, located at Parker Road and Mississippi Avenue in Council District 5. Arapahoe County will also be contributing \$850,000 for the project (201842253). The last regularly scheduled Council meeting within the 30-day review period is on 7-22-19. The Committee approved filing this item at its meeting on 5-14-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0460 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0551 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Town Center Metropolitan District, to provide reimbursement for the City’s portion of the 56th Avenue construction project from Ireland Street to Piccadilly Road and to extinguish all remaining developer credits for Green Valley Ranch North.

Approves an intergovernmental agreement with Town Center Metropolitan District for \$2,288,063.85 to provide reimbursement for the city’s portion of the 56th Avenue construction project from Ireland Street to Piccadilly Road and the final city payment to the District to extinguish the developer credit as detailed in the 2003 Development Agreement for Green Valley Ranch North in Council District 11(201950617). The last regularly scheduled Council meeting within the 30-day review period is on 7-22-19. The Committee approved filing this item at its meeting on 6-11-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0551 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0590 A bill for an ordinance vacating the alley bounded by 40th Street, Blake Street, 40th Avenue and Walnut Street, with reservations.

Vacates the alley bounded by 40th Street, Blake Street, 40th Avenue, and Walnut Street, with reservations, in Council District 9. The Committee approved filing this item at its meeting on 6-18-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0590 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0597 A bill for an ordinance approving an Easement Agreement between the City and County of Denver and the City and County of Denver, acting by and through its Board of Water Commissioners, for a non-exclusive easement for a water line located at 39th Avenue and York Street.

Approves an intergovernmental agreement with Denver Water for a permanent, non-exclusive easement for a relocated water line located at 39th Avenue and York Street for the 39th Avenue Greenway project in Council District 9 (201950657). The last regularly scheduled Council meeting within the 30-day review period is on 7-29-19. The Committee approved filing this item at its meeting on 6-25-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0597 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

19-0598 A bill for an ordinance relinquishing an easement reserved in Ordinance No. 15-0310, Series of 2015, recorded with Denver Clerk & Recorder at Reception No. 2015076909, located between Lawrence Street and Arapahoe Street and 26th Street and 27th Street.

Relinquishes the perpetual, non-exclusive easement, in its entirety, as established in Vacating Ordinance No. 15-0310, Series of 2015, located between Lawrence Street to Arapahoe Street and 26th Street to 27th Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 7-29-19. The Committee approved filing this item at its meeting on 6-25-19.

A motion offered by Councilwoman Black, duly seconded by Councilwoman Torres, that Council Bill 19-0598 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

RECESS

Council did not take a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

PRE-ADJOURNMENT ANNOUNCEMENT

ADJOURN

There being no further business before the City Council, Council President Clark adjourned the meeting at 6:19 p.m.

President

Attested by me with the Corporate Seal of the City and County of Denver

Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver