

City Council Meeting of Monday, April 15, 2019

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
Leon Mason.....Director
Mar'quasa Hopson.....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, 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 via email at dencc@denvergov.org, phone at 720-337-2000 or in person in Rm. 451, City & County Building starting at 12:00 p.m. the Friday before the session is held. Sign up ends at 4:00 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

[19-0373](#) Minutes of Monday, April 8, 2019

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[19-0375](#) **A proclamation recognizing Fair Housing Awareness Month.**

Sponsor Espinoza

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[19-0300](#) **A resolution approving a proposed Purchase Order between the City and County of Denver and Twist Inc. concerning preconditioned air units at Denver International Airport.**

Approves a purchase order with Twist Inc. for \$975,930.01 for 11 preconditioned air units for concourse expansion at Denver International Airport (PO-00061796). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 4-3-19.

[19-0301](#) **A resolution approving a proposed Purchase Order between the City and County of Denver and ITW GSE Inc. concerning ground power units at Denver International Airport.**

Approves a purchase order with ITW GSE Inc. for \$818,554 for 27 ground power units for Concourses B and C at Denver International Airport (PO-00061725). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 4-3-19.

Finance & Governance Committee

[19-0305](#) A resolution approving a proposed Ninth Amendatory Agreement between the City and County of Denver and CenturyLink Communications, LLC f/k/a Qwest Communications Company, LLC to extend the term and increase the compensation to provide maintenance service to the City's 911 phone switches and supporting systems.

Amends a contract with CenturyLink Communications LLC by adding \$200,000 for a new total of \$3,671,588.63 and six months for a new end date of 6-30-19 for the monitoring, maintenance and support of the Denver 911 Vesta Meridian Telephone system at 950 Josephine Street in Council District 10 and 303 West Colfax Avenue in Council District 9 as a new system is being finalized to replace the existing technology (TECHS - CE76017). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 4-2-19.

Land Use, Transportation & Infrastructure Committee

[19-0234](#) A resolution approving a proposed Purchase Order between the City and County of Denver and EP Blazer, LLC DBA John Elway Chevrolet to purchase forty-one (41) 2019 Tahoe PPV-Marked Patrol vehicles.

Approves a purchase order with EP Blazer LLC, doing business as John Elway Chevrolet, for \$1,569,808 for 41 2019 Chevrolet Tahoe vehicles for the Denver Police Department (PO-00057541). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 3-19-19.

[19-0251](#) A resolution approving a proposed Design Services Agreement between the City and County of Denver and Populous, Inc. to complete the design of the equestrian center and parking garage for the National Western Center project.

Approves a contract with Populous Inc. for \$10,831,281 and for four years to complete the design of the equestrian center and parking garage for the National Western Center project in Council District 9 (201948260). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 3-19-19.

[19-0297](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as a public alley bounded by East 19th Avenue, North Dahlia Street, East Montview Boulevard and North Eudora Street.

Dedicates city owned land as public alley, located at the alley bounded by East 19th Avenue, North Dahlia Street, East Montview Boulevard and North Eudora Street, in Council District 8. The Committee approved filing this item at its meeting on 4-2-19.

[19-0298](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as South Monroe Street near the intersection of South Monroe Street and East Vassar Avenue.

Dedicates city owned land as South Monroe Street, located near the intersection of South Monroe Street and East Vassar Avenue, in Council District 6. The Committee approved filing this item at its meeting on 4-2-19.

Safety, Housing, Education & Homelessness Committee

[18-1373](#) A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Mental Health Center of Denver to provide services for the homeless.

Amends a contract with Mental Health Center of Denver by adding \$450,000 for a new total of \$1,750,000 and one year for a new end date of 12-31-19 for housing and treatment services for 75 chronically homeless individuals with co-occurring serious mental illness and substance use disorders, citywide (SOCSV-2016-31657-03). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 11-28-18.

[19-0132](#) A resolution approving a proposed Loan Agreement between the City and County of Denver and Colburn LLC for renovation and development of an affordable housing project located at 980 Grant Street, Denver, Colorado.

Approves a loan agreement with Colburn LLC for \$3,450,000 and for sixty-nine years to support the acquisition and rehabilitation of an existing income-restricted property known as the Colburn Hotel to preserve 91 units of housing for low-income residents, located at 980 Grant Street in Council District 10 (OEDEV-201842018-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 3-27-19.

[19-0244](#) A resolution approving a proposed Second Amendment and Modification Agreement between the City and County of Denver and Sheridan Station Apartments LLC by adding notice and cure provisions to the agreement.

Amends a loan agreement with Sheridan Station Apartments LLC, by adding legal language to allow investors to cure any city default, in support of the construction of 133 units of income-restricted housing at a wide range of income levels, including residents earning below 30% AMI and up to 60% AMI, in a transit-oriented development located at 1079 Ames Street adjacent to the Sheridan light rail station in Council District 3. No change to contract amount or duration (OEDEV-201840082-00). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 3-20-19.

BILLS FOR INTRODUCTION

Land Use, Transportation & Infrastructure Committee

[19-0212](#) 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 for drainage and flood control improvements along Sanderson Gulch.

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD) by adding \$1,650,000 in UDFCD funds for a new total agreement amount of \$18,922,032 for drainage and flood control improvements along Sanderson Gulch, from Lipan Street to the South Platte River, in Council District 7. No additional city funds being added and no change to agreement duration (201523631). The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 3-12-19.

[19-0299](#) A bill for an ordinance approving the purchase of capital equipment from the Planned Fleet Special Revenue Fund.

Approves a one-time capital equipment expenditure for \$61,477 for one Bobcat Skid-Steer Loader in place of a Ford F350 Truck that was authorized in the 2019 Long Bill, to support citywide Public Works street maintenance operations. The Committee approved filing this item at its meeting on 4-2-19.

[19-0302](#) A bill for an ordinance approving and accepting Comprehensive Plan 2040, as the City's Comprehensive Plan for the City and County of Denver.

Adopts Comprehensive Plan 2040 as the city's required comprehensive planning document to express the city's vision for the future. If ordered published, a public hearing will be held on Monday, 4-22-19. The Committee approved filing this item at its meeting on 4-2-19.

[19-0303](#) A bill for an ordinance approving and accepting Blueprint Denver: A Blueprint for an Inclusive City, which plan shall become a part of the Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.

Adopts Blueprint Denver, as part of the city's Comprehensive Plan. If ordered published, a public hearing will be held on Monday, 4-22-19. The Committee approved filing this item at its meeting on 4-2-19.

[19-0306](#) A bill for an ordinance relinquishing an easement reserved in Ordinance No. 107, Series of 1967, recorded with Denver Clerk & Recorder at Reception No. 1967055976, located at 19th Avenue and Park Avenue.

Relinquishes the easement, in its entirety, as reserved in Vacating Ordinance No. 107, Series of 1967, under Recordation No. 1967055976, located at 19th Avenue and Park Avenue in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 5-6-19. The Committee approved filing this item at its meeting on 4-2-19.

Safety, Housing, Education & Homelessness Committee

[19-0307](#) A bill for an ordinance amending Article II of Chapter 37, Public Nuisance Offenses, by updating certain ordinance and statute references, and amending Article III of Chapter 37, Civil Abatement of Public Nuisances, by revising certain provisions concerning the procedure to be followed in nuisance abatement proceedings.

Amends Chapter 37 of the Denver Revised Municipal Code to revise certain nuisance abatement proceedings and update certain related ordinance and statute references. The Committee approved filing this item at its meeting on 4-3-19.

BILLS FOR FINAL CONSIDERATION**Business, Arts, Workforce, & Aviation Services Committee**

[19-0255](#) **A bill for an ordinance approving a proposed Third Amendatory Agreement between the City and County of Denver and Town of Morrison, to facilitate acquisition of identified improvements necessary to ensure long-term treatment of wastewater in an efficient and economical manner.**

Amends an intergovernmental agreement with the Town of Morrison by adding \$946,000 for a new total of \$1,500,900 and six months for a new end date of 12-31-19 for engineering services and acquisition of wastewater improvements related to wastewater infrastructure at Red Rocks amphitheater (THTRS-201628380-03). The last regularly scheduled Council meeting within the 30-day review period is on 4-29-19. The Committee approved filing this item at its meeting on 3-20-19.

Finance & Governance Committee

[19-0283](#) **A bill for an ordinance authorizing the issuance of (1) the "City and County of Denver, Colorado, General Obligation Elevate Denver Bonds, Series 2019A" for the purpose of financing and defraying the cost of acquiring, constructing, installing and improving various civic facilities; and (2) the "City and County of Denver, Colorado, General Obligation Better Denver and Zoo Refunding Bonds, Series 2019B" for the purpose of refunding, paying and discharging all of the City's outstanding General Obligation Better Denver and Zoo Bonds, Series 2009A maturing after August 1, 2019; providing for the levy of general ad valorem taxes to pay the principal of and interest on the Series 2019A-B Bonds; and making other provisions relating thereto.**

Authorizes the issuance of City and County of Denver General Obligation Bonds, Series 2019A-B in a principal amount not to exceed \$139 million, for the purpose of funding approximately \$82 million of Elevate Denver bond projects identified as part of the 2017 GO Bond authorization, to refund existing Series 2009A Better Denver and Zoo General Obligation Bonds, and to pay associated costs of issuance. The Committee approved filing this item at its meeting on 3-26-19.

[19-0290](#) **A bill for an ordinance authorizing expenditures in the General Government Special Revenue Fund based on a letter of intent from United States of America to award funding to the City and County of Denver for the "Head Start Grant FY 2019-20" program.**

Appropriates \$7,690,277 of the Federal Head Start grant to operate the Denver Great Kids Head Start program through the Office of Children's Affairs to provide services to 1,153 children in the established service area. The Committee approved filing this item at its meeting on 3-26-19.

Land Use, Transportation & Infrastructure Committee

[19-0289](#) **A bill for an ordinance relinquishing an easement reserved in Ordinance No. 134, Series of 1931, recorded with Denver Clerk & Recorder at Book A-17, Page 677, located at 1900 West 32nd Avenue and 1729 Erie Street.**

Relinquishes the 20' utility easement, in its entirety, as established in Vacating Ordinance No. 134, Series of 1931, Councilman's Bill No. 151, located at 1900 West 32nd Avenue and 1729 Erie Street in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 4-29-19. The Committee approved filing this item at its meeting on 3-26-19.

Safety, Housing, Education & Homelessness Committee

[19-0133](#) **A bill for an ordinance authorizing the issuance and sale of an amount not to exceed \$13,000,000 of City and County of Denver, Colorado Multifamily Housing Revenue Notes (The Colburn Project) Series 2019 for the purpose of financing the acquisition, rehabilitation, improvement and equipping of a multifamily residential rental housing development to be occupied by low- and middle-income families and persons in the City and County of Denver, Colorado and to pay certain expenses of such Notes (as defined below) issue; approving and authorizing execution of a Funding Loan Agreement, a Project Loan Agreement and a Tax Regulatory Agreement (each as defined below) with respect to the Notes; making findings and determinations with respect to the Project (as defined below) and the Notes; authorizing the execution and delivery of related documents; and repealing all action heretofore taken in conflict herewith.**

Approves the issuance and sale of up to \$13,000,000 of City and County of Denver, Colorado Multifamily Housing Revenue Notes (The Colburn Project) Series 2019 and related documents for the purpose of financing the acquisition, rehabilitation, improvement and equipping of a multifamily residential rental housing development to be occupied by low- and middle-income families and persons, located at 980 Grant Street in Council District 10. The Committee approved filing this item at its meeting on 3-27-19.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight there will be a required public hearing on Council Bill 19-0183, changing the zoning classification for 2280 South Bannock Street; a required public hearing for Council Bill 19-0187, changing the zoning classification for 3220 Shoshone Street; and, a required public hearing on Council Bill 19-0349, concerning designated consumption area setback requirements. Anyone wishing to speak on any of these matters must see the Council Secretary 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****[19-0183](#) A bill for an ordinance changing the zoning classification for 2280 South Bannock Street in Overland.**

Approves an official map amendment to rezone property from U-TU-C to U-TU-B (increases minimum lot size to 5,500 sf), located at 2280 South Bannock Street in Council District 7. The Committee approved filing this item at its meeting on 3-5-19.

[19-0187](#) A bill for an ordinance changing the zoning classification for 3220 Shoshone Street in Highland.

Approves an official map amendment to rezone property from U-RH-2.5 DO-4 to U-RX-3 (urban row-house to urban mixed use residential), located at 3220 Shoshone Street in Council District 1. The Committee approved filing this item at its meeting on 3-5-19.

PUBLIC HEARINGS - BILLS ON INTRODUCTION

City Council - Direct Filings

[19-0349](#) A bill for an ordinance concerning designated consumption area setback requirements.

Designated consumption areas will be permitted to operate at least 1000 feet from of a school, 500 feet of a Child Care Establishment, 500 feet of a alcohol or drug treatment facility; 500 feet of a city-owned recreation center or city-owned outdoor pool. Council member Black approved direct filing this item on 4-11-19.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, April 22, Council will hold a required public hearing on Council Bill 19-0302, approving and accepting Comprehensive Plan 2040, as the City's Comprehensive Plan for the City and County of Denver; and, a required public hearing on Council Bill 19-0303, approving and accepting Blueprint Denver.

ADJOURN

PENDING

FOR 4-29-19

[19-0240](#) A bill for an ordinance changing the zoning classification for 10 S Colorado Boulevard in Hilltop.

Approves an official map amendment to rezone property from E-SU-D to E-TU-C (urban edge, single-unit to urban edge, two-unit), located at 10 South Colorado Boulevard in Council District 5. The Committee approved filing this item at its meeting on 3-19-19.

Final Consideration**Required Public Hearing**

FOR 5-6-19

[19-0127](#) A bill for an ordinance changing the zoning classification for 2535 E. 40th Avenue in Elyria Swansea.

Approves an official map amendment to rezone property from I-A UO-2 and I-A to I-MX-3 (light industrial to industrial, mixed-use), located at 2535 E. 40th Avenue in Council District 9. The Committee approved filing this item at its meeting on 2-26-19.

Final Consideration**Required Public Hearing****[19-0247](#) A bill for an ordinance changing the zoning classification for 3429 W 3rd Avenue in Barnum, with a reasonable condition.**

Approves an official map amendment to rezone property from E-SU-D1x to E-MU-2.5 (urban edge, single-unit to urban edge, multi-unit) with a waiver, located at 3429 West 3rd Avenue in Council District 3. The Committee approved filing this item at its meeting on 4-29-19.

Final Consideration**Required Public Hearing**