

City Council Minutes

Meeting Date: Monday, April 26, 2021 5:30 PM

PLEDGE OF ALLEGIANCE

Councilmember Gilmore led the Pledge of Allegiance.

LAND ACKNOWLEDGEMENT

Councilmember Gilmore led the Land Acknowledgement.

ROLL CALL

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

APPROVAL OF THE MINUTES

[21-0492](#) Minutes of Monday, April 19, 2021

The minutes of Monday, April 19, 2021 were distributed to members of Council. Council President Gilmore ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Councilmembers Sawyer, CdeBaca and Sandoval offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RECAP OF BILLS TO BE CALLED OUT

No items were called out for a separate vote.

BLOCK VOTE

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, 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)

RESOLUTIONS

City Council - Direct Files

[21-0471](#) **A resolution extending the declaration of local disaster filed with the clerk and recorder to May 24, 2021.**

Extends the local disaster emergency declaration. Councilmember Gilmore approved filing this item on 4-22-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0471 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

[21-0262](#) **A resolution approving a proposed Contract between the City and County of Denver and American Sign and Striping Company for on-call installation and maintenance of signs, citywide.**

Approves a contract with American Sign and Striping Company for \$5,197,142.50 and for three years for on-call installation and maintenance of signs, citywide (202157836). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 3-16-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0262 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)

[21-0313](#) **A resolution approving a proposed Design Services Agreement between the City and County of Denver and Design Workshop, Inc. for professional design services for phase III of improvements at Ruby Hill Park in Council District 7.**

Approves a contract with Design Workshop, Inc. for \$525,000 and for four years for professional design services for phase III of improvements at Ruby Hill Park in Council District 7 (202158081). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 3-23-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0313 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)

21-0410 A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and WM Curbside, LLC to extend the term for residential household hazardous waste collection.

Amends a contract with WM Curbside, LLC by adding six months for a new end date of 9-30-21 for collecting, managing, recycling, and disposing of residential household hazardous waste, citywide. No change to contract amount (201520767-05). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 4-13-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0410 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)

Safety, Housing, Education & Homelessness Committee

21-0288 A resolution approving a proposed Agreement between the City and County of Denver and Catholic Charities and Community Services of the Archdiocese of Denver, Inc. for provide emergency shelter program services at the former Rodeway Inn located at 4765 Federal Boulevard, for women and transgender people experiencing homelessness.

Approves a contract with Catholic Charities and Community Services of the Archdiocese of Denver, Inc. for \$680,000 and through 1-31-22 to provide emergency shelter program services at the former Rodeway Inn located at 4765 Federal Boulevard, for women and transgender people experiencing homelessness (HOST-202157470). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0288 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)

[21-0346](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and E.T. Technologies, Inc. to provide collection, packaging, management, transportation, and compliant disposal of regulated materials.

Amends a contract with ET Technologies, Inc. by adding two years for a new end date of 7-16-23 to provide on-call collection, packaging, management, transportation, and compliant disposal of regulated materials (hazardous and non-hazardous wastes) generated by City operations as well as in the role of emergency response to spills, abandoned hazardous wastes, and disposal of contaminated soils, citywide. No change to contract amount (ENVHL-201842353-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0346 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)

[21-0347](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Environmental Hazmat Services, Inc. to provide collection, packaging, management, transportation, and compliant disposal of regulated materials.

Amends a contract with Environmental Hazmat Services, Inc. by adding two years for a new end date of 7-16-23 to provide on-call collection, packaging, management, transportation, and compliant disposal of regulated materials (hazardous and non-hazardous wastes) generated by City operations as well as in the role of emergency response to spills, abandoned hazardous wastes, and disposal of contaminated soils, citywide. No change to contract amount (ENVHL-201842363-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0347 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)

[21-0349](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Belfor Environmental, Inc. to provide collection, packaging, management, transportation, and compliant disposal of regulated materials.

Amends a contract with Belfor Environmental, Inc. by adding two years for a new end date of 08-27-23 to provide on-call collection, packaging, management, transportation, and compliant disposal of regulated materials (hazardous and non-hazardous wastes) generated by City operations as well as in the role of emergency response to spills, abandoned hazardous wastes, and disposal of contaminated soils, citywide. No change to contract amount (ENVHL-201842469-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0349 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)

[21-0350](#) A resolution approving a proposed Agreement between the City and County of Denver and National Medical Services, Inc. to provide analytical laboratory testing services.

Approves a contract with National Medical Services, Inc. for \$600,000 and for three years to provide toxicology testing services to the city's Office of the Medical Examiner (ENVHL - 202157790-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0350 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)

[21-0394](#) 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 "COVID Vaccinations - Denver Immunization #3" program and the funding therefor.

Approves a grant agreement with the Colorado Department of Public Health and Environment for \$1,740,598 and through 6-30-24 for citywide immunizations efforts (202158308-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 4-6-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0394 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)

[21-0403](#) A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Boys and Girls Clubs of Metro Denver, Inc. for a new total.

Amends a contract with Boys and Girls Clubs of Metropolitan Denver by adding \$130,000 for a new total of \$526,400 to add remote learning centers for comprehensive out-of-school time services to youth year-round at 7 sites in Denver in Council Districts 3, 7, 8, and 9. No change to contract duration (202157960). The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 4-14-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Resolution 21-0403 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

Business, Arts, Workforce, & Aviation Services Committee

[21-0420](#) A bill for an ordinance establishing a system of licensing and inspections of certain long-term residential rental properties.

Creates an ordinance establishing a system of licensing and inspections of residential rental properties. The Committee approved filing this item at its meeting on 4-14-21.

Council Bill 21-0420 was ordered published

Ordered published

Finance & Governance Committee

[21-0279](#) A bill for an ordinance making a rescission from and an appropriation in the Capital Improvements and Capital Maintenance Fund.

Approves the rescission and appropriation of \$1 million in capital improvement funds from Welton Parking Garage Improvements (2016) to fund various infrastructure improvements and supporting activities in northeast downtown neighborhoods in Council District 9. The Committee approved filing this item at its meeting on 4-13-21.

Council Bill 21-0279 was ordered published

Ordered published

Land Use, Transportation & Infrastructure Committee

[21-0151](#) A bill for an ordinance relinquishing the eight-foot utility easement on Lots 30, 31 and 32, in its entirety, established in Tower Commons Subdivision Filing No. 1 recorded with Denver Clerk & Recorder at Reception No. 2019168398 located at East 47th Place and North Tower Drive.

Relinquishes the 8-foot utility easements on Lots 30, 31, and 32, in their entirety, as established in the Tower Commons Subdivision Filing No. 1 with Recordation Number 2019168398, located at East 47th Place and North Tower Drive in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 5-17-21. The Committee approved filing this item at its meeting on 2-23-21.

Council Bill 21-0151 was ordered published

Ordered published

[21-0357](#) A bill for an ordinance changing the zoning classification for 235 West Evans Avenue in Overland.

Approves a map amendment to rezone property from I-A, UO-2 to C-MX-8 (industrial to urban center, mixed-use), located at 235 West Evans Avenue in Council District 7. The Committee approved filing this item at its meeting on 4-6-21.

Council Bill 21-0357 was ordered published with a future required public hearing on 5-24-21

Ordered published with a future required public hearing

[21-0407](#) A bill for an ordinance changing the zoning classification for 990 North King Street in Villa Park.

Approves a map amendment to rezone property from E-SU-D to E-TU-C (single- to two-unit), located at 990 King Street in Council District 3. The Committee approved filing this item at its meeting on 4-13-21.

Council Bill 21-0407 was ordered published with a future required public hearing on 5-24-21

Ordered published with a future required public hearing

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

21-0395 A bill for an ordinance making a rescission from General Fund Contingency and an appropriation in the General Fund to transfer cash to the City Council Special Revenue Fund.

Approves a transfer of \$292,988.83 from General Fund Contingency to City Council’s Special Revenue Fund, which reflects a portion of City Council’s 2020 year-end savings. The Committee approved filing this item at its meeting on 4-6-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Bill 21-0395 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)

21-0401 A bill for an ordinance amending various subsections of the Code of Ethics, Chapter 2, Sections 2-51 through 2-69 of the Revised Municipal Code in order to update complaint and inquiry procedures and modernize language.

Amends the Denver Ethics Code. The Committee approved filing this item at its meeting on 4-6-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Bill 21-0401 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)

Safety, Housing, Education & Homelessness Committee

21-0240 A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority, to provide transitional residential treatment services for the CARES Return Program.

Amends an agreement with Denver Health and Hospital Authority by adding \$149,263 for a new total of \$575,729 and one year for a new end date of 12-31-21 to fund up to seven beds for transitional residential treatment to justice-involved individuals requiring transitional treatment services at the Community Addictions Rehabilitation and Evaluation Services (CARES) facility at 1155 Cherokee Street in Council District 10 (ENVHL-202157888). The last regularly scheduled Council meeting within the 30-day review period is on 5-10-21. The Committee approved filing this item at its meeting on 3-10-21.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Herndon, that Council Bill 21-0240 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)

PRE-RECESS ANNOUNCEMENT

Council President Gilmore announced that tonight, there will be a required public hearing on Council Bill 21-0257, changing the zoning classification for 4735 North Quitman Street in Berkeley; and, a required public hearing on Council Bill 21-0258, changing the zoning classification for 4530 North Winona Court in Berkeley and 4345 North Bryant Street in Sunnyside. Anyone wishing to speak on either of these matters 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

[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.

Council sat as a Committee of the Whole, commencing at 6:20 p.m., Council President Gilmore presiding, to hear speakers on Council Bill 21-0257. Jesse Parris signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Fran Penafiel of Community Planning and Development delivered the staff report.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Flynn, that Council Bill 21-0257 be placed upon final consideration and do pass. The motion 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)

[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.

Council sat as a Committee of the Whole, commencing at 6:30 p.m., Council President Gilmore presiding, to hear speakers on Council Bill 21-0258. Jesse Parris signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Fran Penafiel of Community Planning and Development delivered the staff report.

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Hinds, that Council Bill 21-0258 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

Absent: CdeBaca (1)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Gilmore announced that on Monday, May 24, 2021, Council will hold a required public hearing on Council Bill 21-0357, changing the zoning classification for 235 West Evans Avenue in Overland; and, a required public hearing on Council Bill 21-0407, changing the zoning classification for 990 North King Street in Villa Park. Any protests against Council Bill 21-0357 or 21-0407 must be filed with the Council Offices no later than noon on Monday, May 17, 2021.

ADJOURN

There being no further business before the City Council, Council President Gilmore adjourned the meeting at 6:46 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