

City Council Meeting of Wednesday, January 2, 2019

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: dencc@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 dencc@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, there is no yielding of time (unless necessary to accommodate translation or a disability). 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 dencc@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

[18-1549](#) Minutes of Monday, December 17, 2018

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[18-1445](#) **A resolution approving a proposed Master Purchase Order between the City and County of Denver and Kaw Valley Companies, Inc. concerning runway sand for use at Denver International Airport.**

Approves a master purchase order with Kaw Valley Companies Inc. for \$4,500,000 and through 7-1-21 for runway sand for use at Denver International Airport (SC-00003454). The last regularly scheduled Council meeting within the 30-day review period is on 1-14-19. The Committee approved filing this item at its meeting on 12-12-18.

Finance & Governance Committee

[18-1412](#) **A resolution approving a proposed Sublease Agreement between the City and County of Denver and Denver Regional Council of Governments for a sublease at 1290 Broadway.**

Approves a lease agreement with Denver Regional Council of Governments (DRCOG) for \$774,787.47 and through 3-21-21 for a sublease at 1290 Broadway in Council District 10 (FINAN-201845875). The last regularly scheduled Council meeting within the 30-day review period is on 1-14-19. The Committee approved filing this item at its meeting on 11-27-18.

[18-1447](#) A resolution approving the Mayor's appointment to the Crime Prevention and Control Commission.

Approves the Mayoral appointment of Sean McDermott to the Crime Prevention and Control Commission for a term effective immediately and expiring 9-1-21, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 12-11-18.

[18-1448](#) A resolution approving the Mayor's appointment to the Metro Wastewater Reclamation District.

Approves the Mayoral appointment of Mary Beth Susman to the Metropolitan Wastewater Reclamation District for a term effective immediately and expiring 6-30-20, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 12-11-18.

[18-1449](#) A resolution approving a proposed In-building Agreement by and between the City and County of Denver and Cellco Partnership dba Verizon Wireless to allow for installation of a new AWS-LTE Headend inside the Denver 911 Peoria Building to provide a Cellular In-Building Enhancement.

Approves a non-financial lease agreement with Verizon Wireless for ten years to allow Verizon to install an AWS-LTE headend inside the Denver 911 Peoria Building at 12025 East 45th Avenue in Council District 8 (TECHS-201842663-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 12-11-18.

[18-1481](#) A resolution approving the Mayor's reappointments to the Community Corrections Board.

Approves the Mayoral reappointments of Dianne Tramutola-Lawson, Jim Martinez, and Sarah Chaikin to the Community Corrections Board for terms effective immediately and expiring 6-30-22, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 12-18-18.

Land Use, Transportation & Infrastructure Committee**[18-1327](#) A resolution approving a Contract between the City and County of Denver and Jacobs Investments, LLC for directional boring services to install electrical conduits, citywide.**

Approves an on-call contract with Jacobs Investments LLC doing business as Colorado Boring LLC for \$3,000,000 and for three years for directional boring services used to install electrical conduits, citywide (201844649). The last regularly scheduled Council meeting within the 30-day review period is on 1-14-19. The Committee approved filing this item at its meeting on 11-13-18.

[18-1413](#) A resolution approving a Contract between the City and County of Denver and Global Underground Corporation for directional boring services to install electrical conduits, citywide.

Approves an on-call contract with Global Underground Corporation for \$3,000,000 and for three years for directional boring services used to install electrical conduits, citywide (201845992). The last regularly scheduled Council meeting within the 30-day review period is on 1-14-19. The Committee approved filing this item at its meeting on 11-27-18.

[18-1450](#) A resolution approving an Agreement between the City and County of Denver and Martin/Martin Inc. for structural engineering design services for multiple building and deferred maintenance projects citywide.

Approves an on-call contract with Martin/Martin Inc. for \$1,500,000 and for three years for structural engineering design services including structural repair, mechanical upgrades, evaluation, concrete and asphalt replacement, and other services, for multiple building and deferred maintenance projects citywide (201846239). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 12-11-18.

[18-1451](#) A resolution approving a proposed Agreement between the City and County of Denver and Short-Elliott-Hendrickson, Incorporated, for structural engineering design services for multiple building and deferred maintenance projects citywide.

Approves an on-call contract with Short-Elliott-Hendrickson Incorporated for \$1,500,000 and for three years for structural engineering design services including structural repair, mechanical upgrades, evaluation, concrete and asphalt replacement, and other services, for multiple building and deferred maintenance projects citywide (201846226). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 12-11-18.

[18-1452](#) A resolution approving a proposed On-Call Engineering Services Agreement between the City and County of Denver and Jirsa, Hedrick & Associates, Inc. for multiple building and deferred maintenance projects citywide.

Approves an on-call contract with Jirsa Hedrick Structural Engineers for \$1,500,000 and for three years for structural engineering design services including structural repair, mechanical upgrades, evaluation, concrete and asphalt replacement, and other services, for multiple building and deferred maintenance projects citywide (201846238). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-18. The Committee approved filing this item at its meeting on 12-11-18.

[18-1453](#) A resolution approving an Agreement between the City and County of Denver and J.F. Sato and Associates, Inc. for structural engineering design services for multiple building and deferred maintenance projects citywide.

Approves an on-call contract with J. F. Sato and Associates, Inc., for \$1,500,000 and for three years for structural engineering design services including structural repair, mechanical upgrades, evaluation, concrete and asphalt replacement, and other services, for multiple building and deferred maintenance projects citywide (201846240). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 12-11-18.

[18-1454](#) A resolution approving an Agreement between the City and County of Denver and Alfred Benesch & Company for structural engineering design services for multiple building and deferred maintenance projects citywide.

Approves an on-call contract with Alfred Benesch & Company for \$1,500,000 and for three years for structural engineering design services including structural repair, mechanical upgrades, evaluation, concrete and asphalt replacement, and other services, for multiple building and deferred maintenance projects citywide (201846235). The Committee approved filing this item at its meeting on 12-11-18.

[18-1485](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as North Colorado Boulevard near the intersection of East 41st Avenue and North Colorado Boulevard.

Dedicates city owned land as North Colorado Boulevard, located near the intersection of North Colorado Boulevard and East 41st Avenue in Council District 9. The Committee approved filing this item at its meeting on 12-18-18.

[18-1487](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as East Cedar Avenue near the intersection of East Cedar Avenue and South Birch Street.

Dedicates city owned land as East Cedar Avenue located at East Cedar Avenue between Leetsdale Drive and South Birch Street in Council District 5. The Committee approved filing this item at its meeting on 12-18-18.

[18-1498](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as a public alley bounded by California Street, Welton Street, 15th Street and 16th Street.

Dedicates a parcel of land as public right of way as public alley, located at the alley between California Street, Welton Street, 15th Street and 16th Street in Council District 9. The Committee approved filing this item at its meeting on 12-18-18.

Safety, Housing, Education & Homelessness Committee**[18-1266](#) A resolution approving a proposed Consent Agreement for Voluntary Access between the City and County of Denver and National Jewish Health to conduct air quality monitoring studies in the Globeville, Elyria, and Swansea neighborhoods.**

Approves a non-financial access agreement with National Jewish Health (NJH) through 12-31-19 for continued access to city property for purposes of conducting an air quality monitoring study in locations in the Globeville, Elyria, and Swansea neighborhoods in Council District 9 (ENVHL-201845753-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 11-7-18.

[18-1314](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Mpowered for financial counseling and related services in support of the Financial Empowerment Center (FEC).

Amends a contract with Mpowered by adding \$627,339.91 for a new total of \$1,127,027.91 and one year for a new end date of 12-31-19 for financial counseling and related services in support of the city's Financial Empowerment Center (FEC) program to provide free, one-on-one financial coaching for residents in the city to assist in developing budgets, reducing debt, increasing savings, navigating complex financial systems, and other related services (HRCRS-201738774-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-14-19. The Committee approved filing this item at its meeting on 11-14-18.

[18-1437](#) A resolution approving a proposed First Amendment to Management Program Agreement by and between the City and County of Denver and Conduent State & Local Solutions, Inc. f/ka Xerox State & Local Solutions, Inc. to reflect the contractor's name change and increase the contract maximum amount to provide expanded Photo Radar and Photo Red Light Services.

Amends a contract with Conduent State and Local Solutions, Inc. by adding \$1,177,460 for a new total of \$7,807,421 for expanded photo radar and photo red light services including the relocation of one photo red light, the addition of two photo red light locations and one additional photo speed van. No change to contract duration (201627552). The last regularly scheduled Council meeting within the 30-day review period is on 1-7-19. The Committee approved filing this item at its meeting on 12-5-18. Pursuant to Council Rule 3.7, Councilman Flynn called out this resolution at the Monday, December 17, 2018 Council meeting for a postponement to the next regularly scheduled meeting of Wednesday, January 2, 2019.

[18-1446](#) A resolution approving a proposed Tenth Amendatory Agreement by and between the City and County of Denver and Keefe Commissary Network, L.L.C., to extend the term to provide canteen/commissary and accounting services for use by the inmate population at the Denver County Jail and the Downtown Detention Center.

Amends a revenue contract with the Keefe Commissary Network, LLC by adding \$1.1 million for a new total of \$7.3 million and two years for a new end date of 12-31-20 to provide commissary services and accounting software for inmate accounts at the County Jail and Downtown Detention Center (RC63008). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 12-12-18.

[18-1462](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Laradon West, LLC to revise the restrictions on use of property for an affordable housing development located at 5120 N. Broadway Avenue in Globeville-Elyria Swansea.

Amends a loan agreement with Gorman & Company by revising the allocation of required HOME Investment Partnerships Program (HOME) units within the property to eliminate an overlap between those designated by the city and the State of Colorado Division of Housing, for the construction of 91 units of income-restricted rental housing at 5120 North Broadway in Council District 9. No change to contract amount or duration (OEDEV-201738563-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 12-12-18.

BILLS FOR INTRODUCTION

Finance & Governance Committee

[18-1461](#) A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from State of Colorado to award funding for the "Community Services Block Grant (CSBG) FY2019" program.

Appropriates 50% of the grant award for the 2019 Community Services Block Grant (CSBG) based on a Letter of Intent provided by the Colorado Department of Local Affairs in the amount of \$445,350 to fund the Community Services Block Grant program intended to alleviate the effects of poverty, demonstrate a way out of poverty, and promote long-term or sustainable futures for low-income persons citywide. The Committee approved filing this item at its meeting on 12-11-18.

Land Use, Transportation & Infrastructure Committee**[18-1410](#) A bill for an ordinance approving a proposed Relocation Agreement between the City and County of Denver and Public Service Company of Colorado relating to the 47th Avenue and York Street Bike and Pedestrian Bridge.**

Approves a relocation agreement with Public Service Company of Colorado for \$1,718,245 and through 3-31-19 to relocate a gas regulator station, immediate pressure gas main pipeline feeding the station and low-pressure gas distributing main pipeline to accommodate construction of the 47th Avenue and York Street Bicycle and Pedestrian Bridge in Council District 9 (FINAN-201846109-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-18. The Committee approved filing this item at its meeting on 11-27-18.

[18-1463](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Metro Wastewater Reclamation District for relocation of the Delgany Interceptor Facilities.

Approves an intergovernmental agreement with Metro Wastewater Reclamation District (District) for \$8,689,506 in District funds and \$1,735,762 in city funds for a total agreement amount of \$10,425,268 to replace the existing Delgany Interceptor sanitary sewer system from the right of way for Interstate 70 on the south end of the National Western Center (NWC) to the existing siphon inlet structure on the north end of the NWC, in Council District 9 (20184618). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-18. The Committee approved filing this item at its meeting on 12-11-18.

[18-1476](#) A bill for an ordinance governing the operation of Electric Mobility Scooters ("EMSs") in the city and county of Denver.

A bill for an ordinance governing the operation of Electric Mobility Scooters ("EMSs") in the city and county of Denver. The Committee approved filing this item at its meeting on 12-11-18.

[18-1480](#) A bill for an ordinance relinquishing an easement reserved in Ordinance No. 76, Series of 2009, recorded with Denver Clerk & Recorder at Reception No. 2009014434, located at 2020 South High Street.

Relinquishes the permanent easement in its entirety established with Recordation No. 2009014434 located at 2020 South High Street in Council District 6. The last regularly scheduled Council meeting within the 30-day review period is on 1-22-18. The Committee approved filing this item at its meeting on 12-18-18.

[18-1497](#) A bill for an ordinance changing the zoning classification for 4885 and 4889 South Quebec Street, in Southmoor Park.

Approves an official map amendment to rezone property from B-4 with waivers, UO-1, UO-2, to C-MX-20 (business in the former zoning code to urban center, mixed-use), located at 4885 South Quebec Street and 4889 South Quebec Street in Council District 4. If ordered published, a public hearing will be held on Monday, 1-28-18. The Committee approved filing this item at its meeting on 12-18-18.

Safety, Housing, Education & Homelessness Committee

[18-1316](#) A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority for evidence-based treatment services to Denver's homeless population.

Amends a contract with Denver Health and Hospital Authority by adding \$349,992 for a new total of \$1,049,992 and one year for a new end date of 12-31-19 to provide Comprehensive Housing and Residential Treatment Services (CHaRTS III) including case management for up to 100 clients and individual and group therapies for homeless residents released from detoxification and drug and alcohol rehabilitation, citywide (SOCSV-2016-31694-02). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 11-14-18.

[18-1507](#) A bill for an ordinance amending Article XI (Refund Payments to Elderly or Disabled Persons) of Chapter 53 of the Denver Revised Municipal Code (Taxation and Miscellaneous Revenue).

Amends Article XI of Chapter 53 of the Denver Revised Municipal Code (DRMC) relating to the Refund Payments to Elderly or Disabled Persons program to expand eligibility including to low-income homeownership families with children, citywide. The Committee approved filing this item at its meeting on 12-19-18.

[18-1508](#) A bill for an ordinance adopting a new Article IX of Chapter 28 of the Revised Municipal Code concerning "Prohibition of Conversion Therapy."

Amends Chapter 28 of the Denver Revised Municipal Code (DRMC) by adding Article IX concerning the prohibition of conversion therapy for minors. The Committee approved filing this item at its meeting on 12-19-18.

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[18-1418](#) A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Clayton Lane Investors, LLC, for the sale of 198 parking spaces in the Clayton Lane parking structure in Cherry Creek North.

Approves a purchase and sale agreement with Clayton Lane Investors LLC for \$6,000,000 for the sale of 198 parking spaces in the Cherry Creek North parking garage in Council District 10 (FINAN-201846108-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-7-19. The Committee approved filing this item at its meeting on 11-27-18.

[18-1434](#) A bill for an ordinance authorizing expenditures from the Dental Self-Insurance Fund.

Approves an appropriation for the 2019 Self-Insured Dental Fund totaling \$11,089,823.18. The Committee approved filing this item at its meeting on 12-4-18.

[18-1464](#) A bill for an ordinance amending Section 15-11 (Initiative and referendum petitions) of the Revised Municipal Code of the City and County of Denver to extend the timeframe during an election for the review and determination of sufficiency of initiative, referendum, and recall petitions and to modify the section heading.

Adjust timeframe for initiative and referendum petitions. The Committee approved filing this item at its meeting on 12-11-18.

Land Use, Transportation & Infrastructure Committee

[18-1428](#) **A bill for an ordinance relinquishing an easement established in the Deed recorded with the Denver Clerk & Recorder at Book 3539, Page 393, and number 1925817859, located at 810-870 East 50th Avenue.**

Relinquishes the sanitary sewer easement in its entirety as established in recorded document no. 1925817859, located at 810-870 East 50th Avenue in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 1-7-19. The Committee approved filing this item at its meeting on 12-4-18.

RECAP OF BILLS TO BE CALLED OUT**PRE-RECESS ANNOUNCEMENT****RECESS****COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION****PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION****PRE-ADJOURNMENT ANNOUNCEMENT**

Dependent upon publication, on Monday, January 28, 2019, Council will hold a required public hearing on Council Bill 18-1497, changing the zoning classification for 4885 and 4889 South Quebec Street in Southmoor Park. Any protests against Council Bill 18-1497 must be filed with the Council Offices no later than noon on Monday, January 21, 2019.

ADJOURN

PENDING

FOR 1-7-19:

[18-1346](#) A bill for an ordinance changing the zoning classification for 219, 221, 223, 225, 227, 235, 245 South Holly Street in Hilltop.

Approves an official map amendment to rezone property from E-MU-2.5 and E-SU-Dx to E-MU-2.5 (urban edge, mixed-use and single-unit to urban edge mixed-use) with a waiver, located at 219, 221, 223, 225, 227, 235, and 245 South Holly Street in Council District 5. The Committee approved filing this item at its meeting on 11-6-18.

Final Consideration**Required Public Hearing****[18-1387](#) A bill for an ordinance changing the zoning classification for 4675, 4685 North Fillmore Street, 4401 North Milwaukee Street in Elyria Swansea.**

Approves an official map amendment to rezone property from E-SU-D to U-TU-C (urban edge, single-unit to urban, two-unit), located at 4401 Milwaukee Street, 4675 Fillmore Street, and 4685 Fillmore Street in Council District 9. The Committee approved filing this item at its meeting on 11-6-18.

Final Consideration**Required Public Hearing**

FOR 1-14-19:

[18-1013](#) **A bill for an ordinance changing the zoning classification for 2929 W. 10th Ave. in Sun Valley.**

Approves an official map amendment to rezone property located at 2929 West 10th Avenue from PUD #487 to C-MX-5 (planned development to commercial, mixed-use) in Council District 3. The Committee approved filing this item at its meeting on 10-2-18.

Final Consideration

Required Public Hearing

[18-1381](#) **A bill for an ordinance changing the zoning classification for 1845 W 46th Avenue in Sunnyside.**

Approves an official map amendment to rezone property from U-SU-C to U-TU-C (urban, single-unit to urban, two-unit), located at 1845 West 46th Avenue in Council District 1. The Committee approved filing this item at its meeting on 12-4-18.

Final Consideration

Required Public Hearing