

City Council Meeting of Monday, February 6, 2017

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega..... At Large
Rafael G. Espinoza..... District 1
Kevin Flynn..... District 2
Paul D. López.....District 3
Kendra Black..... District 4
Mary Beth Susman.....District 5
Paul Kashmann..... District 6



Jolon Clark..... District 7
Christopher Herndon..... District 8
Albus Brooks..... District 9
Wayne New..... District 10
Stacie Gilmore..... District 11
Janna B. Young..... Director
Kelly Velez..... Clerk

Room 451
City & County Building
1437 Bannock Street
Denver CO 80202

Phone: 720-337-2000
Email: dencc@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 dencc@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 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. Speakers must be present to sign a speaker card – no sign-up by proxy permitted. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes (for required hearings only; no yielding of time for courtesy hearings). Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5pm before the first regularly 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 city matter. Speakers have 3 minutes to speak and must sign up via email at dencc@denvergov.org, phone at 720-337-2000 or in person in Rm. 451, City & County Building before 4:30pm on the day the general public comment session is scheduled. 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

[17-0117](#) Minutes of Monday, January 30, 2017

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce & Aeronautical Services Committee

[17-0061](#) **A resolution approving the Mayor's appointments to the West Colfax Business Improvement District Board of Directors.**

Approves the Mayoral appointments of Andy Baldyga and Ron Vaughn to the Colfax Business Improvement District Board of Directors for terms effective immediately and expiring 12-31-20, or until successors are duly appointed. The Committee approved filing this resolution by consent on 1-25-17.

[17-0062](#) **A resolution approving the Mayor's reappointments to the Winter Park Recreational Association Board of Directors.**

Approves the Mayoral reappointments of Michelle Lucero and David E. Thomson to the Winter Park Recreational Association Board of Directors for terms effective immediately and expiring 12-31-20, or until successors are duly appointed. The Committee approved filing this resolution by consent on 1-25-17.

[17-0063](#) **A resolution approving the Mayor's reappointments to the Federal Boulevard Business Improvement District Board of Directors.**

Approves the Mayoral reappointments of David Berton and Luis Vasquez to the Federal Boulevard Business Improvement District Board of Directors for terms effective immediately and expiring 12-31-20, or until successors are duly appointed. The Committee approved filing this resolution by consent on 1-25-17.

Finance & Governance Committee**[16-1247](#) A resolution approving a proposed 2017 Insurance Agreement between the City and County of Denver and Vision Service Plan Insurance Company for supplementary vision insurance for the City and County of Denver employees.**

Approves an up-to \$725,760 contract with Vision Service Plan Insurance Company for 2017 vision insurance benefits for city employees (CSAHR-201631063-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this resolution by consent on 12-6-16.

[16-1248](#) A resolution approving a proposed Agreement between the City and County of Denver and Kaiser Permanente Insurance Company to provide 2017 medical insurance to eligible employees.

Approves an up to \$70,103,708.86 contract with Kaiser Permanente Insurance Company for 2017 medical insurance to eligible city employees (CSAHR-201631061-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this resolution by consent on 12-6-16.

[17-0047](#) A resolution approving a proposed amendment to a Master Purchase Order between the City and County of Denver and Kois Brothers Equipment, Co., Inc., to increase the maximum amount for the repair and maintenance of existing Solid Waste truck equipment.

Increases the maximum spending amount by \$175,000 for a new total of \$650,000 in the master purchase order with Kois Brothers Equipment Co., Inc. for the repair of the City's solid waste truck fleet (0120A0212). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this resolution by consent on 1-24-17.

[17-0048](#) A resolution approving a proposed amendment to a Master Purchase Order between the City and County of Denver and Transwest Freightliner LLC to increase maximum amount for repair and maintenance of existing heavy truck equipment.

Increases the maximum spending amount of \$225,000 for a new total of \$650,000 in the master purchase order with Transwest Freightliner, LLC for repair and parts for City vehicles (0298A0413). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this resolution by consent on 1-24-17.

[17-0052](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Denver Botanic Gardens, Inc. for amendment to the Escrow Agreement with UMB Bank, N.A. in conjunction with the refunding of 2008B Certificates of Participation for proposed Series 2017A Refunding Certificates of Participation for the Denver Botanic Gardens parking facility.

Amends an escrow agreement with the Denver Botanic Gardens, Inc., and UMB Bank, N.A., to update new annual lease payments and allow for the Denver Botanic Gardens to continue to deposit funds into the escrow account to pay new annual lease payments in conjunction with a transaction to refund lease purchase Certificates of Participation, Series 2017A (FINAN-CE8A130-01). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this resolution at its meeting on 1-24-17.

Land Use, Transportation & Infrastructure Committee

[17-0002](#) A resolution for approving a proposed Second Amendatory Agreement between the City and County of Denver and SII, LLC to increase the maximum contract amount and extend the term.

Adds two years and \$481,750 to a contract with SII, LLC for a new total contract amount of \$980,155 and a new end date of 12-31-19 for continued portfolio integration management services for the National Western Center campus development project including the project master plan development, program facility development, and facility program documents and procurement documents for the delivery of the project (201520513-02). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this bill at its meeting on 1-10-17.

[17-0030](#) A resolution approving a proposed First Amendatory Agreement by and between the City and County of Denver and Lytx, Inc., formerly known as Drivecam, Inc., to extend software support.

Amends a contract with Lytx, Inc. by adding \$320,814.85 for a total contract amount of \$787,718.14 for windshield and cab mounted camera systems for operational vehicles in the Solid Waste Division of Public Works. No change to contract duration (PWOPS 201209229). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this resolution by consent on 1-24-17.

[17-0046](#) A resolution granting a revocable permit to Denver Bike Sharing, to encroach into the right-of-way at 680 18th Street.

Grants a revocable permit to Denver Bike Sharing to encroach into the public right-of-way with a bicycle docking station near the southeast corner of 18th Street and California Street in Council District 9. The Committee approved filing this resolution by consent on 1-24-17.

[17-0050](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as Yampa Street at the intersection of East 51st Avenue and Yampa Street.

Dedicates a parcel of land as public right-of-way as Yampa Street, located at the intersection of East 51st Avenue and Yampa Street, in Council District 11. The Committee approved filing this resolution by consent on 1-24-17.

Safety, Housing, Education & Homelessness Committee

[16-1239](#) A resolution approving a proposed Agreement between the City and County of Denver and The Colorado Coalition for the Homeless to provide support services for homelessness assistance programs.

Approves a contract with The Colorado Coalition for the Homeless in the amount of \$1.182 million and a contract term through 12-31-17 to provide citywide outreach and housing placement services to homeless youth and adults experiencing homelessness and assisting them with acquiring benefits, entitlements, and other services to address identified needs (SOCSV-2016-TBD). The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this resolution by consent on 12-7-16.

[17-0059](#) A resolution approving the Mayor's appointments to the Denver African American Commission.

Approves the Mayoral appointments of Jeri Ajayi, Troy Grimes, Jonathan McMillan, Ryan Simon, and Shehila-Rae Stephens to the Denver African American Commission for terms effective immediately and expiring on 12-31-19, or until successors are duly appointed. The Committee approved filing this resolution on 1-25-17.

[17-0060](#) A resolution approving the Mayor's appointment to the Denver Office of Strategic Partnerships Commission.

Approves the Mayoral appointment of Lydia McCoy to the Denver Office of Strategic Partnerships Commission for a term effective immediately and expiring 12-31-19, or until a successor is duly appointed. The Committee approved filing this resolution on 1-25-17.

[17-0064](#) A resolution approving the Mayor's reappointments to the Denver Immigrant and Refugee Commission.

Approves the Mayoral reappointments of Pilar Castro-Reino, Jennifer Gueddiche, Maricruz Herrera, and Karima Osman to the Denver Immigrant and Refugee Commission for terms effective immediately and expiring 12-31-19, or until successors are duly appointed. The Committee approved filing this resolution by consent on 1-25-17.

BILLS FOR INTRODUCTION

Finance & Governance Committee

[17-0049](#) A bill for an ordinance authorizing a supplemental appropriation from the General Contingency Fund to the Liability Claims Special Revenue Fund.

Approves a supplemental appropriation for \$1.6 million to the Liability and Claims Special Revenue Fund to cover settlement costs for the City Attorney's Office. The Committee approved filing this bill by consent on 1-24-17.

[17-0055](#) A bill for an ordinance authorizing and approving an amendment to the St. Anthony Urban Redevelopment Plan to add the Sloans Block 3 Project and to Create the Sloans Block 3 Sales Tax Increment Areas.

Approves an amendment to the St. Anthony Urban Redevelopment Plan for the Sloans Block 3 Project to authorize the creation of two Sales Tax Increment Areas to provide funding for the preservation and redevelopment of the historic Kuhlman building and auditorium into new affordable housing, retail and restaurant space and townhomes in Council District 1. IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF FUTURE COUNCIL MEETING AGENDAS FOR THE DATE.

The Committee approved filing this bill at its meeting on 1-24-17.

[17-0056](#) A bill for an ordinance approving a proposed Cooperation Agreement for Sloans Block 3 Sales Tax Increment Areas in the St. Anthony Urban Redevelopment Area between the City and County of Denver and Denver Urban Renewal Authority.

Approves a Cooperation Agreement with the Denver Urban Renewal Authority (DURA) for the Sloans Block 3 Sales Tax Increment Areas within the St. Anthony Urban Redevelopment Area in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this bill at its meeting on 1-24-17.

[17-0057](#) A bill for an ordinance authorizing and approving an amendment to the St. Anthony Urban Redevelopment Plan to add the Sloans Block 9 Project.

Approves an amendment to the St. Anthony Urban Redevelopment Plan for the Sloans Block 9 Project to authorize the use of property tax increment financing ("TIF") to provide funding for development to include approximately 176 units of income restricted permanently affordable senior and disabled housing, up to 20,000 square feet of ground floor medical office and clinic space, 6,500 square feet of senior activity center, a publicly accessible 5,000 square foot amenity deck and 125 parking spaces in Council District 1. IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF FUTURE COUNCIL MEETING AGENDAS FOR THE DATE. The Committee approved filing this bill at its meeting on 1-24-17.

[17-0058](#) A bill for an ordinance approving the St. Anthony Urban Redevelopment Area Amended and Restated Cooperation Agreement between the City and County of Denver and the Denver Urban Renewal Authority to establish, among other matters, the parameters for tax increment financing with property tax increment.

Amends a Cooperation Agreement with the Denver Urban Renewal Authority (DURA) to authorize the use of property tax increment revenues for the Block 3 and Block 9 projects at the St. Anthony Urban Redevelopment Area in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this bill at its meeting on 1-24-17.

Land Use, Transportation & Infrastructure Committee

[17-0051](#) **A bill for an ordinance relinquishing the easement established in the Deed of Easement, recorded with the Denver Clerk & Recorder at Book 918, Page 689, located at 3800 Monaco Street Parkway.**

Relinquishes certain easements established in the Deed of Easement recorded under Book 918, Page 689, located at 3800 Monaco Street Parkway in Council District 8. The last regularly scheduled Council meeting within the 30-day review period is on 2-27-17. The Committee approved filing this bill by consent on 1-24-17.

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

[17-0029](#) **A bill for an ordinance amending Section 53-540, D.R.M.C. concerning the annual dedication of a portion of the revenue derived from the city's general fund mill levy to the capital improvement fund.**

Amends Section 53-540 of the Denver Revised Municipal Code concerning the annual dedication and transfer of a portion of the revenue derived from the City's general fund mill levy to the capital improvement fund. The Committee approved filing this bill by consent on 1-17-17.

[17-0042](#) **A bill for an ordinance authorizing the exercise of a purchase option under Lease Purchase Agreement No. 2008B (Denver Botanic Gardens Parking Facility Project) and in connection therewith the approval and execution of a Site Lease No. 2017A (Denver Botanic Gardens Parking Facility) between the City and County of Denver, as lessor, and the Denver Botanic Gardens Parking Facility Leasing Trust 2017A, as lessee, for certain real property consisting of the parking facility site at the Denver Botanic Gardens, an annually renewable Lease Purchase Agreement No. 2017A (Denver Botanic Gardens Parking Facility) between the Denver Botanic Gardens Parking Facility Leasing Trust 2017A, as lessor, and the City and County of Denver, as lessee, a License and Access Agreement No. 2017A between the Denver Botanic Gardens Parking Facility Trust 2017A, as licensor, and the City and County of Denver, as licensee, and the execution of other documents related thereto; authorizing officials of the City and County of Denver to take all action necessary to carry out the transactions contemplated hereby; ratifying action previously taken and providing other matters relating thereto.**

Approves the refunding of outstanding Denver Botanic Gardens Certificates of Participation (COPs), Series 2017A, to achieve approximately \$2.1 million in interest cost savings for the Denver Botanic Gardens and to pay costs of issuance. The last regularly scheduled Council meeting within the 30-day review period is on 2-21-17. The Committee approved filing this bill at its meeting on 1-24-17. Companion bill to 17-0043 below.

[17-0043](#) **A bill for an ordinance approving a proposed Fourth Amendment to Cooperative Agreement between the City and County of Denver and Denver Botanic Gardens, Inc., amending the existing Cooperative Agreement in conjunction with the refunding Certificates of Participation transaction, Series 2017A.**

Amends the existing cooperative agreement with the Denver Botanic Gardens in conjunction with the refunding Certificates of Participation transaction, Series 2017A in companion bill 17-0042 above. The last regularly scheduled Council meeting within the 30-day review period is on 2-21-17. The Committee approved filing this bill at its meeting on 1-24-17.

Land Use, Transportation & Infrastructure Committee**[17-0024](#) A bill for an ordinance relinquishing the easement established in the Covenant and Permit, recorded with the Denver Clerk & Recorder at Reception No. 2000061256.**

Relinquishes certain easements established in the covenant and permit recorded with the City with Recordation Number 2000061256 located at South Quebec Street and Bayaud Avenue in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 2-21-17. The Committee approved filing this bill by consent on 1-17-17.

[17-0033](#) A bill for an ordinance amending subsection 8 of section 39-121 pertaining to increases in fees and memberships at the Bear Creek Park Southwest Family YMCA Facility.

Amends the facility fee schedule in section 39-121 of the Denver Revised Municipal Code to increase fees at the Southwest Family YMCA in Council District 2. The Committee approved filing this bill by consent on 1-17-17.

[17-0039](#) A bill for an ordinance approving Department of Public Works annual programs for 2017 and waiving the need for further City Council approval for specific contracts to be let pursuant to the annual programs.

Approves the annual Public Works infrastructure program by waiving the requirement that contracts above \$500,000 be individually approved by City Council. The last regularly scheduled Council meeting within the 30-day review period is on 2-21-17. The Committee approved filing this bill by consent on 1-17-17.

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

Tonight there will be a required public hearing on Council Bill 1166, changing the zoning classification of 1601 West Jewell Avenue; and, a required public hearing on Council Bill 1309, changing the zoning classification for 3087 South Sheridan Boulevard. 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

[16-1166](#) A bill for an ordinance changing the zoning classification of 1601 W. Jewell Avenue.

Rezones property located at 1601 West Jewell Avenue from E-SU-Dx to PUD G-14 (office and telecommunications tower to planned development) in Council District 7. The Committee approved filing this bill at its meeting on 11-29-16.

[16-1309](#) A bill for an ordinance changing the zoning classification for 3087 S. Sheridan Boulevard.

Rezones property located at 3087 South Sheridan Boulevard from Former Chapter 59 B-2 with Waivers to S-CC-3x (from the former Chapter 59 business zoning code to suburban commercial corridor) in Council District 2. The Committee approved filing this bill at its meeting on 12-20-16.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, February 13, 2017, Council will hold a required public hearing on Council Bill 17-0055, approving an amendment to the St. Anthony Urban Redevelopment Plan for the Sloans Block 3 Project and creating the Sloans Block 3 sales tax increment areas; and, a required public hearing on Council Bill 17-0057, approving an amendment to the St. Anthony Redevelopment Plan to add the Sloans Block 9 Project.

ADJOURN