

City Council Minutes

Meeting Date: Monday, July 17, 2017 5:30 PM

PLEDGE OF ALLEGIANCE

Council member López led the Pledge of Allegiance.

ROLL CALL

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

ELECTION OF COUNCIL PRESIDENT AND PRESIDENT PRO-TEM

[17-0786](#) Election of Council President.

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Councilman Brooks be elected to serve as President. The motion carried by the following vote:

Elected

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

Nay: (None) (0)

[17-0787](#) Election of Council President Pro-Tem.

A motion offered by Councilman López, duly seconded by Councilwoman Ortega, that Councilman Clark be elected to serve as President Pro-Tem. The motion carried by the following vote:

Elected

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

Nay: (None) (0)

APPROVAL OF THE MINUTES

[17-0782](#) Minutes of Monday, July 10, 2017

The minutes of Monday, July 10, 2017 were approved.

Approved

The minutes of meeting date, Monday, July 10, 2017, were distributed to Council. Council President Brooks ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Council members Ortega, López, Brooks, Kniech, Black, Kashmann, Clark, Herndon, Espinoza, and New offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce & Aeronautical Services Committee

Block Vote

Block Vote

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

Approved the consent agenda

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

Nay: (None) (0)

[17-0736](#) **A resolution approving a proposed Agreement between the City and County of Denver and J.A. Watts, Inc. concerning project management services at Denver International Airport.**

Approves a five-year contract with J.A. Watts, Inc. in the amount of \$40 million for professional, technical, and support personnel to perform project management services including planning, design project management, construction project management, and other support services on capital improvement, infrastructure, and airport expansion projects at Denver International Airport (201631926). This contract will be paid from capital project funds. The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0736 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[17-0737](#) **A resolution approving a proposed Agreement between the City and County of Denver and Sofola & Associates, Inc. concerning project management services at Denver International Airport.**

Approves a five-year contract with Sofola & Associates for \$5 million for professional, technical, and support personnel to perform project management services including planning, design project management, construction project management, and other support services on capital improvement, infrastructure, and airport expansion projects at Denver International Airport (201631935). This contract is paid from capital projects funds. The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0737 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[17-0738](#) A resolution approving a proposed Standard Concession Agreement between the City and County of Denver and Rocky Mountain Hospitality Partners, LLC concerning a concession at Denver International Airport.

Approves a seven-year contract with Rocky Mountain Hospitality Partners, LLC, doing business as Dazbog Coffee Companies, in the amount of \$683,635.45 in annual revenue to provide specialty coffee kiosks, breakfast food items, lunch food items, snacks, and other items at locations on the A, B, and C Concourses at Denver International Airport (201630761). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0738 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[17-0739](#) A resolution approving a proposed Standard Concession Agreement between the City and County of Denver and Host DSL DEN FB, LLC concerning concessions at Denver International Airport.

Approves a seven-year contract with Host DSL DEN, LLC, doing business as Starbucks, in the amount of \$1,277,556 in annual revenue to provide specialty coffee kiosks, breakfast food items, lunch food items, snacks and other items at locations on the A, B, and C Concourses at Denver International Airport (201630947). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0739 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[17-0740](#) A resolution approving a proposed Standard Concession Agreement between the City and County of Denver and HFF LEI HPH DEN, LLC concerning a concession at Denver International Airport.

Approves a ten-year contract with HFF LEI HPH DEN, LLC, doing business as New Belgium Brewing Sports Bar, in the amount of \$733,762.50 in annual revenue for a Colorado-focused sports bar and restaurant on the B Concourse at Denver International Airport (201630950). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0740 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

17-0741 A resolution approving a proposed Agreement for Professional Services between the City and County of Denver and Metrix Advisors, LLC concerning the Premium Value Concessions Program at Denver International Airport.

Approves a five-year contract with Metrix Advisors, LLC in the amount of \$2,757,000 to ensure compliance with the rules of the Premium Value Concession Program as required by airport rules and regulations and ensure consistent sales and customer service from concessionaires at Denver International Airport (201630022). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0741 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

17-0742 A resolution approving a proposed Agreement between the City and County of Denver and ABM Aviation, Inc. concerning operation of curbside transportation management services at Denver International Airport.

Approves a three-year contract with ABM Aviation for \$5 million for curbside transportation management services including directing the movement of taxicab drivers and their vehicles on airport roadways, supervising the loading of passengers into taxicabs and other ground transportation vehicles, and other services at Denver International Airport (201733570). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0742 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

17-0743 A resolution approving a proposed Office Lease Agreement between the City and County of Denver and D and A Solutions, LLC concerning office space at Denver International Airport.

Approves a three-year lease agreement with D and A Solutions, LLC in the amount of \$4,690 in annual rent for office space on A Concourse to provide drug testing services for various airlines at Denver International Airport (201631103). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0743 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[17-0744](#) A resolution approving a proposed Ninth Amendment to Agreement between the City and County of Denver and Skyport Holdings, LLC concerning a concession at Denver International Airport.

Amends a contract with Skyport Holdings, LLC, doing business as Pour La France, to allow the Manager of Aviation, at her sole discretion, to waive additional rent and allow the concessionaire to holdover at 100% the rental rate until a competitive solicitation process has been completed and a new award has been made to a successful proposer located on the B Concourse at Denver International Airport. There is no change to the contract amount or duration (AC39022-09). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0744 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)
Nay: (None) (0)

Finance & Governance Committee

[17-0749](#) A resolution approving a proposed Temporary Crane License Agreement between the City and County of Denver and South Broadway Station Apartments LLC for the temporary operation and use of a crane swing.

Approves a temporary crane license agreement with South Broadway Station Apartments LLC for \$26,773.60 and for seven months for temporary aerial use over City land as part of the construction of a mixed-use multi-family project, garage, and related facilities and amenities on land adjacent to City-owned land located at 1134 South Broadway in Council District 7 (FINAN-201734991-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-4-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0749 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)
Nay: (None) (0)

[17-0753](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Kaplan Kirsch & Rockwell LLP to increase compensation.

Adds \$300,000 to a contract with Kaplan Kirsch & Rockwell LLP for a new total amount of \$595,500 for legal advice, drafting, review, and negotiation regarding the governance structure of the National Western Center project in Council District 9 (201629744). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-4-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0753 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

[17-0650](#) A resolution approving a proposed Second Amendatory Concession License between the City and County of Denver and BC Evergreen, LLC for food and beverage concession at Evergreen Golf Course and to modify Concessionaire's improvement responsibilities and special event procedures for non-golf events.

Amends a contract with BC Evergreen, LLC by adding one year for a new end date of 01-15-24, modifying the required concessionaire capital improvements, and updating special event procedures for non-golf events for food and beverage services to golfers and the public at the Evergreen Golf Course clubhouse (201309937). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 6-13-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0650 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[17-0747](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as a public alley bounded by West 44th Avenue, Zenobia Street, Sheridan Boulevard and West 46th Avenue.

Dedicates City-owned land as public right-of-way as public alley located at two locations near the intersections of 44th and Zenobia, and 46th and Zenobia in Council District 1. The Committee approved filing this resolution by consent on 7-4-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0747 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

Safety, Housing, Education & Homelessness Committee

17-0506 A resolution approving a proposed Agreement between the City and County of Denver and Colorado Women’s Employment and Education, Incorporated, dba Center for Work Education and Employment, to provide case management support for employment and training services to Temporary Assistance for Needy Families (TANF) recipients.

Approves a thirteen-month contract through 6-30-18 with the Center for Work Education and Employment in the amount of \$950,000 for case management services and support for individuals and families in the Temporary Assistance for Needy Families (TANF) program to build effective relationships with participants and assist families in becoming stable and self-sufficient. The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 5-3-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0506 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (13)
Nay: (None) (0)

17-0507 A resolution approving a proposed Agreement between the City and County of Denver and Jewish Family Service of Colorado, Inc. for employment and training services to Temporary Assistance for Needy Families (TANF) recipients.

Approves a \$990,000 contract with Jewish Family Services of Colorado for case management and support for individuals and families in the Temporary Assistance for Needy Families (TANF) program. The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 6-7-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0507 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (13)
Nay: (None) (0)

[17-0733](#) A resolution approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the Office of National Drug Control Policy concerning the "High Intensity Drug Trafficking area (H.I.D.T.A.) FY17" program and the funding therefor.

Approves a grant agreement with the Office of National Drug Control Policy (ONDCP) in the amount of \$507,336 and a term through 12-31-18 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 (201735550-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-7-17. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0733 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

[17-0748](#) A resolution approving the Mayor's appointment to the Affordable Housing Advisory Committee.

Approves the Mayoral appointment of Carl Patten, Jr. to the Mayor's Housing Advisory Committee as the representative of a major employer effective immediately and expiring on 12-31-19, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 7-5-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0748 be adopted en bloc, carried by the following vote:

Adopted

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

Nay: (None) (0)

BILLS FOR INTRODUCTION

Finance & Governance Committee

[17-0659](#) A bill for an ordinance naming the City-owned building located at 2851 Tremont Place the Anna Jo Haynes Early Learning Center.

Re-names the building at 2851 Tremont Place for community leader Anna Jo Haynes. 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 6-6-17.

Council Bill 17-0659 was ordered published with future required public hearing on 7-24-17.

Ordered published with future required public hearing

[17-0691](#) A bill for an ordinance making supplemental appropriations to the Denver Municipal Airport System Enterprise Capital Equipment and Improvement Fund.

Appropriates \$150 million to Denver International Airport's Capital Fund to utilize its excess cash reserves to support the completion of near-term capital projects instead of issuing debt to fund such projects at Denver International Airport. The Committee approved filing this bill by consent on 7-4-17.

Council Bill 17-0691 was ordered published on first reading.

Ordered published on first reading

[17-0735](#) A bill for an ordinance establishing a new fund in the General Government Special Revenue Fund for the "Firefighter Heart Benefit" program.

Establishes the Firefighter Heart Benefit Program Special Revenue Fund for firefighters who sustain certain identified heart and circulatory malfunctions within 48 hours of a defined work event pursuant to Colorado Senate Bill 14-172. The Committee approved filing this bill by consent on 7-4-17.

Council Bill 17-0735 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[17-0727](#) A bill for an ordinance appointing a member of the Board of Ethics.

Re-appoints Sylvia Smith to the Board of Ethics for a term effective immediately and ending 6-24-21. The Committee approved filing this bill by consent on 6-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0727 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

[17-0695](#) A bill for an ordinance amending Ordinance No. 187, Series of 2014, concerning the "Child Welfare Services" in the Human Services Special Revenue Fund.

Amends Ordinance No. 187, Series of 2014, regarding Child Welfare Services fund 13310 in the Human Services Special Revenue Fund to correct the expending authority to be the Manager of Human Services. The Committee approved filing this bill by consent on 6-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0695 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

[17-0720](#) A bill for an ordinance approving the Consent to Inclusion of a Parcel in the Additional Inclusion Area into the Alameda Station Metropolitan District.

Approves the addition of land into the Alameda Station Metropolitan District in the Denver Design District in Council District 7. The Committee approved filing this bill by consent on 6-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0720 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

[17-0722](#) 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.

Adds Emergency Communication Supervisor to the Classification and Pay Plan at paygrade N-809. The Committee approved filing this bill by consent on 6-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0722 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

[17-0723](#) 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.

Adds Assistant Golf Course Operator to the Classification and Pay Plan at paygrade J-614. The Committee approved filing this bill by consent on 6-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0723 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

17-0316 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Regional Transportation District, relating to the Free Metro Ride Project and the funding therefor.

Approves an intergovernmental agreement with the Regional Transportation District (RTD) for \$1.5 million and through 12-31-20 for study of design and improvements to the Free MetroRide from Union Station to Civic Center Station including changes to curb line, signal operations, and transit operations, to improve travel times and reliability, and help improve the first and last mile connections in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 7-31-17. The Committee approved filing this bill by consent on 3-28-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0316 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (13)
Nay: (None) (0)

17-0707 A bill for an ordinance approving a proposed Amendment to Agreement between the City and County of Denver and Urban Drainage and Flood Control District regarding flood control improvements for Sanderson Gulch.

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD) by adding \$1 million in UDFCD funds and \$7.4 million in City funds for a total agreement amount of \$10 million for drainage and flood control improvements along Sanderson Gulch from Lipan Street to the South Platte River in Council District 7. No change to contract duration (201523631-02). The last regularly scheduled Council meeting within the 30-day review period is on 7-31-17. The Committee approved filing this bill by consent on 5-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0707 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, Kniech, López, New, Ortega, Susman (13)
Nay: (None) (0)

[17-0708](#) A bill for an ordinance approving a proposed Amendment to Agreement between the City and County of Denver and Urban Drainage and Flood Control District regarding flood control improvements along Cherry Creek.

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD) by adding \$250,000 in UDFCD funds, \$250,000 in City funds and \$100,000 in Southeast Metro Stormwater Authority (SEMSWA) funds for a new total agreement amount of \$3.7 million for construction of drainage and flood control improvements along Cherry Creek as part of the Cherry Creek from Monaco Parkway to Iliff Avenue project in Council District 6. No change to agreement duration (201103770). The last regularly scheduled Council meeting within the 30-day review period is on 7-31-17. The Committee approved filing this bill by consent on 5-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0708 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

[17-0724](#) A bill for an ordinance relinquishing the Permanent Non-Exclusive Easement recorded with the Denver Clerk & Recorder at Reception No. 2015169819 at West 50th Avenue and Vrain Street.

Relinquishes the easement conveyed with Recordation No. 2015169819 located at West 50th Avenue and Vrain Street in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 7-31-17. The Committee approved filing this bill by consent on 5-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0724 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

Safety, Housing, Education & Homelessness Committee

[17-0584](#) A bill for an ordinance increasing the hourly rate compa-ratio for part-time County Court magistrates and amending the benefits received by full-time County Court magistrates to allow 10 days of paid time off benefits to be carried over to the following year.

Amends Section 14-109 of the Denver Revised Municipal Code to increase the pay of part-time magistrates by 16.8% and allow full-time magistrates to carry up to 10 days of unused vacation leave to the following year. The Committee approved filing this bill by consent on 6-21-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0584 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

[17-0694](#) A bill for an ordinance amending Article IV, Chapter 29 of the Denver Revised Municipal Code relating to temporary general assistance.

Amends Chapter 29, Article IV, of the Denver Revised Municipal Code (DRMC) regarding Temporary General Assistance to add a new section addressing the use, disclosure, and protection of client records. The ordinance language will mirror protections under state law for client records in state run/funded programs. The Committee approved filing this resolution by consent on 6-29-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0694 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

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

Nay: (None) (0)

17-0726 A bill for an ordinance establishing a temporary voluntary disclosure and compliance plan process for existing buildings that have undergone unpermitted work, and temporarily amending Section 142.2 of the administrative section of the Denver Building and Fire Code to allow occupancy of certain existing buildings prior to the issuance of a certificate of occupancy through a conditional certificate of occupancy.

Amends Chapter 10 of the Denver Revised Municipal Code (DRMC) to allow occupancy of certain existing buildings through a conditional certificate of occupancy. The Committee approved filing this bill at its meeting on 6-28-17.

A motion offered by Councilwoman López, duly seconded by Councilman Flynn, that Council Bill 17-0726 be placed upon final consideration and do pass, was followed by a motion offered by Councilwoman Ortega, duly seconded by Councilwoman Susman, that Council Bill 17-0726 be amended to extend the timeframe of the ordinance for an additional 6 months. The amendment also allows owners/tenants of existing buildings that have been modified without permits required by Denver's building code to apply for a compliance plan and Conditional Certificate of Occupancy even if the owners/tenants have not voluntarily disclosed the existence of unpermitted work, but only for the first 6 months after the effective date of the ordinance. Additionally, owners/tenants of existing buildings that have received an order to vacate from the city due to unpermitted work or no valid certificate of occupancy from December 1, 2016 to the effective date of the ordinance, may take advantage of the compliance plan and Conditional Certificate of Occupancy process. Last, the amendment creates a requirement for CPD to prepare reports of the compliance plan and Conditional Certificate of Occupancy programs for City Council every 6 months, and for CPD to review the program 3 months prior to the end date of the ordinance and report any recommendations to City Council. . The motion carried by the following vote:

Amended

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

Nay: (None) (0)

Absent: Herndon (1)

A motion offered by Councilman López, duly seconded by Councilman Flynn, that Council Bill 17-0726 be placed upon final consideration and do pass as amended. The motion carried by the following vote:

Placed upon final consideration and do pass as amended

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

Nay: (None) (0)

Absent: Herndon (1)

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Council President Brooks announced that tonight, there will be a required public hearing on Council Bill 17-0615, changing the zoning classification for 2901 Broadway in Five Points; a required public hearing on Council Bill 17-0616, changing the zoning classification for 3204 & 3206 Denargo Street in Five Points; and, a required public hearing on Council Bill 17-0633, changing the zoning classification for 4000-4090 North Jason Street & 4001 Inca Street in Sunnyside. Anyone wishing to speak on either of these matters must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

RECESS

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[17-0615](#) A bill for an ordinance changing the zoning classification for 2901 Broadway in Five Points.

Rezones property at 2901 Broadway from I-B UO-2 and R-MU-30 with Waivers and Conditions to C-MX-16, (industrial and residential, mixed-use to commercial, mixed-use) in Council 9. The Committee approved filing this bill at its meeting on 6-6-17.

A motion offered by Councilman López, duly seconded by Councilman Espinoza, that Council Bill 17-0615 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Council sat as a Committee of the Whole commencing at 6:58 p.m., Council President Brooks presiding, to hear speakers on Council Bill 17-0615. James West, Dudley Simmons, and Chase Hill signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Scott Robinson of Community Planning and Development delivered the Staff Report.

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Kashmann, Kniech, López, New (10)

Nay: (None) (0)

Absent: Herndon, Ortega, Susman (3)

17-0616 A bill for an ordinance changing the zoning classification for 3204 & 3206 Denargo St. in Five Points.

Rezoned property at 3204 & 3206 Denargo Street from R-MU-30 with Waivers and Conditions and I-B UO-2 to C-MX-8, (residential, mixed-use and industrial to commercial, mixed-use) in Council District 9. The Committee approved filing this bill at its meeting on 6-6-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0616 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Council sat as a Committee of the Whole commencing at 7:25 p.m., Council President Brooks presiding, to hear speakers on Council Bill 17-0616. James West, Dudley Simmons, and Chase Hill signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Scott Robinson of Community Planning and Development delivered the Staff Report.

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Kashmann, Kniech, López, New (10)

Nay: (None) (0)

Absent: Herndon, Ortega, Susman (3)

17-0633 A bill for an ordinance changing the zoning classification for 4000-4090 North Jason Street & 4001 Inca Street in Sunnyside.

Rezoned property at 4000-4090 North Jason Street and 4001 Inca Street from I-A UO-2 to C-RX-8, (industrial to residential, mixed-use) in Council District 1. The Committee approved filing this bill at its meeting on 6-6-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0633 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Council sat as a Committee of the Whole commencing at 7:36 p.m., Council President Brooks presiding, to hear speakers on Council Bill 17-0633. Tony DeSimone signed up to speak in favor of the bill. Ambrose Cruz and Sid Quintana signed up to speak in opposition of the bill. Jeff Hirt of Community Planning and Development delivered the Staff Report.

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Kashmann, Kniech, López, New (10)

Nay: (None) (0)

Absent: Herndon, Ortega, Susman (3)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Brooks announced that on Monday, July 24, 2017, Council will hold a required public hearing on Council Bill 17-0659, naming the City-owned building located at 2851 Tremont Place the Anna Jo Haynes Early Learning Center.

ADJOURN

There being no further business before the City Council, Council President Brooks adjourned the meeting at 8:11 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