

City Council Meeting of Monday, November 4, 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

[19-1212](#) Minutes of Monday, October 28, 2019

COUNCIL ANNOUNCEMENTS

Tonight, Council is scheduled to sit as the quasi-judicial Board of Equalization to consider reduction of total cost assessments for two local maintenance districts – the Golden Triangle Pedestrian Mall in Council District 10 and the Phase II West 38th Avenue Pedestrian Mall located in Council District 1. Since no written protests of assessment were filed with the Manager of Public Works by the deadlines of September 26, 2019 and October 17, 2019, for the remaining 25 local maintenance districts, no hearings are required, the assessments are approved, and Council will not sit as the Board of Equalization for the following:

15th Street Pedestrian Mall, 20th Street Pedestrian Mall, Consolidated Larimer Street Pedestrian Mall, Santa Fe Drive Pedestrian Mall (C), St. Luke's Pedestrian Mall, Delgany Street, East 13th Avenue Pedestrian Mall, South Downing Street Pedestrian Mall, Tennyson Street II Pedestrian Mall, West 38th Avenue Pedestrian Mall Phase I, 44th Avenue & Eliot Street Pedestrian Mall, Greektown Pedestrian Mall, West 32nd Avenue Pedestrian Mall, 32nd and Lowell Pedestrian Mall, Broadway A Pedestrian Mall, Broadway B Pedestrian Mall, Phase II Broadway Pedestrian Mall, Broadway Viaduct Pedestrian Mall, 22nd St. & Park Ave. West Pedestrian Mall, Consolidated Morrison Road Pedestrian Mall, South Broadway Streetscape (Arizona to Iowa), South Broadway Streetscape (Wesley to Yale), South Broadway Streetscape (Iowa to Wesley), Tennyson Streetscape (Portions of 38th to 44th), Skyline Park.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[19-1214](#) **A proclamation in support of the plan for the High Line Canal.**

Sponsor Black

[19-1217](#) **A proclamation honoring the Daddy Bruce Randolph Legacy.**

Sponsor CdeBaca

MAYOR'S PROPOSED 2020 BUDGET

[19-1221](#) CdeBaca amendment No. 1 to Mayor's Proposed 2020 Budget

[19-1222](#) CdeBaca amendment No. 2 to Mayor's Proposed 2020 Budget

[19-1223](#) CdeBaca amendment No. 3 to Mayor's Proposed 2020 Budget

[19-1224](#) CdeBaca amendment No. 4 to Mayor's Proposed 2020 Budget

[19-1225](#) CdeBaca amendment No. 5 to Mayor's Proposed 2020 Budget

[19-1226](#) CdeBaca amendment No. 6 to Mayor's Proposed 2020 Budget

[19-1227](#) CdeBaca amendment No. 7 to Mayor's Proposed 2020 Budget

[19-1235](#) CdeBaca amendment No. 8 to Mayor's Proposed 2020 Budget

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[19-1113](#) **A resolution approving a proposed Contract between the City and County of Denver and Cintas Corporation No. 2 concerning a uniform rental and purchase program at Denver International Airport.**

Approves a contract with Cintas for \$4,000,000 and for three years to provide a unified branded uniform rental and purchase program for Denver International Airport (201948103-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-25-19. The Committee approved filing this item at its meeting on 10-23-19.

Finance & Governance Committee**[19-1071](#) A resolution approving a proposed first Amendment between the City and County of Denver and Kutak Rock, LLP concerning outside counsel at Denver International Airport.**

Amends a contract with Kutak Rock, LLP by adding \$750,000 for a new total of \$950,000 to provide counsel and representation in federal aviation regulatory compliance matters, civil and administrative litigation, airport land use, and airport-related negotiations affecting Denver International Airport. No change to contract duration (ATTNY-201841070). The last regularly scheduled Council meeting within the 30-day review period is on 11-25-19. The Committee approved filing this item at its meeting on 10-22-19.

Safety, Housing, Education & Homelessness Committee**[19-1079](#) A resolution approving the City Council appointment of Denise de Percin to the Citizen Oversight Board Nominating Committee for a term effective immediately and expiring on 10-30-2023.**

That the City Council appointment of Denise de Percin to the Citizen Oversight Board Nominating Committee for a term effective immediately and expiring on 10-30-2023 be and hereby is approved. The Committee approved filing this item at its meeting on 10-23-19.

[19-1080](#) A resolution approving City Council's re-appointment of Marilyn Halpern to the Denver Great Kids Head Start Policy Council for a term effective immediately and expiring on 8-31-2020, or until or successor is duly appointed, be and hereby is approved.

That the City Council re-appointment of Marilyn Halpern to the Denver Great Kids Head Start Policy Council for a term effective immediately and expiring on 8-31-2020, or until a successor is duly appointed, be and hereby is approved. The Committee approved filing this item at its meeting on 10-23-19.

[19-1115](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Busco, Inc., to provide transportation services for the homeless.

Amends a contract with BUSCO, Inc. by adding \$115,000 for a new total of \$1,915,000 to provide transportation for people experiencing homelessness from designated Central Downtown Denver areas to various approved overflow shelter locations throughout the Denver Metro Area. No change to contract duration (SOCSV- 2018-44792-02). The last regularly scheduled Council meeting within the 30-day review period is on 11-25-19. The Committee approved filing this item at its meeting on 10-23-19.

[19-1147](#) A resolution approving City Council's appointment of Brandan Burns to the Denver Great Kids Head Start Policy Council.

That the City Council appointment of Brandan Burns to the Denver Great Kids Head Start Policy Council for a term effective immediately and expiring on 10-31-2020, or until a successor is duly appointed, be and hereby is approved. The Committee approved filing this item at its meeting on 10-23-19.

BILLS FOR INTRODUCTION

Business, Arts, Workforce, & Aviation Services Committee

[19-1110](#) A bill for an ordinance amending the alcohol beverages and retail marijuana chapter of the Denver Revised Municipal Code to create a licensing scheme in which promotional associations may operate common areas for the consumption of alcohol within approved entertainment districts in the City and County of Denver.

Amends the Denver Revised Municipal Code (DRMC) to add a new Section in Chapter 6, Article II for the licensing and regulation of alcohol common consumption areas, the certification and regulation of promotional associations, and the creation and regulation of entertainment districts within the City. The Committee approved filing this item at its meeting on 10-23-19.

Finance & Governance Committee**[19-1108](#) A bill for an ordinance making an appropriation in the Wastewater Management Enterprise Fund.**

Approves receipt and appropriation of \$1,000,000 in funds from Urban Drainage and Flood Control District (UDFCD), doing business as Mile High Flood District, related to partial funding for the South Platte River Upstream of Mississippi project, for drainage and flood control facilities improvements extending along the South Platte River upstream of Mississippi throughout the City. The Committee approved filing this item at its meeting on 10-22-19.

Land Use, Transportation & Infrastructure Committee**[19-1057](#) A bill for an ordinance changing the zoning classification for 2975 Huron Street in Five Points.**

Approves an official map amendment to rezone property located at 2975 Huron Street from R-MU-30 with waivers to C-MX-12 (residential, mixed-use to urban center, mixed-use) in Council District 9. If ordered published, a public hearing will be held on Monday, 12-2-19. The Committee approved filing this item at its meeting on 10-15-19.

[19-1058](#) A bill for an ordinance changing the zoning classification for 2100 South Colorado Boulevard, 4040 East Evans Avenue, 2140 South Albion Street, 2130-2150 South Colorado Boulevard and 4102-4108 East Evans Avenue in University Hills.

Approves an official map amendment to rezone properties located at 2100 South Colorado Boulevard, 4040 East Evans Avenue, 2140 South Albion Street, 2130-2150 South Colorado Boulevard, and 4102- 4108 East Evans Avenue from C-MX-5 and C-MX-5 UO-1, UO-2 to C-MX-12 (urban center, mixed-use, five-stories to urban center, mixed-use, twelve-stories) in Council District 4. If ordered published, a public hearing will be held on Monday, 12-2-19. The Committee approved filing this item at its meeting on 10-22-19.

Safety, Housing, Education & Homelessness Committee**[19-1088](#) A bill for an ordinance approving a proposed Fourth Amendatory Agreement between the City and County of Denver and School District Number One, by adding compensation and six months for a new end date.**

Amends an intergovernmental agreement with School District Number One by adding \$106,376.72 for a new total of \$559,018.70 and six months for a new end date of 6-30-20 to co-operate the Denver Afterschool Alliance to support Denver afterschool providers by offering tools and resources to help improve program quality and measure outcomes, citywide (MOEAI-201952054). The last regularly scheduled Council meeting within the 30-day review period is on 11-25-19. The Committee approved filing this item at its meeting on 10-23-19.

BILLS FOR FINAL CONSIDERATION**Finance & Governance Committee****[19-0805](#) A bill for an ordinance establishing the Office of Climate Action, Sustainability, and Resiliency.**

A bill for an ordinance establishing the Office of Climate Action, Sustainability, and Resiliency. The Committee approved filing this item at its meeting on 8-13-19.

[19-1060](#) A bill for an ordinance approving the purchase of capital equipment from the Planned Fleet Special Revenue Fund.

Authorizes the purchase of a one-ton van from the Planned Fleet Special Revenue Fund to support operations of the Department of Parks and Recreation. The Committee approved filing this item at its meeting on 10-15-19.

[19-1072](#) **A bill for an ordinance authorizing the issuance of the “City and County of Denver, Colorado, General Obligation Elevate Denver Bonds, Series 2019C” for the purpose of financing and defraying the cost of acquiring, constructing, installing and improving various civic facilities; providing for the levy of general ad valorem taxes to pay the principal of and interest on the Series 2019C Bonds; and making other provisions relating thereto.**

Authorizes the issuance of City and County of Denver General Obligation Bonds, Series 2019C in a principal amount not to exceed \$118 million for the purpose of funding citywide Elevate Denver bond projects identified as part of the 2017 GO Bond authorization and to pay associated costs of issuance. The Committee approved filing this item at its meeting on 10-15-19.

Land Use, Transportation & Infrastructure Committee

[19-1064](#) **A bill for an ordinance vacating a portion of South Cherry Street near the intersection of East Warren Avenue and South Cherry Street to the southbound Interstate-25 ramp, with reservations.**

Vacates South Cherry Street bounded by East Warren Avenue and East Evans Ave to Southbound I-25 ramp, with reservations in Council District 4. The Committee approved filing this item at its meeting on 10-15-19.

Safety, Housing, Education & Homelessness Committee

[19-1037](#) **A bill for an ordinance approving a proposed Fiscal Year 2020 Appendices to the Second Amended and Restated Operating Agreement between the City and County of Denver and Denver Health and Hospital Authority, providing for the amounts to be paid for services by the City and County of Denver and by the Denver Health and Hospital Authority for Fiscal Year 2020.**

Approves the 2020 Denver Health and Hospital Authority operating agreement (ENVHL - #CE60436-31/#201952033). The last regularly scheduled Council meeting within the 30-day review period is on 11-18-19. The Committee approved filing this item at its meeting on 10-16-19.

PRE-RECESS ANNOUNCEMENT

Tonight there will be a required public hearing on Council Bill 19-0964, changing the zoning classification for 3395 Brighton Boulevard and 3333 Brighton Boulevard; a required public hearing on Council Bill 19-0967, changing the zoning classification for 18300 East 66th Avenue; and, Council will sit as the quasi-judicial Board of Equalization to consider reduction of total cost assessments for two local maintenance districts – the Golden Triangle Pedestrian Mall in Council District 10 and the Phase II West 38th Avenue Pedestrian Mall in Council District 1. Anyone wanting to speak on any 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

[19-0964](#) A bill for an ordinance changing the zoning classification for 3395 Brighton Boulevard and 3333 Brighton Boulevard in Five Points.

Approves an official map amendment to rezone properties located at 3333 and 3395 Brighton Boulevard from PUD-G#7, UO-2 to C-MX-8, IO-1, DO-7 and C-MX-8, IO-1, DO-7 with waivers (planned development to urban center, mixed-use) in Council District 9. The Committee approved filing this item at its meeting on 9-24-19.

[19-0967](#) A bill for an ordinance changing the zoning classification for 18300 East 66th Avenue in DIA.

Approves an official map amendment to rezone property located at 18300 East 66th Avenue from C-MU-20 with waivers and conditions, AIO to S-CC-5, AIO (urban center, multi-unit to suburban commercial corridor with airport influence overlay) in Council District 11. The Committee approved filing this item at its meeting on 9-24-19.

COUNCIL CONVENES AS THE QUASI-JUDICIAL BOARD OF EQUALIZATION

PUBLIC HEARINGS - BOARD OF EQUALIZATION

[19-1218](#) Golden Triangle Pedestrian Mall

[19-1219](#) Phase II West 38th Avenue Pedestrian Mall

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, December 2, 2019, Council will hold a required public hearing on Council Bill 19-1057, changing the zoning classification for 2975 Huron Street in Five Points; and, a required public hearing on Council Bill 19-1058, changing the zoning classification for 2100 South Colorado Boulevard, 4040 East Evans Avenue, 2140 South Albion Street, 2130-2150 South Colorado Boulevard and 4102-4108 East Evans Avenue in University Hills. Any protests against Council Bill 19-1057 or 19-1058, must be filed with the Council Offices no later than noon on November 25, 2019.

ADJOURN

PENDING

FOR 11-12-19:

[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. The Committee approved filing this item at its meeting on 9-10-19.

Final Consideration | Required Public Hearing

FOR 11-18-19:

[19-1008](#) A bill for an ordinance changing the zoning classification for 2100 South Cherry Street, 4500 East Evans Avenue, and a portion of 2135 South Cherry Street in University Hills.

Approves an official map amendment to rezone properties located at 2100 and 2135 South Cherry Street and 4500 Evans Avenue from C-MX-5 to C-MX-8 (urban center, mixed-use, 5 stories to urban center, mixed-use 8 stories) in Council District 4. The Committee approved filing this item at its meeting on 10-8-19.

Final Consideration | Required Public Hearing**[19-1009](#) A bill for an ordinance changing the zoning classification for 2175 South Cherry Street, 2176 South Clermont Street, 4501 East Warren Avenue and a portion of 2135 South Cherry Street in University Hills.**

Approves an official map amendment to rezone properties located at 2135 and 2175 South Cherry Street, 2176 South Clermont Street and 4501 Warren Avenue from G-MU-3 and PUD 277 to C-MX-5 (planned development and multi-unit, three story to urban center, mixed-use, five story) in Council District 4. The Committee approved filing this item at its meeting on 10-8-19.

Final Consideration | Required Public Hearing

FOR 12-2-19:

[19-1065](#) A resolution to set a public hearing relating to the approval of the 4201 East Arkansas Urban Redevelopment Plan, including the 4201 East Arkansas Sales and Property Tax Increment Areas.

Sets a public hearing before City Council on 12-2-19 on the 4201 East Arkansas Urban Redevelopment Plan in Council District 6. The Committee approved filing this item at its meeting on 10-15-19.