

# **City Council Minutes**

Meeting Date: Monday, August 15, 2022 3:30 PM

## **PLEDGE OF ALLEGIANCE**

Councilmember Black led the Pledge of Allegiance.

## **LAND ACKNOWLEDGEMENT**

Councilmember Black led the Land Acknowledgement.

## **ROLL CALL**

Councilmembers Flynn, Gilmore, Herndon and Sandoval attended the meeting virtually.

Present: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Absent: Hinds (1)

## **APPROVAL OF THE MINUTES**

[22-0985](#) Minutes of Monday, August 8, 2022

The minutes of Monday, August 8, 2022 were distributed to members of Council. Council President Torres ordered the minutes approved.

**Approved**

## **COUNCIL ANNOUNCEMENTS**

Council members Clark, Black, Sawyer, Ortega and Torres offered announcements.

## **PRESENTATIONS**

## **COMMUNICATIONS**

## **PROCLAMATIONS**

## RECAP OF BILLS TO BE CALLED OUT

Items called out in for a separate vote:

### RESOLUTIONS

#### Safety, Housing, Education & Homelessness Committee

[22-0849](#) **A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Apex Companies, LLC for professional services related to environmental abatement and remediation activities at city-owned or operated properties.**

Amends an on-call contract with APEX Companies, LLC by adding \$550,000 for a new total of \$1,000,000 for professional services related to environmental abatement and remediation activities at city-owned or operated properties, citywide. No change to contract duration. (ENVHL- 202158620). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 7-27-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Resolutions 22-0849, 22-0850, 22-0852, 22-0853, 22-0854 and 22-0857 be adopted en bloc, carried by the following vote:

#### Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Torres (11)

Nay: Sawyer (1)

Absent: Hinds (1)

[22-0850](#) **A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Ayuda Companies for professional services related to environmental abatement and remediation activities at city-owned or operated properties.**

Amends an on-call contract with Ayuda Companies by adding \$550,000 for a new total of \$1,000,000 for professional services related to environmental abatement and remediation activities at city-owned or operated properties, citywide. No change to contract duration. (ENVHL- 202158640). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 7-27-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Resolutions 22-0849, 22-0850, 22-0852, 22-0853, 22-0854 and 22-0857 be adopted en bloc, carried by the following vote:

#### Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Torres (11)

Nay: Sawyer (1)

Absent: Hinds (1)

**22-0852 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and ARC Abatement, Inc. for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties.**

Amends an on-call contract with ARC Abatement, Inc. by adding \$4,000,000 for a new total of \$5,000,000 and two years for a new end date of 6-7-2025 for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties, citywide (ENVHL- 202054527). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 7-27-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Resolutions 22-0849, 22-0850, 22-0852, 22-0853, 22-0854 and 22-0857 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Torres (11)

Nay: Sawyer (1)

Absent: Hinds (1)

**22-0853 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and JKS Industries, LLC for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties.**

Amends an on-call contract with JKS Industries, LLC by adding \$4,000,000 for a new total of \$5,000,000 and two years for a new end date of 6-6-2025 for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties, citywide (ENVHL- 202054421). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 7-27-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Resolutions 22-0849, 22-0850, 22-0852, 22-0853, 22-0854 and 22-0857 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Torres (11)

Nay: Sawyer (1)

Absent: Hinds (1)

**22-0854 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Oak Environmental, LLC for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties.**

Amends an on-call contract with Oak Environmental, LLC by adding \$4,000,000 for a new total of \$5,000,000 and two years for a new end date of 6-10-2025 for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties, citywide (ENVHL- 202054516). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 7-27-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Resolutions 22-0849, 22-0850, 22-0852, 22-0853, 22-0854 and 22-0857 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Torres (11)

Nay: Sawyer (1)

Absent: Hinds (1)

**22-0857 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Orion Environmental, Inc. for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties.**

Amends an on-call contract with Orion Environmental, Inc. by adding \$4,000,000 for a new total of \$5,000,000 and two years for a new end date of 6-9-2025 for general abatement contractor services for asbestos, lead-based paint and mold abatement activities at city owned or operated properties, citywide (ENVHL- 202054420). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 7-27-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Resolutions 22-0849, 22-0850, 22-0852, 22-0853, 22-0854 and 22-0857 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Torres (11)

Nay: Sawyer (1)

Absent: Hinds (1)

**PENDING**

**Land Use, Transportation & Infrastructure Committee**

**[22-0820](#) A bill for an ordinance changing the zoning classification for 3923, 3929 West 28th Avenue and 3838 North Perry Street in Berkeley.**

Approves a map amendment to rezone property from PUD 456 to U-MS-3, located at 3923 & 3929 West 38th Avenue and 3838 North Perry Street in Council District 1. The Committee approved filing this item at its meeting on 7-19-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Bill 22-0820 be taken out of order, carried by the following vote:

**Took out of order**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

A motion offered by Councilmember Black, duly seconded by Councilmember Sawyer, that Council Bill 22-0820 be placed upon final consideration and do pass, was followed by a motion offered by Councilmember Sandoval, duly seconded by Councilmember Ortega, that Council Bill 22-0820 be amended in the following particulars: On page 1, line 6, strike "West 28th" and replace with "West 38th". The motion to amend carried by the following vote:

**Amended**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

A motion offered by Councilmember Black, duly seconded by Councilmember Sawyer, that Council Bill 22-0820 be ordered published as amended, carried by the following vote:

**Ordered published with a future required public hearing**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

**BILLS FOR FINAL CONSIDERATION**

**Finance & Governance Committee**

**[22-0876](#) A bill for an ordinance submitting to a vote of the registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the coordinated election on November 8, 2022, a proposed amendment to the Charter of the City and County of Denver concerning signature requirements for an initiated ordinance.**

Submitting to a vote of the registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the coordinated election on November 8, 2022, a proposed amendment to the Charter of the City and County of Denver concerning signature requirements for initiated ordinances and referenda. The Committee approved filing this item at its meeting on 7-26-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Bill 22-0876 be taken out of order, carried by the following vote:

**Took out of order**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Bill 22-0876 be placed upon final consideration and do pass, was followed by a motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that final consideration of Council Bill 22-0876 be postponed to Monday, 11-14-2022. The motion to postpone carried by the following vote:

**Postponed**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

**BLOCK VOTE**

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, to approve the following items en bloc, carried by the following vote:

**Approved the consent agenda**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

**RESOLUTIONS**

**Business, Arts, Workforce, & Aviation Services Committee**

**22-0880 A resolution approving a proposed Purchase Order between the City and County of Denver and Joe Johnson Equipment, LLC concerning the purchase of three street sweepers to support operations at Denver International Airport.**

Approves a purchase order with Joe Johnson Equipment, LLC for \$837,244.95 to purchase three (3) Elgin Pelican NP Street Sweepers to support operations at Denver International Airport in Council District 11 (PO-00118262). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0880 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0889 A resolution approving a proposed Agreement between the City and County of Denver and Energy Outreach Colorado Efficiency, LLC for 100 under-resourced single-family homes, focusing on health and safety and including but not limited to program outreach, education, enrollment, implementation, and assessment.**

Approves a contract with Energy Outreach Colorado Efficiency, LLC for \$4,000,000 and through 8-31-2025 to run a turnkey home electrification program for 100 under-resourced single-family homes, focusing on health and safety and including but not limited to program outreach, education, enrollment, implementation, and assessment, citywide (CASR-202263932). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0889 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0890 A resolution approving a proposed Agreement between the City and County of Denver and BlocPower, LLC for 100 under-resourced multi-family homes, focusing on health and safety and including but not limited to program outreach, education, enrollment, implementation, and assessment.**

Approves a contract with BlocPower, LLC for \$2,000,000 and through 8-31-2025 to run a turnkey home electrification program for 100 under-resourced multi-family homes, focusing on health and safety and including but not limited to program outreach, education, enrollment, implementation, and assessment, citywide (CASR-202263938). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0890 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0892 A resolution approving a proposed Purchase Order between the City and County of Denver and Twist Aero, LLC concerning the purchase of twelve electric pre-conditioned air units at Denver International Airport.**

Approves a purchase order with Twist Aero, LLC for \$1,273,406.04 for twelve (12) electric pre-conditioned air units for various gates at Denver International Airport in Council District 11 (PO-00118381). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0892 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)



**[22-0903](#) A resolution approving a proposed First Amendment between the City and County of Denver and CI/Wystone, LLC, d/b/a Heidi's Brooklyn Deli, concerning a COVID-19 relief measure provided in recognition of the effects of the pandemic on food and beverage services at Denver International Airport.**

Amends a concessions agreement with CI/Wystone, LLC, doing business as Heidi's Brooklyn Deli, to add 3 years for a new end date of 6-30-2025 as a COVID-19 relief measure provided to all eligible concessionaires in recognition of the effects of the pandemic on food and beverage services at Denver International Airport in Council District 11. No change to other contract terms (202159820-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0903 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**[22-0904](#) A resolution approving a proposed First Amendment between the City and County of Denver and EL-ROI, LLC, d/b/a Hotch Potch, concerning a COVID-19 relief measure provided in recognition of the effects of the COVID-19 pandemic on food and beverage services at Denver International Airport.**

Amends a concessions agreement with EL-ROI, LLC, doing business as Hotch Potch, to add 3 years for a new end date of 9-1-2024 as a COVID-19 relief measure provided to all eligible concessionaires in recognition of the effects of the pandemic on food and beverage services at Denver International Airport in Council District 11. No change to other contract terms (202159758). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0904 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0905 A resolution approving a proposed Fourth Amendment between the City and County of Denver and Concessions Colorado, LLC, d/b/a Sweetwater Mountain Taphouse, concerning a COVID-19 relief measure provided in recognition of the effects of the COVID-19 pandemic on food and beverage services at Denver International Airport.**

Amends a concessions agreement with Concessions Colorado, LLC, doing business as Sweetwater Mountain Taphouse, to add 3 years for a new end date of 9-1-2024 as a COVID-19 relief measure provided to all eligible concessionaires in recognition of the effects of the pandemic on food and beverage services at Denver International Airport in Council District 11. No change to other contract terms (202159764). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0905 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0906 A resolution approving a proposed First Amendment between the City and County of Denver and EL-ROI, LLC, d/b/a Rocky Mountain Chocolate Factory, concerning a COVID-19 relief measure provided in recognition of the effects of the COVID-19 pandemic on food and beverage services at Denver International Airport.**

Amends a concessions agreement with EL-ROI, LLC, doing business as Rocky Mountain Chocolate Factory, to add 3 years for a new end date of 9-30-2024 as a COVID-19 relief measure provided to all eligible concessionaires in recognition of the effects of the pandemic on food and beverage services at Denver International Airport in Council District 11. No change to other contract terms (202159807). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0906 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**Finance & Governance Committee**

**[22-0883](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the United States Department of Homeland Security concerning the “FY21 Securing the Cities” program and the funding therefor.**

Approves a grant agreement with the United States Department of Homeland Security for \$5,700,000 and through 6-30-2022 for the FY21 Securing the Cities (STC) program and funding in efforts to protect the City from radiological/nuclear threats (MOOEM-202262976). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0883 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**[22-0884](#) A resolution approving a proposed Agreement between the City and County of Denver and LCPTracker, Inc. to provide certified payroll software as required by law for the enforcement of the City's prevailing wage.**

Approves a contract with LCPTracker, Inc. for \$689,364 and through 12-31-2026 to provide certified payroll software as required by law for the enforcement of the City’s prevailing wage, citywide (AUDIT-202160376). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0884 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**[22-0888](#) A resolution approving the Mayor’s appointment to the Colfax Business Improvement District Board of Directors.**

Approves the Mayoral appointment of Alex Barakos to the Colfax Business Improvement District Board of Directors for a term effective immediately and expiring 3-31-2025, or until a successor is duly appointed. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0888 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**[22-0891](#) A resolution approving a proposed Agreement between the City and County of Denver and Zivaro, Inc. to purchase on-demand data storage to support the City's data storage needs.**

Approves a contract with Zivaro, Inc. for \$1,750,000 and for three years to purchase on-demand data storage to support the City's data storage needs, citywide (TECHS-202263433). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0891 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**Land Use, Transportation & Infrastructure Committee**

**[22-0789](#) A resolution approving a proposed Contract between the City and County of Denver and TechCon Infrastructure, LLC to construct the Cole Arts and Science Academy Safe Routes to School project.**

Approves a contract with TechCon Infrastructure, LLC for \$840,992 and 120 days to construct the Cole Arts and Science Academy Safe Routes to School project in Council District 9 (202262275). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 7-5-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0789 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0824 A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the Colorado Department of Public Health and Environment concerning the "2022 Front Range Waste Division" program and the funding therefor.**

Approves a grant agreement with the Colorado Department of Public Health and Environment (CDPHE) for \$2,300,000 in CDPHE funds and a required City match of \$2,300,000, for a total for \$4,600,000, and through 1-31-2026 for the 2022 Front Range Waste Division grant to support citywide residential composting (202263721). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0824 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0908 A resolution granting a revocable permit to Metro Water Recovery, to encroach into the right-of-way at 4420 Cahita Court.**

Grants a revocable permit, subject to certain terms and conditions, to Metro Water Recovery, their successors and assigns, to encroach into the right-of-way with a six (6) foot high fence around the wastewater monitoring station at 4420 Cahita Court, located in Council District 9. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0908 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0910 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Muller Engineering Company, Inc. for continued professional engineering design services for the West Colfax Pedestrian and Transit Improvement Project, located in Council Districts 1 and 3.**

Amends a contract with Muller Engineering Company, Inc. to add \$19,852 for a new contract total of \$989,852 and twenty months for a new end date of 5-19-2024 for continued professional engineering design services for the West Colfax Pedestrian and Transit Improvement Project, located in Council Districts 1 and 3 (202264145-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0910 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**22-0912 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Wilson & Company, Inc., Engineers & Architects, for continued professional design services for the Connecting Auraria project.**

Amends a contract with Wilson & Company, Inc. Engineers & Architects by adding \$116,195 for a new contract total of \$1,043,893.23 for continued professional design services for the replacement of the Larimer Street bridge over Cherry Creek, the upgrade of signals at the Larimer and Speer intersections, and associated landscaping and water quality as part of the Elevate Denver Bond program, in Council District 9. No change to contract duration (202263982-02\_202055806-02). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-2-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0912 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**Safety, Housing, Education & Homelessness Committee**

**22-0882 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Sierra Detention Systems, Inc. to provide maintenance and support of video surveillance, access control, and duress alarms equipment at the Downtown Detention Center, County Jail, Lindsey Flanigan Courthouse and Roslyn Facility.**

Amends a contract with Sierra Detention Systems, Inc. by adding \$2,387,878 for a new contract total of \$10,240,902 and two (2) years for a new end date of 12-31-2024 to provide maintenance and support of video surveillance, access control, and duress alarms equipment at the Downtown Detention Center, County Jail, Lindsey Flanigan Courthouse and Roslyn Facility (SHERF-202263590). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0882 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)  
Nay: (None) (0)  
Absent: Hinds (1)

**22-0902 A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Bayaud Enterprises, Inc. to continue providing shelter staffing, client transportation and meal delivery support for shelters during the COVID-19 emergency, citywide.**

Amends a contract with Bayaud Enterprises, Inc. to add six months for a new end date of 12-31-2022 to continue providing shelter staffing, client transportation and meal delivery support for shelters during the COVID-19 emergency, citywide. No change to contract amount (HOST-202263313). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-3-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Resolution 22-0902 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)  
Nay: (None) (0)  
Absent: Hinds (1)

## **BILLS FOR INTRODUCTION**

### **Business, Arts, Workforce, & Aviation Services Committee**

[22-0873](#) **A bill for an ordinance establishing a new dedicated property tax at the rate of 1.5 mills and dedicating the revenue derived from the tax to fund the Denver Public Library, and establishing a fund therefor, subject to the approval of the voters at a special municipal election to be conducted in conjunction with the coordinated election on November 8, 2022.**

For an ordinance establishing a new dedicated property tax at the rate of 1.5 mills and dedicating the revenue derived from the tax to fund the Denver Public Library, and establishing a fund therefor, subject to the approval of the voters at a special municipal election to be conducted in conjunction with the coordinated election on November 8, 2022. The Committee approved filing this item at its meeting on 7-27-2022.

Council Bill 22-0873 was ordered published

#### **Ordered published**

### **Finance & Governance Committee**

[22-0893](#) **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.**

Amends the Classification and Pay Plan by changing the pay grade of Workday Analyst Specialist from EX-12 to EX-13. The Committee approved filing this item at its meeting on 8-2-2022.

Council Bill 22-0893 was ordered published

#### **Ordered published**

[22-0894](#) **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.**

Amends the Classification and Pay Plan by adjusting the pay ranges by 2.1% based on the annual market analysis. The Committee approved filing this item at its meeting on 8-2-2022.

Council Bill 22-0894 was ordered published

#### **Ordered published**

[22-0898](#) **A bill for an ordinance establishing a new Fund in the General Government Special Revenue Fund Series for the "Volume-Based Pricing" program and authorizing appropriations in the new fund.**

Establishes the Volume-Based Trash Pricing Program Special Revenue Fund in the General Government Fund Series and appropriates \$10 million in the Fund to support implementation costs in 2022 to allow for the Volume-Based Trash Pricing program to launch in January of 2023, as previously authorized by City Council through Ordinance No. 685, Series of 2022. The Committee approved filing this item at its meeting on 8-2-2022.

Council Bill 22-0898 was ordered published

#### **Ordered published**



**[22-0899](#) A bill for an ordinance approving a proposed Project Funding Agreement among the City and County of Denver, Adams County, and Denver Urban Renewal Authority related to the use of tax increment revenues from the Globeville Commercial Urban Redevelopment Area for four transportation and mobility projects.**

Approves an Intergovernmental Project Funding Agreement for Globeville improvements among Adams County, City and County of Denver, and Denver Urban Renewal Authority related to the use of tax increment revenues from the Globeville Commercial Urban Redevelopment Area for four transportation and mobility projects (FINAN-202263769). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 8-2-2022.

Council Bill 22-0899 was ordered published

**Ordered published**

**[22-0900](#) A bill for an ordinance establishing a new Capital Fund in the Grant and Other Money Projects Fund Series for the "Globeville TIF Improvements Fund" program and authorizing appropriations in the new fund.**

Establishes a new capital improvement fund, the Globeville TIF Improvements Fund (38381), within the Grant and Other Money Projects Fund Series to accompany the Project Funding Agreement for Globeville improvements between Adams County, City and County of Denver, and Denver Urban Renewal Authority for use of tax increment revenues on transportation and mobility projects. The Committee approved filing this item at its meeting on 8-2-2022.

Council Bill 22-0900 was ordered published

**Ordered published**

**[22-0901](#) A bill for an ordinance amending the City's Retail Sales Tax Article, Article II, Chapter 53 of the Denver Revised Municipal Code and the City's Use Tax Article, Article III, Chapter 53 of the Denver Revised Municipal Code to exempt from taxation certain fees.**

Amends Chapter 53 of the Denver Revised Municipal Code to create a sales tax and use tax exemption for certain government fees. The Committee approved filing this item at its meeting on 8-2-2022.

Council Bill 22-0901 was ordered published

**Ordered published**

**Land Use, Transportation & Infrastructure Committee**

**[22-0885](#) A bill for an ordinance changing the zoning classification for 3275 and 3315 Denargo Street in Five Points.**

Approves a map amendment to rezone property from I-B, UO-2 to C-MX-16, DO-7, located at 3275 and 3315 Denargo Street in Council District 9. The Committee approved filing this item at its meeting on 8-2-2022.

Council Bill 22-0885 was ordered published with a future required public hearing on 9-12-2022

**Ordered published with a future required public hearing**

**BILLS FOR FINAL CONSIDERATION**

**Finance & Governance Committee**

**22-0864 A bill for an ordinance authorizing a capital equipment purchase in the Clerk and Recorder's Elections Division General Fund budget.**

Authorizes the capital equipment purchase of a mail ballot sorter in the Clerk and Recorder’s Elections Division 2022 General Fund budget. The Committee approved filing this item at its meeting on 7-26-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Bill 22-0864 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

**Land Use, Transportation & Infrastructure Committee**

**22-0858 A bill for an ordinance vacating a portion of right-of-way in the alley bounded by North Santa Fe Drive, North Inca Street, West 11th Avenue, and West 10th Avenue, without reservations.**

Vacates a portion of right-of-way in the alley bounded by North Santa Fe Drive and North Inca Street and West 11th Avenue and West 10th Avenue in Council District 3, without reservations. Committee approved filing this item at its meeting on 7-26-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Bill 22-0858 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

**22-0861 A bill for an ordinance revising Article II, Chapter 20; Article XII, Chapter 39; Article II, Chapter 53; and Article III, Chapter 53 of the Revised Municipal Code.**

Amends Chapter 20, Chapter 39, and Chapter 53 of the Denver Revised Municipal Code to change the 2018 Denver Parks and Recreation voter approved sales tax increment from being identified as ‘Parks, Trails and Open Space Fund’ to ‘Parks Legacy Fund’ to better reflect the impact of the fund. The Committee approved filing this item at its meeting on 7-26-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Bill 22-0861 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)

Absent: Hinds (1)

**Safety, Housing, Education & Homelessness Committee**

**[22-0294](#) A bill for an ordinance approving a proposed First Amendatory Agreement between the City and County of Denver and Denver Urban Renewal Authority to increase the contract amount and extend the term to continue to operate the Rental/Homeowner Access & Modification Program.**

Amends a contract with Denver Urban Renewal Authority by adding \$350,000 for a new contract total of \$675,000 and 1 year for a new end date of 12-31-2022 to continue to operate the Rental/Homeowner Access & Modification Program (RHAMP) (HOST-202161588-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-29-2022. The Committee approved filing this item at its meeting on 3-16-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Bill 22-0294 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**[22-0860](#) A bill for an ordinance amending Chapter 22 of the Revised Municipal Code establishing salaries and benefits for command staff in the Denver Fire Department in 2023, 2024, and 2025.**

Amends Chapter 22 of the Denver Revised Municipal Code establishing salaries and benefits for command staff in the Denver Fire Department for 2023, 2024 and 2025 in accordance with approved collective bargaining agreements. The Committee approved filing this ordinance on 7-27-2022.

A motion offered by Councilmember Black, duly seconded by Councilmember Kashmann, that Council Bill 22-0860 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**PRE-RECESS ANNOUNCEMENT**

Council President Torres announced that tonight, there will be a required public hearing on Council Bill 22-0803, designating 1090 Cherokee Street as a structure for preservation; a required public hearing on Council Bill 22-0699, changing the zoning classification of 1001 and 1003 South Pearl Street in Washington Park West Neighborhood; and, a 30-minute courtesy public hearing on Council Bill 22-0875, a proposed amendment to the Charter of the City and County of Denver concerning election procedures. Anyone wishing to speak on any of these matters must go online to sign up during the recess of Council.

**RECESS**

Council took a recess.

**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

**UNFINISHED BUSINESS**

**PROCLAMATIONS**

**REQUIRED PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

**Land Use, Transportation & Infrastructure Committee**

**[22-0803](#) A bill for an ordinance designating 1090 Cherokee Street as a structure for preservation.**

Approves an individual landmark designation for property located at 1090 North Cherokee Street in Council District 10. The Committee approved filing this item at its meeting on 7-12-2022.

Council sat as a Committee of the Whole, commencing at 5:32 p.m., Council President Torres presiding, to hear speakers on Council Bill 22-0803. Beth Glandon, Dennis Humphries, Brad Clemmons and Jesse Parris signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Kara Hahn of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Black, duly seconded by Councilmember Ortega, that Council Bill 22-0803 be placed upon final consideration and do pass, carried by the following vote:

**Placed upon final consideration and do pass**

- Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
- Nay: (None) (0)
- Absent: Hinds (1)

**22-0699 A bill for an ordinance changing the zoning classification of 1001 and 1003 South Pearl Street in Washington Park West Neighborhood.**

Approves a map amendment to rezone property from U-SU-B to PUD-G 29, located at 1001 and 1003 South Pearl Street in Council District 7. The Committee approved filing this item at its meeting on 6-21-2022. Community Planning and Development has determined that the requirement for a legal protest (signatures by the owners of 20 percent or more either of the area of the lots included in the proposed change or of the total land area within 200 feet from the perimeter of the area proposed for change) has been met (petition signatures represent 0% and 35%, respectively).

Council sat as a Committee of the Whole, commencing at 5:50 p.m., Council President Torres presiding, to hear speakers on Council Bill 22-0699. Peter Wall, Greg Holm, William Steck, Tanner Fanello, Sarajane Goodfellow, Megan Siebert, William Fenton, Sarah Gist, Michael Persichitte, Lynea Hansen, Karl Hasselbach and Jesse Parris signed up to speak in favor of the bill. Kathryn Fontaine and Diane Korte signed up to speak in opposition of the bill. Libby Kaiser of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Black, duly seconded by Councilmember Sawyer, that Council Bill 22-0699 be placed upon final consideration and do pass, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Hinds (1)

**COURTESY PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

**Finance & Governance Committee**

**[22-0875](#) A bill for an ordinance submitting to a vote of the registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the coordinated election on November 8, 2022, a proposed amendment to the Charter of the City and County of Denver concerning election procedures.**

Submitting to a vote of the registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the coordinated election on November 8, 2022, a proposed amendment to the Charter of the City and County of Denver concerning election procedures. The Committee approved filing this item at its meeting on 7-26-2022.

Council sat as a Committee of the Whole, commencing at 6:45 p.m., Council President Torres presiding, to hear speakers on Council Bill 22-0875. Brian Loma and Ean Tafoya signed up to speak in favor of the bill. John Soto and Jesse Parris signed up to speak in opposition of the bill. Councilwoman Kendra Black gave an overview of the bill.

A motion offered by Councilmember Black, duly seconded by Councilmember Sawyer, that Council Bill 22-0875 be placed upon final consideration and do pass, carried by the following vote:

**Placed upon final consideration and do pass**

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)  
Nay: (None) (0)  
Absent: Hinds (1)

**PRE-ADJOURNMENT ANNOUNCEMENT**

Council President Torres announced that on Monday, August 22, 2022, Council will have a required public hearing on Council Resolution 22-0881, authorizing the City to decline employer participation in the State Family and Medical Leave Insurance Program. Dependent upon publication, on Monday, September 12, 2022, Council will hold a required public hearing on Council Bill 22-0885, changing the zoning classification for 3275 and 3315 Denargo Street in Five Points. Any protests against Council Bill 22-0885 must be filed with the Council Offices no later than noon on Tuesday, September 6, 2022.

**ADJOURN**

There being no further business before the City Council, Council President Torres adjourned the meeting at 6:59 p.m.



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President

Attested by me with the Corporate Seal of the City and County of Denver

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Clerk and Recorder, Ex-Officio Clerk  
of the City and County of Denver