

City Council Meeting of Monday, February 13, 2023

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Amanda P. Sandoval.....District 1
Kevin Flynn.....District 2
Jamie Torres.....District 3
Kendra Black.....District 4
Amanda Sawyer.....District 5



Paul Kashmann.....District 6
Jolon Clark.....District 7
Christopher Herndon.....District 8
Candi CdeBaca.....District 9
Chris Hinds.....District 10
Stacie Gilmore.....District 11
Bonita Roznos.....Executive Director

Room 450
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. For other public accommodation requests/concerns related to a disability, please contact disabilityaccess@denvergov.org.

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 online at www.denvergov.org/councilpublicinput or by phone at 720-337-2000 starting at 3 p.m. the day of the hearing or during the recess of Council. Sign up closes at 5:30 p.m. No sign-up by proxy permitted. Each speaker is allowed 3 minutes, there is no yielding of time (unless necessary to accommodate translation or a disability). To submit written testimony to the public record on an item, we ask that submissions be sent to dencc@denvergov.org no later than 3 p.m. on the date the item is heard before Council in order to give members of Council adequate time to review each submission before meeting start. Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5 p.m. before every regularly scheduled Council meeting, City Council hosts a 30-minute general public comment session, allowing members of the public to address the full Council with concerns regarding any matter not scheduled for a public hearing. Speakers have 3 minutes to speak and must sign up online at www.denvergov.org/councilpublicinput, by phone at 720-337-2000, or in person in Rm. 451 of the City & County Building. Sign up starts at 12 p.m. the Friday before the session is held and closes at 4 p.m. the day the session is held. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

PLEDGE OF ALLEGIANCE

LAND ACKNOWLEDGEMENT

ROLL CALL

APPROVAL OF THE MINUTES

[23-0148](#) Minutes of Monday, February 6, 2023.

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[23-0068](#) **A resolution approving a proposed On-Call Contract between the City and County of Denver and DESMAN, Inc., concerning parking garage assessments, plans, repairs and improvements at Denver International Airport.**

Approves an on-call contract with DESMAN, Inc. for \$4,000,000 and three years to provide parking garage assessments, plans, repairs and improvements at Denver International Airport in Council District 11 (PLANE-202261791). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

[23-0069](#) A resolution approving a proposed Contract between the City and County of Denver and Ball-Nogues Design Studio, LLC, concerning designing, fabricating and installing public artwork located in Concourse A-West expansion at Denver International Airport.

Approves a contract with Ball-Nogues Design Studio, LLC for \$2,499,474 and three years, plus two 1-year options to extend, to design, fabricate and install a sculpture, as part of the city's public art program, located in Concourse A-West expansion at Denver International Airport in Council District 11 (PLANE-202264219). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

[23-0070](#) A resolution approving a proposed Contract between the City and County of Denver and Mythograph, Inc., concerning designing, fabricating and installing public artwork located in Concourse B-West expansion at Denver International Airport.

Approves a contract with Mythograph, Inc. for \$2,500,000 and three years, plus two 1-year options to extend, to design, fabricate and install a sculpture, as part of the city's public art program, located in Concourse B-West expansion at Denver International Airport in Council District 11 (PLANE- 202264226). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

[23-0071](#) A resolution approving a proposed Contract between the City and County of Denver and Danielle Roney Studio, LLC, concerning designing, fabricating and installing public artwork located in Concourse C-East expansion at Denver International Airport.

Approves a contract with Danielle Roney Studio, LLC for \$2,413,480 and three years, plus two 1-year options to extend, to design, fabricate and install two sculptures, as part of the city's public art program, located in Concourse C-East expansion at Denver International Airport in Council District 11 (PLANE-202264227). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

[23-0087](#) A resolution approving a proposed Contract between the City and County of Denver and Street Source Marketing & Communications, L.L.C., concerning joint marketing fund professional services at Denver International Airport.

Approves a contract with Street Source Marketing & Communications, L.L.C. for \$5,000,000 and 3 years, plus two 1- year options to extend, to provide joint marketing fund professional services, including the Excellence in Service concessionaire incentive program, located at Denver International Airport in Council District 11 (Plane-202263724-00). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

Land Use, Transportation & Infrastructure Committee

[22-1595](#) A resolution approving a proposed Agreement between the City and County of Denver and Softball in Denver, Inc., to provide sports official and umpire services for Denver Parks and Recreation's adult softball program, citywide.

Approves a contract with Softball In Denver, Inc. for \$575,000 and two years to provide sports official and umpire services for Denver Parks and Recreation's adult softball program, citywide (PARKS-202265380). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 12-6-2022.

[23-0081](#) A resolution granting a revocable permit to Corleone Import Export, LLC, to encroach into the right-of-way at 2262 Larimer Street.

Grants a revocable permit, subject to certain terms and conditions, to Corleone Import Export, LLC, their successors and assigns, to encroach into the right-of-way with an enclosed patio with a footprint of 350 square feet, located at 2262 Larimer Street in Council District 9. The Committee approved filing this item at its meeting on 1-31-2023.

[23-0086](#) A resolution approving a proposed Purchase Order between the City and County of Denver and Front Range Fire Apparatus, Limited for four new fire trucks, including one aerial platform and 3 velocity pumper engines.

Approves a purchase order with Front Range Fire Apparatus for \$3,991,718 for four new fire trucks, including one aerial platform and 3 velocity pumper engines (PO-00125821). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 1-31-2023.

Safety, Housing, Education & Homelessness Committee

[23-0045](#) A resolution approving a proposed Loan Agreement between the City and County of Denver and Habitat for Humanity of Metro Denver, Inc. to build six affordable homeownership units and up to three accessory dwelling units in the Villa Park neighborhood, located in Council District 3.

Approves a loan agreement with Habitat for Humanity of Metro Denver, Inc. for \$575,000 and through 12-31-2027 to build six affordable homeownership units and up to three accessory dwelling units in the Villa Park neighborhood, located in Council District 3 (HOST-202265752). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 1-25-2023.

[23-0082](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Bayaud Enterprises, Inc. to continue providing staffing and operational support for emergency stand-up shelters as needed, citywide.

Amends a contract with Bayaud Enterprises, Inc. by reducing the amount by \$335,000 for a new total of \$655,000 and adding one-year for a new end date of 12-31-2023 to continue providing staffing and operational support for emergency stand-up shelters as needed, citywide (HOST-202158828/HOST-202265610-02). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

[23-0083](#) A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Bayaud Enterprises, Inc. to continue providing additional shelter staffing, client transportation and meal delivery support for auxiliary shelters during the COVID-19 emergency, citywide.

Amends a contract with Bayaud Enterprises, Inc. by adding \$134,200 for a new total of \$4,884,205 and six months for a new end date of 6-30-2023 to continue providing additional shelter staffing, client transportation and meal delivery support for auxiliary shelters during the COVID-19 emergency, citywide (HOST-202055551/HOST-202366329-05). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

[23-0084](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and The Denver Rescue Mission to continue providing 24/7 shelter operations, day shelter services, and case management for people experiencing homelessness, citywide.

Amends a contract with The Denver Rescue Mission by adding \$9,000,000 for a new total of \$22,699,899 and one year for a new end date of 12-31-2023 to continue providing 24/7 shelter operations, day shelter services, and case management for people experiencing homelessness, citywide (HOST 202057230 /HOST-202266063-02). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

[23-0088](#) A resolution approving and providing for the execution of a proposed amended Grant Agreement between the City and County of Denver and the Colorado Department of Local Affairs (DOLA) concerning the "City and County of Denver Emergency Migrant Response" grant program and the funding therefor.

Amends a grant agreement with the Colorado Department of Local Affairs by adding \$1,000,000 for a new total of \$2,500,000 for city costs associated with supporting the influx of migrant arrivals in Denver, citywide. No change to agreement duration (SOCSV-202266266/ SOCSV-202266266-01). The Committee approved filing this item at its meeting on 2-1-2023.

[23-0091](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Catholic Charities & Community Services of the Archdiocese of Denver, Inc. to continue providing operational and programmatic support at multiple low-barrier shelters for people experiencing homelessness, citywide.

Amends a contract with Catholic Charities & Community Services of the Archdiocese of Denver, Inc. by adding \$8,215,623 for a new total of \$22,709,464 and one year for a new end date of 12-31-2023 to continue providing operational and programmatic support at multiple low-barrier shelters for people experiencing homelessness, citywide (HOST-202057226-00/ HOST202266064-02). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

BILLS FOR INTRODUCTION

Business, Arts, Workforce, & Aviation Services Committee

[23-0078](#) A bill for an ordinance approving a proposed Amendatory Intergovernmental Agreement between the City and County of Denver and State of Colorado, Department of Higher Education, By The State Board for Community Colleges and Occupational Education for the Use and Benefit of The Community College of Denver, to continue activities in CCD's Center for Workforce Initiatives relating to WORKNOW, a collaborative workforce development initiative to recruit, support and train local residents in construction and construction-related careers.

Amends an intergovernmental agreement with the Community College of Denver (CCD) by adding six (6) months for a new end date of 6-30-2023 to continue activities in CCD's Center for Workforce Initiatives relating to WORKNOW, a collaborative workforce development initiative to recruit, support and train local residents in construction and construction-related careers, citywide. No change to contract amount (OEDEV-202161592-00/ OEDEV-202266239-01). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 2-1-2023.

Finance & Governance Committee

[23-0080](#) **A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee simple, easement and other interests, including any rights and interests related or appurtenant to properties designated as needed for the Safe Routes to School project.**

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of pedestrian crossing improvements for the Smith Elementary Safe Routes to School project, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, located at the intersection of 35th Avenue and Holly Street in Council District 8. The Committee approved filing this item at its meeting on 1-31-2023.

Land Use, Transportation & Infrastructure Committee

[23-0077](#) **A bill for an ordinance changing the zoning classification for 2030 and 2032 Blake Street in Five Points.**

Approves a map amendment to rezone property from PUD 329 to PUD-G 27, located at 2030 and 2032 Blake Street in Council District 9. If ordered published, a public hearing will be held on Monday, 3-13-2023. The Committee approved filing this item at its meeting on 1-31-2023.

[23-0089](#) **A bill for an ordinance changing the zoning classification for 6298 North Argonne Street in DIA.**

Approves a map amendment to rezone property from C-MU-20 with waivers and conditions; AIO and C-MU-30 with waivers and conditions; UO-1, AIO to S-MX-3, AIO, located at 6298 North Argonne Street in Council District 11. If ordered published, a public hearing will be held on Monday, 3-13-2023. The Committee approved filing this item at its meeting on 1-31-2023.

Safety, Housing, Education & Homelessness Committee

[23-0043](#) **A bill for an ordinance approving a proposed Agreement between the City and County of Denver and the Housing Authority of the City and County of Denver, Colorado to assist the West Denver Renaissance Collaborative in supporting eligible residents to build accessory dwelling units, with a focus on residents in West Denver neighborhoods.**

Approves a funding agreement with the Housing Authority of the City and County of Denver (DHA), as part of the state's Innovative Housing Incentives Grant Program, for \$693,810 and through 3-31-2024 to assist the West Denver Renaissance Collaborative (WDRC) in supporting eligible residents to build accessory dwelling units, with a focus on residents in West Denver neighborhoods (HOST-202266093). The last regularly scheduled Council meeting within the 30-day review period is on 3-6-2023. The Committee approved filing this item at its meeting on 1-25-2023.

BILLS FOR FINAL CONSIDERATION**City Council - Direct Files**

[23-0105](#) **A bill for an ordinance authorizing a capital equipment purchase in the Planned Fleet Special Revenue Fund.**

Approves the purchase of two vans from the Planned Fleet Fund (Special Revenue Fund 11804) to support the Department of Public Health and Environment, Office of the Medical Examiner for decedent transport. Councilmember Torres approved direct filing this item on 2-2-2023.

Finance & Governance Committee

[23-0060](#) **A bill for an ordinance repealing the requirement to include a "worker without authorization" clause in city contracts, and related provisions, from the Denver Revised Municipal Code.**

Repeals Denver Revised Municipal Code Article IV Division 5 to remove requirements for city verification of contractor employee lawful employment status in conformance with changes to state law. The Committee approved filing this item at its meeting on 1-24-2023.

[23-0065](#) A bill for an ordinance amending Article VII of Chapter 15 of the Revised Municipal Code, regarding the ACCESO-Spanish Language Voter Advisory Board.

A bill for an ordinance updating the provisions governing the Acceso Spanish Language Voter Advisory Board. Amends Article XII of Chapter 15 of the Denver Revised Municipal Code to facilitate better recruitment of Acceso Board members; lower the minimum number of serving board members; and add consideration of new laws regarding language access to the Board's purpose. The Committee approved filing this item at its meeting on 1-24-2023.

Land Use, Transportation & Infrastructure Committee

[23-0062](#) A bill for an ordinance relinquishing an easement, in its entirety, established in the Permanent Non-Exclusive Easement recorded with Denver Clerk & Recorder at Reception No. 2020053681 located at 2100-2130 Arapahoe Street.

Relinquishes the easement in its entirety as established in the Permanent Non-Exclusive Easement with recordation No. 2020053681, located at 2100-2130 Arapahoe Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 2-27-2023. The Committee approved filing this item at its meeting on 1-24-2023.

[23-0063](#) A bill for an ordinance vacating a portion of the alley right-of-way bounded by 40th Street, East 40th Avenue, and Walnut Street at 4003 Walnut Street, without reservations.

Vacates 190 square feet of alley without reservations, bounded by 40th Street and East 40th Avenue and Walnut Street, located at 4003 Walnut Street in Council District 9. The Committee approved filing this item at its meeting on 1-24-2023.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight, there will be a required public hearing on Council Bill 22-1674 changing the zoning classification for 1618 East 38th Avenue in Cole; a required public hearing on Council Bill 22-1673 designating 1618 East 38th Avenue as a structure for preservation; and a required public hearing on Council Bill 23-0005 changing the zoning classification for 2107, 2111, 2115 & 2119 West 29th Avenue in Highland. Anyone wishing to speak on these matters must go online to sign up during the recess of Council.

RECESS**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION****UNFINISHED BUSINESS****PROCLAMATIONS****PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION****Land Use, Transportation & Infrastructure Committee****[22-1674](#) A bill for an ordinance changing the zoning classification for 1618 East 38th Avenue in Cole.**

Approves a map amendment to rezone property from PUD 17 to U-MX-2x, located at 1618 East 38th Avenue in Council District 9. The Committee approved filing this item at its meeting on 1-3-2023.

[22-1673](#) A bill for an ordinance designating 1618 East 38th Avenue as a structure for preservation.

Approves an individual Denver landmark designation for property located at 1618 East 38th Avenue in Council District 9. The Committee approved filing this item at its meeting on 1-3-2023.

[23-0005](#) A bill for an ordinance changing the zoning classification for 2107, 2111, 2115 & 2119 West 29th Avenue in Highland.

Approves a map amendment to rezone property from U-MS-3 and G-MU-3, UO-3 to U-MS-3, DO-8, located at 2107, 2111, 2115 and 2119 West 29th Avenue in Council District 1. The Committee approved filing this item at its meeting on 1-3-2023.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, March 13, 2023, Council will hold a required public hearing on Council Bill 23-0077 changing the zoning classification for 2030 and 2032 Blake Street in Five Points; and a required public hearing on Council Bill 23-0089 changing the zoning classification for 6298 North Argonne Street in DIA. Any protests against Council Bills 23-0077 or 23-0089, must be filed with the Council Offices no later than noon on Monday, March 6, 2023.

ADJOURN**PENDING**

FOR 2-21-23

[23-0011](#) A bill for an ordinance changing the zoning classification for 4320 Morrison Road, 753 South Raleigh Street and 4849 West Kentucky Avenue in Westwood.

Approves a map amendment to rezone property from E-MX-3, E-MX-3, UO-1, UO-2; E-UT-C; and E-SU-D to OS-A, located at 4320 Morrison Rd, 753 S Raleigh St, and 4849 W Kentucky Ave in Council District 3. The Committee approved filing this item at its meeting on 1-10-2023.

[23-0012](#) A bill for an ordinance changing the zoning classification for 1254 North Monaco Street Parkway in Montclair.

Approves a map amendment to rezone property from E-SU-Dx to E-SU-D1x, located at 1254 North Monaco Street Parkway in Council District 5. The Committee approved filing this item at its meeting on 1-10-2023.

FOR 2-27-23

[23-0030](#) A bill for an ordinance amending the Denver Zoning Code, establishing the Sunnyside Conservation Overlay zone district and the Sunnyside Conservation and Brick Overlay zone district, and clarifying standards in the Potter Highlands Conservation Overlay zone district and the Bungalow Conservation Overlay zone district.

Approves a Denver Zoning code legislative text amendment to create the Sunnyside Conservation Overlay zone district (CO-7) and Sunnyside Conservation and Brick Overlay zone district (CO-8) in Council District 1. The Committee approved filing this item at its meeting on 1-17-2023.

[23-0031](#) A bill for an ordinance changing the zoning classification for multiple properties to apply the Sunnyside Conservation Overlay and the Sunnyside Conservation and Brick Overlays within the Sunnyside neighborhood.

Approves a legislative map amendment to rezone multiple properties in the Sunnyside neighborhood to apply the Sunnyside Conservation Overlay zone district (CO-7) and the Sunnyside Conservation Overlay and Brick zone district (CO-8) in Council District 1. The Committee approved filing this item at its meeting on 1-17-2023.

FOR 3-6-23

[23-0032](#) A bill for an ordinance changing the zoning classification for 961 South Washington Street in Washington Park West.

Approves a map amendment to rezone property from U-SU-B, UO-3 to U-SU-B1, UO-3, located at 961 South Washington Street in Council District 7. The Committee approved filing this item at its meeting on 1-24-2023.

[23-0033](#) A bill for an ordinance changing the zoning classification for 1100 South Vine Street in Washington Park.

Approves a map amendment to rezone property from U-SU-C to U-SU-C1, located at 1100 South Vine Street in Council District 6. The Committee approved filing this item at its meeting on 1-24-2023.

[23-0058](#) A bill for an ordinance amending the Denver Zoning Code.

Approves a Denver Zoning Code legislative text amendment to update the DO-8 Active Centers and Corridors Design Overlay and to expand replacement of mobile home units in nonconforming mobile home parks, citywide. The Committee approved filing this item at its meeting on 1-24-2023.

[23-0059](#) A bill for an ordinance changing the zoning classification for Multiple properties in the Lincoln Park and Baker neighborhoods.

Approves a legislative map amendment to rezone multiple properties from C-MS-8, UO-1, UO-2; C-MS-5; C-MS-5, UO-1, UO-2; and U-MS-3, UO-1, UO-2 to add the DO-8 Overlay along the Santa Fe and 8th Avenue corridors, located in Council Districts 3 and 7. The Committee approved filing this item at its meeting on 1-24-2023.