

City Council Meeting of Monday, August 29, 2022

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Amanda P. Sandoval.....District 1
Kevin Flynn.....District 2
Jamie Torres.....District 3
Kendra Black.....District 4
Amanda Sawyer.....District 5



Paul Kashmann.....District 6
Jolon Clark.....District 7
Christopher Herndon.....District 8
Candi CdeBaca.....District 9
Chris Hinds.....District 10
Stacie Gilmore.....District 11
Bonita Roznos.....Executive Director
Mar'quasa Maes.....Secretary
Room 450
City & County Building
1437 Bannock Street
Denver CO 80202
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Email: dencc@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 dencc@denvergov.org or call 720-337-2000 three (3) business-days prior to the Council meeting. For other public accommodation requests/concerns related to a disability, please contact disabilityaccess@denvergov.org.

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 online at www.denvergov.org/councilpublicinput or by phone at 720-337-2000 starting at 3 p.m. the day of the hearing or during the recess of Council. Sign up closes at 5:30 p.m. No sign-up by proxy permitted. Each speaker is allowed 3 minutes, there is no yielding of time (unless necessary to accommodate translation or a disability). To submit written testimony to the public record on an item, we ask that submissions be sent to dencc@denvergov.org no later than 3 p.m. on the date the item is heard before Council in order to give members of Council adequate time to review each submission before meeting start. Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5 p.m. before every regularly scheduled Council meeting, 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 online at www.denvergov.org/councilpublicinput, by phone at 720-337-2000, or in person in Rm. 451 of the City & County Building. Sign up starts at 12 p.m. the Friday before the session is held and closes at 4 p.m. the day the session is held. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

PLEDGE OF ALLEGIANCE

LAND ACKNOWLEDGEMENT

ROLL CALL

APPROVAL OF THE MINUTES

[22-1045](#) Minutes of Monday, August 22, 2022

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

City Council - Direct Files

[22-1004](#) **A resolution to reschedule a public hearing relating to the adoption of the Sun Valley Homes Urban Redevelopment Plan and directing the Denver Urban Renewal Authority to take certain actions in connection with the hearing.**

Reschedules a public hearing relating to the adoption of the Sun Valley Homes Urban Redevelopment Plan and directing the Denver Urban Renewal Authority to take certain actions in connection with the hearing. Councilmember Torres approved direct filing this item on 8-25-2022.

[22-1044](#) **A resolution extending the declaration of local disaster filed with the clerk and recorder to September 26, 2022.**

Approves the extension of the declaration of local disaster filed with the clerk and recorder to September 26, 2022. Councilmember Torres approved direct filing this item on 8-25-2022.

Business, Arts, Workforce, & Aviation Services Committee**[22-0961](#) A resolution approving a proposed Purchase Order between the City and County of Denver and McCandless Truck Center, LLC, concerning the purchase of five cab/chassis trucks at Denver International Airport.**

Approves a purchase order with McCandless Truck Center, LLC for \$762,328.65 for five (5) 2024 HV613 6x4 SBA Cab/Chassis trucks to support operations at Denver International Airport in Council District 11 (PO-00118767). The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-17-2022.

[22-0968](#) A resolution approving a proposed Agreement with Colorado Center on Law and Policy to provide businesses located in Neighborhood Equity and Stabilization (NEST) identified neighborhoods with one-on-one navigation assistance connecting them with City and partner business resources, as well as technical assistance to find, apply for and manage business funding opportunities to aid in their economic recovery.

Approves a contract with Colorado Center on Law and Policy for \$600,000 in American Rescue Plan Act (ARPA) funds and through 12-31-2023 to provide businesses located in Neighborhood Equity and Stabilization (NEST) identified neighborhoods with one-on-one navigation assistance connecting them with City and partner business resources, as well as technical assistance to find, apply for and manage business funding opportunities to aid in their economic recovery (202263934). The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-17-2022.

[22-0981](#) A resolution approving a proposed Agreement with Downtown Denver Partnership, Inc., to support Downtown economic recovery by increasing foot traffic through activation programming in the area of retail, restaurant, entertainment, businesses, and safety in Council District 9.

Approves a contract for \$2,400,000 with Downtown Denver Partnership, Inc. in American Rescue Plan Act (ARPA) funds and through 12-31-2023 to support Downtown economic recovery by increasing foot traffic through activation programming in the areas of retail, restaurant, entertainment, businesses, and safety in Council District 9 (202264428). The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-17-2022.

Finance & Governance Committee**[22-0959](#) A resolution approving the City Council appointment of Jesse Ogas to the Caring for Denver Board.**

Approves the City Council appointment of Jesse Ogas to the Caring for Denver Board. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0966](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Kainos Worksmart, Inc. to continue implementing a Workday test automation tool.

Amends a contract with Kainos Worksmart, Inc. by adding \$649,800 for a new total of \$1,299,800 and three years for a new end date of 7-31-2025 to continue implementing a Workday test automation tool to make testing Workday configurations faster, easier and less resource-intensive, citywide (TECHS-201948348, 202264118). The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0986](#) A resolution amending the Denver City Council Rules of Procedure concerning a deadline for referral of ballot measures by City Council.

Amends Chapter 15 of the Denver Revised Municipal Code concerning municipal election procedures for ballot measures. The Committee approved filing this item at its meeting on 8-16-2022.

Land Use, Transportation & Infrastructure Committee**[22-0971](#) A resolution granting a revocable permit to Jose Rangel, to encroach into the right-of-way at 1040 North Santa De Drive.**

Grants a revocable permit, subject to certain terms and conditions, to Jose Rangel, their successors and assigns, to encroach into the right-of-way with 12.75 linear feet of 10-inch storm sewer and three, 12.75-foot 2-inch conduits below finished grade, crossing the alley at 1040 North Santa Fe Drive in Council District 3. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0973](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Northeast Transportation Connections to expand service in a neighborhood transit service pilot by adding vehicles and extending the length of the pilot in Montbello in Council Districts 8 and 11.

Amends a contract with Northeast Transportation Connections (NETC) for \$2,608,592 for a new total of \$3,163,800.75 and nine months for a new end date of 12-31-2024 to expand service in a neighborhood transit service pilot by adding vehicles and extending the length of the pilot in Montbello in Council Districts 8 and 11 (202159514-01_202264400-01). The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0977](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and The Colorado Museum of Natural History for the City Park Nature Play and DeBoer Waterway Restoration project in Council District 9.

Amends a funding and assignment agreement with the Colorado Museum of Natural History, doing business as the Denver Museum of Nature and Science (DMNS), by adding \$950,000 for a new total of \$3,950,000 to account for rising costs, with DMNS separately adding a matching amount and managing the contract for the City Park Nature Play and DeBoer Waterway Restoration project in Council District 9. No change to contract duration. (202056989 / 202263547). The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-16-2022.

Safety, Housing, Education & Homelessness Committee

[22-1048](#) **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of One Hundred Eighty-Five Thousand Dollars (\$185,000.00) distributed as follows: One Hundred and Fifteen Thousand dollars (\$115,000.00) made payable to Misty Spencer and John R. Fuller, P.C., Forty-Five Thousand Dollars (\$45,000) made payable to Judy Webster and John R. Fuller, P.C., and Twenty-Five thousand dollars (\$25,000) made payable to Alyson McCumsey and John R. Fuller, P.C, in full payment and satisfaction of any and all claims related to the civil action captioned Misty Spencer, Alyson McCumsey, and Judy Webster v. James Waidler and the City and County of Denver, which was filed in the Denver District Court, Case No. 2021CV32776.**

Settles a claim involving the Denver Police Department. This item was approved for filing at the Mayor-Council meeting on 8-23-2022.

BILLS FOR INTRODUCTION**Business, Arts, Workforce, & Aviation Services Committee**

[22-0967](#) **A bill for an ordinance amending Chapter 10 of the Denver Revised Municipal Code to clarify energy efficiency requirements of existing buildings.**

Amends Chapter 10 of the Denver Revised Municipal Code to clarify energy efficiency requirements of existing buildings. The Committee approved filing this item at its meeting on 8-17-2022.

[22-0978](#) **A bill for an ordinance approving a proposed Assignment of Interest Agreement between the City and County of Denver and Denver Urban Gardens and the Trust for Public Land titled "For the Children," created by artist Robert Tully with community input, displayed at New Freedom Park.**

Accepts a donation of artwork from Denver Urban Gardens and the Trust for Public Land titled "For the Children," created by artist Robert Tully with community input, displayed at New Freedom Park in Council District 5 (THTRS-202160912-00). The Committee approved filing this item at its meeting on 8-17-2022.

[22-0979](#) **A bill for an ordinance approving a proposed Assignment of Interest Agreement between the City and County of Denver and Park Creek Metropolitan District providing for the acceptance of donated artworks, "Drift Inversion" by artist David Franklin and "Phantom Pavilion" by artist Volkan Alkanoglu for Prairie Basin Park and "Wind Gate Art Suite" by artist Rodrigo Nava for Arc Promenade.**

Accepts a donation of five public artworks from the Park Creek Metropolitan District, commissioned by three different artists, displayed in the Central Park neighborhood in Council District 8 (THTRS-202160909-00). The Committee approved filing this item at its meeting on 8-17-2022.

Finance & Governance Committee

[22-0969](#) **A bill for an ordinance amending Ordinance No. 591, Series of 2021, as amended by Ordinance No. 706, Series of 2021, as amended by Ordinance No. 1145, Series of 2021, as amended by Ordinance No. 1192, Series of 2021, as amended by Ordinance No. 374, Series of 2022, to allocate spending in the American Rescue Plan Act Grant Fund for Administration.**

Amends Ordinance No. 0591, Series of 2021, as amended by subsequent ordinances, to allocate a total of \$1,000,000 in spending for the Recovery category in the American Rescue Act Plan (ARPA) Grant Fund, which will be funded from interest earnings generated by the ARPA program, to provide gift cards, vouchers, and expanded food box distribution to individuals and families in the City to alleviate pressures on those who have experienced food insecurity because of Covid-19 or economic inflation. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0975](#) **A bill for an ordinance authorizing a capital equipment purchase from the Department of Transportation and Infrastructure Wastewater Operations budget.**

Authorizes the purchase of a RIZO printer from the Department of Transportation and Infrastructure Wastewater Operations Fund to support high-volume printing needs for programs requiring paper billing and communications. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0983](#) A bill for an ordinance amending Chapter 15 of the Denver Revised Municipal Code concerning municipal election procedures for ballot measures.

Amends Chapter 15 of the Denver Revised Municipal Code concerning municipal election procedures for ballot measures. The Committee approved filing this item at its meeting on 8-16-2022.

Land Use, Transportation & Infrastructure Committee

[22-0963](#) A bill for an ordinance changing the zoning classification for 1350 South York Street in Washington Park.

Approves a map amendment to rezone property from U-SU-C to U-SU-C1, located at 1350 South York Street in Council District 6. If ordered published, a public hearing will be held on Monday, 9-26-2022. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0964](#) A bill for an ordinance changing the zoning classification for 1818 South Humboldt Street in University.

Approves a map amendment to rezone property from U-SU-C to U-SU-C1, located at 1818 South Humboldt Street in Council District 6. If ordered published, a public hearing will be held on Monday, 9-26-2022. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0965](#) A bill for an ordinance changing the zoning classification for 3400 East Bayaud Avenue and 121 South Madison Street in Cherry Creek.

Approves a map amendment to rezone property from C-MX-3 to G-RX-5, located at 3400 East Bayaud Avenue and 121 South Madison Street in Council District 10. If ordered published, a public hearing will be held on Monday, 9-26-2022. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0972](#) A bill for an ordinance relinquishing portion of the easement reserved in Ordinance No. 520, Series of 2002, recorded with Denver Clerk & Recorder at Reception No. 2002124714 located at 1255 North Vrain Street.

Relinquishes a portion of the easement as established in the vacating Ordinance No. 520, Series of 2002, located at 1255 North Vrain Street in Council District 1. The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0974](#) A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Urban Drainage and Flood Control District d/b/a Mile High Flood District to continue construction of drainage and flood control improvements for Marston Lakes North at Bowles Ditch.

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD), doing business as Mile High Flood Control District, by adding \$1,000,000 of UDFCD funds and \$1,000,000 of City funds to continue construction of drainage and flood control improvements for Marston Lakes North at Bowles Ditch in Council District 2. No change to contract duration (202159332-01_202264130-01). The last regularly scheduled Council meeting within the 30-day review period is on 9-19-2022. The Committee approved filing this item at its meeting on 8-16-2022.

[22-0976](#) A bill for an ordinance amending Sections 32-123 and 39-121 of the Denver Revised Municipal Code regarding certain park and park related fees.

Amends Chapters 32 and 39 of Denver Revised Municipal Code regarding certain park and park related fees. The Committee approved filing this item at its meeting on 8-16-2022.

Safety, Housing, Education & Homelessness Committee

[22-0970](#) A bill for an ordinance enacting a new article XII, chapter 27 of the Denver Revised Municipal Code to establish prioritization requirements for income-qualified households in certain income-restricted affordable housing.

Amends Chapter 27 of the Denver Revised Municipal Code to establish prioritization requirements for income-qualified households in certain income-restricted affordable housing. The Committee approved filing this item at its meeting on 8-17-2022.

BILLS FOR FINAL CONSIDERATION**City Council - Direct Files**

[22-0980](#) **A bill for an ordinance concerning the organization and creation of the Sun Valley Denver General Improvement District, in the City and County of Denver, and creating the District Advisory Board and appointing the initial members thereof.**

Organizes and creates the Sun Valley Denver General Improvement District, in the City and County of Denver, and creating the District Advisory Board and appointing the initial members thereof. Councilmember Torres approved direct filing this item on 8-18-2022.

Finance & Governance Committee

[22-0935](#) **A bill for an ordinance approving a proposed Second Amendment and Revival to Intergovernmental Agreement between the City and County of Denver and Denver Health and Hospital Authority, d/b/a Denver Health Medical Center, to implement the FEMA public assistance grant program for Covid-19 response.**

Revives and amends a sub-award agreement with Denver Health and Hospital Authority to add 18 months for a new end date of 12-31-2023 to provide allowed managements costs associated with implementing the FEMA public assistance grant program for Covid-19 response, citywide. No change to other contract terms (FINAN-202264116-02 (202054689-02)). The last regularly scheduled Council meeting within the 30-day review period is on 9-12-2022. The Committee approved filing this item at its meeting on 8-9-2022.

[22-0941](#) **A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and Light Bulb Supply Building, LLC for the purchase of real property located at 2050 Wewatta Street.**

Approves a purchase and sale agreement with Light Bulb Supply Building, LLC for \$15,500 for the sale of a 1,209 sf remnant parcel, located at 2050 Wewatta Street in Council District 9 (FINAN-202264115). The last regularly scheduled Council meeting within the 30-day review period is on 9-12-2022. The Committee approved filing this item at its meeting on 8-9-2022.

Land Use, Transportation & Infrastructure Committee

[22-0939](#) **A bill for an ordinance relinquishing a portion of the easement reserved in Ordinance No. 25, Series of 1924, recorded with Denver Clerk & Recorder at Book 6529, Page 568 located at former North Albion Street between East 13th Avenue and East 14th Avenue.**

Relinquishes a portion of an easement established in the Vacating Ordinance No. 25, Series of 1924, located at North Albion Street between East 13th Avenue and East 14th Avenue in Council District 5. The last regularly scheduled Council meeting within the 30-day review period is on 9-12-2022. The Committee approved filing this item at its meeting on 8-9-2022.

RECAP OF BILLS TO BE CALLED OUT**PRE-RECESS ANNOUNCEMENT**

Tonight, there will be a required public hearing on Council Bill 22-0821, changing the zoning classification for 479 North Knox Court in Barnum; and, a required public hearing on Council Bill 22-0822, changing the zoning classification for 715 North Adams Street in Congress Park. Anyone wishing to speak on either of these matters must go online to sign up during the recess of Council.

RECESS**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION****UNFINISHED BUSINESS****PROCLAMATIONS**

[22-1050](#) **International Overdose Awareness Day.**

Sponsor Hinds

[22-1051](#) **Recognition of the retirement of Victoria Ortega.**

Sponsor Ortega

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**Land Use, Transportation & Infrastructure Committee****[22-0821](#) A bill for an ordinance changing the zoning classification for 479 North Knox Court in Barnum.**

Approves a map amendment to rezone property from E-SU-D1x to E-RH-2.5, located at 479 North Knox Court in Council District 3. The Committee approved filing this item at its meeting on 7-26-2022.

[22-0822](#) A bill for an ordinance changing the zoning classification for 715 North Adams Street in Congress Park.

Approves a map amendment to rezone property from U-SU-C to U-SU-C1, located at 715 Adams Street in Council District 10. The Committee approved filing this item at its meeting on 7-19-2022.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, September 26, 2022, Council will hold a required public hearing on Council Bill 22-0963, changing the zoning classification for 1350 South York Street in Washington Park; a required public hearing on Council Bill 22-0964, changing the zoning classification for 1818 South Humboldt Street in University; and, a required public hearing on Council Bill 22-0965, changing the zoning classification for 3400 East Bayaud Avenue and 121 South Madison Street in Cherry Creek. Any protests against Council Bills 22-0963, 22-0964 or 22-0965 must be filed with the Council Offices no later than noon on Monday, September 19, 2022.

ADJOURN

PENDING

FOR 9-12-2022:

[22-0820](#) A bill for an ordinance changing the zoning classification for 3923, 3929 West 38th Avenue and 3838 North Perry Street in Berkeley.

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

Final Consideration 9-12-2022 | Required Public Hearing**[22-0885](#) A bill for an ordinance changing the zoning classification for 3275 and 3315 Denargo Street in Five Points.**

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

Final Consideration 9-12-2022 | Required Public Hearing

FOR 9-19-2022:

[22-0886](#) A bill for an ordinance changing the zoning classification for 2356 South Gilpin Street and 2581 South High Street in University.

Approves a map amendment to rezone property from E-SU-D and E-SU-Dx to E-SU-D1 and E-SU-D1x, located at 2356 South Gilpin Street and 2581 South High Street in Council District 6. The Committee approved filing this item at its meeting on 8-2-2022.

Final Consideration 9-19-2022 | Required Public Hearing**[22-0887](#) A bill for an ordinance changing the zoning classification for 768 North Mariposa Street in Lincoln Park.**

Approves a map amendment to rezone property from I-A, UO-2 to C-MS-5, located at 768 North Mariposa Street in Council District 3. The Committee approved filing this item at its meeting on 8-9-2022.

Final Consideration 9-19-2022 | Required Public Hearing

[22-0897](#) **A bill for an ordinance changing the zoning classification for 2910 North Fairfax Street in North Park Hill.**

Approves a map amendment to rezone property from E-SU-Dx to E-SU-D1x, located at 2910 North Fairfax Street in Council District 8. The Committee approved filing this item at its meeting on 8-2-2022.

Final Consideration 9-19-2022 | Required Public Hearing