

City Council Minutes

Meeting Date: Monday, October 14, 2019 5:30 PM

PLEDGE OF ALLEGIANCE

Council member Black led the Pledge of Allegiance.

ROLL CALL

Present: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

APPROVAL OF THE MINUTES

[19-1077](#) Minutes of Monday, October 7, 2019

Council Minutes 19-1077 were approved.

Approved

The minutes of Monday, October 7, 2019 were distributed to members of Council. Council President Clark ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Council members Ortega and Clark offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[19-1082](#) **A proclamation in observance of the 4th Annual Indigenous Peoples' Day in the City and County of Denver.**

A motion offered by Councilwoman Torres, duly seconded by Councilman Hinds, that Council Proclamation 19-1082 be adopted. The motion carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

LATE FILINGS - PROCLAMATIONS

[19-1112](#) **A proclamation honoring Denver Urban Gardens.**

This item was approved for late filing by Council President Clark.

A motion offered by Councilwoman Ortega, duly seconded by Councilman Hinds, that the rules of procedure be suspended to allow for the introduction of Council Proclamation 19-1112 as a late filing. The motion carried by the following vote:

Rules of procedure suspended to allow late filing

BLOCK VOTE

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

Approved the consent agenda

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

PROCLAMATIONS

19-1081 A proclamation celebrating the 25th Anniversary of Clinica Tepeyac.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Proclamation 19-1081 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

19-1083 A proclamation recognizing October as Domestic Violence Awareness Month.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Proclamation 19-1083 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

19-1112 A proclamation honoring Denver Urban Gardens.

This item was approved for late filing by Council President Clark.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Proclamation 19-1112 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

RESOLUTIONS

Finance & Governance Committee

19-1024 A resolution approving a proposed Maintenance and On Call Repair Contract between the City and County of Denver and Kone Inc. for preventative maintenance and repair services on Citywide elevators, escalators, wheelchair lifts and dumbwaiters, excluding DEN.

Approves a contract with Kone Inc. for \$3,500,000 and for three years for preventative maintenance and repair services on Citywide elevators, escalators, wheelchair lifts and dumbwaiters (GENRL-201948388-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-4-19. The Committee approved filing this item at its meeting on 10-1-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-1024 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[19-1027](#) A resolution approving a proposed First Amendment to Solar Power Purchase Agreement between the City and County of Denver and MMA CCC Power, LLC to amend the purchase price for years 11 through 25 and update the power provider's information.

Amends a solar power purchase agreement with MMA CCC Power LLC to amend the purchase price for years 11 through 25 and deleting and updating the power providers information for solar power for the Colorado Convention Center located at 700 14th Street in Council District 9. All other terms and conditions will remain the same as stated in the original agreement (CE8A041-03). The last regularly scheduled Council meeting within the 30-day review period is on 11-4-19. The Committee approved filing this item at its meeting on 10-1-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-1027 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

[19-0957](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Friends of Levitt Pavilion Denver to modify terms and provisions for the use of Levitt Pavilion in Ruby Hill Park in Council District 7.

Amends a cooperative agreement with Friends of Levitt Pavilion Denver by modifying terms and provisions for the use of Levitt Pavilion in Ruby Hill Park in Council District 7 (201313473). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19. Pursuant to Council Rule 3.7, Councilman Flynn called out this item at the 10-4-19 Council meeting for a one-week postponement to 10-14-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-0957 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[19-0958](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Friends of Levitt Pavilion Denver to modify the repayment schedule for the repayment of the Remaining Matching Funds.

Amends a funding agreement with Friends of Levitt Pavilion Denver by adding \$189,300 for a new total of \$2,989,300 and adding seven years for a new end date of 12-31-32 for modifying the payment schedule, providing level annual payments, and retaining the interest rate for contributions to constructing the Levitt Pavilion in Ruby Hill Park in Council District 7 (201313796). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19. Pursuant to Council Rule 3.7, Councilman Flynn called out this item at the 10-4-19 Council meeting for a one-week postponement to 10-14-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-0958 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[19-1012](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as a public alley bounded by East 14th Avenue, North York Street, East Colfax Avenue and North Josephine Street.

Dedicates city owned land as public alley, located in the alley bounded by East 14th Avenue, North York Street, East Colfax Avenue and North Josephine Street in Council District 10. The Committee approved filing this item at its meeting on 10-1-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-1012 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[19-1013](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as South Krameria Street near the intersection of South Krameria Street and East Vassar Avenue.

Dedicates city owned land as South Krameria Street, located near the intersection of South Krameria Street and East Vassar Avenue in Council District 4. The Committee approved filing this item at its meeting on 10-1-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-1013 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

Safety, Housing, Education & Homelessness Committee

19-1018 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Colorado Health Network, Inc. d/b/a Colorado AIDS Project and Howard Dental Center for emergency and financial assistance programs pursuant to the Ryan White Grant Program.

Amends a contract with Colorado Health Network, Inc. doing business as Colorado AIDS Project and Howard Dental Center, by adding \$2,116,824 for a new total of \$3,963,551 and one year for a new end date of 2-29-20 for medical case management, mental health services, early intervention, emergency financial and housing assistance, and substance abuse assistance to individuals living with HIV/AIDS, within the Denver Transitional Grant Area (TGA) (ENVHL-201843782-01). The last regularly scheduled Council meeting within the 30-day review period is on 11-4-19. The Committee approved filing this item at its meeting on 10-2-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-1018 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

19-1021 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and It Takes A Village, Inc. to provide services to individuals living with HIV/AIDS pursuant to the Ryan White Grant Program.

Amends a contract with It Takes A Village by adding \$251,224 for a new total of \$514,215 and one year for a new end date of 2-29-20 for early intervention services, medical case management, mental health services, psychosocial support services, and substance abuse services to individuals living with HIV/AIDS, within the Denver Transitional Grant Area (TGA) (ENVHL - 201951267). The last regularly scheduled Council meeting within the 30-day review period is on 11-4-19. The Committee approved filing this item at its meeting on 10-2-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Resolution 19-1021 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

BILLS FOR INTRODUCTION

Finance & Governance Committee

[19-1022](#) A bill for an ordinance approving a proposed Easement between the City and County of Denver as Grantor and Cherry Tree Estates, LLC as Grantee, for use of certain city-owned land at South Quebec Street and East Colorado Avenue for access to certain land owned by Cherry Tree Estates, LLC.

Approves a perpetual easement with Cherry Tree Estates, LLC for \$57,546.45 to access and use approximately 14,210 square feet of City owned, vacant land to access their property located off South Quebec Street and Cherry Creek, adjacent to 1700 South Quebec Street in Council District 6 (FINAN-201950436). The last regularly scheduled Council meeting within the 30-day review period is on 11-4-19. The Committee approved filing this item at its meeting on 10-1-19.

Council Bill 19-1022 was ordered published on first reading

Ordered published on first reading

Land Use, Transportation & Infrastructure Committee

[19-1015](#) A bill for an ordinance vacating portions of North Decatur Street between West 32nd Avenue and West 33rd Avenue, and all North-South and East-West alleys between West 32nd Avenue, West 33rd Avenue, North Eliot Street and the portion of North Decatur Street proposed to be vacated, without reservations.

Vacates portions of North Decatur Street between West 32nd Avenue and West 33rd Avenue, and all North-South and East-West alleys between West 32nd Avenue, West 33rd Avenue, North Eliot Street and the portion of North Decatur Street proposed to be vacated, without reservations, in Council District 1. The Committee approved filing this item at its meeting on 10-1-19.

Council Bill 19-1015 was ordered published on first reading

Ordered published on first reading

[19-1016](#) A bill for an ordinance vacating a portion of right-of-way at the intersection of North Shoshone Street and West 32nd Avenue, without reservations.

Vacates a portion of the North East corner of Shoshone Street and West 32nd Avenue, without reservations, in Council District 1. The Committee approved filing this item at its meeting on 10-1-19.

Council Bill 19-1016 was ordered published on first reading

Ordered published on first reading

Safety, Housing, Education & Homelessness Committee

19-1017 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and University of Colorado Hospital Authority to provide services to individuals living with HIV/AIDS in the Denver Transitional Grant area.

Amends an intergovernmental agreement with University of Colorado Hospital by adding \$1,110,995 for a new total of \$2,243,337 and one year for a new end date of 2-29-20 for outpatient ambulatory care, mental health services, substance abuse treatment, and early intervention services to individuals living with HIV/AIDS within the Denver Transitional Grant Area (TGA) (ENVHL - 201843503 - 01). The last regularly scheduled Council meeting within the 30-day review period is on 11-14-19. The Committee approved filing this item at its meeting on 10-2-19.

Council Bill 19-1017 was ordered published on first reading

Ordered published on first reading

19-1020 A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority, for emergency and financial assistance programs pursuant to the Ryan White Grant program.

Amends an intergovernmental agreement with Denver Health and Hospital Authority by adding \$1,250,432 for a new total of \$2,500,668 and one year for a new end date of 2-29-20 for outpatient ambulatory care, mental health services, substance abuse treatment, and early intervention services to individuals living with HIV/AIDS, within the Denver Transitional Grant Area (TGA) (ENVHL - 201843491 - 01). The last regularly scheduled Council meeting within the 30-day review period is on 11-4-19. The Committee approved filing this item at its meeting on 10-2-19.

Council Bill 19-1020 was ordered published on first reading

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

19-1000 A bill for an ordinance amending the Denver Revised Municipal Code to change one of the appointing authorities to the Caring for Denver nonprofit cooperation's board from the president of the Denver City Council to the Council as a whole.

Amends the Denver Revised Municipal Code to change the appointing authorities for the Caring for Denver nonprofit cooperation's board. The Committee approved filing this item at its meeting on 9-24-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Bill 19-1000 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, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[19-1014](#) A bill for an ordinance approving the City Council Appointment of Jane Feldman to the Denver Board of Ethics for a term expiring 4-20-21.

The Committee approved filing this item at its meeting on 10-1-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Bill 19-1014 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, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

[19-0959](#) A bill for an ordinance authorizing the City and County of Denver to convey to Arapahoe County, its interest in a parcel of real estate located near the intersection of South Cherry Creek Drive and East Iliff Avenue.

Transfers 2.5 acres of land from the City and County of Denver to Arapahoe County as part of the Cherry Creek Corridor Improvement Project to repair eroding banks, upgrade the regional trail and restore ecological function to the creek from Quebec to Iliff. The parcel is currently in the Arapahoe County jurisdictional boundary. The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.

A motion offered by Councilwoman Black, duly seconded by Councilman Hinds, that Council Bill 19-0959 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, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

RECESS

Council did not take a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

PRE-ADJOURNMENT ANNOUNCEMENT

ADJOURN

There being no further business before the City Council, Council President Clark adjourned the meeting at 5:55 p.m.

President

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

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