

City Council Meeting of Monday, February 11, 2019

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
Mar'quasa Hopson.....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, there is no yielding of time (unless necessary to accommodate translation or a disability). 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**

[19-0121](#) Minutes of Monday, February 4, 2019

COUNCIL ANNOUNCEMENTS**PRESENTATIONS****COMMUNICATIONS****PROCLAMATIONS****RESOLUTIONS****Business, Arts, Workforce, & Aviation Services Committee**

[19-0062](#) **A resolution approving a proposed Master Purchase Order between the City and County of Denver and JCOR Mechanical Inc. concerning the installation of filter racks, filters, and panels for large air handling units at Denver International Airport.** Amends a master purchase order with JCOR Mechanical Inc. by adding \$650,000 for a new total of \$1,000,000 for filter racks, filters, and panels for large air handling units at Denver International Airport. No change to the agreement duration (SC-00003127). The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 1-30-19.

Finance & Governance Committee

[18-1336](#) **A resolution approving a proposed Professional Services Agreement between the City and County of Denver and Claims Management Resources, Inc., for subrogation and recovery services.** Approves a contract with Claims Management Resources for \$900,000 and for five years for subrogation and recovery services for the city on all property and auto claims, citywide (FINAN - 201845580). The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 11-20-18.

[19-0059](#) A resolution approving the Mayor's reappointments to the Head Start Policy Council.

Approves the Mayoral reappointments of Vera Atilano, Jennifer Garcia, and Tricia Hudson to the Head Start Policy Council for terms effective immediately and expiring 7-20-19, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-29-19.

[19-0061](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Roth Property Maintenance, L.L.C. for janitorial services in municipal buildings.

Amends a contract with Roth Property Maintenance LLC by adding \$7,750,000 for a new total of \$25,750,000 and one year for a new end date of 2-29-20 for janitorial services in municipal buildings citywide (GENRL-201419545-02). The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 1-29-19.

[19-0067](#) A resolution approving the Mayor's appointment to the Citizen Oversight Board.

Approves the Mayoral appointment of Al Gardner to the Citizen Oversight Board for a term effective immediately and expiring 1-1-23, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-29-19.

[19-0068](#) A resolution approving the Mayor's appointment to the Denver Health and Hospital Authority Board.

Approves the Mayoral appointment of Patti Klinge to the Denver Health and Hospital Authority Board for a term effective immediately and expiring 6-30-22, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-29-19.

[19-0069](#) A resolution approving the Mayor's reappointments and appointment to the Downtown Denver Business Improvement District Board of Directors.

Approves the Mayoral reappointments of Jonathan Buerge, Austin Kane, David Kaufman, and Bahman Shafa, and the Mayoral appointment of Jennifer Hallinan, to the Downtown Denver Business Improvement District Board of Directors for terms effectively immediately and expiring 12-31-21 or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-29-19.

Land Use, Transportation & Infrastructure Committee

[19-0060](#) **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 Colfax Avenue, North Utica Street, West 16th Avenue and North Tennyson Street.**

Dedicates city owned land as public alley, located in the alley bounded by West Colfax Avenue, North Utica Street, West 16th Avenue and North Tennyson Street in Council District 1. The Committee approved filing this item at its meeting on 1-29-19.

Safety, Housing, Education & Homelessness Committee

[18-1376](#) **A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Catholic Charities and Community Services of the Archdiocese of Denver, Inc. to provide emergency shelter services for women.**

Amends a contract with Catholic Charities and Community Services of the Archdiocese of Denver Inc. by adding \$866,000 for a new total of \$2,482,200 and one year for a new end date of 12-31-19 for overnight shelter services for up to 200 women per night at the Samaritan House Women's Shelter at 6240 Smith Road in Council District 8 (SOCSV- 2016-301653-02). The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 11-28-18.

[19-0063](#) **A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Bailey & Deatsch, P.C. for contract public defender services for indigent defendants who have a conflict with the Municipal Public Defender.**

Amends a contract with Bailey & Deatsch, P.C. by adding \$207,345.60 for a new total of \$673,185.60 and one year for a new end date of 12-31-19 for contract public defender services for indigent defendants who have a conflict with the Office of the Municipal Public Defender (DOMPD-201525248-03). The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 1-30-19.

BILLS FOR INTRODUCTION**Finance & Governance Committee**

[19-0064](#) **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 creating new classifications of City Planner Staff at paygrade E-810, Airport Planner Staff at paygrade E-811, Airport Planner Associate at paygrade E-813, Airport Planner Senior at paygrade E-815, Airport Planner Principal at paygrade E-817, Manager Airport Planning at paygrade E-819, Manager City Planning at paygrade E-819, and Director City Planning at paygrade E-821, and changes the title of six associated planner classifications and the pay grade of ten associated planner classifications. The Committee approved filing this bill by consent on 1-29-19.

Land Use, Transportation & Infrastructure Committee

[19-0042](#) **A bill for an ordinance changing the zoning classification for 805 West 38th Avenue in Globeville.**

Approves an official map amendment to rezone property from I-B UO-2 to C-MX-20 (industrial in the former zoning code to urban center, mixed-use), located at 805 West 38th Avenue in Council District 9. If ordered published, a public hearing will be held on Monday, 3-11-19. The Committee approved filing this item at its meeting on 1-29-19.

[19-0058](#) **A bill for an ordinance changing the zoning classification for the 3600 Block of Downing, bounded by Downing Street, 37th Avenue, Marion Street, and 36th Avenue, and including vacated portions of Lawrence Street south of 36th Avenue in Cole.**

Approves an official map amendment to rezone the 3600 block of Downing Street from B-4 with waivers and conditions, UO-1, UO-2; U-SU-A1; and C-MX-3, UO-1, UO-2 to C-MX-5, UO-1, UO-2, IO-1, DO-7; C-MX-3, UO-1, UO-2, IO-1, DO-7; and C-MS-5, UO-1, UO-2 (business zoning in the former zoning code to downtown, urban, and urban center with overlays), located in an area bounded by Downing Street, 37th Avenue, Marion Street, and 36th Avenue, and including vacated portions of Lawrence Street near 36th Avenue, in Council District 9. If ordered published, a public hearing will be held on Monday, 3-11-19. The Committee approved filing this item at its meeting on 1-29-19.

[19-0065](#) A bill for an ordinance relinquishing a portion of the easement established in the Easement Agreement recorded with Denver Clerk & Recorder at Reception No. 2006027027, located near the intersection of East 45th Avenue and Tower Road.

Relinquishes a portion of the easement established in the Easement Agreement document with Recordation No. 200627027, located at East 45th Avenue and Tower Road in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 3-4-19. The Committee approved filing this item at its meeting on 1-29-19.

Safety, Housing, Education & Homelessness Committee

[19-0029](#) A bill for an ordinance clarifying and amending the authority of the Office of the Independent Monitor.

An ordinance clarifying and amending the authority of the Office of the Independent Monitor and expanding the appointment process for the Citizen Oversight Board to include City Council appointments. The Committee approved filing this item at its meeting on 1-30-19.

BILLS FOR FINAL CONSIDERATION

Business, Arts, Workforce, & Aviation Services Committee

[18-1421](#) A bill for an ordinance approving a proposed Agreement between the City and County of Denver and State of Colorado, Department of Higher Education, by the State Board for Community Colleges and Occupational Education for the Use and Benefit of the Community College of Denver for the administration of the WORKNOW program for construction-related careers.

Approves an intergovernmental agreement with Community College of Denver (CCD) for \$564,000 and for one year to administer the WORKNOW program, a collaborative workforce development initiative to recruit, support and train residents in construction and construction-related careers, citywide (OEDEV-2018). The last regularly scheduled Council meeting within the 30-day review period is on 2-25-19. The Committee approved filing this item at its meeting on 11-28-18.

Finance & Governance Committee**[19-0035](#) A bill for an ordinance amending Section 20-76(b) of Chapter 20 of the Denver Revised Municipal Code regarding prevailing wage.**

Amends Chapter 20 of the Denver Revised Municipal Code to revise the applicable date of the annual prevailing wage rate update. The Committee approved filing this item at its meeting on 1-22-19.

[19-0039](#) 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 11-30-23 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 2-25-19. This bill was filed by Council member Flynn.

[19-0045](#) A bill for an ordinance approving a proposed Easement Agreement between the City and County of Denver and Lowry Environmental Protection/Cleanup Trust Fund, for existing potable and treated water pipelines.

Approves an easement agreement with Lowry Environmental Protection/Cleanup Trust Fund to access, operate and maintain a 2" treated water pipeline and 4" potable water pipeline across city-owned property in perpetuity, located near the intersection of Hampden Avenue and Gun Club Road in unincorporated Arapahoe County. The last regularly scheduled Council meeting within the 30-day review period is on 2-25-19. The Committee approved filing this item at its meeting on 1-22-19.

[19-0054](#) A bill for an ordinance approving a proposed Purchase and Sale Agreement between the City and County of Denver and McDonald Farms Enterprises, Inc., transferring city-owned property located at 5300 Franklin Street.

Approves a non-financial purchase and sale agreement with McDonald Farms Enterprises Inc. to transfer city-owned property located at 5300 Franklin Street and in exchange for a future contract for the transfer to the city of a portion of property owned by McDonald Farms within the National Western Center project boundary in Council District 9 (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 2-25-19. The Committee approved filing this item at its meeting on 1-22-19.

Land Use, Transportation & Infrastructure Committee

[19-0008](#) A bill amending the Denver Revised Municipal Code to align definitions of electric-assisted bicycles to state statute.

Classifies electric-assisted bicycles in to Class 1, 2, and 3 bicycles to align with state statute. Clarifies that Class 1 and 2 electric bicycles are allowed on designated bicycle routes, bike lanes, and certain roadways. The Committee approved filing this item at its meeting on 1-22-19.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight there will be a required public hearing on Council Bill 18-1477, changing the zoning classification for 1709 & 1717 Washington Street in North Capitol Hill; a required public hearing on Council Bill 18-1539, designating 5001 Packing House Road, the Armour & Company Administration Building, as a structure for preservation; and, a required public hearing on Council Bill 18-1542, designating 637 Galapago Street, the Samsonite 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****[18-1477](#) A bill for an ordinance changing the zoning classification for 1709 & 1717 Washington Street in North Capitol Hill.**

Approves an official map amendment to rezone property from G-RO-5 to C-MS-5 (general urban, residential-office to urban center, main-street), located at 1709 & 1717 Washington Street in Council District 10. The Committee approved filing this item at its meeting on 12-11-18.

[18-1539](#) A bill for an ordinance designating 5001 Packing House Road, the Armour & Company Administration Building, as a structure for preservation.

Approves an individual Denver landmark designation for property located at 5001 Packing House Road in Council District 9. The Committee approved filing this item at its meeting on 1-15-19.

[18-1542](#) A bill for an ordinance designating 637 Galapago Street, the Samsonite House, as a structure for preservation.

Approves an individual Denver landmark designation for property located at 637 Galapago Street in Council District 3. The Committee approved filing this item at its meeting on 1-15-19.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, March 11, 2019, Council will hold a required public hearing on Council Bill 19-0042, changing the zoning classification for 805 West 38th Avenue in Globeville; and, a required public hearing on Council Bill 19-0058, changing the zoning classification for the 3600 Block of Downing, bounded by Downing Street, 37th Avenue, Marion Street, and 36th Avenue, and including vacated portions of Lawrence Street south of 36th Avenue in Cole. Any protests against Council Bill 19-0042 or Council Bill 19-0058 must be filed with the Council Offices no later than noon on Monday, March 4, 2019.

ADJOURN

PENDING

FOR 2-25-19:

[18-1484](#) A bill for an ordinance changing the zoning classification for 4201 Delaware Street in Globeville.

Approves an official map amendment to rezone property from I-A UO-2 to C-RX-8 (industrial to urban center, residential mixed-use), located at 4201 Delaware Street in Council District 9. The Committee approved filing this item at its meeting on 1-15-19.

Final Consideration

Required Public Hearing

[18-1540](#) A bill for an ordinance changing the zoning classification for 4055 Elati Street in Globeville.

Approves an official map amendment to rezone property from I-A UO-2 to C-MX-8 (industrial to urban center, mixed-use), located at 4055 Elati Street in Council District 9. The Committee approved filing this item at its meeting on 1-15-19.

Final Consideration

Required Public Hearing

[18-1541](#) A bill for an ordinance changing the zoning classification for 3411 Albion Street, in Northeast Park Hill.

Approves an official map amendment to rezone property from E-SU-Dx to E-MX-2x (urban edge, single-unit to urban edge, mixed-use), located at 3411 Albion Street in Council District 8. The Committee approved filing this item at its meeting on 1-8-19.

Final Consideration

Required Public Hearing

PENDING

FOR 3-4-19:

[18-1538](#) A bill for an ordinance changing the zoning classification for 1080 and 1090 King Street in Villa Park.

Approves an official map amendment to rezone property from E-SU-D1x to E-RH-2.5 (urban edge, single unit, to urban edge, row house), located at 1080 and 1090 King Street in Council District 3. The Committee approved filing this item at its meeting on 1-8-19.

Final Consideration

Required Public Hearing

[19-0055](#) A bill for an ordinance changing the zoning classification for 4519 Pearl Street in Globeville.

Approves an official map amendment to rezone property from E-SU-B to U-SU-B1 (urban edge, to urban context), located at 4519 Pearl Street in Council District 9. The Committee approved filing this item at its meeting on 1-22-19.

Final Consideration

Required Public Hearing