

City Council Minutes

Meeting Date: Monday, February 8, 2021 5:30 PM

PLEDGE OF ALLEGIANCE

Councilmember Black led the Pledge of Allegiance.

LAND ACKNOWLEDGEMENT

Councilmember Black led the Land Acknowledgement.

ROLL CALL

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

APPROVAL OF THE MINUTES

[21-0134](#) Minutes of Monday, February 1, 2021

The minutes of Monday, February 1, 2021 were distributed to members of Council. Council President Gilmore ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Councilmember Black offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RECAP OF BILLS TO BE CALLED OUT

Items called out for a separate vote:

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[21-0039](#) **A bill for an ordinance making a rescission from and an appropriation in the Parks, Trails, and Open Space Special Revenue Fund; transferring cash to the Parks, Trails, and Open Space Capital Improvement Fund; and authorizing an appropriation in the Parks, Trails, and Open Space Capital Improvement Fund.**

Transfers \$1,750,000 from the Parks, Trails and Open Space Operating Special Revenue Fund 15828 into the Parks, Trails, and Open Space Capital Improvement Fund 36050 and appropriates the transferred amount to be utilized for the land acquisition of properties along Sand Creek. The Committee approved filing this item at its meeting on 1-19-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Bill 21-0039 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Aye: Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres, Black (12)

Nay: CdeBaca (1)

BLOCK VOTE

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

Approved the consent agenda

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

Nay: (None) (0)

RESOLUTIONS

Finance & Governance Committee

21-0048 A resolution approving the Mayor’s reappointments to the Denver Preschool Program Board of Directors.

Approves the Mayoral reappointments of Rebecca Kantor, Zach Hochstadt, Amber Munck and Susan Steele to the Denver Preschool Program Board of Directors for terms effective immediately and expiring 12-31-23 or until a successor is duly appointed. The Committee approved filing this item at its meeting on 1-26-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 21-0048 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

21-0053 A resolution approving a proposed Sixth Amendatory Agreement between the City and County of Denver and CI Technologies, Inc to update the scope of work, increase the maximum contract amount and extend the term for the IAPro and Blueteam software supporting the Denver Police, Fire and Sheriff’s Departments.

Amends a contract with CI Technologies, Inc. by adding \$552,357 for a new total of \$1,156,007 and three years for a new end date of 12-31-23 for the continual use and support of the IAPro and Blueteam software supporting the Denver Police, Fire and Sheriff’s Departments (TECHS-202056831). The last regularly scheduled Council meeting within the 30-day review period is on 3-1-21. The Committee approved filing this item at its meeting on 1-26-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 21-0053 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[21-0055](#) A resolution approving a proposed Insurance Agreement between the City and County of Denver and Denver Health Medical Plan, Inc. to offer voluntary medical benefit plans to qualified Denver career service employees and classified Denver Police employees.

Approves a contract with Denver Health Medical Plan, Inc. for \$10,000,000 and through 12-31-21 to offer voluntary medical benefit plans to qualified Denver career service employees and classified Denver Police employees (CSAHR-202055846). The last regularly scheduled Council meeting within the 30-day review period is on 3-1-21. The Committee approved filing this item at its meeting on 1-26-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 21-0055 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[21-0056](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Accela, Inc. to extend the term, increase the maximum contract amount and amend the terms for the Accela Civic Solutions software.

Amends a contract with Accela, Inc. by adding \$661,400.70 for a new total of \$3,057,790.48 and two years for a new end date of 12-31-22 for the continual use and support of the Accela Civic Solutions software supporting multiple City agencies (TECHS-202056837). The last regularly scheduled Council meeting within the 30-day review period is on 3-1-21. The Committee approved filing this item at its meeting on 1-26-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 21-0056 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[21-0058](#) A resolution approving a proposed Master Services Agreement between the City and County of Denver and Aurigo Software Technologies, Inc. for the Project Management Information System supporting the Department of Transportation and Infrastructure.

Approves a contract with Aurigo Software Technologies, Inc. for \$3,995,442 and for five years for the purchase, implementation and support of a Project Management Information System supporting the Department of Transportation and Infrastructure (TECHS-202057178). The last regularly scheduled Council meeting within the 30-day review period is on 3-1-21. The Committee approved filing this item at its meeting on 1-26-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 21-0058 be adopted en bloc, carried by the following vote:

Adopted

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

Land Use, Transportation & Infrastructure Committee

[20-1442](#) A resolution approving a proposed Cooperative Agreement between the City and County of Denver and RiNo Art District for the development and use of the two buildings at 1900 and 1950 35th Street.

Approves a cooperative agreement with the RiNo Art District for ten years to provide for the development and use of the two buildings at 1900 and 1950 35th Street in Council District 9 (202056822). The last regularly scheduled Council meeting within the 30-day review period is on 3-1-21. The Committee approved filing this item at its meeting on 1-26-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 20-1442 be adopted en bloc, carried by the following vote:

Adopted

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

Safety, Housing, Education & Homelessness Committee

21-0029 A resolution approving a proposed Management Agreement between the City and County of Denver and RiNo Art District for the build-out, management and operation of a new public library located at 1930 35th Street.

Approves a contract with the RiNo Art District for \$1,800,000 and through 6-29-31 for the management of the City owned building located at 1930 35th Street for the operation of a public library in Council District 9 (202056894). The last regularly scheduled Council meeting within the 30-day review period is on 3-1-21. The Committee approved filing this item at its meeting on 1-27-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 21-0029 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

21-0057 A resolution approving a proposed Revival and Fourth Amendatory Agreement between the City and County of Denver and Busco, Inc. to provide daily bus transportation to individuals experiencing homelessness for trips originating in central downtown Denver to various designated approved overnight shelter locations.

Amends a contract with Busco, Inc. by adding \$1,000,000 for a new total of \$4,465,000 and one year for a new end date of 12-31-21 to provide daily bus transportation to individuals experiencing homelessness for trips originating in central downtown Denver to various designated approved overnight shelter locations (201844792-04; HOST202057285-04). The last regularly scheduled Council meeting within the 30-day review period is on 3-1-21. The Committee approved filing this item at its meeting on 1-27-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 21-0057 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

BILLS FOR INTRODUCTION

Land Use, Transportation & Infrastructure Committee

[21-0014](#) A bill for an ordinance changing the zoning classification for 1112 North Verbena Street in East Colfax.

Approves a map amendment to rezone property from E-SU-Dx to E-SU-D1x (allows for and accessory dwelling unit), located at 1112 Verbena Street in Council District 5. If ordered published, a public hearing will be held on Monday, 3-8-21. The Committee approved filing this item at its meeting on 1-19-21.

Council Bill 21-0014 was ordered published with a future required public hearing on 3-8-21

Ordered published with a future required public hearing

[21-0033](#) A bill for an ordinance changing the zoning classification for 4700 East Evans Avenue in Goldsmith.

Approves a map amendment to rezone property from I-MX-3 to S-MX-8A (industrial to suburban, mixed-use), located at 4700 East Evans Avenue in Council District 4. If ordered published, a public hearing will be held on Monday, 3-8-21. The Committee approved filing this item at its meeting on 1-19-21.

Council Bill 21-0033 was ordered published with a future required public hearing on 3-8-21

Ordered published with a future required public hearing

[21-0071](#) A bill for an ordinance changing the zoning classification for 2938 North Hooker Street in West Highland.

Approves a map amendment to rezone property from U-SU-A to U-SU-A1 (allows for an accessory dwelling unit), located at 2938 Hooker Street in Council District 1. If ordered published, a public hearing will be held on Monday, 3-8-21. The Committee approved filing this item at its meeting on 1-26-21.

Council Bill 21-0071 was ordered published with a future required public hearing on 3-8-21

Ordered published with a future required public hearing

Safety, Housing, Education & Homelessness Committee

[21-0059](#) A bill for an ordinance amending Article XI, Chapter 53 of the Revised Municipal Code of the City and County of Denver concerning real property tax assistance to low- income property owners or tenants.

Amends Article XI, Chapter 53 of the Denver Revised Municipal Code to expand and simplify eligibility requirements for the property tax relief program for qualified Denver property owners or tenants. The Committee approved filing this item at its meeting on 1-27-21.

Council Bill 21-0059 was ordered published

Ordered published

BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[21-0038](#) A bill for an ordinance approving a proposed Contract between the City and County of Denver and Colorado Department of Transportation, to perform all maintenance services for certain State Highway System locations within the City's local jurisdiction.

Approves an intergovernmental agreement with the Colorado Department of Transportation for \$3,750,000 of State funds and through 6-30-26 for the City to perform all maintenance services for certain State Highway System locations within the City’s local jurisdiction (202057321). The last regularly scheduled Council meeting within the 30-day review period is on 3-22-21. The Committee approved filing this item at its meeting on 1-12-21.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Bill 21-0038 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

PRE-RECESS ANNOUNCEMENT

Council President Gilmore announced that tonight, there will be a required public hearing on Council Bill 20-0888, relating to the Denver Zoning Code updating household regulations, consolidating residential care uses, and establishing a new congregate living use category- also known as the "Group Living Text Amendment". Anyone wishing to speak on this matter must go online to sign up during the recess of Council.

RECESS

Council took a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[20-0888](#) A bill for an ordinance relating to the Denver Zoning Code updating household regulations, consolidating residential care uses, and establishing a new congregate living use category.

Approves Denver Zoning Code Text Amendment #8 to update the way the code regulates households, consolidate residential care uses into a single system regulated by size rather than by population served, and establish a new congregate living use category that allows for the evolution of residential uses that are not in conventional dwelling units. Also known as the "Group Living Text Amendment." The Committee approved filing this item at its meeting on 12-22-20.

Council sat as a Committee of the Whole, commencing at 6:06 p.m., Council President Gilmore presiding, to hear speakers on Council Bill 20-0888. Kristin Macarthur, Christie Mochoruk, Tonia Wilson, Bill Tanner, Donna Krentz, Steve Weil, Lynne Rasey, Richard Saiz, Anna McCaffery, Dean Flanders, Lawrence Murray, Juan Gutierrez, Travis Heath, Chris Ward, Karen McGuire, Gail Bell, Kathleen Brennan, Rob Collins, Arthur Alarcon, Emmett Hoble, Tanya Coen, Paige Burkeholder, Michelle LaCrue, Florence Sebern, Jerry Doerksen, Derek Cocovinis, Thrichosia Burdine, Susan Young, Kate Adams, Cashious Burdine, David Johnson, Samuel Hargraves, Joseph Halpern, Richard Boehm, Florine Nath, Jesse Lipschetz, Randy Griggs, Christine Oconnor, Jason Fellows, Sandra Petti, Thomas Fields, Darren Bloom, Sarah Treadway, Diana Thao, JJ Gorsuch, Janice McGuire and Lynne Bruning signed up to speak in opposition of the bill. Mary Coddington, Jonathan Pitocco, Kevin Matthews, Jason Hornyak, Joseph Spaulding, Kiera Jackson, Chris Applegate, Chris Miller, David Pardo, Stephen Benchik, Dmitrii Zavorotny, Fredrick Glick, Kerrie Joy, Dianne Thiel, Brad Segal, Jessie Broom, Lauren Howe, Pete Winterscheidt, Bryan Wilson, Pamela Clifton, Kinsey Hasstedt, Mayra Gonzales, Leah Charney, Robert DuRay, Steve Harley, Bryan Blakely, Luchia Brown, Megan Yonke, Carson Bryant, Lincoln Miller, Anna DeWitt, Samantha Hinshaw, Htwe Htwe Aung, David Hagan, Alisha Black-Mallon, Elizabeth Jarrard, Lani Rush, Paul Donegan, Sarah Wells, Jesus Gonzalez, Megan Sawyer, Michael Henry, Greg Holm, Meredith Turk, Denise Larsen, Darrell Watson, Terry Burnsed, MaryBeth Wells, Emmanuel Kamabela, Adam Estroff, Diane Hansen, Terin Blake, Leslie Twarogowski, Loretta Koehler, Joe Szuszwalak, Nik Arnoldi, Tiffany Choi, Chris Urias, Travis Leiker, Aden Emerson, Ian Frasch, Tess Dougherty, Danielle Kain, Elle Naef, Owen R, Adrian Brown, Wanda Harrison, Delaney Coe, John Hyde, Mina Ishida Goldstein, Kirstin Michel, Suzanne Koehler, Eliza Cunningham, Joel Noble, Jack Teter, Shannon Hoffman, Austine Luce, Keith Pryor, Katie Blakey, John Hayden, Blair Sagan, Jazlie Kain, Frank Locantore, Paul Bindel, Jesse Parris, John Gudvangen, Meghan Mize, Brandy Majors, Kyle Huelsman, Stephen Polk and Lo Koehler signed up to speak in favor of the bill. There were 619 submitted comments in favor of the application and 524 submitted comments in opposition of the application. All members of Council that were present certified that they read each of the submitted written comments prior to the hearing and these comments were submitted to the record. Andrew Webb of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Bill 20-0888 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Aye: Clark, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega,
Sandoval, Torres, Black, CdeBaca (11)

Nay: Flynn, Sawyer (2)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Gilmore announced that on Monday, March 8, 2021, Council will hold a required public hearing on Council Bill 21-0014, changing the zoning classification for 1112 North Verbena Street in East Colfax; a required public hearing on Council Bill 21-0033, changing the zoning classification for 4700 East Evans Avenue in Goldsmith; and, a required public hearing on Council Bill 21-0071, changing the zoning classification for 2938 North Hooker Street in West Highland. Any protests against Council Bills 21-0014, 21-0033 or 21-0071 must be filed with the Council Offices no later than noon on Monday, March 1, 2021.

ADJOURN

There being no further business before this body, Council President Gilmore adjourned the meeting at 1:16 a.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