

City Council Minutes

Meeting Date: Monday, January 29, 2018 5:30 PM

PLEDGE OF ALLEGIANCE

Council member Herndon led the Pledge of Allegiance.

ROLL CALL

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

Absent: Gilmore (1)

APPROVAL OF THE MINUTES

[18-0108](#) Minutes of Monday, January 22, 2018

The minutes of Monday, January 22, 2018, were approved.

Approved

The minutes of meeting date, Monday, January 22, 2018, were distributed to Council. Council President Brooks ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[18-0113](#) **A proclamation in recognition of January as Radon Action Month.**

A motion offered by Councilwoman Ortega, duly seconded by Councilman Flynn, that Council Proclamation 18-0113 be adopted. The motion carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Gilmore (1)

RESOLUTIONS

Business, Arts, Workforce & Aeronautical Services Committee

Block Vote

Block Vote

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

Approved the consent agenda

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

Nay: (None) (0)

Absent: Gilmore (1)

18-0038 A resolution approving a proposed Agreement between the City and County of Denver and Deutsche Lufthansa Aktiengesellschaft d/b/a Lufthansa German Airlines concerning a marketing incentive for a new international destination at Denver International Airport.

Approves a marketing incentive agreement with Lufthansa German Airlines for five months and a maximum credit amount of \$950,000 to promote a new international destination service to Munich from Denver International Airport (201630125). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0038 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

18-0039 A resolution approving a proposed First Amendment between the City and County of Denver and Premisys Support Group, Inc. concerning storage space at Denver International Airport.

Amends a lease agreement with Premisys Support Group, Inc. by relocating their storage space from B Concourse to the south campus of the airport, decreasing their storage space by approximately 440 square feet for a total of 3,975 square feet and reducing the rate to \$0.72 per square foot for a total annual rent in the amount of \$2,800. There is no change to the contract term (201523753-01). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0039 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

18-0041 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Interline Brands, Inc. d/b/a SupplyWorks concerning paper towels and other janitorial supplies at Denver International Airport.

Approves a two-year master purchase order with Interline Brands, doing business as SupplyWorks, in the amount of \$5 million for paper towels and other janitorial supplies for Denver International Airport (SC-00002636). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0041 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)
Absent: Gilmore (1)

18-0049 A resolution approving a proposed First Amendment between the City and County of Denver and ALClear, LLC d/b/a CLEAR concerning expedited screening options for passengers at Denver International Airport.

Amends a revenue contract with ALClear, LLC, doing business as CLEAR, to add three years for a new end date of 1-21-21 for expedited screening options using biometric authentication for travelers at Denver International Airport. There is no change to the minimum annual guarantee amount of \$250,000 (201208853). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0049 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

18-0050 A resolution approving a proposed Third Amendment between the City and County of Denver and Harris Miller Miller & Hanson, Inc. concerning on-call acoustic consulting services at Denver International Airport.

Amends a contract with Harris, Miller, Miller & Hanson, doing business as HMMH, to add \$450,000 for a new total of \$850,000 and to add three years for a new end date of 12-31-20 for on-call acoustic consulting services necessary to analyze the effects of aircraft noise on surrounding communities at Denver International Airport (CE13002-04). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0050 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

Finance & Governance Committee

18-0024 A resolution approving a proposed Third Amendatory Agreement by and between the City and County of Denver and Journal Technologies, Inc., f/k/a New Dawn Technologies, Inc., to extend the term and increase the compensation to cover maintenance and technical support.

Adds \$100,379 and three years to a contract with Journal Technologies, Inc. for a new total of \$599,379 through 12-31-20 for maintenance and technical support of software used by the City Attorney’s Office for case management and to send information to the Office of the Public Defender (TECHS-201208070-03). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-16-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0024 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Gilmore (1)

18-0040 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Butler Snow LLP for an increase to the maximum contract amount.

Adds \$199,500 to a contract with Butler Snow, LLP for a new total of \$592,000 for outside legal services for implementation of the National Western Complex project in Council District 9 (201629665-02). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-16-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0040 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Gilmore (1)

18-0052 A resolution approving a proposed amended Master Purchase Order between the City and County of Denver and Traffic Signal Controls, Inc., to increase the amount for the annual replacement of LEDs throughout the City.

Adds \$1,530,000 to the master purchase order with Traffic Signal Controls, Inc. for a new total of \$2,250,000 for traffic signal control heads used for citywide traffic operations including an anticipated increase in energy efficient Light Emitting Diodes (LED) usage and replacement (SC-00002574). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-16-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0052 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

Land Use, Transportation & Infrastructure Committee

18-0011 A resolution approving a proposed Contract between the City and County of Denver and Ralph L. Wadsworth Construction Company, LLC related to the Sanderson Gulch Reach 1 Project.

Approves a contract with Ralph L. Wadsworth Construction Company, LLC for \$11,664,856.78 and for ten months for the Sanderson Gulch Reach 1 Project including channel grading, concrete flatwork, asphalt paving, utility relocations, riprap placement, loose and grouted slab stone boulder construction, and other services located along the Sanderson Gulch from South Platte River Drive to South Lipan Street in Council District 7 (201737381). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-2-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0011 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

18-0044 A resolution accepting and approving the plat of Denver International Business Center Filing No. 7.

Approves a subdivision plat for Denver International Business Center Filing No. 7 located near Tower Road and 64th Avenue in Council District 11. The Committee approved filing this resolution by consent on 1-16-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0044 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

18-0045 A resolution accepting and approving the plat of Green Valley Ranch Filing No. 45.

Approves a subdivision plat for Green Valley Ranch Filing No. 45 located at Maxwell Place and Jebel Street in Council District 11. The Committee approved filing this resolution by consent on 1-16-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0045 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)

Absent: Gilmore (1)

18-0047 A resolution approving the Mayor’s appointments to the National Western Center Authority Board.

Approves the following Mayoral appointments to the National Western Center Authority Board: Jacque Hinman, Steven McCarthy, and John Zapien (neighborhood resident Board member) for terms effective immediately and expiring on 12-31-21; Robb Brown for a term effective immediately and expiring on 12-31-20; Kelly Leid, Monique Lovato, and Liliana Flores Amaro (neighborhood resident non-voting Board member) for terms effective immediately and expiring 12-31-19, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-16-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0047 be adopted. The motion carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Flynn, Herndon, New, Ortega, Susman (8)

Nay: Espinoza, Kashmann, López (3)

Absent: Gilmore (1)

Abstain: Kniech (1)

Safety, Housing, Education & Homelessness Committee

18-0042 A resolution approving the Mayor’s appointment to the Denver Preschool Program Board of Directors.

Approves the Mayoral appointment of Penny May to the Denver Preschool Program Board of Directors for a term effective immediately and expiring 12-31-20, or until a successor is duly appointed. The Committee approving filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0042 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Gilmore (1)

18-0046 A resolution approving the Mayor’s appointments to the Mayor’s Housing Advisory Committee.

Approves the Mayoral reappointments of Heather Lafferty and John Parvensky to the Mayor’s Housing Advisory Committee effective immediately and expiring on 12-31-19, or until successors are duly appointed. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0046 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Gilmore (1)

18-0048 A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Denver Children's Advocacy Center.

Amends a contract with Denver Children's Advocacy Center to add \$195,000 for a new total of \$1,186,000 and to add one year for a new end date of 12-31-18 for forensic interviews of minors and other professional services for cases involving children at the Denver Police Department (201312556-03). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0048 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

18-0057 A resolution approving the City Council reappointment to the Affordable Housing Advisory Committee.

Approves the reappointment of Council member Robin Kniech to the Mayor's Housing Advisory Committee as the City Council representative effective immediately and expiring on December 31, 2020, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-17-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 18-0057 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Gilmore (1)

BILLS FOR INTRODUCTION

Finance & Governance Committee

[17-1417](#) A bill for an ordinance approving a proposed Amendment to Intergovernmental Agreement Regarding Alley Design, Including Acquisition of Right-of-Way for Federal and Mississippi Retail Center Alley Project Relating to the Westwood Urban Redevelopment Area between the City and County of Denver and the Denver Urban Renewal Authority.

Adds one year to and increases Denver Urban Renewal Authority's (DURA) contribution to a previously approved intergovernmental agreement with the City by \$334,000 for a new total of \$732,000 through 12-31-18 outlining responsibilities for the planning, engineering, design, property acquisition, and construction of an alley from Tennessee Avenue to Mississippi Avenue behind the Federal and Mississippi Retail Center in Council District 3 (FINAN 201419856-01). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this bill by consent on 12-12-17.

Council Bill 17-1417 was ordered published on first reading.

Ordered published on first reading

[18-0009](#) A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Raiatea, LLP for the sale of property located at approximately 8101 East 40th Avenue and Ulster Street.

Approves a purchase and sale agreement with Raiatea, LLP for \$10,000 for the sale of approximately 11,970 square feet of surplus City-owned vacant land located at approximately 8101 East 40th Avenue and Ulster Street in Council District 9 (FINAN-201737898-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this bill by consent on 1-16-18.

Council Bill 18-0009 was ordered published on first reading.

Ordered published on first reading

[18-0051](#) A bill for an ordinance repealing Section 15-16 of the Revised Municipal Code as obsolete and repealing and reenacting Section 15-17 of the Revised Municipal Code to update the precinct plan for city council districts.

Amends Sections 15-16 and 15-17 of the Denver Revised Municipal Code to remain in compliance with registered voter population limits in Colorado Revised Statutes by updating precinct boundaries citywide. The Committee approved filing this bill at its meeting on 1-16-18.

Council Bill 18-0051 was ordered published on first reading.

Ordered published on first reading

Land Use, Transportation & Infrastructure Committee

[18-0053](#) A bill for an ordinance amending Ordinance 235, Series of 2008 concerning the “Chief Hosa Lodge and Campground” Special Revenue Fund and transferring cash within the Culture and Recreation Special Revenue Fund.

Transfers the remaining cash balance for the Chief Hosa Campground from the Event Facility Fund 15823 into the Denver Mountain Park Fund 15825 and amends Ordinance 235, Series of 2008, to remove all language concerning the Chief Hosa Campground. The Committee approved filing this bill by consent on 1-16-18.

Council Bill 18-0053 was ordered published on first reading.

Ordered published on first reading

[18-0054](#) A bill for an ordinance transferring cash and closing funds in the Culture and Recreation Special Revenue Fund and the Grant and Other Money Projects Fund.

Closes Lookout Mountain Development Fund 15812 and the Summit Lake Park Collections Fund 38246 and transfers the unspent cash balance into Denver Mountain Parks Special Revenue Fund 15825 for more effective accounting and budgeting. The Committee approved filing this bill by consent on 1-16-18.

Council Bill 18-0054 was ordered published on first reading.

Ordered published on first reading

Safety, Housing, Education & Homelessness Committee

[17-1144](#) A bill for an ordinance approving a proposed Revocable License Agreement between the City and County of Denver and East Cherry Creek Valley Water and Sanitation District Water Activity Enterprise, Inc., for a pole-mounted solar panel to be placed within the Denver Arapahoe Disposal Site property.

Approves a three-year contract with East Cherry Creek Valley Water and Sanitation District Water Activity Enterprise, Inc. (ECCV) in the amount of \$10 to allow ECCV to place a pole-mounted solar panel within the Arapahoe Disposal Site (DADS) property to protect the solar panel from vandalism (ENVHL-201737242-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-20-18. The Committee approved filing this bill by consent on 10-18-17.

Council Bill 17-1144 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

18-0027 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Regional Transportation District (RTD) for transportation ECO pass benefits for city employees.

Approves a one-year \$2,665,434 contract with the Regional Transportation District for transportation (ECO) pass benefits for eligible employees (CSAHR-201738454). The Committee approved filing this bill by consent on 1-9-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Bill 18-0027 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, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Gilmore (1)

18-0028 A bill for an ordinance authorizing the issuance of the City and County of Denver, Colorado, for and on behalf of the Wastewater Management Division of its Department of Public Works, Wastewater Enterprise Revenue Bonds, Series 2018, for the purpose of financing the cost of acquiring, improving and equipping the storm drainage and sanitary sewerage facilities of the City; providing for the pledge of certain wastewater revenues for the payment thereof; and making other provisions relating thereto.

Authorizes the issuance of City and County of Denver, for and on behalf of the Wastewater Management Division of the Department of Public Works, Wastewater Enterprise Revenue Bonds, Series 2018, in a principal amount not to exceed \$107 million for the purpose of funding \$30 million of citywide storm drainage and sanitary sewerage capital projects identified as part of Wastewater’s 2016-2021 capital program, \$77 million for the Platte to Park Hill storm drainage project, and the associated costs of issuance. The Committee approved filing this bill at its meeting on 1-9-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Bill 18-0028 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, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Gilmore (1)

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

RECESS

Council did not take a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

PRE-ADJOURNMENT ANNOUNCEMENT

ADJOURN

There being no further business before the City Council, Council President Brooks adjourned the meeting at 6:19 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