

City Council Meeting of Monday, March 18, 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: 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.

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 dencc@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

[19-0256](#) Minutes of Monday, March 18, 2019

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

[19-0262](#) A letter dated March 18, 2019 from Brendan J. Hanlon, Manager of Finance, notifying City Council of the Department of Finance's intent to issue City and County of Denver General Obligation Bonds, Series 2019A-B in a par amount not to exceed \$139 million.

PROCLAMATIONS

[19-0231](#) A proclamation recognizing the extraordinary career and retirement of Sam Mamet.

Sponsor Black

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

Finance & Governance Committee

[19-0172](#) **A resolution approving a proposed on-call Agreement between the City and County of Denver and Littler Mendelson, P.C. for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.**

Approves an on-call contract with Littler Mendelson, P.C. for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0173](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Wells, Anderson & Race, LLC for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Wells, Anderson & Race LLC for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0174](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Senter Goldfarb & Rice, LLC for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Senter, Goldfarb & Rice, LLC for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0175](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Miletich PC for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Miletich PC for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0176](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Lasater & Martin, P.C. for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Lasater & Martin, P.C. for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0177](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Kresl & Singer, P.C. for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Kresl & Singer, P.C. for \$750,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0178](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Hall & Evans, L.L.C. for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Hall & Evans, LLC for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0179](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Gordon L. Vaughan, P.C. for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Gordon L. Vaughan, P.C. doing business as Vaughan & DeMuro, for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0180](#) A resolution approving a proposed on-call Agreement between the City and County of Denver and Berg Hill Greenleaf & Ruscitti LLP for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide.

Approves an on-call contract with Berg, Hill, Greenleaf & Ruscitti, LLP for \$1,000,000 and for five years for professional legal services for conflicts counsel cases and overflow matters for the City Attorney's Office, citywide (TBD). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0182](#) A resolution to set a public hearing on the approval of the First Amendment to the Amended and Restated Service Plan for Denver International Business Center Metropolitan District No. 1.

Sets a public hearing before City Council on 4-8-19 regarding the First Amendment to the Amended and Restated Service Plan for the Denver International Business Center Metropolitan District No. 1 in Council District 11. The Committee approved filing this item at its meeting on 3-5-19.

[19-0196](#) A resolution approving a proposed Agreement between the City and County of Denver and Colorado Dental Service, Inc. dba Delta Dental Colorado to produce dental insurance to City employees and classified members of the police and fire departments.

Approves a contract with Colorado Dental Service, Inc., doing business as Delta Dental of Colorado, for \$64,000,000 and for four years to provide dental insurance to City employees and classified members of the police and fire departments (201846722). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0197](#) A resolution approving a proposed Agreement between the City and County of Denver and UnitedHealthcare Insurance Company to produce health insurance to City employees and classified members of the police department.

Approves a contract with UnitedHealthcare Insurance Company for \$78,000,000 and for one year to provide health insurance to City employees and classified members of the police department (201846722). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

Land Use, Transportation & Infrastructure Committee**[19-0066](#) A resolution approving a proposed Contract and Agreement between the City and County of Denver and Spectrum General Contractors, Inc. for Phase 3 of the Sullivan Gateway rehabilitation project.**

Approves a contract with Spectrum General Contractors for \$1,907,325.44 and through 11-15-19 for construction renovation services as part of the Sullivan Gateway East project, including terracotta masonry restoration, repair and rehabilitation of fabricated terracotta panels and of art concrete sculptures at the top of terracotta columns, and other services, located at Colfax Avenue and Elizabeth Street in Council District 9 (201946720). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 1-29-19.

[19-0126](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Swingle Lawn Tree Landscape Care for on-call tree maintenance services.

Amends an on-call contract with Swingle Inc. by adding one year for a new end date of 6-1-20 for tree maintenance, including tree management and pruning, tree removal, stump removal and other services on public and private property, citywide (201735118). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 2-19-19.

[19-0190](#) A resolution granting a revocable permit to Revolution 360 Owner LLC, to encroach into the right-of-way at 3695 Wynkoop Street.

Grants a revocable permit to Revolution 360 Owner LLC, their successors and assigns, to encroach into the right-of-way with a pedestrian connection bridge covering 237 square feet over two stories, located in the alley between 36th Street and 38th Street and between Wynkoop Street and Brighton Boulevard in Council District 9. The Committee approved filing this item at its meeting on 3-5-19.

Safety, Housing, Education & Homelessness Committee**[19-0188](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Busco, Inc., to provide transportation services for the homeless.**

Amends a contract with Busco, Inc. by adding \$1,400,000 for a new total amount of \$1,800,000 and one year for a new end date of 12-31-19 to provide transportation for people experiencing homelessness from designated Central Downtown Denver areas to various approved overflow shelter locations throughout the Denver Metro Area (SOCSV2018-44792-01). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-6-19.

[19-0189](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the United States of America Department of Health and Human Services concerning the "Ryan White Part A FY19" program and the funding therefor.

Approves a grant agreement with the U.S. Department of Health and Human Services, Health Resources and Services Administration for \$7,748,995 and for one year to provide services to persons living with HIV/AIDS in the Denver Metropolitan Area (ENVHL - 201947755-00). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-6-19.

BILLS FOR INTRODUCTION**Finance & Governance Committee****[19-0137](#) A bill for an ordinance exempting feminine hygiene products from the collection of sales and use tax in the City and County of Denver.**

The Committee approved filing this item at its meeting on 3-5-19.

Land Use, Transportation & Infrastructure Committee**[19-0183](#) A bill for an ordinance changing the zoning classification for 2280 South Bannock Street in Overland.**

Approves an official map amendment to rezone property from U-TU-C to U-TU-B (increases minimum lot size to 5,500 sf), located at 2280 South Bannock Street in Council District 7. If ordered published, a public hearing will be held on Monday, 4-15-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0187](#) A bill for an ordinance changing the zoning classification for 3220 Shoshone Street in Highland.

Approves an official map amendment to rezone property from U-RH-2.5 DO-4 to U-RX-3 (urban row-house to urban mixed use residential), located at 3220 Shoshone Street in Council District 1. If ordered published, a public hearing will be held on Monday, 4-15-19. The Committee approved filing this item at its meeting on 3-5-19.

[19-0195](#) A bill for an ordinance vacating a portion of the alley bounded by North Uno Court, West 13th Avenue and North Tennyson Street, with reservations.

Vacates a portion of the alley along the west property line of 1243, 1247, and 1255 North Tennyson Street, with reservations, in Council District 1. The Committee approved filing this item at its meeting on 3-5-19.

[19-0198](#) A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Regional Transportation District (RTD) to provide transportation Eco-pass benefits to eligible employees citywide.

Approves an intergovernmental agreement with the Regional Transportation District (RTD) for \$1,455,092 and for one year to provide transportation Eco-pass benefits to eligible employees citywide (201947538). The last regularly scheduled Council meeting within the 30-day review period is on 4-8-19. The Committee approved filing this item at its meeting on 3-5-19.

BILLS FOR FINAL CONSIDERATION**Business, Arts, Workforce, & Aviation Services Committee****[19-0159](#) A bill for an ordinance amending portions of Chapter 28, Article III, Article V and Article VII to extend sunset dates; and Approve Annual Aspirational Goals.**

Amends Chapter 28 of the Denver Revised Municipal Code to extend the Division of Small Business Opportunity (DSBO) program for an additional eight months to allow for more time to discuss community recommendations to the program and to identify needed changes to the Ordinance, Rules and Regulations and internal policies and procedures. The Committee approved filing this item at its meeting on 2-27-19.

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

Tonight there will be a required public hearing on Council Bill 19-0055, changing the zoning classification for 4519 Pearl Street in Globeville; and, a required public hearing on Council Bill 19-0079, changing the zoning classification for 901 Irving Street in Villa Park. 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****[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.

[19-0079](#) A bill for an ordinance changing the zoning classification for 901 Irving Street in Villa Park.

Approves an official map amendment to rezone property from E-SU-D to E-SU-D1 (allows accessory dwelling unit), located at 901 Irving Street in Council District 3. The Committee approved filing this item at its meeting on 2-5-19.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, April 15, 2019, Council will hold a required public hearing on Council Bill 19-0183, changing the zoning classification for 2280 South Bannock Street in Overland; and, a required public hearing on Council Bill 19-0187, changing the zoning classification for 3220 Shoshone Street in Highland. Any protests against Council Bill 19-0183 or Council Bill 19-0187 must be filed with the Council Offices no later than noon on Monday, April 8, 2019.

ADJOURN

PENDING

FOR 4-1-19:

[18-1543](#) A bill for an ordinance changing the zoning classification for 3700-3746 Gaylord Street and 3701-3749 York Street in Cole.

Approves an official map amendment to rezone property from U-RH-2.5 to U-RX-3 and U-RX-5 (urban, row-house to urban, mixed-use), located at 3701-3749 York Street and 3700-3746 Gaylord Street in Council District 9. The Committee approved filing this item at its meeting on 1-29-19.

Final Consideration**Required Public Hearing****[19-0128](#) A bill for an ordinance changing the zoning classification for 999 Jasmine Street in Montclair.**

Approves an official map amendment to rezone property from PUD#223 to E-MX-3A (planned development to urban edge, mixed-use), located at 999 Jasmine Street in Council District 5. The Committee approved filing this item at its meeting on 2-19-19.

Final Consideration**Required Public Hearing**

FOR 4-8-19:

[19-0127](#) A bill for an ordinance changing the zoning classification for 2535 E 40th Avenue in Elyria Swansea.

Approves an official map amendment to rezone property from I-A UO-2 and I-A to I-MX-3 (light industrial to industrial, mixed-use), located at 2535 E. 40th Avenue in Council District 9. The Committee approved filing this item at its meeting on 2-26-19.

Final Consideration**Required Public Hearing**