

City Council Meeting of Monday, September 24, 2018

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Rafael G. Espinoza.....District 1
Kevin Flynn.....District 2
Paul D. López.....District 3
Kendra Black.....District 4
Mary Beth Susman.....District 5
Paul Kashmann.....District 6



Jolon Clark.....District 7
Christopher Herndon.....District 8
Albus Brooks.....District 9
Wayne New.....District 10
Stacie Gilmore.....District 11
Leon Mason.....Director
Kelly Velez.....Clerk

Room 451
City & County Building
1437 Bannock Street
Denver CO 80202
Phone: 720-337-2000
Email: denc@denvergov.org

MEETING ASSISTANCE NOTICE - AMERICANS WITH DISABILITIES ACT AND LANGUAGE INTERPRETATION

The Council Chambers has listening devices for people with a hearing loss. Request a device from the Council Secretary. The City can provide sign language interpretation, CART (computer assisted real-time transcription), and foreign language interpretation for persons attending City Council meetings. If you need any of these accommodations, please email denc@denvergov.org or call 720-337-2000 three (3) business-days prior to the Council meeting.

CITY COUNCIL AGENDA

The City Council agenda and meeting schedule are made available for public review during normal business hours at the City & County Building, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled Council meeting. The agenda packet is also posted on the City Council website at <https://www.denvergov.org/citycouncil>. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived webcast at <https://denver.legistar.com>.

PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak, sign up with the Council Secretary either before the meeting starting at 5pm in Rm. 451 of the City & County Building, or during the recess of Council. Speakers must be present to sign a speaker card – no sign-up by proxy permitted. Each speaker is allowed 3 minutes, unless another speaker has yielded his or her time which would result in a maximum of 6 minutes (for required hearings only; no yielding of time for courtesy hearings). Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5pm before the first and third scheduled Council meeting each month, City Council hosts a 30-minute general public comment session, allowing members of the public to address the full Council with concerns regarding any matter not scheduled for a public hearing. Speakers have 3 minutes to speak and must sign up via email at denc@denvergov.org, phone at 720-337-2000 or in person in Rm. 451, City & County Building starting at 12:00 p.m. the Friday before the session is held. Sign up ends at 4:00 p.m. the day of the session. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

PLEDGE OF ALLEGIANCE

ROLL CALL

APPROVAL OF THE MINUTES

[18-1056](#) Minutes of Monday, September 17, 2018

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[18-1059](#) **A proclamation recognizing the importance of trout in the South Platte River.**

Sponsors Clark, New, Brooks, López, Black, Ortega, Kashmann and Gilmore

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[18-0981](#) **A resolution approving a proposed Agreement between the City and County of Denver and Saab Sensis Corporation concerning the Aerobahn Surface Management System at Denver International Airport.**

Approves a contract with Saab Sensis Corporation for \$3,240,000 and for five years for continued service and maintenance support for the Aerobahn surface management system - a browser-based surface management system that provides a comprehensive view of aircraft activity at Denver International Airport (201839841-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-12-18.

Finance & Governance Committee**[18-0853](#) A resolution approving a proposed Purchase Agreement by and between the City and County of Denver and Bell Helicopter Textron Inc., to approve the financed purchase of a replacement Bell 407 GXi helicopter for the Denver Police Department.**

Approves a zero-dollar purchase agreement for the procurement of one replacement Bell 407 GXi helicopter from Bell Helicopter Textron Inc. for \$5,108,537, with funding provided through a companion capital lease purchase agreement, to support citywide police department operations (POLIC-201843211-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 8-7-18.

[18-0854](#) A resolution approving a proposed Equipment Lease Purchase Agreement between the City and County of Denver and Banc of America Public Capital Corp., for the financing of a replacement helicopter for the Denver Police Department.

Approves a capital equipment lease agreement with Banc of America Public Capital Corp. for \$4,870,696 and for ten years for the financing of a replacement helicopter for the Denver Police Department (FINAN-201842877-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 8-7-18.

[18-0969](#) A resolution approving a proposed Second Amendatory Agreement by and between the City and County of Denver and Kronos Incorporated to extend the term of the contract for maintenance and support for the Denver Sheriff Department's scheduling system.

Adds sixteen months through 12-31-19 to the contract with Kronos Incorporated for online scheduling, reporting, and employee self-service for the Sheriff Department (TECHS - 201523625). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-11-18.

[18-0971](#) A resolution approving a proposed Lease Agreement by and between the City and County of Denver and New Cingular Wireless PCS, LLC to allow AT&T to install a new UMTS-LTE Headend inside the Denver 911 Peoria Building at 12025 East 45th Avenue.

Approves a ten-year non-financial lease agreement with New Cingular Wireless PCS, LLC, doing business as AT&T, to install a new UMTS-LTE Headend inside the Denver 911 Peoria Building at 12025 East 45th Avenue in Council District 8 (TECHS - 201842529). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-11-18.

Land Use, Transportation & Infrastructure Committee

[18-0968](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as East 40th Avenue near the intersection of East 40th Avenue and North Colorado Boulevard.

Dedicates parcels of land as public right-of-way as East 40th Avenue located at the intersection of East 40th Avenue and North Colorado Boulevard in Council Districts 8 and 9. The Committee approved filing this item at its meeting on 9-11-18.

[18-0977](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as East Smith Road near the intersections of East Smith Road and East 42nd Avenue and East Smith Road and North Albion Street.

Dedicates parcels of land as public right-of-way as East Smith Road located near the intersections of East Smith Road at East 42nd Ave and at North Albion Street in Council District 9. The Committee approved filing this item at its meeting on 9-11-18.

Safety, Housing, Education & Homelessness Committee**[18-0959](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Hitachi Vantara Corporation regarding the Denver Police High Activity Location Observation (“HALO”) Video and Surveillance System.**

Adds \$500,000 to a contract with Hitachi Vantara Corporation for a new total of \$1,779,369 for equipment and system maintenance of the High Activity Location Observation (HALO) program. No change to contract duration (201417115-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-5-18.

[18-0983](#) A resolution approving a proposed Collective Bargaining Agreement between the City and County of Denver and Denver Fire Fighters - Local 858, IAFF, AFL-CIO, for the years 2019 through 2021.

Approves the Collective Bargaining Agreement with the Denver Fire Fighters-Local 858, IAFF, AFL-CIO for three years for pay and benefits including salary increases of 3.75% in 2019, 3.25% in 2020, and 3.0% in 2021. The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item by consent on 9-12-18.

BILLS FOR INTRODUCTION**Finance & Governance Committee****[18-0979](#) A bill for an ordinance authorizing and approving an amendment to the Emily Griffith Opportunity School Urban Redevelopment Plan.**

Amends the Emily Griffith Opportunity School Urban Redevelopment Plan by adding the Emily Griffith Project including the rehabilitation of the 140,000 square foot historic Emily Griffith Opportunity School Building into a 250-room hotel with 6,000 square feet of meeting space in Council District 9. The Committee approved filing this item at its meeting on 9-11-18.

Land Use, Transportation & Infrastructure Committee**[18-0976](#) A bill for an ordinance naming the park at 2140 West Asbury Avenue as “La Lomita Park”.**

Approves the naming of the park at Asbury and Tejon as La Lomita Park located at 2140 West Asbury Avenue in Council District 7. The Committee approved filing this item at its meeting on 9-11-18.

Safety, Housing, Education & Homelessness Committee

[18-0635](#) **A bill for an ordinance conforming Section 14-137, D.R.M.C., with state law on the non-refundable processing fee of twenty-five dollars if court-appointed counsel enters an appearance.**

Amends Section 14-137 of the Denver Revised Municipal Code to conform with state law on the processing fee of twenty-five dollars if court-appointed counsel enters an appearance. The Committee approved filing this item at its meeting on 6-6-18.

[18-0980](#) **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 "UASI FY18" program and the funding therefor, and authorizing the purchase of capital equipment items from the "UASI FY18" Special Revenue Fund budget.**

Accepts \$2.4 million in 2018 Urban Areas Security Initiative program funding to prevent, prepare for, respond to, mitigate against, and recover from acts of terrorism via a grant agreement with the State of Colorado. The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-12-18.

BILLS FOR FINAL CONSIDERATION**Land Use, Transportation & Infrastructure Committee**

[18-0908](#) **A bill for an ordinance approving a proposed Amendment to Agreement among the City and County of Denver and Urban Drainage and Flood Control District, Southeast Metro Stormwater Authority, and Arapahoe County, regarding flood control improvements as part of the Cherry Creek from Monaco Parkway to Iliff Avenue project.**

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD) by adding \$550,000 in UDFCD funds, \$200,000 in Southeast Metro Stormwater Authority (SEMSWA) funds, \$1 million in Arapahoe County funds, and \$1,850,000 in City funds for a new agreement total of \$7.3 million for construction of drainage and flood control improvements along Cherry Creek as part of the Cherry Creek from Monaco Parkway to Iliff Avenue project in Council District 6. No change to agreement duration (201103770-07). The last regularly scheduled Council meeting within the 30-day review period is on 10-8-18. The Committee approved filing this item at its meeting on 8-21-18.

[18-0973](#) **A bill for an ordinance relinquishing the easement reserved in Ordinance No. 174, Series of 2006, recorded with Denver Clerk & Recorder at Reception No. 2006042919 and simultaneously replacing it with an alternate easement, located near 660 Bannock Street.**

Relinquishes the easement, in its entirety, established in Vacating Ordinance No. 174, Series of 2006 under Reception No. 2006042919 and simultaneously replaces it with alternative easements located near 660 Bannock Street in Council District 3. The last regularly scheduled Council meeting within the 30-day review period is on 10-8-18. The Committee approved filing this item at its meeting on 9-11-18.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight, there will be a required public hearing on Council Bill 18-0933, designating 670 Marion Street, the Meyer-Reed-Muraglia House, as a structure for preservation. 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 RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[18-0933](#) **A bill for an ordinance designating 670 Marion Street, the Meyer-Reed-Muraglia House, as a structure for preservation.**

Approves an individual Denver landmark designation for property located at 670 Marion Street in Council District 10. The Committee approved filing this item at its meeting on 8-28-18.

PRE-ADJOURNMENT ANNOUNCEMENT

ADJOURN

PENDING

FOR 10-1-18:

[18-0884](#) **A resolution to set a public hearing before City Council on 10-1-18 to amend the Emily Griffith Opportunity School Urban Redevelopment Plan to add the Emily Griffith Project and the renovation of the Historic Emily Griffith Opportunity School into an approximately 250 room hotel and adaptive reuse of additional buildings to provide office and retail space, in Council District 9.**

Sets a public hearing before City Council on 10-1-18 to amend the Emily Griffith Opportunity School Urban Redevelopment Plan to add the Emily Griffith Project and the renovation of the Historic Emily Griffith Opportunity School into an approximately 250 room hotel and adaptive reuse of additional buildings to provide office and retail space in Council District 9. The Committee approved filing this item at its meeting on 8-14-18.

FOR 10-8-18:

[18-0874](#) **A bill for an ordinance changing the zoning classification for 3600 West 29th Avenue in West Highland.**

Approves an official map amendment to rezone property located at 3600 West 29th Avenue from U-SU-C to U-MX-2x (urban, single-unit, to urban, mixed-use) in Council District 1. The Committee approved filing this item at its meeting on 8-21-18.

Final Consideration**Required Public Hearing**

[18-0877](#) **A bill for an ordinance changing the zoning classification for 5124, 5128, 5132 & 5136 West 41st Avenue in Berkeley.**

Approves an official map amendment to rezone property located at 5124, 5128, 5132, and 5136 West 41st Avenue from U-SU-C1 to U-MX-2x (urban, single-unit, to urban, mixed-use) in Council District 1. The Committee approved filing this item at its meeting on 8-21-18.

Final Consideration**Required Public Hearing**

[18-0886](#) **A bill for an ordinance relating to the Denver Zoning Code, to improve clarity and usability.**

Approves a text amendment to the Denver Zoning Code to clarify what constitutes a "sign" for purposes of zoning regulation and correct a code drafting error that may cause confusion regarding permitted setback encroachments for one-story porches and similar features. The Committee approved filing this item at its meeting on 8-21-18.

Final Consideration

Required Public Hearing