

City Council Minutes

Meeting Date: Monday, July 31, 2017 5:30 PM

PLEDGE OF ALLEGIANCE

Councilman Herndon led the Pledge of Allegiance.

ROLL CALL

Councilwoman Kniech arrived late.

Present: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (13)

APPROVAL OF THE MINUTES

[17-0848](#) Minutes of Monday, July 24, 2017

The minutes of Monday, July 24, 2017, were approved.

Approved

COUNCIL ANNOUNCEMENTS

Council members Ortega, López, Herndon, Gilmore, Kashmann, and Clark offered announcements. Councilwoman Ortega requested a one-hour courtesy public hearing, Monday, August 14, 2017, on first reading or introduction of Council Resolution 17-0822 concerning the 34-year contract with Denver Great Hall.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce & Aeronautical Services Committee

Block Vote

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, to approve the following items en bloc. The motion carried by the following vote:

Approved the consent agenda

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Black (1)

17-0774 A resolution approving a proposed Agreement between the City and County of Denver and WSP USA, Inc. concerning professional, technical, and support personnel to perform project management services at Denver International Airport.

Approves a contract with WSP USA, Inc. in the amount of \$45 million and for four years to provide for professional, technical, and support personnel to perform project management services including planning, design project management, construction project management, and any other services required for gate expansion at Denver International Airport (201631389). Contract will be paid from airport capital funds. The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-19-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0774 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

17-0776 A resolution approving a proposed First Amendment between the City and County of Denver and CGI Technologies and Solutions, Inc. concerning maintenance and support of accounting and budgeting software at Denver International Airport.

Amends a contract with CGI Technologies and Solutions, Inc. to add \$325,535 for a new contract total in the amount of \$1,273,955 and to add one year for a new end date of 1-31-19 for maintenance and support of the CGI accounting and budgeting software used to support the financial operations of Denver International Airport (201419206-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-19-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0776 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

17-0777 A resolution approving a proposed Second Amendment between the City and County of Denver and ISS Facility Services, Inc. concerning cleaning services at Denver International Airport.

Amends a contract with ISS Facility Services to add \$9,309,304.61 for a new contract total in the amount of \$106,312,959.61 and to add six months for a new end date of 2-28-18 for cleaning services to the public areas of the airport as well as City office space, and to provide adequate transition and negotiation time for the new janitorial contracts in the main terminal and subsequent concourses at Denver International Airport (201206835-02). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-19-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0777 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

Finance & Governance Committee

17-0781 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Lasater & Martin, P.C. for special counsel legal services.

Adds \$530,000 to the contract with Lasater & Martin, P.C. for a new total amount of \$1 million for legal services including conflict counsel cases, overflow, and other citywide legal matters (201417702-02). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-18-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0781 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

Land Use, Transportation & Infrastructure Committee

17-0676 A resolution approving a proposed Contract between the City and County of Denver and Lexicon, Inc. for water irrigation renovation at Wellshire Golf Course.

Approves a six-month \$2,833,403.97 contract with Lexicon, Inc. for the renovation of water irrigation systems at Wellshire Golf Course in Council District 4 (201733868). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 6-13-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0676 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Black (1)

17-0687 A resolution approving a proposed Multi-Year Festival Lease Agreement between the City and County of Denver and Denver Festivals LLC for the use of Overland Golf Course for a multi-day, multi-stage musical festival.

Approves a lease agreement with Denver Festivals, LLC, for five years at an annual rate of \$200,000 with additional monetary and non-monetary considerations to produce an annual three-day music festival at Overland Golf Course in Council District 7 (201735508). The last regularly scheduled Council meeting within the 30-day review period is on 8-14-17. The Committee approved filing this resolution at its meeting on 6-20-17. Pursuant to Council Rule 3.7, Councilman Clark called out this resolution at the Monday, July 24, 2017, Council meeting for a postponement to the next regularly scheduled meeting of Monday, July 31, 2017.

A motion offered by Councilman Herndon, duly seconded by Councilman Clark, that Council Resolution 17-0687 be adopted. The motion carried by the following vote:

Adopted

- Aye: Black, Brooks, Clark, Espinoza, Gilmore, Herndon, Kniech, López, New, Susman (10)
- Nay: Flynn, Kashmann, Ortega (3)

17-0769 A resolution approving a proposed Contract between the City and County of Denver and Dynalectric Company to upgrade traffic signals and intersections.

Approves a contract with Dynalectric Company for \$1,654,190.88 and for seven months for the reconstruction and upgrade of five existing traffic signals by replacing poles, signal and pedestrian indications, and other associated equipment located at the intersections of Colorado Boulevard at Mississippi Avenue, Louisiana Avenue and Arkansas Avenue, the intersection of East Girard Avenue and South Havana Street, and the intersection of Sheridan Boulevard and 20th Avenue in Council Districts 1, 4 and 6 (201734794). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-18-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0769 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

17-0778 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and SAFEbuilt Colorado, LLC to increase the maximum contract amount for funding of on-call services for development requirements.

Amends an on-call contract with SAFEbuilt Colorado, LLC by adding \$3 million for a new total amount of \$5 million for citywide residential and commercial plan review and roofing inspections to decrease the plan review and roofing inspection backlog resulting from recent hail storm and related weather events, and to meet turnaround times for customers working the with Community Planning and Development Department. No change to contract duration (CPLAN-201522027). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-18-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0778 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

17-0779 A resolution granting a revocable permit to Denver Bike Sharing, to encroach into the right-of-way at 1450 Pearl Street.

Grants a revocable permit to Denver Bike Sharing to encroach into the right-of-way with one bike docking station with a 279 square feet footprint located at approximately 1450 Pearl Street in Council District 10. The Committee approved filing this resolution by consent on 7-18-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0779 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

Safety, Housing, Education & Homelessness Committee

17-0770 A resolution approving a proposed First Amendment to Data Access Agreement by and between the City and County of Denver and LexisNexis VitalChek Network, Inc., allowing Denver County Court to provide access to public information, extending the term and adding revenue.

Amends a contract with LexisNexis VitalCheck Network, Inc. to add \$2,227,404 for a new contract total in the amount of \$2,545,057 and to add four years for a new end date of 6-24-21 to conduct name searches related to public Denver County Court data through a Web Service developed by the Court in 2010 (201628465-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-19-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0770 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

17-0771 A resolution approving a proposed Agreement between the City and County of Denver and Family Homestead providing a loan to Family Homestead for the acquisition of real property for use as an emergency and transitional housing facility for homeless families.

Approves a loan agreement with Family Homestead in the amount of \$500,000 for 40 years to fund the purchase of six existing two-story apartment buildings from the Denver Housing Authority (DHA) to provide emergency and transitional housing for homeless families with children located at 3630-3666 Columbine Street, 3625-3685 Elizabeth Street, 2505-2511 East 36th Avenue, and 2520-2532 East 37th Avenue in Council District 9 (OEDEV-201732988). The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this resolution by consent on 7-19-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Resolution 17-0771 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Black (1)

BILLS FOR INTRODUCTION

Finance & Governance Committee

[17-0763](#) **A bill for an Ordinance amending Division 1, Article VI of Chapter 18 (Insurance Program) of the Denver Revised Municipal Code to: standardize the City’s insurance program definitions, to establish the City’s 2018 Health Savings Account employer contributions, and to establish a 2018 employee wellness incentive.**

Establishes the 2018 health savings account contribution, clarifying the definition of dependent, and establishing the 2018 Office of Human Resources wellness incentive program. The Committee approved filing this bill at its meeting on 7-11-17.

Council Bill 17-0763 was ordered published on first reading.

Ordered published on first reading

[17-0825](#) **A bill for an Ordinance approving a proposed purchase by the City and County of Denver (“City”) of insurance coverage from: Kaiser Foundation Health Plan of Colorado; United Health Care Insurance Company; Denver Health Medical Plan, Inc.; Delta Dental of Colorado; Standard Insurance Company of Colorado, Inc.; Vision Service Plan Insurance Company.**

Approves the recommended 2018 changes to City and County of Denver healthcare benefit plans. The Committee approved filing this bill by consent on 7-25-17.

Council Bill 17-0825 was ordered published on first reading.

Ordered published on first reading

Land Use, Transportation & Infrastructure Committee

[17-0755](#) **A bill for an ordinance changing the zoning classification for 2600 South Sheridan Boulevard in Harvey Park.**

Approves an official map amendment to rezone property located at 2600 South Sheridan Boulevard from PUD 579 to S-SU-D (planned development in the old zoning code to suburban, single-unit) in Council District 2. IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF THE FUTURE COUNCIL MEETING AGENDAS FOR THE DATE. The Committee approved filing this bill at its meeting on 7-18-17.

Council Bill 17-0755 was ordered published with future required public hearing on 8-28-17.

Ordered published with future required public hearing

[17-0780](#) A bill for an ordinance relinquishing the easement established in the Emergency Access Easement Agreement recorded with the Denver Clerk & Recorder at Reception No. 2005137036 located at 1290 through 1292 King Street.

Relinquishes the Emergency Access Easement established in the Emergency Access Easement Agreement document under Recordation No. 2005137036 located at 1290-1292 King Street in Council District 3. The last regularly scheduled Council meeting within the 30-day review period is on 8-21-17. The Committee approved filing this bill by consent on 7-18-17.

Council Bill 17-0780 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[17-0759](#) A bill for an ordinance relinquishing a portion of the easement established in the Deed of Easement recorded with the Denver Clerk & Recorder at Reception No. 93-016849 located near the intersection of Wewatta Street and 22nd Street.

Relinquishes a portion of easements recorded under Reception No. 93-0016849 located at Coors Field at approximately Wewatta Street and 22nd Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 8-14-17. The Committee approved filing this bill by consent on 7-11-17.

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Bill 17-0759 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Black (1)

RECAP OF BILLS TO BE CALLED OUT

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

Council President Brooks announced that on Monday, August 28, 2017, Council will hold a required public hearing on Council Bill 17-0755, changing the zoning classification for 2600 South Sheridan Boulevard in Harvey Park. Any protests against Council Bill 17-0755 must be filed with the Council Offices no later than noon on Monday, August 21, 2017.

ADJOURN

There being no further business before the City Council, Council President Brooks adjourned the meeting at 7:11 p.m.

PENDING

FOR 8-7-17

17-0680 A bill for an ordinance changing the zoning classification for 4001 North Jason Street in Sunnyside.

Rezones property located at 4001 North Jason Street from I-MX-3 to C-RX-8 (industrial, mixed-use to urban center, residential mixed-use) in Council District 1. The Committee approved filing this bill at its meeting on 5-20-17.

Final Consideration

Required Public Hearing

A motion offered by Councilman Herndon, duly seconded by Councilwoman Kniech, that Council Bill 17-0680 be taken out of order. The motion carried by the following vote:

Took out of order

- Aye: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Black (1)

A motion offered by Councilman Herndon, duly seconded by Councilman Flynn, that Council Bill 17-0680 be placed upon final consideration and do pass. The motion failed by the following vote:

Placed upon final consideration and do pass

- Aye: (None) (0)
- Nay: Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (12)
- Absent: Black (1)

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