

## City Council Meeting of Monday, August 28, 2023

### City and County of Denver

Serena Gonzales-Gutierrez - At Large  
Sarah Parady - At Large  
Amanda P. Sandoval - District 1  
Kevin Flynn - District 2  
Jamie Torres - District 3  
Diana Romero Campbell - District 4  
Amanda Sawyer - District 5



Paul Kashmann - District 6  
Flor Alvidrez - District 7  
Shontel M. Lewis - District 8  
Darrell Watson - District 9  
Chris Hinds - District 10  
Stacie Gilmore - District 11  
Bonita Roznos - Executive Director

Room 450  
City & County Building  
1437 Bannock Street  
Denver CO 80202  
Phone: 720-337-2000  
Email: [denc@denvergov.org](mailto: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](mailto:denc@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](mailto: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](http://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 [denc@denvergov.org](mailto:denc@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](http://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**

[23-1147](#) Minutes of Monday, August 21, 2023

**COUNCIL ANNOUNCEMENTS**

**PRESENTATIONS**

**COMMUNICATIONS**

**PROCLAMATIONS**

[23-1151](#) **A Proclamation Recognizing First Responders Day on Sept. 2, 2023 (consent)**

Sponsor Flynn

**RESOLUTIONS**

**City Council - Direct Files**

[23-1153](#) **A resolution approving a proposed Grant Agreement with the U.S. Department of Homeland Security, Federal Emergency Management Agency, submitted for the "FY 2023 Shelter and Services Grant" Program.**

Approves a grant agreement with the U.S. Department of Homeland Security for \$8,617,637 and through 9-30-2025 for the 2023 Fiscal Year Shelter and Services Grant Program, to fund sheltering and related services for newly arriving migrants and asylum seekers, citywide (FINAN-202369952). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. Council President Torres approved direct filing this item on 8-24-2023.

**Business, Arts, Workforce, & Aviation Services Committee****[23-1035](#) A resolution approving a proposed Agreement between the City and County of Denver and L3Harris Technologies, Inc. to upgrade the proprietary Public Safety Radio System (PSRS) and provide ongoing maintenance and support at Denver International Airport.**

Approves a contract with L3Harris Technologies, Inc. for \$3,808,387.04 and 5 years plus one 2-year extension, to upgrade the proprietary Public Safety Radio System (PSRS) and provide ongoing maintenance and support, in Council District 11 (PLANE-202264092). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**[23-1073](#) A resolution approving a proposed Sponsorship Agreement with Pernod Ricard USA, LLC for sponsorship opportunities and exclusivity of spirits sold at Red Rocks Amphitheatre & Visitor Center, the McNichols Civic Center Building, the Denver Coliseum, and the Colorado Convention Center.**

Approves a sponsorship contract with Pernod Ricard USA, LLC for \$1,175,000 and through 12-31-2025 for sponsorship opportunities and exclusivity of spirits sold at Red Rocks Amphitheatre & Visitor Center, the McNichols Civic Center Building, the Denver Coliseum, and the Colorado Convention Center (THTRS-202266262). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**[23-1075](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and United Western Denver, LLC to purchase sand for the airside runways to assist in runway operations during winter conditions at Denver International Airport.**

Approves a master purchase order with United Western Denver, LLC. for \$1,000,000 and one year plus 4 one-year options to extend to purchase sand for the airside runways to assist in runway operations during winter conditions at Denver International Airport, in Council District 11 (SC-00008101). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**[23-1080](#) A resolution approving a proposed Master Purchase Order between the City and County of Denver and JBT AeroTech Corporation to provide replacement passenger loading bridges and related equipment at Denver International Airport.**

Approves a master purchase order with JBT Aero Tech Corporation for \$12,500,000 and through 7-31-2026 to provide 18 replacement passenger loading bridges and related equipment at Denver International Airport, in Council District 11 (SC-00007611). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**[23-1084](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Service America Corporation doing business as Sodexo Live! to remove a restaurant space from this Concession Agreement at the Colorado Convention Center, in Council District 10.**

Amends a revenue agreement with Service American Corporation to update the name to Service America Corporation, doing business as Sodexo Live! and to eliminate their responsibility of finding a restaurant tenant at the Colorado Convention Center in Council District 10. No change to amount or duration (THTRS-202369160-02/ THTRS-201950097-00). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**[23-1086](#) A resolution approving a proposed Performance Loan Agreement with Inner City Health Center to finance the renovation of the existing health care facility located at 3800 North York Street, in Council District 9.**

Approves a performance loan with Inner City Health Center for \$790,000 and ending 6-30-2024 to finance the renovation of their existing healthcare facility located at 3800 North York Street, in Council District 9 (OEDEV-202263936). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**Finance & Governance Committee****[23-1057](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Runbeck Election Services, Inc. to purchase additional elections hardware, software, and related services, citywide.**

Amends a contract with Runbeck Election Services, Inc., by adding \$718,756 for a new total of \$1,210,536 and four years for a new ending date of 12-31-2027 to purchase a second mail sorter unit, software license and extended warranty agreement to increase speed of the ballot counting process, citywide (CLERK-202369075 / CLERK-202265259). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1071](#) A resolution approving a proposed Second Amendatory Agreement with Ernst & Young US LLP to amend the scope of services to include research, benchmarking and financial analysis related to health care provided by Denver Health and Hospital Authority (DHHA).**

Amends a contract with Ernst & Young US LLP to amend the scope of services to include research, benchmarking and financial analysis related to health care provided by Denver Health and Hospital Authority (DHHA). No change to contract amount or duration (FINAN- 202369089-02/FINAN-202159995-00). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1082](#) A resolution approving a proposed amendment to master purchase order with Colorado Kenworth, LLC, d/b/a MHC Kenworth, by adding \$1,100,000 for a new total of \$1,500,000 to continue providing new medium and heavy-duty truck parts and services for city vehicles, citywide.**

Amends a master purchase order with Colorado Kenworth, doing business as MHC Kenworth, by adding \$1,100,000 for a new total of \$1,500,000 to continue providing new medium and heavy-duty truck parts and services for city vehicles, citywide. No change to duration (SC-00007099). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1106](#) A resolution approving a proposed master purchase order with Pallet PBC Inc., for the purchase of shelters to support getting people experiencing unsheltered homelessness safely indoors, citywide.**

Approves a master purchase order with Pallet PBC Inc. for \$7,000,000 and through 8-31-2024, plus 1 one-year option to extend, for 200 pallet units and associated home furnishings that will support getting people experiencing unsheltered homelessness safely indoors, citywide (SC-00008309). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-22-2023.

**Land Use, Transportation & Infrastructure Committee**

**[23-1064](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by West Conejos Place, North Grove Street, West 16th Avenue, and North Hooker Street.**

Dedicates a parcel of land as public right-of-way as public alley, bounded by West Conejos Place, North Grove Street, West 16th Avenue, and North Hooker Street in Council District 3. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1065](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as: 1) South Broadway, located at the intersection of South Broadway and West Yale Avenue; 2) West Yale Avenue, located at the intersection of West Yale Avenue and South Broadway; and 3) Public Alley, bounded by West Yale Avenue, South Acoma Street, West Vassar Avenue, and South Broadway.**

Dedicates 3 parcels of land as public right-of-way as 1) South Broadway, located at the intersection of South Broadway and West Yale Avenue, 2) West Yale Avenue, located at the intersection of West Yale Avenue and South Broadway, and 3) public alley, bounded by West Yale Avenue, South Acoma Street, West Vassar Avenue, and South Broadway, in Council District 7. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1066](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by Wynkoop Street, 35th Street, North Brighton Boulevard, and 31st Street.**

Dedicates a parcel of land as public right-of-way as public alley, bounded by Wynkoop Street, 35th Street, North Brighton Boulevard and 31st Street, in Council District 9. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1067](#) A resolution approving a proposed Contract between the City and County of Denver and Insituform Technologies, LLC to rehabilitate approximately 84,000 linear feet of sanitary and storm pipe, citywide.**

Approves a contract with Insituform Technologies, LLC for \$4,247,898 and one year to rehabilitate approximately 84,000 linear feet of sanitary and storm pipe, citywide (DOTI-202366921). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1068](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as: 1) East Evans Avenue, located near the intersection of East Evans Avenue and South Monaco Street Parkway; and 2) South Monaco Street Parkway, located near the intersection of East Evans Avenue, and South Monaco Street Parkway.**

Dedicates two parcels of land as public right-of-way as 1) East Evans Avenue, located near the intersection of East Evans Avenue and South Monaco Street Parkway, and 2) South Monaco Street Parkway, located near the intersection of East Evans Avenue, and South Monaco Street Parkway, in Council District 6. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1069](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Wilson & Company, Inc. Engineers & Architects to include additional scope required as part of federal funding to finish designing a new pedestrian and bicycle bridge connecting Jewell Avenue over the railroad Consolidated Main Line (CML) and US 85 (South Santa Fe Drive) as part of the Elevate Denver Bond program in Council District 7.**

Amends a contract with Wilson & Company, Inc. Engineers & Architects by adding \$262,728 for a new total of \$1,679,962 and 41 months for a new end date of 12-31-2026 to include additional scope required as part of federal funding to finish designing a new pedestrian and bicycle bridge connecting Jewell Avenue over the railroad Consolidated Main Line (CML) and US 85 (South Santa Fe Drive) as part of the Elevate Denver Bond program in Council District 7 (DOTI-202368816-01 / 202159138). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1076](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Norris Design, Inc. to continue on-call landscape architectural planning, design, and consulting services for parks and parks facilities, citywide.**

Amends a contract with Norris Design, Inc., by adding 20 months and 3 weeks for a new end date of 10-31-2024 to continue on-call landscape architectural planning, design, and consulting services for parks and parks facilities, citywide. No change to contract amount (PARKS-202368123 / PARKS 201947762). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1077](#) A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Matrix Design Group, Inc. for on-call landscape architectural planning, design, and consulting services for parks and parks facilities, citywide.**

Amends a contract with Matrix Design Group, Inc. by adding 18 months and 3 weeks for a new end date of 10-31-2024 for on-call landscape architectural planning, design, and consulting services for parks and parks facilities, citywide. No change to contract amount (PARKS-202368124 / PARKS-20194769159). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.



**[23-1078](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Logan Simpson Design, Inc. for on-call landscape architectural planning, design, and consulting services for parks and parks facilities, citywide.**

Amends a contract with Logan Simpson Design, Inc. by adding 18 months and 3 weeks for a new end date of 10-31-2024 for on-call landscape architectural planning, design, and consulting services for parks and parks facilities, citywide. No change to contract amount (PARKS-202368179 / PARKS-201947733). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**[23-1079](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the Mellon Foundation concerning the "Monuments Project Grant" program and the funding therefor.**

Approves a grant agreement with Mellon Foundation for \$2,300,000 and three years for two projects at Civic Center Park including 1) a monument audit and 2) to engage community, design and construct a commemoration of the "Gang of 19" and the disability rights movement at the Greek Theater South Plaza, in Council District 10 (PARKS-202368902). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-15-2023.

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

**[23-1050](#) A resolution approving a proposed First Amendment to Loan Agreement between the City and County of Denver and 1275 Sherman LLC to revise the designated unit mix of affordable units at Capitol Square Apartments located at 1295 Sherman Street in Council District 10.**

Amends the loan agreement with 1275 Sherman LLC to match the covenant stated unit mix at Capitol Square Apartments, comprised of 103 affordable apartments located at 1295 Sherman Street in Council District 10. No change to contract amount or duration (HOST-202369023-01). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**[23-1074](#) A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Point b(e) Strategies, LLC to provide a new deadline by which the final project report will be completed for a program funding service providers and small businesses.**

Amends a contract with Point b(e) Strategies, LLC by adding one month for a new end date of 11-30-2023 to provide additional time and a new deadline by which the final project report will be completed for a program funding service providers and small businesses focused on combating isolation, loneliness, and disengagement from critical services for people with intellectual or developmental disabilities (ID/D), citywide. No change to contract amount (SOCSV-202368759 / 202055724). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 8-16-2023.

**[23-1118](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of four million seven hundred twenty thousand dollars (\$4,720,000.00) made payable to Kurtzman Carson Consultants d/b/a KCC, in full payment and satisfaction of all claims related to the arrest class portion of the civil action captioned Elisabeth Epps, et al. v. City and County of Denver, et al., which was filed in the United States District Court for the District of Colorado, Case Nos. 1:20-cv-1878-RBJ-KLM & 1:20-cv-1922-RBJ-MEH (consol.).**

Settles a class action lawsuit involving the Denver Police Department. This resolution was approved for filing at the Mayor Council meeting on 8-22-2023.

## **BILLS FOR INTRODUCTION**

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

**[23-1047](#) A bill for an ordinance changing the zoning classification for 4710 North Lincoln Street and 4748 North Leaf Court in Globeville.**

Approves a map amendment to rezone property from E-SU-D to U-TU-C located at 4710 North Lincoln Street and 4748 North Leaf Court in Council District 9. If ordered published, a public hearing will be held on Monday, 9-25-2023. The Committee approved filing this item at its meeting on 8-15-2023.

**Safety, Housing, Education & Homelessness Committee****[23-0795](#) A bill for an ordinance approving a proposed Agreement between the City and County of Denver and School District No. 1, to provide behavioral health-related programming to youth.**

Approves an intergovernmental agreement with School District No. 1 (Denver Public Schools) for \$861,100 and through 07-31-2024 to provide behavioral health-related programming to youth, including a community liaison program, behavioral health employment pipeline, and access to a Wellness Winnie team, citywide (ENVHL-202368548). The last regularly scheduled Council meeting within the 30-day review period is on 9-18-2023. The Committee approved filing this item at its meeting on 6-21-2023.

**BILLS FOR FINAL CONSIDERATION****Land Use, Transportation & Infrastructure Committee****[23-1037](#) A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Urban Drainage and Flood Control District d/b/a Mile High Flood District for the construction of drainage and flood control improvements to the South Platte River.**

Amends an intergovernmental agreement Urban Drainage and Flood Control District doing business as Mile High Flood District (MHFD), by adding \$1,950,000 in city funds and \$2,970,000 in MHFD funds for a new combined total of \$5,270,000, for the construction of drainage and flood control improvements to the South Platte River in Council District 7. No change to agreement duration (202368267/202160713-02). The last regularly scheduled Council meeting within the 30-day review period is on 9-11-2023. The Committee approved filing this item at its meeting on 8-8-2023.

**Safety, Housing, Education & Homelessness Committee****[23-1054](#) A bill for an ordinance approving a proposed Amendatory Intergovernmental Agreement between the City and County of Denver and Colorado Department of Human Services for the continued use of the Equifax Verification Services.**

Amends an intergovernmental agreement with Colorado Department of Human Service - Office of Child Support Services by adding \$1,257,671.59 for a new total of \$2,484,546.19 and 13 months for a new end date of 6-30-2024, to ensure Denver Human Services can continue to use Equifax Verification Services, citywide (SOCSV-202369017-01 / SOCSV-202263659-00). The last regularly scheduled Council meeting within the 30-day review period is on 9-11-2023. The Committee approved filing this item at its meeting on 8-9-2023.

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

Tonight, there will be a required public hearing on Council Bill 23-0983 designating 2241-2243 York Street as a structure for preservation. Anyone wishing to speak on any 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**

**PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION****Land Use, Transportation & Infrastructure Committee****[23-0983](#) A bill for an ordinance designating 2241-2243 York Street as a structure for preservation.**

Approves an individual landmark designation for a structure located at 2241-2243 York Street in Council District 10. The Committee approved filing this item at its meeting on 7-25-2023.

**PRE-ADJOURNMENT ANNOUNCEMENT**

Dependent upon publication, on Monday, September 25, 2023, Council will hold a required public hearing on Council Bill 23-1047 changing the zoning classification for 4710 North Lincoln Street and 4748 North Leaf Court in Globeville. Any protests against Council Bill 23-1047 must be filed with the Council Offices no later than noon on Monday, September 18, 2023.

**ADJOURN****PENDING**

FOR 9-18-23

**[23-1026](#) A bill for an ordinance changing the zoning classification for 325 & 329 North Detroit Street in Cherry Creek.**

Approves a map amendment to rezone property from PUD 5 & G-MU-5 to C-CCN-4, located at 325 and 329 North Detroit Street in Council District 5. A public hearing will be held on Monday, 9-18-2023. The Committee approved filing this item at its meeting on 8-8-2023.