

City Council Minutes

Meeting Date: Monday, May 8, 2023 3:30 PM

PLEDGE OF ALLEGIANCE

Council member Herndon led the Pledge of Allegiance.

LAND ACKNOWLEDGEMENT

Council member Herndon led the Land Acknowledgement.

ROLL CALL

Council members CdeBaca, Gilmore, and Sawyer attended the meeting virtually.

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

Absent: Kniech (1)

APPROVAL OF THE MINUTES

The minutes of May 1, 2023, were distributed to members of Council. Council President Torres ordered the minutes approved.

[23-0565](#) Minutes of Monday, May 1, 2023.

Council Minutes 23-0565 were approved.

Approved

COUNCIL ANNOUNCEMENTS

Council member Kashmann made announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RECAP OF BILLS TO BE CALLED OUT

BILLS FOR INTRODUCTION

Finance & Governance Committee

[23-0457](#) **A bill for an ordinance approving the 38th and Huron Urban Redevelopment Plan, the creation of the 38th and Huron Urban Redevelopment Area and the 38th and Huron Property Tax Increment Area and Sales Tax Increment Area**

Approves the 38th and Huron Urban Redevelopment Plan authorizing the creation of an Urban Redevelopment Area and property tax and sales tax increment areas located in Council District 9. If ordered published, a public hearing will be held on Monday, 5-15-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0457 be ordered published, carried by the following vote:

Ordered published

Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann,
Ortega, Sandoval, Sawyer, Torres (11)

Nay: (None) (0)

Absent: Kniech (1)

Abstain: Black (1)

[23-0458](#) A bill for an ordinance approving a proposed Cooperation Agreement between the City and County of Denver and Denver Urban Renewal Authority, for the 38th and Huron Property Tax Increment Area and Sales Tax Increment Area to establish, among other matters, the parameters for tax increment financing with incremental property and sales taxes.

Approves an intergovernmental cooperation agreement with the Denver Urban Renewal Authority (DURA) for the 38th and Huron Property Tax Increment Area and Sales Tax Increment Area to establish, among other matters, the parameters for tax increment financing with incremental property and sales taxes in Council District 9 (FINAN-202367471). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Sandoval, that Council Bill 23-0458 be ordered published, carried by the following vote:

Ordered published

Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (11)
Nay: (None) (0)
Absent: Kniech (1)
Abstain: Black (1)

BILLS FOR FINAL CONSIDERATION

Safety, Housing, Education & Homelessness Committee

[23-0372](#) A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Denver Urban Renewal Authority to increase the contract amount and extend the term to continue to operate the Rental/Homeowner Access & Modification program (RHAMP).

Amends an intergovernmental agreement with Denver Urban Renewal Authority by adding \$30,000 for a new total of \$705,000 and one year for a new end date of 12-31-2023 to continue operating the Rental/Homeowner Access & Modification program (RHAMP), which helps remove architectural and accessibility barriers for income-qualified persons in their owner-occupied or rental unit, citywide (HOST-202057135-02/ HOST-202366394-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-22-2023. The Committee approved filing this item at its meeting on 4-12-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0372 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (11)
Nay: (None) (0)
Absent: Kniech (1)
Abstain: Black (1)

Land Use, Transportation & Infrastructure Committee

[23-0373](#) A bill for an ordinance amending Chapter 54 of the Denver Revised Municipal Code to regulate and enforce the parking of vehicles, including large vehicles and vehicle junkers, in the public right-of-way.

Amends Chapter 54 of the Denver Revised Municipal Code to create new curbside and parking enforcement mechanisms to address emerging safety and space management issues, citywide. The Committee approved filing this item at its meeting on 4-11-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0373 be placed upon final consideration and do pass, was followed by a motion offered by Councilmember Sandoval, duly seconded by Councilmember Hinds, that Council Bill 23-0373 be amended in the following particulars:

On page 2, line 22, strike "or", and replace with "and".

The motion to amend carried by the following vote:

Amended

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0373 be placed upon final consideration and do pass, was followed by a motion offered by Councilmember Sandoval, duly seconded by Councilmember Flynn, that Council Bill 23-0373 be amended in the following particulars:

On page 7, line 18, strike ";" and replace with ", except that the enforcement official shall provide an additional forty-eight (48) hours prior to removal under this subsection if the person authorized to conduct the removal reasonably believes that the vehicle is actively being used to provide occupancy as a dwelling or sleeping place for one or more persons;"

On page 7, line 20, strike ";" and replace with ", except that the enforcement official shall provide an additional forty-eight (48) hours prior to removal under this subsection if the person authorized to conduct the removal reasonably believes that the vehicle is actively being used to provide occupancy as a dwelling or sleeping place for one or more persons;"

On page 7, line 22, strike ";" and replace with ", except that the enforcement official shall provide an additional forty-eight (48) hours prior to removal under this subsection if the person authorized to conduct the removal reasonably believes that the vehicle is actively being used to provide occupancy as a dwelling or sleeping place for one or more persons;"

On page 11, line 31, add:

"Section 10. A new section 54-815.5 shall be added to Chapter 54 to read as follows:

Section 54-815.5. - Report to City Council.

The director of the department of safety, and any other city agency that is authorized to tow or impound a vehicle under the code, shall provide a report to city council on or before August 10, 2023, and biannually on the first of May and November thereafter, which shall provide information about all vehicles towed or impounded by the city agency. The report shall include the following information regarding any vehicle towed:

- (a) Any attempt made to contact or assist the vehicle owner prior to towing;
- (b) The time and date the vehicle was towed;
- (c) The specific reason the vehicle was towed;
- (d) If the vehicle was determined to be extensively damaged, a listing and photographic record of the damage; and
- (e) If impounded, the time and date of vehicle retrieval.

If new data collection systems are required to provide the required information, the department or agency shall develop such systems in a reasonable and timely manner."

The motion to amend carried by the following vote:

Amended

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

Nay: (None) (0)

Absent: Kniech (1)

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0373 be placed upon final consideration and do pass, as amended.

The motion carried by the following vote:

Placed upon final consideration and do pass as amended

Aye: Black, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (11)
Nay: CdeBaca (1)
Absent: Kniech (1)

Block Vote

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

Approved the consent agenda

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[23-0446](#) A Resolution approving a proposed Agreement between the City and County of Denver and CarGari LLC, to operate a peer-to-peer car sharing platform at Denver International Airport.

Approves a contract with CarGari LLC for 10% gross revenue and for 3 years to operate a peer-to-peer car sharing platform at Denver International Airport in Council District 11 (PLANE-202366584). The last regularly scheduled Council meeting within the 30-day review period is on 5-22-2023. The Committee approved filing this item at its meeting on 4-26-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0446 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

23-0465 A resolution approving a proposed Purchase Order between the City and County of Denver and Kois Brothers Equipment Company to purchase snow removal equipment parts at Denver International Airport.

Approves a master purchase order with Kois Brothers Equipment Company for \$1,200,000 and 2 years, plus three 1-year options to extend, to purchase snow removal equipment parts for Denver International Airport in Council District 11 (SC-00007694). The last regularly scheduled Council meeting within the 30-day review period is on 5-22-2023. The Committee approved filing this item at its meeting on 4-26-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0465 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

23-0466 A resolution approving a proposed Agreement between the City and County of Denver and Southern Airways Express, LLC concerning a use and lease agreement wherein Southern Airways Express, LLC will be a signatory air carrier at Denver International Airport.

Approves a use and lease agreement with Southern Airways Express, LLC for rates and charges and through 12-31-2023 to lease 534.6 square feet of space in Concourse C and 56.9 square feet of space at the ticket counter in the Terminal at Denver International Airport in Council District 11 (PLANE-202366955). The last regularly scheduled Council meeting within the 30-day review period is on 5-22-2023. The Committee approved filing this item at its meeting on 4-26-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0466 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0467](#) A resolution approving a proposed Agreement between the City and County of Denver and DHL Express (USA), Inc. concerning air cargo services at Denver International Airport.

Approves a use and lease agreement with DHL Express (USA), Inc. for rates and charges and 5 years for air cargo services at Denver International Airport in Council District 11 (PLANE-202265979). The last regularly scheduled Council meeting within the 30-day review period is on 5-22-2023. The Committee approved filing this item at its meeting on 4-26-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0467 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

Finance & Governance Committee

[23-0439](#) A resolution approving the Mayor’s appointment and reappointment to the Human Rights and Community Partnerships Advisory Council.

Approves the Mayoral appointment of Stephanie Nunez and the Mayoral reappointment of Karissa Johnson to the Human Rights & Community Partnerships Advisory Council for terms effective immediately and expiring 4-1-2025, or until successors are duly appointed. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0439 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0440](#) A resolution approving the Mayor’s appointments and reappointments to the Metro Water Recovery Board of Directors.

Approves the Mayoral appointments of Travis Bogan and Thomas Roode and the Mayoral reappointments of Mary Gearhart, Doug Lazure, Jennifer Williams, Peter Spanberger, and Andrew Johnston to the Metro Water Recovery Board of Directors for terms effective immediately and expiring 6-30-2025, or until successors are duly appointed. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0440 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)

Absent: Kniech (1)

23-0442 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Potestio Brothers Equipment, Inc. to purchase John Deere brand lawn and turf tractor parts, citywide.

Approves a master purchase order with Potestio Brothers Equipment, Inc. for \$1,000,000 and 3 years, plus two 1-year options to extend, to purchase John Deere brand lawn and turf tractor parts, citywide (SC-00007633). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0442 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

23-0447 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Leidos, Inc. to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide.

Amends an on-call contract with Leidos, Inc. by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 7-31-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-202055531-01/ GENRL-202367092-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0447 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

[23-0448](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Transcore ITS, LLC to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide.

Amends an on-call contract with Transcore ITS, LLC by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 7-14-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-202054892-01/ GENRL-202367091-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0448 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

[23-0449](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Triunity, Inc. to continue providing professional services related to the Smart City Program.

Amends an on-call contract with Triunity, Inc. by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 4-30-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-201952376-01/ GENRL-202367089-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0449 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

23-0450 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and CONSOR Engineers, LLC to continue providing professional services related to the Smart City Program.

Amends an on-call contract with CONSOR Engineers, LLC by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 4-30-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-201952379-02 / GENRL-202367090-02). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0450 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

23-0451 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Navjoy Consulting Service Inc. to continue providing professional services related to the Smart City Program.

Amends an on-call contract with Navjoy Consulting Services Inc. by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 4-30-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-201952409-01 / GENRL-202367087-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0451 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0452](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and MOST Programming, Inc. to continue providing professional services related to the Smart City Program.

Amends an on-call contract with MOST Programming, Inc. by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 4-30-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-201952377-01 / GENRL-202367088-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0452 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0453](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Hire Power, Inc. doing business as Innovar Group to continue providing professional services related to the Smart City Program.

Amends an on-call contract with Hire Power, Inc., doing business as Innovar Group, by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 4-30-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-202053812-01/ GENRL-202367086-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0453 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0454](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Parsons Transportation Group Inc. to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide.

Amends an on-call contract with Parsons Transportation Group Inc. by adding \$1,000,000 for a new total of \$4,000,000 and 2 years for a new end date of 4-30-2025 to continue providing professional services related to the Smart City Program, involving intelligent transportation systems helping to address traffic congestion, vehicle crashes, and safety, citywide (GENRL-202053916-01/ GENRL-202367115-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0454 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0455](#) A resolution approving a proposed Revival and Amendatory Agreement between the City and County of Denver and Dynalectric Company to complete the replacement of the fire alarm panel that is at the end of its useful life and covers the Police Administration Building (PAB) and the Pre-Arrestment Detention Facility (PADF), located in Council District 10.

Amends the contract with Dynalectric Company by adding 14 months for a new end date of 3-29-2024 to account for supply chain issues, to complete the replacement of the fire alarm panel that is at the end of its useful life and covers the Police Administration Building (PAB) and the Pre-Arrestment Detention Facility (PADF), located in Council District 10. No change to contract amount (GENRL-202263055-01 / GENRL-202367434-01). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0455 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0459](#) A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and West Publishing Corporation, doing business as West, a Thompson Reuters Business for continued use of the Westlaw legal research database by the City Attorney's Office.

Amends a contract with West Publishing Corporation, doing business as West, a Thompson Reuters Business, by adding \$850,000 for a new total of \$3,350,000 and 5 years for a new end date of 5-31-2028 for continued use of the Westlaw legal research database by the City Attorney's Office, citywide (ATTNY- CE85004 / ATTNY-202367641-05). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0459 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

Land Use, Transportation & Infrastructure Committee

[23-0410](#) A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Samsara Inc. to provide telematics solutions to support fleet management operations.

Amends a contract with Samsara Inc. to add \$157,752 for a new contract total of \$4,937,197.89 to provide telematics solutions for an additional 100 vehicles to support fleet management operations, citywide. No change to contract duration (DOTI-202055321-03/ DOTI-202367151-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0410 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

[23-0460](#) A resolution approving a proposed Contract between the City and County of Denver and Kraemer North America, LLC for Approves a contract with Kraemer North America, LLC for the construction of safety and access improvements near the Broadway and I-25 interchange in Council District 7.

Approves a contract with Kraemer North America, LLC for \$18,252,536.69 and 270 days for the construction of safety and access improvements near the Broadway and I-25 interchange in Council District 7 (202366871). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0460 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0462](#) A resolution granting a revocable permit to The Jon C. Gambrill Living Trust Dated June 19, 2020 and The Mary A. Gambrill Living Trust Dated June 19, 2020, to encroach into the right-of-way at 2087 North Glencoe Street.

Grants a revocable permit, subject to certain terms and conditions, to THE JON C. GAMBRILL LIVING TRUST DATED JUNE 19, 2020 and THE MARY A. GAMBRILL LIVING TRUST DATED JUNE 19, 2020, their successors and assigns, to encroach into the right-of-way with approximately 64 feet of fence and 155 feet of landscape wall, located at 2087 North Glencoe Street in Council District 8. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0462 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0463](#) **A resolution laying out, opening and establishing as part of the City street system parcels of land as: 1) West Tennessee Avenue, located at the intersection of West Tennessee Avenue and South Federal Boulevard; 2) West Tennessee Avenue, located at the intersection of West Tennessee Avenue and South Eliot Street; and 3) West Tennessee Avenue, located at the intersection of West Tennessee Avenue and South Eliot Street.**

Dedicates three parcels of land as 1) West Tennessee Avenue, located at intersection of West Tennessee Avenue and South Federal Boulevard, 2) West Tennessee Avenue, located at intersection of West Tennessee Avenue and South Eliot Street, and 3) West Tennessee Avenue, located at the intersection of West Tennessee Avenue and South Eliot Street in Council District 7. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0463 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

[23-0464](#) **A resolution laying out, opening and establishing as part of the City street system parcels of land as: 1) West Tennessee Avenue, located at intersection of West Tennessee Avenue and South Dale Court; 2) West Tennessee Avenue, located at intersection of West Tennessee Avenue and South Decatur Street; and 3) West Tennessee Avenue, located at intersection of West Tennessee Avenue between South Dale Court and South Clay Street.**

Dedicates three parcels of land as 1) West Tennessee Avenue, at intersection of West Tennessee Avenue and South Dale Court, 2) West Tennessee Avenue, at intersection of West Tennessee Avenue and South Decatur Street and 3) West Tennessee Avenue, at the intersection of West Tennessee Avenue, between South Dale Court and South Clay Street in Council District 7. The Committee approved filing this item at its meeting on 4-25-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0464 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

Safety, Housing, Education & Homelessness Committee

23-0436 A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Vivent Health, Inc. to continue providing a registered syringe access program and related healthcare services and referrals.

Amends a contract with Vivent Health, Inc. by adding \$125,915 for a new total of \$545,471 and one year for a new end date of 12-31-2023 until a new procurement is completed to continue providing a registered syringe access program and other related healthcare services and referrals, located at 5250 Leetsdale Drive #300 in Council District 5 and available to all residents, citywide (201951335-04/ ENVHL-202366742-04). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-26-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0436 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

23-0437 A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Colorado Nonprofit Development Center, doing business as Harm Reduction Action Center, to continue providing a registered syringe access program and related healthcare services and referrals.

Amends a contract with Colorado Nonprofit Development Center, doing business as Harm Reduction Action Center, by adding \$239,376 for a new total of \$1,196,951 and one year for a new end date of 12-31-2023 until a new procurement is completed to continue providing a registered syringe access program and other related healthcare services and referrals, located at 112 East 8th Avenue in Council District 10 and available to all residents, citywide (201948546-04/ ENVHL-202366741-04). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-26-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0437 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

[23-0438](#) A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Colorado Health Network, Inc., doing business as Denver Colorado AIDS Project, to continue providing a registered syringe access program and related healthcare services and referrals.

Amends a contract with Colorado Health Network, Inc., doing business as Denver Colorado AIDS Project, by adding \$156,749 for a new total of \$745,053 and one year for a new end date of 12-31-2023 until a new procurement is completed to continue providing a registered syringe access program and other related healthcare services and referrals, located at 6260 East Colfax Avenue in Council District 5 and available to all residents, citywide (201948547-04/ ENVHL-202366743-04). The last regularly scheduled Council meeting within the 30-day review period is on 5-29-2023. The Committee approved filing this item at its meeting on 4-26-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 23-0438 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kniech (1)

BILLS FOR INTRODUCTION

Finance & Governance Committee

[23-0456](#) A bill for an ordinance making a rescission from and an appropriation in the Capital Improvements and Capital Maintenance Fund.

Authorizes a cash transfer of \$71,037.90 between two accounts supporting Denver Moves Bicycle Implementation, in order to correct a previous line-item error and without changing the total funds allocated to this project. The Committee approved filing this item at its meeting on 4-25-2023.

Council Bill 23-0456 was ordered published.

Ordered published

Land Use, Transportation & Infrastructure Committee

[23-0412](#) A bill for an ordinance amending the Denver Zoning Code, establishing a Temporary Managed Community zoning use.

Approves a Denver Zoning Code text amendment to Article 11 pertaining to Temporary Tiny Home Villages, to add an allowed use of temporary managed campsites, also known as Safe Outdoor Spaces, to rename the pertinent section to Temporary Managed Community, and to update associated definitions, use tables, regulations, and articles. If ordered published, a public hearing will be held on Monday, 6-5-2023. The Committee approved filing this item at its meeting on 4-18-2023.

Council Bill 23-0412 was ordered published with a future required public hearing on 6/5/2023.

Ordered published with a future required public hearing

[23-0413](#) A bill for an ordinance amending Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to the Temporary Managed Community zoning use.

Amends Chapter 59 of the Denver Revised Municipal Code to allow Former Chapter 59 properties to use regulations provided by the Denver Zoning Code text amendment for Temporary Managed Communities, as provided in CB23-0412. If ordered published, a public hearing will be held on Monday, 6-5-2023. The Committee approved filing this item at its meeting on 4-18-2023.

Council Bill 23-0413 was ordered published with a future required public hearing on 6/5/2023.

Ordered published with a future required public hearing

[23-0414](#) A bill for an ordinance amending Chapter 35 (Mobile homes and trailers) of the Denver Revised Municipal Code relating to a Temporary Managed Community zoning use.

Amends Chapter 35 of the Denver Revised Municipal Code to clarify that a trailer park does not include a Temporary Managed Community, as provided in CB23-0412. If ordered published, a public hearing will be held on Monday, 6-5-2023. The Committee approved filing this item at its meeting on 4-18-2023.

Council Bill 23-0414 was ordered published with a future required public hearing on 6/5/2023.

Ordered published with a future required public hearing

[23-0415](#) A bill for an ordinance amending the Denver Zoning Code, concerning accessory dwelling units.

Approves a Denver Zoning Code text amendment to create context-specific zone districts and regulations for accessory dwelling units (ADUs). If ordered published, a public hearing will be held on Monday, 6-5-2023. The Committee approved filing this item at its meeting on 4-18-2023.

Council Bill 23-0415 was ordered published with a future required public hearing on 6/5/2023.

Ordered published with a future required public hearing

[23-0416](#) A bill for an ordinance amending Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to accessory dwelling units.

Amends Chapter 59 of the Denver Revised Municipal Code to allow Former Chapter 59 properties to access additional flexibility provided by the Denver Zoning Code amendment for accessory dwelling units (ADUs), as provided in CB23-0415. If ordered published, a public hearing will be held on Monday, 6-5-2023. The Committee approved filing this item at its meeting on 4-18-2023.

Council Bill 23-0416 was ordered published with a future required public hearing on 6/5/2023.

Ordered published with a future required public hearing

[23-0461](#) A bill for an ordinance changing the zoning classification for 2559 South Federal Boulevard in Harvey Park.

Approves a map amendment to rezone property from S-SU-D to S-MU-5, located at 2559 South Federal Boulevard in Council District 2. If ordered published, a public hearing will be held on Monday, 6-5-2023. The Committee approved filing this item at its meeting on 4-25-2023.

Council Bill 23-0461 was ordered published with a future required public hearing on 6/5/2023.

Ordered published with a future required public hearing

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[23-0396](#) A bill for an ordinance granting the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in completing sidewalk gap improvements along a portion of North Newton Street and at the northeast corner of Federal Boulevard and West 45th Avenue as part of Council District 1 and Council District 3 Sidewalk Gap Improvement Project in Council Districts 1 and 3.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of the Elevate Denver Bond Sidewalk Gap Program, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, located at the northeast corner of Federal Boulevard and West 45th Avenue in Council District 1, and North Newton Street between West 12th Avenue and West 13th Avenue in Council District 3. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0396 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, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kniech (1)

[23-0397](#) A bill for an ordinance granting the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in completing sidewalk gap improvements along a portion of East Girard Avenue as part of Council District 4 Sidewalk Gap Improvement Project in Council District 4.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of the Elevate Denver Bond Sidewalk Gap Program, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, located between South Dayton Street and South Akron Street, along East Girard Avenue in Council District 4. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0397 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, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Kniech (1)

[23-0419](#) A bill for an ordinance establishing a new Fund in the Capital Improvements and Capital Maintenance Fund Series for the "Climate Federal Capital Projects" program.

Establishes the Climate Federal Capital Projects Fund (34805) in the Capital Improvements and Capital Maintenance Fund Series. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0419 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, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Kniech (1)

[23-0420](#) A bill for an ordinance establishing a new Fund in the General Government Special Revenue Fund Series for the "Climate Federal Revenue" program.

Establishes the Climate Federal Revenue Special Revenue Fund (11889) in General Government Special Revenue Fund Series. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0420 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, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Kniech (1)

Land Use, Transportation & Infrastructure Committee

23-0401 A bill for an ordinance naming the community park at 4000 N. Kirk Street as "William H. Whitsell Park".

Approves naming an unnamed park as "William H. Whitsell Park", located at 4000 North Kirk Street in Council District 11. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0401 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, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Kniech (1)

23-0408 A bill for an ordinance relinquishing portion of the easement established in Tower Farms Subdivision Filing No. 1, recorded with Denver Clerk & Recorder at Reception No. 2022025118 located at North Tower Road and East 56th Avenue.

Relinquishes a portion of the easement established in Tower Farms Subdivision Filing No. 1, Recordation Number 2022025118, located at North Tower Road and East 56th Avenue in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 5-22-2023. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0408 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, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Kniech (1)

[23-0409](#) A bill for an ordinance approving a proposed On Call Professional Services Agreement between the City and County of Denver and Downtown Denver Business Improvement District to purchase fixtures, furniture, and equipment on an as needed basis for the 16th Street Mall Reconstruction Project.

Approves an intergovernmental agreement with the Downtown Denver Business Improvement District for \$4,000,000 and through 5-31-2028 to purchase fixtures, furniture, and equipment on an as needed basis for the 16th Street Mall Reconstruction Project in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-22-2023. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0409 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, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Kniech (1)

PRE-RECESS ANNOUNCEMENT

Council President Torres announced that tonight, there will be a required public hearing on Council Bill 23-0282, changing the zoning classification for 1085 North Lowell Boulevard in Villa Park. 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

UNFINISHED BUSINESS

PROCLAMATIONS

[23-0568](#) A Proclamation Honoring Deputy Chief Barb Archer For More Than 36 Years of Service

A motion offered by Councilmember Flynn, duly seconded by Councilmember Hinds, that Council Proclamation 23-0568 be adopted, carried by the following vote:

Adopted

Aye: Black, Clark, Flynn, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (10)

Nay: (None) (0)

Absent: CdeBaca, Gilmore, Kniech (3)

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

23-0282 A bill for an ordinance changing the zoning classification for 1085 North Lowell Boulevard in Villa Park.

Approves a map amendment to rezone property from E-SU-D1x to U-RH-2.5, located at 1085 Lowell Boulevard in Council District 3. The Committee approved filing this item at its meeting on 3-21-2023.

Council sat as a Committee of the Whole, commencing at 5:54 p.m., Council President Torres presiding, to hear speakers on Council Bill 23-0282. Jesse Parris signed up to speak in favor of the bill. No speakers signed up in opposition of the bill. Fran Penafiel of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 23-0282 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Herndon, Hinds, Kashmann, Ortega, Sandoval, Sawyer, Torres (11)

Nay: (None) (0)

Absent: Gilmore, Kniech (2)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Torres announced that on Monday, May 15, 2023, Council will hold a required public hearing on Council Bill 23-0457, approving the 38th and Huron Urban Redevelopment Plan, the creation of the 38th and Huron Urban Redevelopment Area and the 38th and Huron Property Tax Increment Area and Sales Tax Increment Area. And on Monday, June 5, 2023, Council will hold required public hearings on Council Bill 23-0412, amending the Denver Zoning Code, establishing a Temporary Managed Community zoning use; Council Bill 23-0413, amending Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to the Temporary Managed Community zoning use; Council Bill 23-0414, amending Chapter 35 (Mobile homes and trailers) of the Denver Revised Municipal Code relating to a Temporary Managed Community zoning use; Council Bill 23-0415, amending the Denver Zoning Code, concerning accessory dwelling units; and Council Bill 23-0416, amending Chapter 59 (Zoning) of the Denver Revised Municipal Code relating to accessory dwelling units. Any protests against Council Bills 23-0412, 23-0413, 23-0414, 23-0415, or 23-0416 must be filed with Council Offices no later than noon on Monday, May 29, 2023.

ADJOURN

There being no further business before the City Council, Council President Torres adjourned the meeting at 6:13 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