

# City Council Minutes

Meeting Date: Monday, January 7, 2019 5:30 PM

## PLEDGE OF ALLEGIANCE

Council member Herndon led the Pledge of Allegiance.

## ROLL CALL

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

## APPROVAL OF THE MINUTES

[19-0009](#) Minutes of Wednesday, January 2, 2019

Council Minutes 19-0009 were approved.

## Approved

The minutes of meeting date Wednesday, January 2, 2019 were distributed to Council. Council President Clark ordered the minutes approved.

## COUNCIL ANNOUNCEMENTS

Council member Flynn offered announcements.

## PRESENTATIONS

## COMMUNICATIONS

## PROCLAMATIONS

[18-1442](#) A proclamation welcoming the 113th National Western Stock Show, Rodeo and Horse Show to Denver

A motion offered by Councilman Brooks, duly seconded by Councilman Herndon, that Council Proclamation 18-1442 be adopted. The motion carried by the following vote:

## Adopted

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

Nay: (None) (0)

## Block Vote

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

## Approved the consent agenda

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

Nay: (None) (0)

## RESOLUTIONS

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

**[18-1531](#) A resolution approving a proposed Agreement between the City and County of Denver and Burns & McDonnell Engineering Company Inc. concerning Professional Commissioning services for expansion construction projects at Denver International Airport.**

Approves a contract with Burns & McDonnell Engineering Company Inc. for \$7,000,000 and for five years for lighting controls, power monitoring controls, generators, uninterruptable power supply, switchgear, HVAC equipment, HVAC controls and operation, conveyance controls and other systems as needed at Denver International Airport (201739135). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-26-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1531 be adopted en bloc, carried by the following vote:

#### **Adopted**

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

Nay: (None) (0)

**[18-1532](#) A resolution approving a proposed Agreement between the City and County of Denver and McKinstry Essention LLC concerning Professional Commissioning services for expansion construction projects at Denver International Airport.**

Approves a contract with McKinstry Essention LLC for \$7,000,000 and for five years for lighting controls, power monitoring controls, generators, uninterruptable power supply, switchgear, HVAC equipment, HVAC controls and operation, conveyance controls and other systems as needed at Denver International Airport (201844177). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-26-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1532 be adopted en bloc, carried by the following vote:

#### **Adopted**

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

Nay: (None) (0)

**Finance & Governance Committee**

**18-1486 A resolution approving a proposed Amended Master Purchase Order between the City and County of Denver and Output Services, Inc. to add funds for continued printing services of DMV renewal notification cards.**

Amends a master purchase order with Output Services by adding \$160,000 for a new total of \$650,000 and nine months for a new end date of 12-31-19 for continued printing services of DMV renewal notification cards, citywide (SC-00001632). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-18-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1486 be adopted en bloc, carried by the following vote:

**Adopted**

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

**18-1505 A resolution approving a proposed Equipment Lease Purchase Agreement between the City and County of Denver and JPMorgan Chase Bank, N.A. for the financing of turf equipment and golf carts for use at various city-owned parks and golf courses.**

Approves a capital equipment lease agreement with JPMorgan Chase Bank, N.A. for \$6,985,228.54 and for five years for the financing of turf equipment and golf carts for use at various city-owned parks and golf courses, citywide (FINAN-201846542-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-18-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1505 be adopted en bloc, carried by the following vote:

**Adopted**

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

**18-1506 A resolution approving a proposed Agreement between the City and County of Denver and ComPsych Employee Assistance Programs, Inc. to provide employee counseling and assistance services to all city employees and dependents.**

Approves a contract with Compsych Employee Assistance Programs Inc. for \$1,225,000 and for five years to provide employee counseling and assistance services to all city employees and dependents (201845795). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-18-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1506 be adopted en bloc, carried by the following vote:

**Adopted**

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

**18-1518 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Potestio Brothers, Inc. for the purchase of equipment, parts and related services to support the Department of Parks and Recreation.**

Approves a master purchase order with Potestio Brothers Inc. for \$3,500,000 and through 10-5-21 for the purchase of landscaping equipment, parts and related services to support Parks and Recreation landscaping fleet operations, citywide (SC-00003387). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-25-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1518 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1519 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Pattlen Enterprises, Inc. dba L.L. Johnson Distributing Company, Inc. for the purchase of equipment parts and related services to support the Department of Parks and Recreation.**

Approves a master purchase order with LL Johnson Distributing Company Inc. for \$8,000,000 and through 10-5-21 for the purchase of landscaping equipment, parts and related services to support Parks and Recreation landscaping fleet operations, citywide (SC-00003388). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-25-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1519 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1523 A resolution approving the Mayor's appointments to the National Western Center Authority Board.**

Approves the Mayoral appointments of John Ikard and Lucia Guzman to the National Western Center Authority Board for terms effective immediately and expiring on 12-31-22 and 12-31-21, respectively, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 12-25-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1523 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**Land Use, Transportation & Infrastructure Committee**

**18-1347 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and MW Golden Constructors to allow the contractor to participate in a competitive bid for the 405 South Platte Family - Crisis Center Relocation Project.**

Amends an on-call contract with MW Golden Constructors by adding one year for a new end date of 1-14-20 and amending the terms to increase the one-time work order cap to \$3,000,000 to allow the contractor to participate in a competitive bid for the 405 South Platte Family - Crisis Center Relocation Project in Council District 7 (201524789). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 11-20-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1347 be adopted en bloc, carried by the following vote:

**Adopted**

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

**18-1348 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and FCI Constructors, Inc. to increase the work order capacity to \$3,000,000.00.**

Amends a contract with FCI Constructors Inc. by adding one year for a new end date of 1-14-20 and amending the terms to increase the one-time work order cap to \$3,000,000 to allow the contractor to participate in a competitive bid for the 405 South Platte Family - Crisis Center Relocation Project in Council District 7 (201524775). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 11-20-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1348 be adopted en bloc, carried by the following vote:

**Adopted**

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

**18-1349 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Turner Construction Company to increase the work order capacity to \$3,000,000.00.**

Amends a contract with Turner Construction Company by adding one year for a new end date of 1-14-20 and amending the terms to increase the one-time work order cap to \$3,000,000 to allow the contractor to participate in a competitive bid for the 405 South Platte Family - Crisis Center Relocation Project in Council District 7 (201524803). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 11-20-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1349 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1496 A resolution approving a proposed amended purchase order between the City and County of Denver and Rush Truck Centers of Colorado, Inc. to purchase an additional five 2018 Peterbilt 30 Yard ASL trucks.**

Amends a purchase order with Rush Trucks Centers of Colorado Inc. by adding \$1,301,580 for a new total of \$3,904,741 to purchase five additional 2018 Peterbilt 30 Yard ASL trucks to support Solid Waste Management operations, citywide (PO-00036059). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-18-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1496 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1503 A resolution approving a proposed financed Equipment Purchase Agreement between the City and County of Denver and Pattlen Enterprises, Inc. for turf equipment at various city-owned parks and golf courses.**

Approves a zero-dollar purchase agreement for the procurement of turf equipment from Pattlen Enterprises Inc., doing business as L.L. Johnson, for \$4,143,547.03 with funding provided through a companion capital lease purchase agreement to support operations at various city-owned parks and golf courses, citywide (PARKS-201845940). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-18-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1503 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1504 A resolution approving a proposed financed Equipment Purchase Agreement between the City and County of Denver and Textron, Inc., d/b/a E-Z-GO Division of Textron, Inc., for golf carts and equipment for various city-owned parks and golf courses.**

Approves a zero-dollar purchase agreement for the procurement of 490 golf carts from Textron Inc. for \$2,321,480 with funding provided through a companion capital lease purchase agreement to replace existing golf carts at City Park, Evergreen, Kennedy, Overland, Wellshire and Willis Case golf courses (PARKS-201845941). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-18-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1504 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1525 A resolution laying out, opening and establishing as part of the City street system parcels of land as public alleys bounded by West 24th Avenue, North Clay Street, West 26th Avenue and North Eliot Street.**

Dedicates city owned land as public right of way as public alley, located in the alley bounded by West 24th Avenue, North Clay Street, West 26th Avenue and North Eliot Street in Council District 1. The Committee approved filing this item at its meeting on 12-25-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1525 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

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

**18-1326 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Bluff Mercy, LLC, for support services to the homeless.**

Amends a contract with Bluff Mercy LLC by adding \$293,241 for a new total of \$586,662 and one year for a new end date of 12-31-19 for 31 units of housing and permanent supportive housing services to homeless individuals and families, citywide (SOCSV- 2017-38559-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 11-14-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1326 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1516 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Bayaud Enterprises, Inc., for same-day work experience services to homeless individuals.**

Amends a contract with Bayaud Enterprises Inc. by adding \$685,300 for a new total of \$1,127,729 and one year for a new end date of 12-31-19 to provide same-day work experience and income to individuals experiencing homelessness as part of the citywide Denver Day Works program (V-2018-42632-02). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-26-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1516 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

**18-1520 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Colorado Community Land Trust-Denver LLC to increase funds to support the construction of 14 units of affordable for-sale townhomes located at 6828-6880 Archer Place in Lowry.**

Amends a loan agreement with Colorado Community Land Trust by adding \$140,000 for a new total of \$700,000 due to increased construction costs for the construction of 14 units of permanently affordable for-sale townhomes located at 6828-6880 East Archer Place in Council District 5. No change to agreement duration (OEDEV-201736366-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-26-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1520 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)



**18-1521 A resolution approving a proposed Amendment and Modification Agreement between the City and County of Denver and Habitat for Humanity of Metro Denver, Inc., to increase funds to support the construction of 32 units of affordable for-sale houses located at 43rd & Elizabeth in Globeville-Elyria Swansea.**

Amends a loan agreement with Habitat for Humanity of Metro Denver by adding \$500,000 for a new total of \$2,250,000 to support additional infrastructure needs including a public alley, right of way landscaping and storm water detention to reduce the risk of potential flooding, for the construction of 32 townhomes for families earning up to 80% Area Median Income (AMI), located at 4301 Elizabeth Street, 4349 Elizabeth Street, 4348 Columbine Street and 2500 East 44th Avenue in Council District 9. No change to agreement duration (OEDEV-201736287-01). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-26-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Resolution 18-1521 be adopted en bloc, carried by the following vote:

**Adopted**

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

Nay: (None) (0)

## **BILLS FOR INTRODUCTION**

### **Finance & Governance Committee**

#### **[18-1500](#) 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 revising the Community Rate Salary Schedule and Training and Intern Salary Schedule to coincide and comply with the State increase in minimum wage for 2019 from \$10.20 per hour to \$11.10 per hour, abolishing certain pay grades and adjusting the pay grade for certain classifications. The Committee approved filing this resolution by consent on 12-25-18.

Council Bill 18-1500 was ordered published on first reading

#### **Ordered published on first reading**

#### **[18-1530](#) A bill for an ordinance approving a proposed lease agreement between the City and County of Denver and the State of Colorado Department of Revenue, Division of Motor Vehicles, for office space for driver licensing and related services at the Arie P. Taylor Building located at 4685 Peoria Street.**

Approves a lease agreement with the State of Colorado Department of Motor Vehicles for \$356,531.64 and through 6-30-23 for approximately 2,583 square feet of office space for driver licensing and related services at the Arie P. Taylor building located at 4685 Peoria Street in Council 8 (FINAN-201841987). The last regularly scheduled Council meeting within the 30-day review period is on 1-28-19. The Committee approved filing this item at its meeting on 12-25-18.

A motion offered by Councilman Herndon, duly seconded by Councilwoman Kniech, that Council Bill 18-1530 be ordered published. The motion failed to carry by the following vote:

#### **Ordered published**

Aye: (None) (0)

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

Abstain: Espinoza (1)

### **Land Use, Transportation & Infrastructure Committee**

#### **[18-1482](#) A bill for an ordinance changing the zoning classification for 4650 & 4698 Central Park Boulevard, Stapleton.**

Approves an official map amendment to rezone property from M-IMX-8 to CMP-H (master planned, 8-stories, to campus, healthcare), located at 4650 and 4698 Central Park Boulevard in Council District 8. If ordered published, a public hearing will be held on Monday, 2-4-19. The Committee approved filing this item at its meeting on 12-18-18.

Council Bill 18-1482 was ordered published with future required public hearing on 2/4/2019.

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

**[18-1483](#) A bill for an ordinance changing the zoning classification for 2625 Walnut Street in Five Points.**

Approves an official map amendment to rezone property from R-MU-20 with waivers to I-MX-3 DO-7 (residential, multi-unit, to industrial, mixed-use), located at 2625 Walnut Street in Council District 9. If ordered published, a public hearing will be held on Monday, 2-4-19. The Committee approved filing this item at its meeting on 12-18-18.

Council Bill 18-1483 was ordered published with future required public hearing on 2/4/2019.

**Ordered published with future required public hearing**

**[18-1526](#) A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City Charter which is to be incorporated into and known as Westerly Creek Park.**

Approves the park designation of a portion of Westerly Creek Park located at East 33rd Avenue and East Montview Boulevard, containing 69.1 acres, in Council District 8. The Committee approved filing this item at its meeting on 12-25-18.

Council Bill 18-1526 was ordered published on first reading

**Ordered published on first reading**

**[18-1527](#) A bill for an ordinance designating certain property as "park" under section 2.4.5 of the City Charter which is to be incorporated into and known as Lower Lakewood Gulch Park.**

Approves the park designation of a parcel of land as Lower Lakewood Gulch Park located along lower Lakewood Gulch and Morrison Road, containing 5.8 acres, in Council District 3. The Committee approved filing this item at its meeting on 12-25-18.

Council Bill 18-1527 was ordered published on first reading

**Ordered published on first reading**

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

**[18-1501](#) A bill for an ordinance amending Ordinance No. 74 in the Series of 2013, as previously amended by Ordinance No. 584 in the Series of 2015, to change the cost center associated with the Metro Mortgage Assistance Fund.**

Amends Ordinance No. 74 in the Series of 2013 to change the cost center associated with the Metro Mortgage Assistance Fund from the Cash, Risk and Capital Funding Division to the Manager of Finance for the management of the trust funds moving forward. The Committee approved filing this item at its meeting on 12-19-18.

Council Bill 18-1501 was ordered published on first reading

**Ordered published on first reading**

**18-1502 A bill for an ordinance (I) authorizing and approving the City’s sponsorship of the Metro Mortgage Assistance Plus Program; (II) authorizing the execution of all Program Documents; (III) authorizing the appointment of a Master Servicer, Custodian, Administrator, Program Monitor and Program Advisor for the Program; (IV) allocating funds for down payment assistance; and (V) delegating the power to take all such actions as are necessary or appropriate to accomplish the foregoing.**

Approves the Program Documents, authorizes the appointment of a Master Servicer, Custodian, Administrator, Program Monitor and Program Advisor, allocates funds for down payment assistance and delegates the power to take all such actions as are necessary or appropriate to continue the city’s sponsorship of the Metro Mortgage Assistance Plus Program, citywide. The Committee approved filing this item at its meeting on 12-19-18.

Council Bill 18-1502 was ordered published on first reading

**Ordered published on first reading**

## **BILLS FOR FINAL CONSIDERATION**

### **Finance & Governance Committee**

**18-1461 A bill for an ordinance authorizing expenditures in the Human Services Special Revenue Fund based on a letter of intent from State of Colorado to award funding for the "Community Services Block Grant (CSBG) FY2019" program.**

Appropriates 50% of the grant award for the 2019 Community Services Block Grant (CSBG) based on a Letter of Intent provided by the Colorado Department of Local Affairs in the amount of \$445,350 to fund the Community Services Block Grant program intended to alleviate the effects of poverty, demonstrate a way out of poverty, and promote long-term or sustainable futures for low-income persons citywide. The Committee approved filing this item at its meeting on 12-11-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Bill 18-1461 be placed upon final consideration and do pass en bloc, carried by the following vote:

### **Placed upon final consideration and do pass**

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

Nay: (None) (0)

**Land Use, Transportation & Infrastructure Committee**

**18-1410 A bill for an ordinance approving a proposed Relocation Agreement between the City and County of Denver and Public Service Company of Colorado relating to the 47th Avenue and York Street Bike and Pedestrian Bridge.**

Approves a relocation agreement with Public Service Company of Colorado for \$1,718,245 and through 3-31-19 to relocate a gas regulator station, immediate pressure gas main pipeline feeding the station and low-pressure gas distributing main pipeline to accommodate construction of the 47th Avenue and York Street Bicycle and Pedestrian Bridge in Council District 9 (FINAN-201846109-00). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-18. The Committee approved filing this item at its meeting on 11-27-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Bill 18-1410 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

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

**18-1463 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Metro Wastewater Reclamation District for relocation of the Delgany Interceptor Facilities.**

Approves an intergovernmental agreement with Metro Wastewater Reclamation District (District) for \$8,689,506 in District funds and \$1,735,762 in city funds for a total agreement amount of \$10,425,268 to replace the existing Delgany Interceptor sanitary sewer system from the right of way for Interstate 70 on the south end of the National Western Center (NWC) to the existing siphon inlet structure on the north end of the NWC, in Council District 9 (20184618). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-18. The Committee approved filing this item at its meeting on 12-11-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Bill 18-1463 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

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

**[18-1480](#) A bill for an ordinance relinquishing an easement reserved in Ordinance No. 76, Series of 2009, recorded with Denver Clerk & Recorder at Reception No. 2009014434, located at 2020 South High Street.**

Relinquishes the permanent easement in its entirety established with Recordation No. 2009014434 located at 2020 South High Street in Council District 6. The last regularly scheduled Council meeting within the 30-day review period is on 1-22-18. The Committee approved filing this item at its meeting on 12-18-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Bill 18-1480 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

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

Nay: (None) (0)

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

**18-1316 A bill for an ordinance approving a Second Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority for evidence-based treatment services to Denver’s homeless population.**

Amends a contract with Denver Health and Hospital Authority by adding \$349,992 for a new total of \$1,049,992 and one year for a new end date of 12-31-19 to provide Comprehensive Housing and Residential Treatment Services (CHaRTS III) including case management for up to 100 clients and individual and group therapies for homeless residents released from detoxification and drug and alcohol rehabilitation, citywide (SOCSV-2016-31694-02). The last regularly scheduled Council meeting within the 30-day review period is on 1-22-19. The Committee approved filing this item at its meeting on 11-14-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Bill 18-1316 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

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

**18-1507 A bill for an ordinance amending Article XI (Refund Payments to Elderly or Disabled Persons) of Chapter 53 of the Denver Revised Municipal Code (Taxation and Miscellaneous Revenue).**

Amends Article XI of Chapter 53 of the Denver Revised Municipal Code (DRMC) relating to the Refund Payments to Elderly or Disabled Persons program to expand eligibility including to low-income homeownership families with children, citywide. The Committee approved filing this item at its meeting on 12-19-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Bill 18-1507 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

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

**18-1508 A bill for an ordinance adopting a new Article IX of Chapter 28 of the Revised Municipal Code concerning “Prohibition of Conversion Therapy.”**

Amends Chapter 28 of the Denver Revised Municipal Code (DRMC) by adding Article IX concerning the prohibition of conversion therapy for minors. The Committee approved filing this item at its meeting on 12-19-18.

A motion offered by Councilman Herndon, duly seconded by Councilman Espinoza, that Council Bill 18-1508 be placed upon final consideration and do pass en bloc, carried by the following vote:

**Placed upon final consideration and do pass**

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

## **RECAP OF BILLS TO BE CALLED OUT**

### **PRE-RECESS ANNOUNCEMENT**

Council President Clark announced that tonight there will be a required public hearing on Council Bill 18-1346, changing the zoning classification for 219, 221, 223, 225, 227, 235, 245 South Holly Street in Hilltop; a required public hearing on Council Bill 18-1387, changing the zoning classification for 4675, 4685 North Fillmore Street and 4401 North Milwaukee Street in Elyria Swansea; and, a one-hour courtesy public hearing on Council Bill 18-1476, regarding governing the operation of Electric Mobility Scooters in the City and County of Denver. Anyone wishing to speak on any 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 took a recess.

### **COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

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

##### **[18-1346](#) A bill for an ordinance changing the zoning classification for 219, 221, 223, 225, 227, 235, 245 South Holly Street in Hilltop.**

Approves an official map amendment to rezone property from E-MU-2.5 and E-SU-Dx to E-MU-2.5 (urban edge, mixed-use and single-unit to urban edge mixed-use) with a waiver, located at 219, 221, 223, 225, 227, 235, and 245 South Holly Street in Council District 5. The Committee approved filing this item at its meeting on 11-6-18. Community Planning and Development has determined that the requirement for a legal protest (signatures of the owners of at least 20% of those property owners within 200 feet of the subject area or 20% within 200 feet of the outside of the subject area) has been met (petition signatures represent 0% and 27%, respectively).

A motion offered by Councilman Herndon, duly seconded by Councilwoman Gilmore, that Council Bill 18-1346 be placed upon final consideration and do pass. The motion failed to carry by the following vote:

#### **Placed upon final consideration and do pass**

Council sat as a Committee of the Whole, commencing at 6:27 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-1346. Anna DeWitt, Don Saal, Jennifer Preston, Mark Passman, John Riecke, Logan Meyer, Tom Hart, Wende Reoch, Mike Hughes, Leslie Twarogowski, Adam Estroff and Jonathan Ramo-Cofino signed up to speak in favor of the bill. Cecilia Retelle, Lise Uhrich, Major Katie Borcuk, John Pratt, Seery Maggio, Katie McCrimmon, Gayle Hamlett, Linda Lewis, Amanda Sawyer, Sarah Franklin, Jesse Parris, Mary Conway, Mark Gibson, Bety Ziman, Michael Ulurich, John Derungs, Aenice Reich, Greg Kerwin, Keith Whitelaw, Shawn Emery and Patrick Allen signed up to speak in opposition of the bill. Theresa Lucero of Community Planning and Development delivered the staff report.

Aye: Black, Brooks, Clark, Gilmore, Herndon, Kniech, New, Susman (8)

Nay: Espinoza, Flynn, Kashmann, López, Ortega (5)



**18-1387 A bill for an ordinance changing the zoning classification for 4675, 4685 North Fillmore Street, 4401 North Milwaukee Street in Elyria Swansea.**

Approves an official map amendment to rezone property from E-SU-D to U-TU-C (urban edge, single-unit to urban, two-unit), located at 4401 Milwaukee Street, 4675 Fillmore Street, and 4685 Fillmore Street in Council District 9. The Committee approved filing this item at its meeting on 11-6-18.

A motion offered by Councilman Herndon, duly seconded by Councilwoman Gilmore, that Council Bill 18-1387 be placed upon final consideration and do pass. The motion carried by the following vote:

**Placed upon final consideration and do pass**

Council sat as a Committee of the Whole, commencing at 9:48 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-1387. Jeff Martinez, Nola Miguel, Jesse Parris, Virginia Calderon, Jane Harrington, Maria Elena Jimenez, Alma Urbano, Raymunda Correon and Angelina Torres signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Jeff Hirt of Community Planning and Development delivered the staff report.

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

Nay: (None) (0)

Abstain: Brooks (1)

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

**Land Use, Transportation & Infrastructure Committee**

**18-1476 A bill for an ordinance governing the operation of Electric Mobility Scooters ("EMSs") in the city and county of Denver.**

A bill for an ordinance governing the operation of Electric Mobility Scooters ("EMSs") in the city and county of Denver. The Committee approved filing this item at its meeting on 12-11-18.

A motion offered by Councilman Herndon, duly seconded by Councilwoman Gilmore, that Council Bill 18-1476 be placed upon final consideration and do pass. The motion carried by the following vote:

**Placed upon final consideration and do pass**

Council sat as a Committee of the Whole, commencing at 10:24 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-1476. Kim Kucera, Brittany Morris Saunders, Piep Van Heuven, Jesse Parris, Jill Locantore and Patrick Quintana signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Councilwoman Mary Beth Susman delivered the staff report.

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

Nay: (None) (0)

**PRE-ADJOURNMENT ANNOUNCEMENT**

Council President Clark announced that on Monday, February 4, 2019, Council will hold a required public hearing on Council Bill 18-1482, changing the zoning classification for 4650 & 4698 Central Park Boulevard, Stapleton; and, a required public hearing on Council Bill 18-1483, changing the zoning classification for 2625 Walnut Street in Five Points. Any protests against Council Bill 18-1482 or 18-1483 must be filed with the Council Offices no later than noon on Monday, January 28, 2019.

**ADJOURN**

There being no further business before the City Council, Council President Clark adjourned the meeting at 11:06 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