

City Council Minutes

Meeting Date: Monday, September 21, 2015 5:30 PM

Pledge of Allegiance

Councilman Clark led the Pledge of Allegiance.

Roll Call

Present: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman

Absent: None

Approval of the Minutes

The minutes of meeting date, September 14, 2015, were distributed to Council. Council President Herndon ordered the minutes approved.

Council Announcements

Council members Flynn, Brooks, Clark, New, Black, López, and Kashmann offered announcements.

Presentations

Communications

Proclamations

Resolutions

The Council Secretary read the following resolutions by titles.

Business Development

CR15-0629 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. (BUSINESS DEVELOPMENT)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613,

CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR15-0634 A resolution approving a proposed Office Space Lease between the City and County of Denver and Rocky Mountain Motion Corp. d/b/a The Global Business Solution Providers for leased space at Denver International Airport. (BUSINESS DEVELOPMENT)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Finance & Services

CR15-0606 A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and CenturyLink Communications, LLC f/k/a Qwest Communications Company, LLC, to provide maintenance services for the City’s 911 phone switches and supporting systems. (FINANCE & SERVICES)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Infrastructure & Culture

CR15-0608 A resolution approving an Agreement between the City and County of Denver and W.L. Contractors, Inc., for citywide traffic signal construction and replacement. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR15-0610 A resolution approving an Agreement between the City and County of Denver and David Evans & Associates for professional land surveying and related technical services. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CR15-0613 A resolution approving an Agreement between the City and County of Denver and Surveying and Mapping, LLC for professional land surveying and related technical services. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)
Abstain: (None) (0)

CR15-0631 A resolution laying out, opening and establishing as part of the City street system a parcel of land as Willow Court located between 21st Avenue and Central Park Boulevard in Stapleton Filing No. 30. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CR15-0632 A resolution laying out, opening and establishing as part of the City street system parcels of land as South Federal Boulevard between West Floyd Avenue and West Jewell Avenue. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CR15-0638 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Toter, LLC, for the purchase of trash, recycling and compost carts. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CR15-0641 A resolution for an ordinance renaming a portion of Halifax Street as Elgin Drive. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CR15-0643 A resolution approving a proposed Purchase Order between the City and County of Denver and Rush Peterbilt Truck Center Denver for the purchase of five Peterbilt 220 cab and chassis with Amrep body trash trucks. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CR15-0650 A resolution laying out, opening and establishing as part of the City street system a parcel of land as West 52nd Avenue at its intersection with Federal Boulevard. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CR15-0629, CR15-0634, CR15-0606, CR15-0608, CR15-0610, CR15-0613, CR15-0631, CR15-0632, CR15-0638, CR15-0641, CR15-0643, and CR15-0650 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Bills for Introduction

The Council Secretary read the following bills by titles. Council President Herndon announced that all other bills on introduction are ordered published.

Business Development

CB15-0562 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the State of Colorado concerning the Workforce Innovation and Opportunity Act (WIOA) FY15 programs and the funding therefor. (BUSINESS DEVELOPMENT)

A motion offered by Council President Herndon, duly seconded by Councilman Clark, that CB15-0562, CB15-0508, CB15-0581, and CB15-0652 be ordered published en bloc carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Infrastructure & Culture

CB15-0508 A bill for an ordinance approving a proposed Contract between the City and County of Denver and ECI Site Construction Management, Inc., for construction services to improve Grant-Frontier Park. (INFRASTRUCTURE & CULTURE)

A motion offered by Council President Herndon, duly seconded by Councilman Clark, that CB15-0562, CB15-0508, CB15-0581, and CB15-0652 be ordered published en bloc carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

CB15-0581 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Urban Drainage and Flood Control District, for drainage and flood control improvements along Sanderson Gulch. (INFRASTRUCTURE & CULTURE)

A motion offered by Council President Herndon, duly seconded by Councilman Clark, that CB15-0562, CB15-0508, CB15-0581, and CB15-0652 be ordered published en bloc carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB15-0614 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 First Creek. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilman Flynn, that CB15-0614 be ordered published, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (12)
Against: (None) (0)
Absent: (None) (0)
Abstain: Flynn (1)

CB15-0652 A bill for an ordinance authorizing the purchase of capital equipment from the General Fund. (INFRASTRUCTURE & CULTURE)

A motion offered by Council President Herndon, duly seconded by Councilman Clark, that CB15-0562, CB15-0508, CB15-0581, and CB15-0652 be ordered published en bloc carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Recap of Bills to be Called Out

Pre-Recess Announcement

Tonight there will be a required public hearing on CB15-0498, changing the zoning classification for 6502 East Union Avenue. Anyone wishing to speak on this matter must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

Recess

Council took a recess.

Council Reconvenes and Resumes its Regular Session

Public Hearings - Bills for Final Consideration

Neighborhoods & Planning

CB15-0498 A bill for an ordinance changing the zoning classification for 6502 East Union Avenue. (NEIGHBORHOODS AND PLANNING)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0498 be placed upon final consideration and do pass, carried by the following vote:

Passed

For: Black, Brooks, Clark, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (12)

Against: Espinoza (1)

Absent: (None) (0)

Abstain: (None) (0)

Council sat as a Committee of the Whole commencing at 6:25 PM, Council President Herndon presiding, to hear speakers on CB15-0498. Randy Schwartz and Sean Maley signed up to speak in favor of the bill. Robert Warren and Seku signed up to speak in opposition of the bill. Kyle Dalton of Community Planning and Development delivered the Staff Report.

Bills for Final Consideration

Business Development

CB15-0128 A bill for an ordinance approving a proposed Agreement

between the City and County of Denver and Jefferson County to provide workforce development services and programs under the federally funded H1-B Ready to Work project. (BUSINESS DEVELOPMENT COMMITTEE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0128, CB15-0549, CB15-0559, CB15-0598, CB15-0591, CB15-0624, and CB15-0548 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB15-0549 A bill for an ordinance approving a proposed Office Space Lease between the City and County of Denver and Panasonic Corporation of North America related to leased space at Denver International Airport. (BUSINESS DEVELOPMENT)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0128, CB15-0549, CB15-0559, CB15-0598, CB15-0591, CB15-0624, and CB15-0548 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Finance & Services

CB15-0559 A bill for an ordinance approving a proposed Amendment to Concession Agreement between the City and County of Denver and Sylvester Tally, for operation of a coffee kiosk in the Webb Building. (FINANCE & SERVICES)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0128, CB15-0549, CB15-0559, CB15-0598, CB15-0591, CB15-0624, and CB15-0548 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech,

Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB15-0598 A bill for an ordinance approving a First Amendment to the Purchase and Sale Agreement with Manoah, LLC for the purchase of 405 South Platte River Drive. (FINANCE & SERVICES)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0128, CB15-0549, CB15-0559, CB15-0598, CB15-0591, CB15-0624, and CB15-0548 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Governance & Charter Review

CB15-0591 A bill for an ordinance amending the 1963 Retirement Plan with regard to definitions, establishment and management of trust fund, retirement board, retirement categories, retirement benefits, joint and survivor benefits, and monthly payment of benefits. (Governance & Charter Review)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0128, CB15-0549, CB15-0559, CB15-0598, CB15-0591, CB15-0624, and CB15-0548 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

CB15-0624 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. (GOVERNANCE & CHARTER REVIEW)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0128, CB15-0549, CB15-0559, CB15-0598, CB15-0591, CB15-0624,

and CB15-0548 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Infrastructure & Culture

CB15-0548 A bill for an ordinance approving a proposed Sponsorship Agreement between the City and County of Denver, The Superlative Group, Inc., and MillerCoors, LLC to obtain certain sponsorship opportunities in connection with the City venues. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Clark, duly seconded by Councilwoman Kniech, that CB15-0128, CB15-0549, CB15-0559, CB15-0598, CB15-0591, CB15-0624, and CB15-0548 be placed upon final consideration and do pass, carried by the following vote:

Passed
For: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, Lopez, New, Ortega, Susman (13)
Against: (None) (0)
Absent: (None) (0)
Abstain: (None) (0)

Adjourn

There being no further business before the City Council, Council President Herndon adjourned the meeting at 7:20 PM.

Pending

For 9-28-15

CB15-0586 A bill for an ordinance changing the zoning classifications for 4245 Fox Street, 4143-4159 Fox Street, 642 W. 43rd Avenue, 4211 Fox Street, and 4205 Fox Street, Denver, Colorado 80216.

**Required Public Hearing
Final Consideration (NEIGHBORHOODS AND PLANNING)**

For 10-12-15

CB15-0573 A bill for an ordinance changing the zoning classification for 2698 S. Federal Boulevard.

**Required Public Hearing
Final Consideration (NEIGHBORHOODS AND PLANNING)**

For 10-12-15

CB15-0615 AS AMENDED, a bill for an ordinance changing the zoning classification for 620 West 1st Avenue and 90 Galapago Street.

**Required Public Hearing
Final Consideration (NEIGHBORHOODS AND PLANNING)**