

## City Council Meeting of Monday, October 7, 2019

### City and County of Denver

Robin Kniech.....At Large  
Deborah "Debbie" Ortega.....At Large  
Amanda 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  
Mar'quasa Hopson.....Secretary

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.

#### **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 or 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. 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 online at <https://www.denvergov.org/councilpublicinput>, by phone at 720-337-2000, or in person in Rm. 451, City & County Building. Sign up starts at 12:00 p.m. the Friday before the session is held, and closes at 4:30 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**

[19-1051](#) Minutes of Monday, September 30, 2019

**COUNCIL ANNOUNCEMENTS**

**PRESENTATIONS**

**COMMUNICATIONS**

[19-0546](#) A letter dated October 7, 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 2019C in a par amount not to exceed \$116 million.

**PROCLAMATIONS**

**RESOLUTIONS**

**Business, Arts, Workforce, & Aviation Services Committee**

[19-0965](#) **A resolution approving a proposed Contract between the City and County of Denver and Mead and Hunt, Inc. concerning environmental planning services at Denver International Airport.**

Approves a contract with Mead and Hunt, Inc. for \$900,000 and for three years to provide on-call environmental planning services to Denver International Airport (201844905). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-19. The Committee approved filing this item at its meeting on 9-18-19. Pursuant to Council Rule 3.7, Councilwoman Sawyer called out this resolution at the 9-30-19 Council meeting for a one-week postponement to 10-7-19.

**[19-0979](#) A resolution approving a proposed First Amendment, between the City and County of Denver and ABX Air, Inc. concerning adding minimum wage requirements to the agreement for air cargo services at Denver International Airport.**

Amends a use and lease agreement with ABX Air, Inc. by adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport. No change to agreement amount or duration (201842240-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0980](#) A resolution approving a proposed First Amendment between the City and County of Denver and Air Transport International, Inc. concerning adding minimum wage requirements to the agreement for air cargo services at Denver International Airport.**

Amends a use and lease agreement with Air Transport International, Inc. by adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport. No change to agreement amount or duration (201842241-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0981](#) A resolution approving a proposed Second Amendment between the City and County of Denver and Alaska Airlines, Inc. concerning changes in concourse space and adding minimum wage ordinance requirements to the passenger service agreement at Denver International Airport.**

Amends a use and lease agreement with Alaska Airlines, Inc. by documenting changes to the airline's space on Concourse C for rates and charges and adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport. No change to agreement duration (201205585-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

[19-0982](#) **A resolution approving a proposed Third Amendment between the City and County of Denver and Atlas Air, Inc. concerning adding minimum wage requirements to the agreement for air cargo services at Denver International Airport.**

Amends a use and lease agreement with Atlas Air, Inc. by adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport. No change to agreement amount or duration (201523473-03). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

[19-0983](#) **A resolution approving a proposed Second Amendment between the City and County of Denver and Bemidji Aviation Services, Inc. concerning adding minimum wage requirements to the agreement for air cargo services at Denver International Airport.**

Amends a use and lease agreement with Bemidji Aviation Services, Inc. by adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport. No change to agreement amount or duration (201521865-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

[19-0984](#) **A resolution approving a proposed Second Amendment, between the City and County of Denver and Boutique Air, Inc. concerning adding minimum wage requirements to the agreement for passenger service at Denver International Airport.**

Amends a use and lease agreement with Boutique Air, Inc. by adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport. No change to agreement amount or duration (201523209-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0986](#) A resolution approving a proposed Contract between the City and County of Denver and Cubic Transportation Systems, Inc. concerning a service agreement for the NextStop systems for shuttle bus services at Denver International Airport.**

Approves a contract with Cubic Transportation Systems Inc. for \$1,780,369 and for three years, with two additional one-year options to extend, to provide a service agreement and warranty coverage for the DEN-owned Cubic Transportation Automatic Vehicle Location (AVL) Real Time Passenger Information system and provide the NextStop system, which is an Automatic Voice Announcement System that displays and announces upcoming location stops to bus passengers at Denver International Airport (201843845). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0987](#) A resolution approving a proposed Second Amendment between the City and County of Denver and Icelandair ehf concerning adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport.**

Amends a use and lease agreement with Icelandair ehf by adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport. No change to agreement amount or duration (201205122-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0988](#) A resolution approving a proposed Second Amendment between the City and County of Denver and Key Lime Air Corporation concerning adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport.**

Amends a use and lease agreement with Key Lime Air Corporation by adding minimum wage ordinance requirements to the agreement for air cargo service at Denver International Airport. No change to agreement amount or duration (201206580-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0989](#) A resolution approving a proposed Second Amendment between the City and County of Denver and Deutsche Lufthansa AG, (a/k/a Lufthansa German Airlines) concerning a change in leased space and adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport.**

Amends a use and lease agreement with Deutsche Lufthansa AG (Lufthansa German Airlines) by leasing an additional 141.1 square feet of office space on A Concourse for rates and charges and adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport. No change to agreement duration (201206581-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0990](#) A resolution approving a proposed Second Amendment between the City and County of Denver and Southern Air, Inc. concerning adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport.**

Amends a use and lease agreement with Southern Air, Inc. by adding minimum wage ordinance requirements to the agreement for air cargo service at Denver International Airport. No change to agreement amount or duration (201524929-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0991](#) A resolution approving a proposed Second Amendment between the City and County of Denver and United Parcel Service Co. concerning adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport.**

Amends a use and lease agreement with United Parcel Service Co. by adding minimum wage ordinance requirements to the agreement for air cargo services at Denver International Airport. No change to agreement amount or duration (201206588-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0992](#) A resolution approving a proposed Second Amendment, between the City and County of Denver and Concesionaria Vuela Compania de Aviacion SAPI de CV, (d/b/a Volaris), concerning a change in ticket counter location and adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport.**

Amends a use and lease agreement with Concesionaria Vuela Compania de Aviacion, S.A.P.I. de C.V., doing business as Volaris, to reflect a change from a preferential ticket counter lease to a Common Use Ticket Counter lease utilizing the City Ticket Counters and adding minimum wage ordinance requirements, at Denver International Airport. No change to agreement duration (201207763-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0993](#) A resolution approving a proposed First Amendment between the City and County of Denver and WestJet, an Alberta Partnership concerning adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport.**

Amends a use and lease agreement with WestJet, an Alberta Partnership by adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport. No change to agreement amount or duration (201839274-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**[19-0994](#) A resolution approving a proposed Second Amendment between the City and County of Denver and Delta Air Lines, Inc. concerning a change in leased space and adding minimum wage ordinance requirements to the agreement for passenger service at Denver International Airport.**

Amends a use and lease agreement with Delta Air Lines, Inc. by designating the location of Delta during the construction phase for the main terminal for rates and charges and adding minimum wage ordinance requirements, at Denver International Airport. No change to agreement duration (201205588-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-25-19.

**Finance & Governance Committee****[19-0832](#) A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and CenturyLink Communications, LLC to provide leased line, data, and telephone services.**

Amends a contract with CenturyLink Communications, LLC. By adding \$8,000,000 for a new total of \$30,000,000, adding two years for a new end date of 9-30-21, modifying the Intrastate Metro Optical Ethernet (MOE) Service and adding a new lower price structure for leased line, data, and telephone services to the City (TECHS - CE90535). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-10-19.

**[19-0975](#) A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Idemia Identity & Security USA LLC for annual maintenance and support for existing and future machines, extend the term, and increase the compensation to the Contractor.**

Amends a contract with Idemia Identity & Security USA, LLC by adding \$169,346 for a new total of \$646,905 and three years for a new end date of 3-31-22 to provide hardware support for the TouchPrint Live Scan fingerprinting systems used by City agencies, citywide (TECHS - CE01165). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.

**[19-0976](#) A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and CI Technologies, Inc. to amend the statement of work and increase the Maximum Contract Amount.**

Amends a contract with CI Technologies, Inc. by adding \$40,000 for a new total of \$603,650 and adding a statement of work to add the IAPro and BlueTeam software for the Denver Fire Department for a case management system. No change to contract duration (TECHS - 201208585). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.



**[19-0978](#) A resolution approving a proposed Amendment to Lease Agreement between the City and County of Denver and the Housing Authority of the City and County of Denver for the lease of property located at 1265 Mariposa Street.**

Amends a lease agreement with the Denver Housing Authority (DHA) by adding \$5 for a new total of \$10 and five years for a new end date of 7-31-24 for the sublease of DHA's Neighborhood House, 1265 Mariposa Street in Council District 3, for The Bridge Project, serving students aged from kindergarten through college to provide academic support, college and career readiness, social and emotional learning, and youth voice leadership (FINAN-201951191). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.

**Land Use, Transportation & Infrastructure Committee**

**[19-0957](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Friends of Levitt Pavilion Denver to modify terms and provisions for the use of Levitt Pavilion in Ruby Hill Park in Council District 7.**

Amends a cooperative agreement with Friends of Levitt Pavilion Denver by modifying terms and provisions for the use of Levitt Pavilion in Ruby Hill Park in Council District 7 (201313473). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.

**[19-0958](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Friends of Levitt Pavilion Denver to modify the repayment schedule for the repayment of the Remaining Matching Funds.**

Amends a funding agreement with Friends of Levitt Pavilion Denver by adding \$189,300 for a new total of \$2,989,300 and adding seven years for a new end date of 12-31-32 for modifying the payment schedule, providing level annual payments, and retaining the interest rate for contributions to constructing the Levitt Pavilion in Ruby Hill Park in Council District 7 (201313796). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.

**[19-0977](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the Colorado Department of Transportation concerning the "FY19 Denver ITS Devise Performance" program and the funding therefor.**

Approves a grant agreement with the Colorado Department of Transportation for \$3,744,867 for the performance and reliability of the communication network used by Denver Intelligent Transportation System (ITS) Devices by upgrading 12 fiber hubs and replacing radio bridges with fiber connections, citywide (201951585). The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.

## **BILLS FOR INTRODUCTION**

### **Finance & Governance Committee**

**[19-1000](#) A bill for an ordinance amending the Denver Revised Municipal Code to change one of the appointing authorities to the Caring for Denver nonprofit cooperation's board from the president of the Denver City Council to the Council as a whole.**

Amends the Denver Revised Municipal Code to change the appointing authorities for the Caring for Denver nonprofit cooperation's board. The Committee approved filing this item at its meeting on 9-24-19.

**[19-1014](#) A bill for an ordinance approving the City Council Appointment of Jane Feldman to the Denver Board of Ethics for a term expiring 4-20-21.**

The Committee approved filing this item at its meeting on 10-1-19.

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

**[19-0959](#) A bill for an ordinance authorizing the City and County of Denver to convey to Arapahoe County, its interest in a parcel of real estate located near the intersection of South Cherry Creek Drive and East Iliff Avenue.**

Transfers 2.5 acres of land from the City and County of Denver to Arapahoe County as part of the Cherry Creek Corridor Improvement Project to repair eroding banks, upgrade the regional trail and restore ecological function to the creek from Quebec to Iliff. The parcel is currently in the Arapahoe County jurisdictional boundary. The last regularly scheduled Council meeting within the 30-day review period is on 10-28-19. The Committee approved filing this item at its meeting on 9-24-19.

**[19-0964](#) A bill for an ordinance changing the zoning classification for 3395 Brighton Boulevard and 3333 Brighton Boulevard in Five Points.**

Approves an official map amendment to rezone properties located at 3333 and 3395 Brighton Boulevard from PUD-G#7, UO-2 to C-MX-8, IO-1, DO-7 and C-MX-8, IO-1, DO-7 with waivers (planned development to urban center, mixed-use) in Council District 9. If ordered published, a public hearing will be held on Monday, 11-4-19. The Committee approved filing this item at its meeting on 9-24-19.

**[19-0967](#) A bill for an ordinance changing the zoning classification for 18300 East 66th Avenue in DIA.**

Approves an official map amendment to rezone property located at 18300 East 66th Avenue from C-MU-20 with waivers and conditions, AIO to S-CC-5, AIO (urban center, multi-unit to suburban commercial corridor with airport influence overlay) in Council District 11. If ordered published, a public hearing will be held on Monday, 11-4-19. The Committee approved filing this item at its meeting on 9-24-19.

## **BILLS FOR FINAL CONSIDERATION**

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

**[19-0870](#) A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and The Housing Authority of the City and County of Denver, to support the construction of the Sun Valley Gateway South public housing development.**

Approves a loan agreement with the Denver Housing Authority for \$580,000 and sixty years to support the construction of the Sun Valley Gateway South public housing development, providing 92 units of family housing, with 58 units carrying affordability restrictions, located in the Sun Valley Neighborhood in Council District 3 (OEDEV-201951285). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-19. The Committee approved filing this item at its meeting on 8-28-19.

[19-0871](#) **A bill for an ordinance approving a proposed Loan Agreement between the City and County of Denver and The Housing Authority of the City and County of Denver, to support the construction of the Sun Valley Gateway North family-tenancy public housing development.**

Approves a loan agreement with the Denver Housing Authority for \$2,375,000 and for sixty years to support the construction of the Sun Valley Gateway North public housing development, providing 95 units of family housing, with 43 units covered by project-based Section 8 vouchers, located in the Sun Valley Neighborhood in Council District 3 (OEDEV-201951284). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-19. The Committee approved filing this item at its meeting on 8-28-19.

**RECAP OF BILLS TO BE CALLED OUT**

**PRE-RECESS ANNOUNCEMENT**

Tonight there will be a required public hearing on Council Bill 19-0817, changing the zoning classification for 3141 Raleigh Street in West Highland; and, a required public hearing on Council Bill 19-0834, amending the Denver Zoning Code. Anyone wishing to speak on either of these items must see the Council Secretary or go online to sign up during the recess of Council.

**RECESS**

**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

**PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

**Land Use, Transportation & Infrastructure Committee**

[19-0817](#) **A bill for an ordinance changing the zoning classification for 3141 Raleigh Street in West Highland.**

Approves an official map amendment to rezone property located at 3141 Raleigh Street from U-SU-A to U-SU-A1 (allowing an accessory dwelling unit), in Council District 1. The Committee approved filing this item at its meeting on 8-20-19.

**[19-0834](#) A bill for an ordinance amending the Denver Zoning Code.**

Approves text amendment #6 to the Denver Zoning Code to add a new Temporary Tiny Home Village use and associated regulations and procedures, updates and clarifies outreach procedures related to Large Development Review, and amends regulations for an affordable housing parking reduction. The Committee approved filing this item at its meeting on 8-20-19.

**PRE-ADJOURNMENT ANNOUNCEMENT**

Dependent upon publication, on Monday, November 4, 2019, Council will hold a required public hearing on Council Bill 19-0964, changing the zoning classification for 3395 Brighton Boulevard and 3333 Brighton Boulevard in Five Points; and, a required public hearing on Council Bill 19-0967, changing the zoning classification for 18300 East 66th Avenue in DIA. Any protests against Council Bill 19-0964 or Council Bill 19-0967 must be filed with the Council Offices no later than noon on Monday, October 28, 2019.

**ADJOURN**

**PENDING**

FOR 10-21-19:

**[19-0877](#) A bill for an ordinance changing the zoning classification for 3900 Elati Street and 3958 Elati Street in Globeville.**

Approves an official map amendment to rezone properties from I-A UO-2 to C-RX-12 (industrial to urban center, residential mixed-use), located at 3900 and 3958 Elati Street in Council District 9. The Committee approved filing this item at its meeting on 8-27-19.

**Final Consideration | Required Public Hearing****[19-0878](#) A bill for an ordinance changing the zoning classification for 4225 Elati Street in Globeville.**

Approves an official map amendment to rezone property from I-A UO-2 to C-RX-12 (industrial to urban center, mixed-use), located at 4225 Elati Street in Council District 9. The Committee approved filing this item at its meeting on 8-27-19.

**Final Consideration | Required Public Hearing**

FOR 10-28-19:

**[19-0776](#) A bill for an ordinance vacating a portion of the right-of-way adjacent to 2099 Chestnut Place bounded by West 29th Avenue and Chestnut Place and Division Street, with reservations.**

Vacates a portion of the right of way adjacent to 2099 Chestnut Place, bounded by West 29th Avenue, Chestnut Place and Division Street, with reservations, in Council District 9. The Committee approved filing this item at its meeting on 8-13-19.

**Final Consideration | Continued Public Hearing**

FOR 11-12-19:

**[19-0913](#) A bill for an ordinance designating 4345 West 46th Avenue as a structure for preservation.**

Approves an individual landmark designation for property located at 4345 West 46th Avenue in Council District 1. The Committee approved filing this item at its meeting on 9-10-19.

**Final Consideration | Required Public Hearing**