

City Council Minutes

Meeting Date: Monday, August 31, 2020 5:30 PM

PLEDGE OF ALLEGIANCE

Councilmember Sandoval led the Pledge of Allegiance.

ROLL CALL

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

Absent: Kashmann (1)

APPROVAL OF THE MINUTES

[20-0893](#) Minutes of Monday, August 24, 2020

The minutes of Monday, August 24, 2020 were distributed to members of Council. Council President Gilmore ordered the minutes approved.

Approved

COUNCIL ANNOUNCEMENTS

Councilmembers Black, Sawyer and Gilmore offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[20-0900](#) **A proclamation in honor of retiring Denver Arts & Venues employees for their decades of service to the City and County of Denver.**

A motion offered by Councilmember Torres, duly seconded by Councilmember Herndon, that Council Proclamation 20-0900 be adopted. The motion carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

[20-0901](#) **A proclamation recognizing the service of Reza Kazemian and Wastewater Management Division retirees to the City of Denver.**

A motion offered by Councilmember Ortega, duly seconded by Councilmember Herndon, that Council Proclamation 20-0901 be adopted. The motion carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

RECAP OF BILLS TO BE CALLED OUT

BLOCK VOTE

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, to approve the following items en bloc. The motion carried by the following vote:

Approved the consent agenda

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

RESOLUTIONS

Finance & Governance Committee

20-0824 A resolution approving a proposed Agreement between the City and County of Denver and Qwest Corporation, d/b/a CenturyLink, to access, maintain, upgrade and install services at numerous City-owned locations.

Approves an agreement with Qwest, doing business as CenturyLink QC, allowing the Director of Real Estate to review and approve Qwest/CenturyLink requests for access to install and maintain telecom equipment in City-owned buildings leased to third party occupants (FINAN-202054293). The last regularly scheduled Council meeting within the 30-day review period is on 9-21-20. The Committee approved filing this item at its meeting on 8-18-20.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Resolution 20-0824 be adopted en bloc, carried by the following vote:

Adopted

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

20-0833 A resolution approving a proposed Lease Agreement between the City and County of Denver and Dencom, LLC for property located at 4600 East 48th Avenue to support emergency sheltering needs for those experiencing homelessness.

Approves a lease agreement with DENCOM, LLC for \$19,840,480.40 and for ten years, with two five-year options to extend, to support emergency sheltering needs for those experiencing homelessness at a facility located at 4600 East 48th Avenue in Council District 8 (FINAN-202055687). The last regularly scheduled Council meeting within the 30-day review period is on 9-21-20. The Committee approved filing this item at its meeting on 8-18-20.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Resolution 20-0833 be adopted en bloc, carried by the following vote:

Adopted

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

Absent: Kashmann (1)

Land Use, Transportation & Infrastructure Committee

20-0818 A resolution approving a proposed Contract between the City and County of Denver and Hamon Infrastructure, Inc. for the 14th Avenue Bridge Replacement over Cherry Creek and Cherry Creek Trail as part of the Elevate Denver Bond Program.

Approves a contract with Hamon Infrastructure, Inc. for \$3,543,130 and for 300 days for the 14th Avenue Bridge Replacement over Cherry Creek and Cherry Creek Trail as part of the Elevate Denver Bond Program, in Council Districts 3 and 10 (202054547). The last regularly scheduled Council meeting within the 30-day review period is on 9-21-20. The Committee approved filing this item at its meeting on 8-18-20.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Resolution 20-0818 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

Safety, Housing, Education & Homelessness Committee

20-0820 A resolution approving a proposed Agreement between the City and County of Denver and Colorado Department of Health Care Policy and Financing for the County Medicaid Incentive Program.

Approves a revenue grant agreement with the Colorado Department of Health Care Policy and Financing for \$927,571.46 and through 6-30-21 to create a financial incentive program for performance standards related to Medicaid eligibility and cooperation with other Medicaid related entities to reduce backlogs, ensure timeliness of eligibility determinations and compliance with program guidelines (SOCSV202055468). The last regularly scheduled Council meeting within the 30-day review period is on 9-21-20. The Committee approved filing this item at its meeting on 8-19-20.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Resolution 20-0820 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

[20-0821](#) A resolution approving and providing for the execution of a proposed amended Grant Agreement between the City and County of Denver and the Colorado Department of Human Services concerning the “Colorado Community Response” program and the funding therefor.

Amends a grant agreement with the State of Colorado Office of Early Childhood by adding \$140,790 for a new total of \$590,790 and one year for a new end date of 6-30-21 for the Colorado Community Response (CCR) Program to help families become more sustainable as a unit through guidance and support surrounding financial education, health, safety, parent education, goal setting and achievement (202055469). The last regularly scheduled Council meeting within the 30-day review period is on 9-21-20. The Committee approved filing this item at its meeting on 8-19-20.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Resolution 20-0821 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Absent: Kashmann (1)

BILLS FOR INTRODUCTION

Land Use, Transportation & Infrastructure Committee

[20-0812](#) A bill for an ordinance relinquishing the easement in its entirety established in the Easement Agreement recorded with the Denver Clerk & Recorder at Reception No. 2012002687 located at 82 North Uinta Way.

Relinquishes the utility easement in its entirety, as established in the Easement Agreement with Recordation No. 2012002687 Located at 82 North Uinta Way in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 9-21-20. The Committee approved filing this item at its meeting on 8-18-20.

Council Bill 20-0812 was ordered published

Ordered published

[20-0813](#) A bill for an ordinance changing the zoning classification for 55, 65, 101 S. Colorado Blvd., 51, 97, 101 Colorado Blvd. and 98 Harrison St. in Cherry Creek.

Approves an official map amendment to rezone property located at 101 Colorado Boulevard from G-RH-3 to G-MU-5, properties located at 98 Harrison Street, 97 Colorado Boulevard and 51 Colorado Boulevard from G-RH-3 to G-RO-5, properties located at 55 and 65 South Colorado Boulevard from PUD 56 to G-RO-5 and property located at 101 S. Colorado Boulevard from G-MU-3 to G-MU-5 (various districts to multi-unit, 5 stories) in Council District 10. If ordered published, a public hearing will be held on Monday, 9-28-20. The Committee approved filing this item at its meeting on 8-18-20.

Council Bill 20-0813 was ordered published with a future required public hearing on 9-28-20

Ordered published with a future required public hearing

20-0815 A bill for an ordinance changing the zoning classification for 50 South Kalamath Street, 39 South Kalamath Street, 10 South Lipan Street, and 101 South Santa Fe Drive in Baker.

Approves an official map amendment to rezone properties located at South Kalamath Street, 39 South Kalamath Street, 10 South Lipan Street and 101 South Santa Fe Drive from I-A UO-2 to I-B UO-2 to I-MX-5, UO-2, DO-7 (industrial to industrial, mixed-use) with waivers in Council District 7. If ordered published, a public hearing will be held on Monday, 9-28-20. The Committee approved filing this item at its meeting on 8-18-20.

Council Bill 20-0815 was ordered published with a future required public hearing on 9-28-20

Ordered published with a future required public hearing

20-0819 A bill for an ordinance revoking the revocable permit granted by Ordinance No. 53, Series of 1989, to the Secretary of Housing and Urban Development.

Revokes Ordinance #53, Series of 1989 which granted a revocable permit to the Secretary of Housing and Urban Development, their successors and assigns, to encroach into the right of way with an existing garage at 500 Tennyson Street in Council District 3. The Committee approved filing this item at its meeting on 8-18-20.

Council Bill 20-0819 was ordered published

Ordered published

BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

20-0701 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Urban Drainage and Flood Control District d/b/a Mile High Flood District, to add funding for construction of Sand Creek Trail improvements.

Amends an intergovernmental agreement with Urban Drainage Flood Control District, doing business as Mile High Flood District, by adding \$3,714,193.37 of City funds for a new total of \$4,089,193.37 for construction of Sand Creek Trail Improvements for approximately 3 miles of soft surface trail along the Sand Creek Regional Greenway in Council District 8. No change to agreement duration (201952159-01; 202055178). The last regularly scheduled Council meeting within the 30-day review period is on 9-14-20. The Committee approved filing this item at its meeting on 7-28-20.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Bill 20-0701 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, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay: (None) (0)
Absent: Kashmann (1)

20-0790 A bill for an ordinance relinquishing one of the easements, in its entirety, established in Ordinance No. 336, Series of 1964 recorded with the Denver Clerk & Recorder at Reception No. 1964098150 located at 3860 and 3900 Blake Street.

Relinquishes one of the easements, in its entirety, established in Vacation Ordinance No. 336, Series of 1964, located at 3860 and 3900 Blake Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 9-14-20. The Committee approved filing this item at its meeting on 8-11-20.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Bill 20-0790 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, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Kashmann (1)

PRE-RECESS ANNOUNCEMENT

Council President Gilmore announced that tonight, there will be a required public hearing on Council Bill 20-0694, changing the zoning classification for 4855, 4856, 4876 and 4900 Sherman Street, 4824 Lincoln Street, 4877, 4901 and 4978 Grant Street, 5000, 5001 and 5021 Logan Street in Globeville; a required public hearing on Council Bill 20-0695, changing the zoning classification for 4846 Knox Court in Regis; and, a required public hearing on Council Bill 20-0708, changing the zoning classification for 2520 Wewatta Way and 2901 Broadway in Five Points. Anyone wishing to speak on any of these matters must go online to sign up during the recess of Council.

RECESS

Council took a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

20-0694 A bill for an ordinance changing the zoning classification for 4855, 4856, 4876 and 4900 Sherman Street, 4824 Lincoln Street, 4877, 4901 and 4978 Grant Street, 5000, 5001 and 5021 Logan Street in Globeville.

Approves an official map amendment to rezone property from E-SU-D and I-MX-3 to OS-A (urban edge to open space), located at 4855 Sherman Street, 4824 Lincoln Street, 4876 Sherman Street, 4900 Sherman Street, 4901 Grant Street, 4978 Grant Street, 5001 Logan Street, 5000 Logan Street, 5021 Logan Street, 4877 Grant Street, and 4856 Sherman Street in Council District 9. The Committee approved filing this item at its meeting on 7-21-20.

Council sat as a Committee of the Whole, commencing at 6:18 p.m., Council President Gilmore presiding, to hear speakers on Council Bill 20-0694. No speakers signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Jesse Parris and Silas Ulibarri signed up to speak neither for nor against the bill. Scott Robinson of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Herndon, that Council Bill 20-0694 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

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

20-0695 A bill for an ordinance changing the zoning classification for 4846 Knox Court in Regis.

Approves an official map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 4846 Knox Court in Council District 1. The Committee approved filing this item at its meeting on 7-21-20.

Council sat as a Committee of the Whole, commencing at 7:10 p.m., Council President Gilmore presiding, to hear speakers on Council Bill 20-0695. Jesse Parris signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Edson Ibanez of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Herndon, that Council Bill 20-0695 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

- Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kniech, Ortega, Sandoval, Sawyer, Torres (11)
- Nay: (None) (0)
- Absent: Black, Kashmann (2)

20-0708 A bill for an ordinance changing the zoning classification for 2520 Wewatta Way and 2901 Broadway in Five Points.

Approves an official map amendment to rezone property from C-MX-16, DO-7 and C-MX-8, DO-7 to C-MX-8, DO-7 and C-MX-16, DO-7 (aligns urban center zoning with surrounding districts), located at 2520 Wewatta Way and 2901 North Broadway Street in Council District 9. The Committee approved filing this item at its meeting on 7-21-20.

Council sat as a Committee of the Whole, commencing at 7:22 p.m., Council President Gilmore presiding, to hear speakers on Council Bill 20-0708. Meaghan Turner, Chase Hill and Matt Van Sistine signed up to speak in favor of the bill. Nola Miguel, Alfonso Espino, Angela Garcia, Vanessa Quintana and Jesse Parris signed up to speak in opposition of the bill. Brandon Shaver of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Sandoval, duly seconded by Councilmember Herndon, that Council Bill 20-0708 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, Clark, Flynn, Gilmore, Herndon, Hinds, Kniech, Ortega (8)

Nay: CdeBaca, Sawyer, Torres (3)

Absent: Kashmann (1)

Abstain: Sandoval (1)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Gilmore announced that on Monday, September 28, 2020, Council will hold a required public hearing on Council Bill 20-0813, changing the zoning classification for 55, 65, 101 S. Colorado Blvd., 51, 97, 101 Colorado Blvd. and 98 Harrison St. in Cherry Creek; and, a required public hearing on Council Bill 20-0815, changing the zoning classification for 50 South Kalamath Street, 39 South Kalamath Street, 10 South Lipan Street, and 101 South Santa Fe Drive in Baker. Any protests against Council Bills 20-0813 or 20-0815 must be filed with the Council Offices no later than noon on Monday, September 21, 2020.

ADJOURN

There being no further business before the City Council, Council President Gilmore adjourned the meeting at 9:12 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