

## City Council Meeting of Monday, October 3, 2016

### 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  
Janna B. Young..... Director  
Kelly Velez..... Clerk

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City & County Building  
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#### **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.

#### **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](mailto: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**

[16-0899](#) Minutes of Monday, September 26, 2016

**Attachments** [Minutes\\_09-26-16.pdf](#)

**COUNCIL ANNOUNCEMENTS**

**PRESENTATIONS**

[16-0908](#) Colorado Lottery presents Denver Parks and Recreation the 2016 Starburst Award for Vanderbilt and Johnson-Habitat Parks.

**COMMUNICATIONS**

**PROCLAMATIONS**

[16-0909](#) A proclamation observing September 15 through October 15 as National Hispanic Heritage Month in the City and County of Denver.

**Sponsors** Ortega, López, Flynn, New, Kashmann, Brooks, Black, Clark, Kniech and Gilmore

**Attachments** [16-0909 Proclamation\\_HispanicHeritageMonth.docx](#)

**RESOLUTIONS**

**Business Development**

[16-0539](#) A resolution approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the State of Colorado concerning the Workforce Innovation and Opportunity Act (WIOA) FY16 programs and the funding therefor.

Authorizes an expenditure with the State of Colorado in the amount of \$5,487,635 in grant funds through 6-30-17 for the federal program allocations for Fiscal Year 2016-2017 Workforce Development Program Agreement. The funds will support the delivery of Workforce Innovation & Opportunity Act (WIOA) for Adult, Dislocated Worker, and Youth programs, Wagner-Peyser Employment Services, and the Employment Support Fund. The last regularly scheduled Council meeting within the 30-day review period is on 10-24-16. The Committee approved filing this resolution by consent on 7-28-16.

**Attachments** [16-0539 OED CDLE 2016-2017.doc](#)  
[CR16-0539 Filed Resolution OED WIOA.doc](#)  
[CR16-0539 Filed Resolution OED WIOA.pdf](#)

**Business, Arts, Workforce, & Aeronautical Services Committee**

[16-0811](#) A resolution approving a proposed First Amendment to Agreement between the City and County of Denver and Bombardier Transportation (Holdings) USA, Inc. concerning the Central Control System for the train at Denver International Airport.

Amends a contract with Bombardier Transportation Holdings by extending the term for one year through 9-30-17, to update and replace outdated computer equipment and software related to the controls of the Automated Guideway Transit System at Denver International Airport. There is no change in cost to the contract (201207703). The last regularly scheduled Council meeting within the 30-day review period is on 10-24-16. The Committee approved filing this resolution by consent on 9-21-16.

**Attachments** [RR16 0811 DIA Bombardier 201207703-01 Ordinance Request Form](#)  
[16-0811 Filed Resolution Bombardier Transportation 9-28-16](#)  
[16-0811 Contract Bombardier Transportation \(Holding\) USA, Inc.](#)  
[16-0811 Filed Resolution Bombardier Transportation 9-28-16.pdf](#)

**Finance & Governance Committee**

[16-0816](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Kronos Inc. for maintenance, support, and professional services for the Denver Sheriff Department's scheduling system. Extends the contract for two years through 7-31-18 and adds \$330,000 to the contract with Kronos Inc. for a total contract in the amount of \$750,000 for maintenance, support, and professional services for the Denver Sheriff Department's scheduling system (TECHS-201523625). The last regularly scheduled Council meeting within the 30-day review period is on 10-24-16. The Committee approved filing this resolution by consent on 9-20-16.

**Attachments** [RR16 0816 TS Ordinance-Request-Form - Kronos](#)  
[16-0816 Filed Resolution Kronos Inc 201523625.docx](#)  
[16-0816 Amendatory Agreement Kronos Inc 201523625-01.pdf](#)  
[16-0816 Filed Resolution Kronos Inc 201523625.docx.pdf](#)

**Land Use, Transportation & Infrastructure Committee**

[16-0812](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Cherokee Street, Bannock Street, West Ellsworth Avenue and West Irvington Place. Dedicates City-owned land as public alley, located in the alley bounded by Cherokee Street, Bannock Street, West Ellsworth and West Irvington Place in Council District 7. The Committee approved filing this resolution by consent on 9-22-16.

**Attachments** [RR16 0812 PW Ellsworth and Cherokee Legal Description](#)  
[RR16 0812 PW Ellsworth and Cherokee Ordinance Request](#)  
[RR16 0812 PW Ellsworth and Cherokee Signed Dedication Packet](#)  
[16-0812 Filed Resolution \[2016-Dedication-0000164-001\] Alley CherokeeBannockW.EllsworthAveW. Irvington Pl](#)  
[16-0812 Filed Resolution \[2016-Dedication-0000164-001\] Alley CherokeeBannockW.EllsworthAveW. Irvington Pl.pdf](#)

[16-0813](#) A resolution granting a revocable permit to 19Grant, LLC, to encroach into the right-of-way at 1901 Grant Street. Grants a revocable permit to 19Grant, LLC to encroach into the right-of-way with raised patios, raised planters, steps, handrails, 6 entry canopies with metal fascia, and a tube steel column along Grant Street, as well as a building brow 131 feet above grade along 19th Avenue at 1901 Grant Street in Council District 10. The Committee approved filing this resolution by consent on 9-22-16.

**Attachments** [RR16 0813 PW 2016-ENCROACHMENT-0000024 Request for Resolution](#)  
[RR16 0813 PW 2016-ENCROACHMENT-0000024 Tier III Resolution Request](#)  
[RR16 0813 PW EXHIBIT B - LAND DESCRIPTION 9-1-16](#)  
[RR16 0813 PW EXHIBIT C - LAND DESCRIPTION 9-1-16](#)  
[RR16 0813 PW EXHIBITA - LAND DESCRIPTION 9-1-16](#)  
[16-0813 Filed Resolution 2016-Encroachment-0000024-001-002-003\]19GrantLLC at 1901 Grant Street](#)  
[16-0813 Filed Resolution 2016-Encroachment-0000024-001-002-003\]19GrantLLC at 1901 Grant Street.pdf](#)

[16-0814](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Bannock Street, Acoma Street, West 2nd Avenue and West 3rd Avenue.

Dedicates City-owned land as public alley, located in the alley bounded by Bannock Street, Acoma Street, West 2nd Avenue and West 3rd Avenue in Council District 7. The Committee approved filing this resolution by consent on 9-22-16.

**Attachments** [RR16 0814 PW Legal Description](#)  
[RR16 0814 PW Ordinance Request](#)  
[RR16 0814 PW Signed Dedication packe](#)  
[16-0814 Filed](#)  
[Resolution \[2016-Dedication-0000166-001\]AlleyBannockAcomaW](#)  
[2ndW3rd](#)  
[16-0814 Filed](#)  
[Resolution \[2016-Dedication-0000166-001\]AlleyBannockAcomaW](#)  
[2ndW3rd.pdf](#)

[16-0820](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Galapago Street, Fox Street, West Ellsworth Avenue and West 1st Avenue.

Dedicates City-owned land as public alley, located in the alley bounded by Galapago Street, Fox Street, West Ellsworth and West 1st Avenue in Council District 7. The Committee approved filing this resolution by consent on 9-22-16.

**Attachments** [RR16 0820 PW Legal Description](#)  
[RR16 0820 PW Ordinance Request](#)  
[RR16 0820 PW Signed Dedication Packet](#)  
[16-0820 Filed](#)  
[Resolution \[2016-Dedication-0000162-001\]AlleyGalapago, Fox, W.](#)  
[Ellsworth and W. 1st](#)  
[16-0820 Filed](#)  
[Resolution \[2016-Dedication-0000162-001\]AlleyGalapago, Fox, W.](#)  
[Ellsworth and W. 1st.pdf](#)

[16-0821](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Cherokee Street, Bannock Street, West 3rd Avenue and West 4th Avenue.

Dedicates City-owned land as public alley, located in the alley bounded by Cherokee Street, Bannock Street, West 3rd Avenue and West 4th Avenue in Council District 7. The Committee approved filing this resolution by consent on 9-22-16.

**Attachments** [RR16 0821 PW Legal Description](#)  
[RR16 0821 PW Ordinance Request](#)  
[RR16 0821 PW Signed Dedication packet](#)  
[16-0821 Filed Resolution 2016-Dedication-0000163-001\]](#)  
[AlleyCherokeeBannockW.3rdW.4th](#)  
[16-0821 Filed Resolution 2016-Dedication-0000163-001\]](#)  
[AlleyCherokeeBannockW.3rdW.4th.pdf](#)

[16-0822](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Bannock Street, Cherokee Street, West 2nd Avenue and West 3rd Avenue.

Dedicates City-owned land as public alley, located in the alley bounded by Bannock Street, Cherokee Street, West 2nd Avenue and West 3rd Avenue in Council District 7. The Committee approved filing this resolution by consent on 9-22-16.

**Attachments** [RR16 0822 PW Legal Description](#)  
[RR16 0822 PW Ordinance Request](#)  
[RR16 0822 PW Signed Dedication packet](#)  
[16-0822 Filed Resolution \[2016-Dedication-0000165-001\]Alley](#)  
[BannockCherokeeW.2ndW.3rd](#)  
[16-0822 Filed Resolution \[2016-Dedication-0000165-001\]Alley](#)  
[BannockCherokeeW.2ndW.3rd.pdf](#)

**Safety, Housing, Education, & Homelessness Committee**

[16-0800](#) A resolution approving a proposed Loan Agreement between the City and County of Denver and CD-INCA LLC to finance for the acquisition of land for future mixed income housing located at 4001 Inca Street.

Approves an agreement with CD-INCA, LLC in the amount of \$2 million from Community Development Block Grant funds and \$1 million from the OED Affordable Housing Fund (General Fund) for five years with the loan being structured as a repayable loan to assist in the financing for the land purchase for future mixed income housing located at 4001 Inca Street in the Sunnyside neighborhood in Council District 1 (OEDEV-201630376-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-24-16. The Committee approved filing this resolution at its meeting on 9-14-16.

**Attachments** [RR16 0800 OED Resolution Request - 41st Inca 090216](#)  
[16-0800 41st and Inca Presentation.pptx](#)  
[16-0800 Filed Resolution CD-INCA LLC.201630376-00](#)  
[16-0800 Contract CD-INCA LLC.201630376-00](#)  
[16-0800 Filed Resolution CD-INCA LLC.201630376-00.pdf](#)

[16-0815](#) A resolution approving the Mayor's reappointments and appointments to the Denver Office of Strategic Partnerships Commission.

Approves the Mayoral reappointments of Deborah Brackney and Kelly Causey; and, the appointments of Councilwoman Stacie Gilmore, Adrienne Mansanares, and Tracey Stewart to the Denver Office of Strategic Partnerships Commission for terms effective immediately and expiring 4-20-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 9-21-16.

**Attachments** [RR16 0815 MO Denver Office of Strategic Partnerships Commission Apps](#)  
[RR16 0815 MO Denver Office of Strategic Partnerships Commission Form](#)  
[16-0815 Resolution Denver Office of Strategic Partnerships](#)  
[16-0815 Filed Resolution Denver Office of Strategic Partnerships.pdf](#)



[16-0817](#) A resolution approving the Mayor's appointments to the Denver Latino Commission.

Approves the Mayoral appointments of Arrah Gallaher, Olivia Gallegos, Benjamin Roldan, Esmeralda Santillano, and Nicole Taylor to the Denver Latino Commission for terms effective immediately and expiring on 1-1-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 9-21-16.

**Attachments** [RR16 0817 MO Denver Latino Commission Apps](#)  
[RR16 0817 MO Denver Latino Commission Form](#)  
[16-0817 Resolution Denver Latino Commission](#)  
[16-0817 Filed Resolution Denver Latino Commission.pdf](#)

[16-0824](#) A resolution approving the Mayor's reappointments and appointments to the Denver Commission on Aging.

Approves the Mayoral reappointments of Leo Carosella, Joan Foster, Eliza Lanman, Paul Ramsey, Diane Young; and, the appointments of Adam Dempsey, Jessica Krough, Doug Krug, and Steve Rael to the Denver Commission on Aging for terms effective immediately and expiring on 8-31-18, or until successors are duly appointed. The Committee approved filing this resolution by consent on 9-21-16.

**Attachments** [RR16 0824 MO Denver Commission on Aging Apps](#)  
[RR16 0824 MO Denver Commission on Aging Form](#)  
[16-0824 Resolution Denver Commission on Aging](#)  
[16-0824 Resolution Denver Commission on Aging.pdf](#)

**BILLS FOR INTRODUCTION**

**BILLS FOR FINAL CONSIDERATION**

**Finance & Governance Committee**

[16-0761](#) A bill for an ordinance Concerning the Approval of a Participation Agreement between the Colorado New Energy Improvement District (the "District") and the City and County of Denver ("Denver") to authorize the District to Conduct its New Energy Improvement Program, called Colorado Commercial Property Assessed Clean Energy (C-PACE), within Denver.

Approves an intergovernmental agreement with the Colorado New Energy Improvement District authorizing the District to operate the Colorado Commercial Property Assessed Clean Energy (C-PACE) program within Denver which facilitates financing for clean energy improvements to commercial, industrial, agricultural, non-profit and multifamily properties (FINAN-201630180). The last regularly scheduled Council meeting within the 30-day review period is on 10-17-16. The Committee approved filing this bill at its meeting on 9-13-16.

**Attachments** [BR16 0761 DOF CPACE City Council Ordinance Schedule - Final](#)  
[BR16 0761 DOF Denver CPACE Ordinance Request 8-22-16](#)  
[Denver CPACE Committee Presentation v7.pptx](#)  
[16-0761 General Agreement.201630180-00](#)  
[CB16-0761 Filed Bill C-PACE New Energy Improvement](#)  
[Dist.201630180-00](#)

[16-0797](#) A bill for an ordinance approving a proposed Contract between the City and County of Denver and State of Colorado, Department of Agriculture, to purchase 300 South Technology Court in Broomfield.

Approves an agreement for the State of Colorado to purchase 300 South Technology Court in Broomfield for \$1,090,000 as a replacement location for State property acquired by the City on the National Western Center campus (FINAN 201629340). The last regularly scheduled Council meeting within the 30-day review period is on 10-17-16. The Committee approved filing this bill by consent on 9-13-16.

**Attachments** [BR16 0797 DOF Ordinance Request Technology-State](#)

[16-0797 Filed Bill State of](#)

[Colorado Purchase300SouthTechnologyCourt - 201629340-00.pdf](#)

[State of CO Dept of Agriculture 201629340-00.pdf](#)

[16-0797 Filed Bill State of](#)

[Colorado Purchase300SouthTechnologyCourt - 201629340-00.pdf](#)

### **Safety, Housing, Education, & Homelessness Committee**

[16-0801](#) A bill for an ordinance designating the second Monday of October of each year as Indigenous Peoples' Day.

Approves an ordinance designating the second Monday of October of each year as Indigenous Peoples Day. The Committee approved filing this bill at its meeting on 9-14-16.

**Sponsors** López

**Attachments** [16-0801 Denver Indigenous Peoples Day Lopez Draft 9 2 16.doc](#)

[16-0801 Rev Denver Indigenous Peoples' Day 09 08 16 \(002\).doc](#)

[DAIC Indigenous People's Day Presentation \(002\).ppt](#)

[16-0801 Filed Bill Rev Denver Indigenous Peoples' Day 09 08 16 \(002\).doc](#)

[16-0801 Rev Denver Indigenous Peoples Day](#)

[16-0801 Filed Bill Rev Denver Indigenous Peoples' Day 09 08 16 \(002\).pdf](#)

**RECAP OF BILLS TO BE CALLED OUT**

**PRE-RECESS ANNOUNCEMENT**

**RECESS**

**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

**PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

[16-0430](#) A bill for an ordinance changing the zoning classification for Geneva Court and Martin Luther King Jr. Boulevard.

Rezones property at Geneva Court and Martin Luther King Boulevard from R-MU-20 (Former Code: residential, mixed use) with waivers to M-MX-5 (master planned, commercial mixed use, 5 stories) in Council District 8. The Committee approved filing this bill at its meeting on 8-3-16.

**Attachments** [16-0430 CPD 2016I-00012-Ordinance-Request-Form](#)

[16-0430 CPD 16I00012 legal description](#)

[16-0430 CPD 16I00012 application 032316](#)

[16-0430 Geneva Ct Martin Luther](#)

[King2016I-00012 FINAL PLAN Staff RPT 7 27 16](#)

[16-0430 Geneva Ct Martin Luther King PLAN PPT 2016I-00012](#)

[16-0430 Filed](#)

[Bill\\_Zoning\\_GenevaCourtandMartinLutherKingJrBlvd.pdf](#)

**PRE-ADJOURNMENT ANNOUNCEMENT**

**ADJOURN**

**PENDING**

[16-0599](#) A bill for an ordinance changing the zoning classification for 17670 E. 64th Avenue and 6203 Panasonic Way.

Rezones 17670 East 64th Avenue and 6203 Panasonic Way from C-MU-20 with waivers and conditions, AIO, DO-6 and C-MU-30 with waivers and conditions, UO-1, AIO, DO-6 to S-MX-12A, AIO, DO-6, in Council District 11. The Committee approved filing this bill at its meeting on 8-23-16.

Final Consideration

Required Public Hearing

**Attachments** [BR16 0599 CPD 16I00020 Revised Legal SMTRemainder.doc](#)  
[BR16 0599 CPD 16I00020 Legal Description Block1.docx](#)  
[BR16 0599 CPD Approved Legal SMTRemainder 070116\(2\).pdf](#)  
[BR16 0599 CPD Approved Legal SMTRemainder 070116.pdf](#)  
[BR16 0599 CPD-Ordinance-Request-Form-2016I-00020.docx](#)  
[16 00020 LUTI Staff Report](#)  
[LUTI PPT 2016I-00020](#)  
[16-0599 Filed Bill 17670 E 64th Ave and 6203 Panasonic Way.2016I-00020](#)  
[16-0599 Filed Bill 17670 E 64th Ave and 6203 Panasonic Way.2016I-00020.pdf](#)

[16-0624](#) A bill for an ordinance changing the zoning classification for 1601-1671 Pearl Street and 524-538 East 17th Avenue.

Rezones 1601-1671 Pearl Street & 524-538 East 17th Avenue from C-MX-5, DO-1/C-MX-8, DO-1/C-MS-8, DO-1 to PUD - G15, DO1, in Council District 10. The Committee approved filing this bill at its meeting on 8-23-16.

Final Consideration

Required Public Hearing

**Attachments** [BR 0624 CDP Legal Description](#)  
[BR16 0624 CDP Staff Report Pearl St.](#)  
[BR16 0624 Ordinance Request](#)  
[16-0624 Filed Bill 1601-1671 Pearl St and 524-538 E 17th Ave.2015I-00183](#)  
[16-0624 15I-183 PUD-G 15 Appendix A and B](#)  
[16-0624 Filed Bill 1601-1671 Pearl St and 524-538 E 17th Ave.2015I-00183.pdf](#)

[16-0752](#) A bill for an ordinance changing the zoning classification for 4150 N. Elati St.

Rezones property located at 4150 North Elati Street from I-A, UO-1 to C-RX-12, in Council District 9. The Committee approved filing this bill at its meeting on 8-30-16.

Final Consideration

Required Public Hearing

**Attachments** [BR16 0752 CPD 16I00051 PB Staff Report](#)  
[BR16 0752 CPD 4150 ELATI STREET LEGAL](#)  
[BR16 0752 CPD Ord Request 2016I-00051](#)  
[16I00051 LUTI Staff Report](#)  
[4150 Elati St](#)  
[16-0752 Filed Bill 4150 N. Elati St.2016I-00051](#)  
[16-0752 Filed Bill 4150 N. Elati St.2016I-00051.pdf](#)  
[16-0752 Filed Bill 4150 N. Elati St.2016I-00051.docx](#)