

City Council Minutes

Meeting Date: Monday, April 20, 2020 5:30 PM

PLEDGE OF ALLEGIANCE

Councilmember Kniech led the Pledge of Allegiance.

ROLL CALL

Present: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

APPROVAL OF THE MINUTES

[20-0361](#) Minutes of Monday, April 13, 2020

The minutes of Monday, April 13, 2020 were distributed to members of Council. Council President Clark ordered the minutes approved.

Approved

COUNCIL ANNOUNCEMENTS

Councilmembers Hinds, Torres, Kniech, Sawyer, Sandoval, Gilmore and Clark offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RECAP OF BILLS TO BE CALLED OUT

BILLS FOR FINAL CONSIDERATION

City Council - Direct Files

[20-0115](#) **A bill for an ordinance vacating two alleys bounded by East 36th Avenue, East 37th Avenue, Lawrence Street, North Marion Street, and North Downing Street, with reservations.**

Vacates the alley running north/south and the adjacent L-shaped alley, bounded by East 37th Avenue, Lawrence Street, North Marion Street, East 36th Avenue and North Downing Street in Council District 9. Councilmember Herndon approved direct filing this item on 4-9-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Herndon, that Council Bill 20-0115 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, Kashmann,
Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: CdeBaca (1)

BLOCK VOTE

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, 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, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

RESOLUTIONS

City Council - Direct Files

20-0346 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Aramark Management Services Limited Partnership to provide various facility and custodial services at the Coliseum and portions of National Western to support consolidated shelters in the City on a temporary basis during the COVID-19 health crisis.

Amends a contract with Aramark Management Services Limited Partnership by adding \$2,050,000 for a new total of \$2,500,000 and two months for a new end date of 6-30-20 with additional possible extensions through 9-30-20 to provide various facility and custodial services at the Denver Coliseum and portions of National Western complex to support auxiliary shelters in the City in response to the COVID-19 pandemic (THTRS-202054281). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. Councilmember Flynn approved filing this item on 4-16-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0346 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

Finance & Governance Committee

20-0324 A resolution approving a proposed second amended Master Purchase Order between the City and County of Denver and Heritage Landscape Supply Group, Inc. d/b/a CPS Distributors, to increase the maximum contract amount for irrigation supplies and related products.

Amends a master purchase order with CPS Distributors by adding \$825,000 for a new total of \$1,300,000 for irrigation parts and supplies to support the Department of Parks and Recreation, citywide. No change to agreement duration (SC-00003095). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-7-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0324 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[20-0325](#) A resolution approving a proposed second amended Master Purchase Order between the City and County of Denver and Solsbury Hill, LLC d/b/a DBC Irrigation Supply, to increase the maximum contract amount for irrigation supplies and related products.

Amends a master purchase order with Solsbury Hill LLC, doing business as DBC Irrigation Supply, by adding \$200,000 for a new total of \$600,000 for irrigation parts and supplies to support the Department of Parks and Recreation, citywide. No change to agreement duration (SC-00003094). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-7-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0325 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

[20-0317](#) A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Lytx, Inc. to increase the maximum contract liability and extend the term for technology-based fleet services to assist in driver behaviors, fuel cost savings, reduced idling and risk-related mitigations.

Amends a contract with Lytx, Inc. by adding \$62,708.27 for a new total of \$1,232,654.93 and seven months for a new end date of 10-31-20 for technology-based fleet services to assist in driver behaviors, fuel cost savings, reduced idling and risk related mitigations to support operations citywide (201209229). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-7-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0317 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

20-0327 A resolution approving a proposed Agreement between the City and County of Denver and David Evans and Associates, Inc. for design services for the widening of 56th Avenue from Peoria Boulevard to Pena Boulevard as part of the Elevate Denver Bond program.

Approves a contract with David Evans and Associates, Inc. for \$1,160,540 and for 450 days for professional design services for the widening of 56th Avenue from Peoria Boulevard to Pena Boulevard as part of the Elevate Denver Bond program, in Council District 11 (202054114). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-7-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0327 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

Safety, Housing, Education & Homelessness Committee

20-0318 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 concerning the "High Intensity Drug Trafficking Area" program and the funding therefor.

Approves a grant agreement with the Office of National Drug Control Policy (ONDCP) High Intensity Drug Trafficking Area (HIDTA) Program for \$846,808 and through 12-31-21 to support initiatives designed to implement the strategy proposed by the Executive Board of the Rocky Mountain HIDTA and administered by the Denver Police Department, citywide (POLIC-202054101). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-8-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0318 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

20-0329 A resolution approving a proposed Revival and Third Amendatory Agreement between the City and County of Denver and The Colorado Coalition for the Homeless to provide collaborative services designed to coordinate street level outreach to youth and adults experiencing homelessness.

Amends a contract with the Colorado Coalition for the Homeless by adding \$1,212,000 for a new total of \$4,788,000 and one year for a new end date of 12-31-20 to be the lead agency for the Denver Street Outreach Collaborative (DSOC) and the Behavioral Health Navigator (BHN) program to provide collaborative services designed to coordinate street level outreach to youth and adults experiencing homelessness, citywide (SOCSV 201631776-03; 201953015-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-8-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0329 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

20-0330 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Nicoletti Flater Professional Limited Liability Partnership to provide employee services for the Department of Safety.

Amends a contract with Nicoletti-Flater & Associates Professional Limited Liability Partnership by adding \$150,000 for a new total of \$1,275,000 and nine months for a new end date of 12-31-20 to provide mental and behavioral health services for Public Safety personnel and their families and adding City leadership and the Emergency Operations Center in response to COVID-19, citywide (SAFTY201734177; SAFTY-202053965). The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-8-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Resolution 20-0330 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

BILLS FOR INTRODUCTION

City Council - Direct Files

[20-0357](#) A bill for an ordinance authorizing cash transfers from TABOR Reserve Special Revenue Funds to the Coronavirus Emergency Response Special Revenue Fund.

Approves cash transfers totaling \$17,041,022.78 from two TABOR Reserve Special Revenue Funds to the Coronavirus Emergency Response Special Revenue Fund in response to the COVID-19 pandemic. The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. Councilmember Black approved filing this item on 4-16-20.

Council Bill 20-0357 was ordered published.

Ordered published

Finance & Governance Committee

[20-0328](#) A bill for an ordinance establishing a new fund in the General Government Special Revenue Fund Series for the "Emergency Response Grant" program.

Establishes a new Special Revenue Fund named the "Emergency Response Grant Fund" in the General Government Special Revenue Fund series to be used by the Department of Finance to receive and expend federal or federal pass-through funds. The last regularly scheduled Council meeting within the 30-day review period is on 5-11-20. The Committee approved filing this item at its meeting on 4-7-20.

Council Bill 20-0328 was ordered published.

Ordered published

Land Use, Transportation & Infrastructure Committee

[20-0336](#) A bill for an ordinance amending the Building and Fire Code of the City and County of Denver.

Amends Article II, Chapter 10 of the Denver Revised Municipal Code to extend the effective date of the 2019 Denver Building and Fire Code to July 31, 2020 and extend timeframes for the continued use of the 2016 Denver Building and Fire Code. The Committee approved filing this item at its meeting on 4-14-20.

Council Bill 20-0336 was ordered published.

Ordered published

BILLS FOR FINAL CONSIDERATION

City Council - Direct Files

20-0195 A bill for an ordinance relinquishing a portion of the easement established in the Rule and Decree in Condemnation, recorded with the Denver Clerk & Recorder at Reception No. 9800022578, located at 2901 North Broadway Street.

Relinquishes a portion of the permanent easement, as established in the Fee Simple Title, Recordation No. 9800022578, located at 2901 North Broadway Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-4-20. Councilmember Herndon approved direct filing this item on 4-9-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Bill 20-0195 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, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

20-0239 A bill for an ordinance vacating a portion of 36th Street at or near 36th Street and 3595 Wynkoop Street, without reservations.

Vacates a portion of 36th Street adjacent to 3595 Wynkoop Street in Council District 9. Councilmember Herndon approved direct filing this item on 4-9-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Bill 20-0239 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, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

20-0344 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and State of Colorado, to utilize the Convention Center for provision of medical services in connection with the COVID-19 pandemic.

Amends a short-term lease agreement with the State of Colorado by adding \$3,480,000 for a new total of \$5,280,000 and 58 days for a new end date of 6-30-20 with possible extensions for three additional three-month terms for the State to lease the needed portions of the Colorado Convention Center for provision of medical services in response to the COVID-19 pandemic (THTRS-202054319). The last regularly scheduled Council meeting within the 30-day review period is on 5-4-20. Councilmember Flynn approved direct filing this item on 4-9-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Bill 20-0344 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, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

20-0302 A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Urban Drainage and Flood Control District for drainage and flood control improvements along Sanderson Gulch.

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD), doing business as Mile High Flood District, by adding \$2.1 million of UDFCD funds for a new total of \$21,022,032 for drainage and flood control improvements along Sanderson Gulch, from Lipan Street to the South Platte River, in Council District 6. No change to agreement duration (201523631-05). The last regularly scheduled Council meeting within the 30-day review period is on 5-4-20. The Committee approved filing this item at its meeting on 3-31-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Bill 20-0302 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,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

20-0308 A bill for an ordinance relinquishing portions of the easements established in Denver Gateway Center Filing No. 5 subdivision plat recorded with the Denver Clerk & Recorder at Reception No. 2019153485 located at or near East 60th Avenue.

Relinquishes two portions of the 10 foot easements as established in Denver Gateway Center Filing No. 5 subdivision plat recordation No. 2019153485 located at East 60th Avenue in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 5-4-20. The Committee approved filing this item at its meeting on 3-31-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Bill 20-0308 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,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

20-0309 A bill for an ordinance vacating portions of East Alameda Avenue near the intersection of East Alameda Circle and East Alameda Avenue, adjacent to 2520 East Alameda Circle, 2550 East Alameda Circle and 2565 East Alameda Circle, with reservations.

Vacates an eight foot wide portion of East Alameda Avenue, directly adjacent to 2520 East Alameda Circle, 2550 East Alameda Circle, and 2565 East Alameda Circle, with reservations in Council District 10. The last regularly scheduled Council meeting within the 30-day review period is on 5-4-20. The Committee approved filing this item at its meeting on 3-31-20.

A motion offered by Councilmember Kniech, duly seconded by Councilmember Gilmore, that Council Bill 20-0309 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, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

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 Clark adjourned the meeting at 5:56 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