

# City Council Minutes

Meeting Date: Monday, October 23, 2017 5:30 PM

## PLEDGE OF ALLEGIANCE

Council member Herndon led the Pledge of Allegiance.

## ROLL CALL

Councilwoman Ortega arrived late.

Present: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

## APPROVAL OF THE MINUTES

[17-1173](#) Minutes of Monday, October 16, 2017

The minutes of Monday, October 16, 2017, were approved.

## Approved

The minutes of meeting date, October 16, 2017, were distributed to Council. Council President Brooks ordered the minutes approved.

## COUNCIL ANNOUNCEMENTS

Council members Gilmore, Clark, Espinoza, Herndon, Kashmann, and Brooks offered announcements.

## PRESENTATIONS

## COMMUNICATIONS

## PROCLAMATIONS

[17-1174](#) **A proclamation celebrating Denver afterschool programs and the 2017 annual National Lights on Afterschool Day.**

A motion offered by Councilman Clark, duly seconded by Councilman Herndon, that Council Proclamation 17-1174 be adopted. The motion carried by the following vote:

## Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

[17-1179](#) **A proclamation recognizing Domestic Violence Awareness Month.**

A motion offered by Councilwoman Ortega, duly seconded by Councilman Herndon, that Council Proclamation 17-1179 be adopted. The motion carried by the following vote:

## Adopted

Aye: Black, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann,  
Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Brooks (1)

## RESOLUTIONS

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

Block Vote

Block Vote

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

#### Approved the consent agenda

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

#### [17-1122](#) A resolution approving a proposed Agreement between the City and County of Denver and Air General, Inc. concerning license of support space at Denver International Airport.

Approves a 19-month revenue contract with Air General, Inc. in the amount of \$15,526 in monthly revenue for lease of space at the Joint Use Cargo Building to support their business of providing contracted cargo handling and other services to airlines at Denver International Airport (201734876). The last regularly scheduled Council meeting within the 30-day review period is on 11-13-17. The Committee approved filing this resolution by consent on 10-11-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Clark, that Council Resolution 17-1122 be adopted en bloc, carried by the following vote:

#### Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

### Land Use, Transportation & Infrastructure Committee

#### [17-1084](#) A resolution approving a proposed Purchase Order between the City and County of Denver and Astec Mobile Screens, Inc., to purchase one (1) new Crusher Screener.

Approves a purchase order with Astec Mobile Screens, Inc. for \$1,008,568 for one crusher screener to support street maintenance operations by recapturing ground asphalt and road millings providing a recyclability and cost savings citywide (PWOPS 0000012975). The last regularly scheduled Council meeting within the 30-day review period is on 11-13-17. The Committee approved filing this resolution by consent on 10-3-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Clark, that Council Resolution 17-1084 be adopted en bloc, carried by the following vote:

#### Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**17-1123 A resolution approving a proposed Third Amendment to Professional Services Agreement between the City and County of Denver and Softball in Denver, Inc. to provide sports officials or umpires for adult softball programs.**

Amends a contract with Softball in Denver Inc. by adding \$6,000 for a new total of \$646,000 for citywide adult softball officiating. No change to contract duration (201414659). The last regularly scheduled Council meeting within the 30-day review period is on 11-13-17. The Committee approved filing this resolution by consent on 10-10-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Clark, that Council Resolution 17-1123 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**BILLS FOR INTRODUCTION**

**Land Use, Transportation & Infrastructure Committee**

**17-1101 A bill for an ordinance vacating a portion of right-of-way near the intersection of 36th Street and North Brighton Boulevard, without reservations.**

Vacates a portion of the right-of-way adjacent to 3600 Brighton Boulevard along 36th Street, without reservations, in Council District 9. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1101 was ordered published on first reading.

**Ordered published on first reading**

**17-1104 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Tennyson Street II Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the Tennyson Street II Pedestrian Mall Local Maintenance District in Council District 1. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1104 was ordered published on first reading.

**Ordered published on first reading**

**[17-1105](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the West 44th Avenue and Eliot Street Pedestrian Mall Local Maintenance District in Council District 1. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1105 was ordered published on first reading.

**Ordered published on first reading**

**[17-1106](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the West 32nd Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the West 32nd Avenue Pedestrian Mall Local Maintenance District in Council District 1. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1106 was ordered published on first reading.

**Ordered published on first reading**

**[17-1107](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Pedestrian Mall A Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the Broadway Pedestrian Mall A Local Maintenance District in Council District 7. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1107 was ordered published on first reading.

**Ordered published on first reading**

**[17-1108](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Arizona Avenue to Iowa Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the South Broadway Streetscape (Arizona Avenue to Iowa Avenue) Local Maintenance District in Council District 7. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1108 was ordered published on first reading.

**Ordered published on first reading**

**[17-1109](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the South Broadway Streetscape (Wesley Avenue to Yale Avenue) Local Maintenance District in Council Districts 6 and 7. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1109 was ordered published on first reading.

**Ordered published on first reading**

**[17-1110](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the South Broadway Streetscape (Iowa Avenue to Wesley Avenue) Local Maintenance District in Council Districts 6 and 7. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1110 was ordered published on first reading.

**Ordered published on first reading**

**[17-1111](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Tennyson Streetscape (Portions of West 38th Avenue to West 44th Avenue) Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the Tennyson Streetscape (West 38th Avenue to West 44th Avenue) Local Maintenance District in Council District 1. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1111 was ordered published on first reading.

**Ordered published on first reading**

**[17-1112](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 15th Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the 15th Street Pedestrian Mall Local Maintenance District in Council District 9. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1112 was ordered published on first reading.

**Ordered published on first reading**

**[17-1113](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 20th Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the 20th Street Pedestrian Mall Local Maintenance District in Council District 9. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1113 was ordered published on first reading.

**Ordered published on first reading**

**[17-1114](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Consolidated Larimer Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the Consolidated Larimer Street Pedestrian Mall Local Maintenance District in Council District 9. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1114 was ordered published on first reading.

**Ordered published on first reading**

**[17-1115](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Santa Fe Drive Pedestrian Mall C Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the Santa Fe Drive Pedestrian Mall C Local Maintenance District in Council District 7. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1115 was ordered published on first reading.

**Ordered published on first reading**

**[17-1116](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the St. Luke's Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the St. Luke's Pedestrian Mall Local Maintenance District in Council Districts 9 and 10. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1116 was ordered published on first reading.

**Ordered published on first reading**

**[17-1117](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Delgany Street Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the Delgany Street Pedestrian Mall Local Maintenance District in Council District 9. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1117 was ordered published on first reading.

**Ordered published on first reading**

**[17-1118](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the East 13th Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the East 13th Avenue Pedestrian Mall Local Maintenance District in Council District 10. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1118 was ordered published on first reading.

**Ordered published on first reading**

**[17-1119](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the South Downing Street Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.**

Approves the 2018 annual costs of the continuing care, operation, repair, maintenance, and replacement of the South Downing Street Pedestrian Mall Local Maintenance District in Council District 6. The Committee approved filing this bill by consent on 10-10-17.

Council Bill 17-1119 was ordered published on first reading.

**Ordered published on first reading**

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

[17-1103](#) **A bill for an ordinance approving a proposed Second Amended and Restated Operating Agreement and Appendices for Fiscal Year 2018 between the City and County of Denver and Denver Health and Hospital Authority, providing for the amounts to be paid for services by the City and County of Denver and by the Denver Health and Hospital Authority for Fiscal Year 2018 and amending other provisions of the Second Amended and Restated Operating Agreement and Appendices for Fiscal Year 2018.**

Approves the 2018 Denver Health and Hospital Authority operating agreement (ENVHL-CE60436-29). The last regularly scheduled Council meeting within the 30-day review period is on 11-13-17. The Committee approved filing this bill at its meeting on 10-11-17.

Council Bill 17-1103 was ordered published on first reading.

### **Ordered published on first reading**

[17-1125](#) **A bill for an ordinance amending Article IX of Chapter 24 and Article I of Chapter 38 of the Denver Revised Municipal Code to prohibit smoking of tobacco and marijuana products on the 16th Street Pedestrian and Transit Mall and to regulate smoking of tobacco and marijuana products in certain public places.**

Amends the Denver Revised Municipal Code regarding smoking prohibitions and marijuana products on the 16th Street Pedestrian and Transit Mall. The Committee approved filing this bill at its meeting on 10-11-17.

Council Bill 17-1125 was ordered published on first reading.

### **Ordered published on first reading**

## **BILLS FOR FINAL CONSIDERATION**

### **Finance & Governance Committee**

[17-1081](#) **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.**

Changes the title of 311 Customer Service Agent to 311 Customer Service Agent I, creates a new class called 311 Customer Service Agent II (C-614), and changes the pay grade of 311 Customer Service Specialist from C-614 to C-615. The Committee approved filing this resolution by consent on 10-3-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Clark, that Council Bill 17-1081 be placed upon final consideration and do pass en bloc, carried by the following vote:

### **Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)



**17-1082 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.**

Changes the pay grade for Outreach Case Coordinator from A-613 to A-615, Outreach Case Coordinator Supervisor from A-807 to A-809, Program Quality Assurance Technician from A-615 to A-617, Workers' Compensation Claims Supervisor from A-810 to A-812, Staff Tax Auditor from V-619 to V-620, Senior Tax Auditor from V-810 to V-811, Lead Tax Auditor from V-811 to V-812, and Tax Audit Supervisor from V-813 to V814. The Committee approved filing this resolution by consent on 10-3-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Clark, that Council Bill 17-1082 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**Land Use, Transportation & Infrastructure Committee**

**17-1083 A bill for an ordinance relinquishing the easement established in the Wastewater Facilities Easement and Indemnity Agreement, recorded with the Denver Clerk & Recorder at Reception No. 2008115537.**

Relinquishes the easement established in the Wastewater Facilities Easement and Indemnity Agreement recorded on 08-20-08 with Reception No. 2008115537 located at 325 Logan Street in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 11-6-17. The Committee approved filing this bill by consent on 10-3-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Clark, that Council Bill 17-1083 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**RECAP OF BILLS TO BE CALLED OUT**

**PRE-RECESS ANNOUNCEMENT**

Council President Brooks announced that tonight, there will be a required public hearing on the Mayor's Proposed 2018 Budget. Anyone wishing to speak on this matter must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

**RECESS**

Council took a recess.

**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

**REQUIRED PUBLIC HEARINGS**

**[17-1180](#) Mayor’s Proposed 2018 Budget Hearing**

Final consideration of 17-1180 was continued.

**Continued**

Council sat as a Committee of the Whole commencing at 6:13 p.m., Council President Brooks presiding, to hear speakers on the Mayor's Proposed 2018 Budget. Cesar Garcia Hernandez, Julie Gonzales, Ana Rodriguez, Seku, Armando Payon, and Angie Rivera signed up to address the Mayor's Proposed 2018 Budget. Stephanie Adams of the Budget and Management Office delivered the Staff Report.

**PRE-ADJOURNMENT ANNOUNCEMENT**

**ADJOURN**

There being no further business before the City Council, Council President Brooks adjourned the meeting at 6:44 p.m.

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President

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

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