

City Council Meeting of Monday, October 8, 2018

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Rafael G. Espinoza.....District 1
Kevin Flynn.....District 2
Paul D. López.....District 3
Kendra Black.....District 4
Mary Beth Susman.....District 5
Paul Kashmann.....District 6



Jolon Clark.....District 7
Christopher Herndon.....District 8
Albus Brooks.....District 9
Wayne New.....District 10
Stacie Gilmore.....District 11
Leon Mason.....Director
Mar'quasa Hopson.....Clerk

Room 451
City & County Building
1437 Bannock Street
Denver CO 80202
Phone: 720-337-2000
Email: denc@denvergov.org

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT AND LANGUAGE INTERPRETATION

The Council Chambers has listening devices for people with a hearing loss. Request a device from the Council Secretary. The City can provide sign language interpretation, CART (computer assisted real-time transcription), and foreign language interpretation for persons attending City Council meetings. If you need any of these accommodations, please email denc@denvergov.org or call 720-337-2000 three (3) business-days prior to the Council meeting.

CITY COUNCIL AGENDA

The City Council agenda and meeting schedule are made available for public review during normal business hours at the City & County Building, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled Council meeting. The agenda packet is also posted on the City Council website at <https://www.denvergov.org/citycouncil>. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived webcast at <https://denver.legistar.com>.

PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak, sign up with the Council Secretary either before the meeting starting at 5pm in Rm. 451 of the City & County Building, or during the recess of Council. Speakers must be present to sign a speaker card – no sign-up by proxy permitted. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes (for required hearings only; no yielding of time for courtesy hearings). Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5pm before the first and third scheduled Council meeting each month, City Council hosts a 30-minute general public comment session, allowing members of the public to address the full Council with concerns regarding any matter not scheduled for a public hearing. Speakers have 3 minutes to speak and must sign up via email at denc@denvergov.org, phone at 720-337-2000 or in person in Rm. 451, City & County Building starting at 12:00 p.m. the Friday before the session is held. Sign up ends at 4:00 p.m. the day of the session. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF THE MINUTES

[18-1149](#) Minutes of Monday, October 1, 2018

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[18-1154](#) **A proclamation in observance of the Third Annual Indigenous Peoples Day in the City and County of Denver.**

Sponsors López, New, Gilmore, Kniech, Kashmann, Susman, Brooks and Ortega

[18-1156](#) **A proclamation in recognition of Francisco "Cisco" Gallardo and his work reducing gang violence in Denver.**

Sponsors López, Kashmann, Brooks, Kniech and Gilmore

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[18-1008](#) **A resolution approving a proposed Agreement between the City and County of Denver and Stantec Architecture, Inc. concerning urban design and architecture services at Denver International Airport.**

Approves an on-call contract with Stantec Architecture, Inc. for \$1 million and for three years for urban design and architecture services including site design, renderings for marketing, transportation and mobility planning, and other services as part of the Real Estate Strategic Development plan at Denver International Airport (PLANE-201843518-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-26-18.

[18-1009](#) A resolution approving a proposed Agreement between the City and County of Denver and Brightview Landscape Development Group concerning urban design and architecture services at Denver International Airport.

Approves an on-call contract with Brightview Landscape Development Group for \$3.5 million and for three years for urban design and architecture services including site design, renderings for marketing, transportation and mobility planning, and other services as part of the Real Estate Strategic Development plan at Denver International Airport (PLANE-201843520-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-26-18.

[18-1010](#) A resolution approving a proposed Agreement between the City and County of Denver and Shears, Adkins, Rockmore Architects, LLC concerning urban design and architecture services at Denver International Airport.

Approves an on-call contract with Shears, Adkins, Rockmore Architects LLC for \$3.5 million and for three years for urban design and architecture services including site design, renderings for marketing, transportation and mobility planning, and other services as part of the Real Estate Strategic Development plan at Denver International Airport (PLANE-201737179-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-26-18.

[18-1011](#) A resolution approving a proposed Agreement between the City and County of Denver and Matrix Design Group, Inc. concerning professional engineering services at Denver International Airport.

Approves an on-call contract with Matrix Design Group, Inc. for \$4 million and for three years for professional engineering services including traffic and transportation engineering, cost estimating and strategic project delivery advisory services, technical feasibility studies, and other services as part of the Real Estate Strategic Development plan at Denver International Airport (PLANE-201843521-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-26-18.

[18-1012](#) A resolution approving a proposed Agreement between the City and County of Denver and Merrick & Company concerning professional engineering services at Denver International Airport.

Approves an on-call contract with Merrick & Company for \$3 million and for three years for professional engineering services including traffic and transportation engineering, cost estimating and strategic project delivery advisory services, technical feasibility studies, and other services as part of the Real Estate Strategic Development plan at Denver International Airport (PLANE-201843478-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-26-18.

[18-1020](#) A resolution approving a proposed Agreement between the City and County of Denver and the Community College of Denver Foundation to help administer the WORKNOW workforce development program.

Approves a \$550,000 contract with Community College of Denver Foundation through 12-31-23 to administer the WORKNOW workforce development program to support outreach efforts to targeted areas and populations including monthly career navigation and worker support services, trainings to provide workers with advanced skillsets to meet anticipated vertical building trade needs, and other services in support of the National Western Complex project in Council District 9 (201844333). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-26-18.

[18-1054](#) A resolution approving a proposed second Amendment between the City and County of Denver and Matco Well Service, Inc. concerning services related to city-owned oil and gas wells at Denver International Airport.

Amends a contract with Matco Well Service, Inc. by adding one year for a new end date 10-31-19 for oil field work-over rig services including work-over rigs, crews, supervisors, pumps, tanks, blow-out preventers, auxiliary equipment, and miscellaneous supplies and services related to well work for the 76 city-owned oil and gas wells at Denver International Airport. No change to contract amount (201312659-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-26-18.

Finance & Governance Committee**[18-0844](#) A resolution approving a proposed Fifth Amendatory Agreement by and between the City and County of Denver and Marsh ClearSight, LLC, to increase funding and extend the term for maintenance services and support for STARS™ software, including Federal Medicare reporting.**

Adds \$60,000 and four months to a contract with Marsh ClearSight for a new total of \$949,826 for a new end date of 4-30-19 to allow for the competitive procurement and continued use of licensed software for tracking city employee compensation, auto, and property claims (CRCFD - 201311634). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 8-7-18.

[18-1019](#) A resolution approving the Mayor's reappointments to the West Colfax Business Improvement District Board of Directors.

Approves the Mayoral reappointments of Rene Doubleday and Win King to the West Colfax Business Improvement District Board of Directors for terms effective immediately and expiring on 10-3-21. The Committee approved filing this resolution by consent on 9-25-18.

[18-1052](#) A resolution approving a proposed Third Amendatory Agreement by and between the City and County of Denver and Sierra-Cedar, Inc., to add a new scope of work to migrate an existing PeopleSoft environment.

Amends a contract with Sierra-Cedar, Inc. to include the transition of the former Workday Enterprise Resource Planning (ERP) application from on-premise to the cloud to allow for continued access to PeopleSoft data in a non-production environment (TECHS - 201523139-03). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-25-18.

[18-1053](#) A resolution approving a proposed Second Amendment to Master Subscription and Professional Services Agreement by and between the City and County of Denver and Exterro, Inc., to extend the term, increase the compensation and add a new statement of work for the City's e-discovery application.

Adds three years and \$1,055,135 to a contract with Exterro, Inc. for a new total of \$1,980,417.84 through 10-31-21 for continual use, maintenance, and support for the City Attorney's E-Discovery system (TECHS - 201524522-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-25-18.

[18-1055](#) A resolution approving a proposed Third Amendatory Agreement by and between the City and County of Denver and Star Telecommunications, Inc., to revise pay rates for cabling service technicians for the City's Technology Services Department.

Amends an on-call contract with Star Telecommunications, Inc. to allow compensation at the increased Prevailing Wage rates and to add low voltage cabling services. No change to contract amount or duration (TECHS - 201310423-03). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-25-18.

[18-1150](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the total sum of Twenty-Six Thousand Dollars and Zero Cents (\$26,000.00), payable to Alison Hanby in full payment and satisfaction of all claims in Claim No. 2015.0671.

Settles a claim involving the Denver Police Department. This resolution was approved for filing at the Mayor Council meeting on 10-2-18.

[18-1151](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the total sum of Twenty-Eight Thousand Five Hundred Dollars and Zero Cents (\$28,500.00), payable to Elena Svystunova and the Law Offices of George J. Nichols III, P.C. in full payment and satisfaction of all claims in Case No. 2017CV034387, in the District Court for the City and County of Denver, Colorado.

Settles a claim involving the Denver Fire Department. This resolution was approved for filing at the Mayor Council meeting on 10-2-18.

Land Use, Transportation & Infrastructure Committee**[18-0972](#) A resolution approving a proposed Contract between the City and County of Denver and Sturgeon Electric Company, Inc. for electrical lighting along multiple roadways.**

Approves a contract with Sturgeon Electrical Company, Inc. for \$1,585,000 and for five months for lighting and electrical updates at Red Rocks Park including street lighting along multiple roadways and the Upper South Parking lot and a new backup generator at the Visitor's Center (201843069). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-11-18.

[18-0974](#) A resolution approving a proposed Agreement between the City and County of Denver and Wood Environment & Infrastructure Solutions, Inc. for professional design services.

Approves a contract with Wood Environment & Infrastructure Solutions, Inc. for \$598,395 and for one year for professional design services for replacement of the 14th Avenue Bridge over Cherry Creek in Council Districts 3 and 10 (201844276). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-11-18.

[18-1021](#) A resolution accepting and approving the plat of Outlook Gateway Subdivision Filing No. 1.

Approves a subdivision plat for Outlook Gateway Subdivision Filing No. 1 located near North Argonne Street and East 56th Avenue in Council District 11. The Committee approved filing this item at its meeting on 9-25-18.

[18-1022](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as Wewatta Street at the intersection of 19th Street and Wewatta Street.

Dedicates a parcel of land as public right-of-way as Wewatta Street located near the intersection of 19th Street and Wewatta Street in Council District 9. The Committee approved filing this item at its meeting on 9-25-18.

[18-1025](#) A resolution approving a proposed Contract between the City and County of Denver and Insituform Technologies, LLC for general sanitary Cherry Creek improvements.

Approves a contract with Insituform Technologies, LLC for \$2,195,769.50 and for seven months to rehabilitate deteriorated clay sanitary sewer pipes in multiple locations in the Cherry Creek East neighborhood in Council Districts 5 and 10 (201843656). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-25-18.

[18-1050](#) A resolution granting a revocable permit to 32V LLC, to encroach into the right-of-way at West 32nd Avenue and Vallejo Street.

Grants a revocable permit subject to certain terms and conditions to 32V LLC., their successors and assigns, to encroach into the right-of-way with an underground parking garage including foundation walls, thirty-nine soldier beams without tiebacks, and associated lagging at West 32nd Avenue and Vallejo Street in Council District 1. The Committee approved filing this item at its meeting on 9-25-18.

[18-1051](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by South Columbine Street, East Evans Avenue, South Josephine Street and East Asbury Avenue.

Dedicates a parcel of land as public right-of-way as public alley located in the alley bounded by South Columbine Street, East Evans Avenue, South Josephine Street, and East Asbury Avenue in Council District 6. The Committee approved filing this item at its meeting on 9-25-18.

Safety, Housing, Education & Homelessness Committee**[18-0644](#) A resolution approving a proposed Agreement between the City and County of Denver and Veolia ES Technical Solutions, L.L.C., to provide collection, packaging, management, transportation, and compliant disposal of regulated materials.**

Approves a \$4.5 million on-call contract with Veolia ES Technical Solutions, LLC to provide collection, packaging, management, transportation, and compliant disposal of regulated materials (hazardous and non-hazardous wastes) generated by City operations as well as emergency response to spills, abandoned hazardous wastes, and disposal of contaminated soils due to development projects (201842468). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 6-13-18.

[18-0962](#) A resolution approving a proposed Agreement between the City and County of Denver and Environmental Hazmat Services, Inc., to provide trained personnel to collect discarded and abandoned solid wastes, including putrescible wastes, medical waste, used syringes and drug paraphernalia.

Approves a three-year \$6 million contract with Environmental Hazmat Services, Inc. to collect discarded and abandoned solid wastes including putrescible wastes, medical waste, drug paraphernalia, and other materials in alleys, sidewalks, parks, and other public spaces (ENVHL-201844158-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-12-18.

[18-0970](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Montrose Air Quality Services, LLC to extend the term, increase the contract amount and amend the Scope of Work to perform air monitoring services.

Adds \$765,000 and three years to a contract with Montrose Air Quality Services, LLC for a new total of \$1 million and end date of 12-31-21 for ambient air quality sampling and monitoring services (ENVHL-201631526). The last regularly scheduled Council meeting within the 30-day review period is on 10-29-18. The Committee approved filing this item at its meeting on 9-12-18.

BILLS FOR INTRODUCTION**BILLS FOR FINAL CONSIDERATION****Land Use, Transportation & Infrastructure Committee****[18-1002](#) A bill for an ordinance approving the purchase of capital equipment from the General Fund Public Works Appropriation.**

Approves a one-time capital equipment expenditure for \$145,000 for one asphalt paver to support citywide street paving operations. The Committee approved filing this item at its meeting on 9-18-18.

[18-1003](#) A bill for an ordinance approving a proposed User Agreement between the City and County of Denver and Downtown Denver Business Improvement District for the use and occupancy of a kiosk in Skyline Park.

Approves a non-financial intergovernmental agreement with the Downtown Denver Business Improvement District (DDBID) for three years to authorize the DDBID to use and occupy the north space of the kiosk in Skyline Park to provide security, monitor the park, disseminate public information, and provide public services to park patrons in Council District 9 (201841556). The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

[18-1005](#) A bill for an ordinance relinquishing a portion of the utility and drainage easement reserved in Ordinance No. 250, Series of 1956 recorded with the Denver Clerk & Recorder in Book 52, Pages 337-338, located at 5120 Broadway.

Relinquishes a portion of the utility and drainage easement reserved in the Vacating Ordinance No. 250, Series of 1956, located at 5120 Broadway in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.

Safety, Housing, Education & Homelessness Committee**[18-0984](#) A bill for an ordinance amending Article III, Chapter 16 of the Denver Revised Municipal Code relating to the E-911 surcharge.**

Amends Article III, Chapter 16 of the Denver Revised Municipal Code to increase the Enhanced-911 (E-911) monthly emergency telephone surcharge from \$0.70 to \$1.20 effective 1-1-19. The Committee approved filing this item at its meeting on 9-19-18.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight, there will be a required public hearing on Council Bill 18-0874, changing the zoning classification for 3600 West 29th Avenue in West Highland; a required public hearing on Council Bill 18-0877, changing the zoning classification for 5124, 5128, 5132 & 5136 West 41st Avenue in Berkeley; and, a required public hearing on Council Bill 18-0886, approving a text amendment to the Denver Zoning Code to improve clarity and usability. Anyone wishing to speak on any of these matters must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

RECESS

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**Land Use, Transportation & Infrastructure Committee****[18-0874](#) A bill for an ordinance changing the zoning classification for 3600 West 29th Avenue in West Highland.**

Approves an official map amendment to rezone property located at 3600 West 29th Avenue from U-SU-C to U-MX-2x (urban, single-unit, to urban, mixed-use) in Council District 1. The Committee approved filing this item at its meeting on 8-21-18.

[18-0877](#) A bill for an ordinance changing the zoning classification for 5124, 5128, 5132 & 5136 West 41st Avenue in Berkeley.

Approves an official map amendment to rezone property located at 5124, 5128, 5132, and 5136 West 41st Avenue from U-SU-C1 to U-MX-2x (urban, single-unit, to urban, mixed-use) in Council District 1. The Committee approved filing this item at its meeting on 8-21-18.

[18-0886](#) A bill for an ordinance relating to the Denver Zoning Code, to improve clarity and usability.

Approves a text amendment to the Denver Zoning Code to clarify what constitutes a "sign" for purposes of zoning regulation and correct a code drafting error that may cause confusion regarding permitted setback encroachments for one-story porches and similar features. The Committee approved filing this item at its meeting on 8-21-18.

PRE-ADJOURNMENT ANNOUNCEMENT**ADJOURN**

PENDING

FOR 10-29-18:

[18-0992](#) **A resolution to set a public hearing on the approval of the Amended and Restated Service Plan for Denver International Business Center Metropolitan District No. 1.**

Sets a public hearing before City Council on 10-29-18 on the amended service plan for the Denver International Business Center Metropolitan District No. 1 located near Tower Road between 64th and 72nd avenues in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 10-22-18. The Committee approved filing this item at its meeting on 9-18-18.