

City Council Meeting of Monday, September 16, 2019

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Amanda Sandoval.....District 1
Kevin Flynn.....District 2
Jamie Torres.....District 3
Kendra Black.....District 4
Amanda Sawyer.....District 5
Paul Kashmann.....District 6



Jolon Clark.....District 7
Christopher Herndon.....District 8
Candi CdeBaca.....District 9
Chris Hinds.....District 10
Stacie Gilmore.....District 11
Mar'quasa Hopson.....Secretary

Room 450
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 online or 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. 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 online at <https://www.denvergov.org/councilpublicinput>, by phone at 720-337-2000, or in person in Rm. 451, City & County Building. Sign up starts at 12:00 p.m. the Friday before the session is held, and closes at 4:30 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

[19-0968](#) Minutes of Monday, September 9, 2019

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[19-0971](#) **A proclamation celebrating the 50th Anniversary of Capitol Hill United Neighborhoods (CHUN).**

Sponsor Hinds

RESOLUTIONS

Finance & Governance Committee

[19-0757](#) **A resolution approving a proposed Agreement between the City and County of Denver and Rush Truck Centers of Colorado, Inc. to approve the purchase of twelve new Compost Collection Trucks.**

Approves a zero-dollar purchase agreement for the procurement of twelve side-loading Compost Collection Trucks from Rush Truck Center of Colorado in an amount not to exceed \$3,684,670.50 with funding provided through a companion capital lease purchase agreement to support Public Works Solid Waste operations, citywide (PWADM2019-50899). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 7-30-19.

[19-0758](#) A resolution approving a proposed Agreement between the City and County of Denver and Kois Brothers Equipment Co., Inc. to approve the purchase of one new Compost Collection Truck.

Approves a zero-dollar purchase agreement for the procurement of one rear-loading Compost Collection Truck from Kois Brothers Equipment in an amount not to exceed \$304,272 with funding provided through a companion capital lease purchase agreement to support Public Works Solid Waste operations, citywide (PWADM2019-50898). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 7-30-19.

[19-0759](#) A resolution approving a proposed Equipment Lease Agreement between the City and County of Denver and Banc of America Public Capital Corp., for the lease purchase of new compost collection vehicles to support Public Works Solid Waste operations, citywide.

Approves a capital equipment lease agreement with Banc of America Public Capital Corp. for \$4,215,161.78 and for five years for the financing of new compost collection vehicles to support Public Works Solid Waste operations, citywide (FINAN-201951220). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 7-30-19.

[19-0857](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and K&H Printers-Lithographers, Inc. for the printing and mailing of all City and County of Denver election ballots and envelopes for up to and including five (5) years.

Approves a master purchase order with K&H Printers-Lithographers, Inc. for \$8,000,000 and through 12-31-22, with two additional mutually agreed upon one-year renewal options, for the printing and mailing of all inserts and ballots for all local, state, and national election cycles (SC-00004194). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 8-27-19.

[19-0896](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Rave Wireless, Inc. to increase funds, extend the amount, and add licenses for Smart911 used by 911 dispatchers.

Amends a contract with Rave Wireless, Inc. by adding \$725,586.76 for a new total of \$1,110,661.76, adding five years for a new end date of 6-30-25, and adding licenses for Smart911 used by 911 dispatchers for access to a secure national database of Smart911 citizen profiles in which members of the community register and provide information about themselves, their family members, their homes and workplaces, medical conditions, and other pertinent information to improve response effectiveness, citywide (TECHS - 201520827). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 9-3-19.

[19-0897](#) A resolution approving the Mayor's appointment to the Denver Health and Hospital Authority.

Approves the Mayoral appointment of Richard James Chavez to the Denver Health and Hospital Authority 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 9-3-19.

Land Use, Transportation & Infrastructure Committee

[19-0893](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Conduent State & Local Solutions, Inc. to extend the term.

Amends a contract with Xerox State & Local Solutions, Inc. by adding sixteen months for a new end date of 2-28-21 and changing the legal name to Conduent State & Local Solutions, Inc. for the City's Parking Management Information System (PMIS) to assist and support the City in successfully implementing and operating a complete, fully functional system citywide. No change to contract amount (201418112-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 9-3-19.

[19-0894](#) A resolution approving a proposed Contract between the City and County of Denver and BT Construction, Inc. for the construction of the General Storm-Valverde project to improve drainage conditions.

Approves a contract with BT Construction, Inc. for \$4,554,470.45 and for 300 days for the construction of the General Storm-Valverde project to improve drainage conditions by installing a 42" diameter storm pipe in West Alameda Avenue and abandoning an existing undersized drainage system in Council District 7 (201950316). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 9-3-19.

[19-0895](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as North Josephine Street at the intersection of East 14th Avenue and North Josephine Street.

Dedicates city owned land as North Josephine Street, located at the intersection of East 14th Avenue and North Josephine Street in Council District 10. The Committee approved filing this item at its meeting on 9-3-19.

[19-0969](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the total sum of Sixty-Five Thousand Dollars and No Cents (\$65,000.00) made payable to Patricia Morse and The Overton Law Firm, in full payment and satisfaction of all claims in Case No 2018CV33322 in the District Court for the City and County of Denver, Colorado.

Settles a claim with public works. This item was approved for filing at the Mayor-Council meeting on 9-10-19.

Safety, Housing, Education & Homelessness Committee

[19-0819](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Waste Management of Colorado, Inc. for operation of a composting facility at the Denver Arapahoe Disposal Site.

Amends a revenue agreement with Waste Management of Colorado, Inc. (WMC) by adding one year for a new end date of 12-31-20 for WMC's operation of a composting facility at the Denver Arapahoe Disposal Site (DADS landfill). No change to the agreement amount (ENVHL-201524286). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 8-21-19.

[19-0892](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and AIDS Resource Center of Wisconsin, Inc. to provide services to individuals living with HIV/AIDS in the Denver Transitional Grant Area.

Amends a contract with AIDS Resource Center of Wisconsin, doing business as Rocky Mountain CARES, by adding \$379,108 for a new total of \$839,866 and one year for a new end date of 2-29-20 to provide care, treatment, and supportive services to individuals living with HIV/AIDS in the Denver Transitional Grant Area (TGA), which includes, and is limited to Adams, Arapahoe, Broomfield, Denver, Douglas, and Jefferson counties (ENVHL-201843498-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 9-4-19.

[19-0898](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the United States of America Department of Housing and Urban Development concerning the "Emergency Solutions Grant FY19" program and the funding therefor.

Approves a grant agreement with U.S Department of Housing and Urban Development (HUD) for \$582,032 to provide rapid rehousing and emergency shelter services to individuals and families experiencing homelessness through the Emergency Solutions Program, citywide (SOCSV-2019-51522). The last regularly scheduled Council meeting within the 30-day review period is on 10-7-19. The Committee approved filing this item at its meeting on 9-4-19.

[19-0970](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the total sum of Five Hundred Thousand Dollars and No Cents (\$500,000.00), made payable to Killmer Lane & Newman COLT AF Client Trust Account: (Tax I.D. No. 43-106-072), in full payment and satisfaction of all claims related to the incident on January 26, 2017.

This item was approved for filing at the Mayor-Council meeting on 9-10-19.

BILLS FOR INTRODUCTION**Land Use, Transportation & Infrastructure Committee**

[19-0913](#) **A bill for an ordinance designating 4345 West 46th Avenue as a structure for preservation.**

Approves an individual landmark designation for property located at 4345 West 46th Avenue in Council District 1. If ordered published, a public hearing will be held on Monday, 9-23-19. The Committee approved filing this item at its meeting on 9-10-19.

BILLS FOR FINAL CONSIDERATION**Finance & Governance Committee**

[19-0856](#) **A bill for an ordinance authorizing a rescission, a cash transfer, and supplemental appropriations from the General Contingency Fund to the Capital Improvement Fund and the Human Services Special Revenue Fund.**

Approves a supplemental appropriation of \$3,700,000 from General Fund Contingency to transfer \$3,500,000 to the Strategic Shelter Facilities Fund and \$200,000 to the Denver Human Services Homeless Services Fund to support the purchase and associated costs of furnishing property located at 1901 29th Street, known as the Crossroads shelter, to preserve the City's current shelter needs, in Council District 9. The Committee approved filing this item at its meeting on 8-27-19.

[19-0861](#) **A bill for an ordinance amending the classification and pay plan for employees in the Career Service and for certain employees not in the Career Service.**

Amends the Classification and Pay Plan by creating a new classification series for the Department of Finance - Assessment Division and abolishing the current associated classifications. The Committee approved filing this bill by consent on 8-27-19.

[19-0863](#) A bill for an ordinance amending the City Retail Sales Tax Article, Article II, Chapter 53 of the Revised Municipal Code and the City Use Tax Article, Article II, Chapter 53 of the Revised Municipal Code to exempt the passthrough of the federal excise tax imposed on trucks, trailers, and tractors from taxation.

Amends Chapter 53 of the Denver Revised Municipal Code (DRMC) to exempt federal excise tax from being included in the taxable purchase price for heavy trucks and trailers. The Committee approved filing this item at its meeting on 8-27-19.

[19-0869](#) A bill for an ordinance authorizing a rescission, a cash transfer, and a supplemental appropriation from the General Contingency Fund to the Liability Claims Special Revenue Fund.

Approves a supplemental appropriation of \$1,550,000 from General Fund Contingency to transfer to the Liability and Claims Special Revenue Fund to provide sufficient budget capacity to fund a legal settlement. The Committee approved filing this item at its meeting on 8-27-19.

[19-0874](#) A bill for an ordinance authorizing a rescission, a cash transfer, and a supplemental appropriation from the General Contingency Fund to the Capital Improvement Fund.

Approves a supplemental appropriation of \$1,450,000 from General Fund Contingency to transfer to the Other Agency Capital Project Fund to provide sufficient budget capacity to fund a settlement in support of the National Western Center Office in Council District 9. The Committee approved filing this item at its meeting on 8-27-19.

Land Use, Transportation & Infrastructure Committee

[19-0503](#) A bill for an ordinance approving a Project Partnership Agreement between the City and County of Denver and the U.S. Army Corps of Engineers for design and construction of the Southern Platte Valley Ecosystem Restoration Project.

Approves and intergovernmental agreement with the US Army Corps of Engineers for \$3,363,750 for design and construction to restore lost fish and wildlife habitat in the South Platte River from West Wesley Avenue downstream to West Mississippi Avenue in Council District 7, as described in the Southern Platte Valley Ecosystem Restoration Feasibility Plan (201950081). The last regularly scheduled Council meeting within the 30-day review period is on 9-30-19. The Committee approved filing this item at its meeting on 5-28-19.

Safety, Housing, Education & Homelessness Committee

[19-0678](#) **A bill for an ordinance approving a proposed Second Amendment to Intergovernmental Agreement between the City and County of Denver and School District No. 1 in the City and County of Denver and State of Colorado to add exhibits and to increase compensation to provide school resource officers through the Denver Police Department at various Denver Public School locations citywide.**

Amends an intergovernmental agreement with School District Number One by adding \$721,403.84 for a new total of \$2,013,785.97 for provision of School Resource Officers by the Denver Police Department at various Denver Public School locations throughout the 2019-2020 school year. No change to contract duration (POLIC-201736749-02). The last regularly scheduled Council meeting within the 30-day review period is on 9-30-19. The Committee approved filing this item at its meeting on 7-10-19.

RECAP OF BILLS TO BE CALLED OUT**PRE-RECESS ANNOUNCEMENT**

Tonight, there will be a required public hearing on Council Bill 19-0818, approving and accepting the Loretto Heights Small Area Plan, which plan shall become a part of the Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code; and, a required public hearing on Council Bill 19-0577, changing the zoning classification for 1634, 1640, 1642, 1650 and 1680 Sheridan Boulevard in West Colfax. Anyone wishing to speak on either of these matters must see the Council Secretary or go online to sign up during the recess of Council.

RECESS**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**Land Use, Transportation & Infrastructure Committee**

[19-0818](#) **A bill for an ordinance approving and accepting the Loretto Heights Small Area Plan, which plan shall become a part of the Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

Approves the Loretto Heights Small Area Plan, as part of the City's Comprehensive Plan. The Committee approved filing this item at its meeting on 8-20-19.

[19-0577](#) **A bill for an ordinance changing the zoning classification for 1634, 1640, 1642, 1650 and 1680 Sheridan Boulevard in West Colfax.**

Approves an official map amendment to rezone properties from U-RH-3A and U-SU-C2 to U-MS-2 and U-MS-3 (urban row-home and single-unit to urban main-street districts), located at 1634, 1640, 1642, 1650 and 1680 Sheridan Boulevard in Council District 1. The Committee approved filing this item at its meeting on 6-18-19. Community Planning and Development has determined that the requirement for a legal protest (signatures by the owners of 20 percent or more either of the area of the lots included in the proposed change or of the total land area within 200 feet from the perimeter of the area proposed for change) has been met (petition signatures represent 0% and 21%, respectively).

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, September 23, 2019, Council will hold a required public hearing on Council Bill 19-0913, designating 4345 West 46th Avenue as a structure for preservation.

ADJOURN

PENDING

FOR 10-7-19:

[19-0817](#) **A bill for an ordinance changing the zoning classification for 3141 Raleigh Street in West Highland.**

Approves an official map amendment to rezone property located at 3141 Raleigh Street from U-SU-A to U-SU-A1 (allowing an accessory dwelling unit), in Council District 1. The Committee approved filing this item at its meeting on 8-20-19.

Final Consideration | Required Public Hearing

[19-0834](#) **A bill for an ordinance amending the Denver Zoning Code.**

Approves text amendment #6 to the Denver Zoning Code to add a new Temporary Tiny Home Village use and associated regulations and procedures, updates and clarifies outreach procedures related to Large Development Review, and amends regulations for an affordable housing parking reduction. The Committee approved filing this item at its meeting on 8-20-19.

Final Consideration | Required Public Hearing