

City Council Meeting of Monday, June 22, 2020

City and County of Denver

Robin Kniech.....At Large
Deborah "Debbie" Ortega.....At Large
Amanda P. Sandoval.....District 1
Kevin Flynn.....District 2
Jamie Torres.....District 3
Kendra Black.....District 4
Amanda Sawyer.....District 5
Paul Kashmann.....District 6



Jolon Clark.....District 7
Christopher Herndon.....District 8
Candi CdeBaca.....District 9
Chris Hinds.....District 10
Stacie Gilmore.....District 11
Linda Jamison.....Director
Mar'quasa Hopson.....Secretary

Room 450
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 that are scheduled for public hearing. To speak, sign up online <https://www.denvergov.org/councilpublicinput> or with the Council Secretary starting at 4:30pm 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 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 <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 4:00 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

[20-0614](#) Minutes of Monday, June 15, 2020

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[20-0613](#) A proclamation honoring Michael Eugene Somma for 35 years of service to the City and County of Denver.

Sponsor Flynn, Ortega and Sandoval

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

[20-0488](#) **A resolution approving a proposed Agreement between the City and County of Denver, on behalf of itself and the Denver Workforce Development Board and Eckerd Youth Alternatives, Inc. to provide one-stop operator and comprehensive services specific to employment and training as required under Denver’s Workforce Innovation and Opportunity Act (WIOA) funding.**

Approves a contract with Eckerd Connects for \$2,500,000 and through 6-30-21 to provide one-stop operator and comprehensive services specific to employment and training as required under Denver’s Workforce Innovation and Opportunity Act (WIOA) funding and other special state revenue or grant-funded workforce initiatives, citywide (OEDEV-202054623-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-3-20. Pursuant to Council Rule 3.7, Councilmember Herndon called out this item at the 6-15-20 meeting for a one-week postponement to 6-22-20.

[20-0490](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Rocky Mountain Public Media, Inc. f/k/a Rocky Mountain Public Broadcasting Network, Inc. to allow for a change of collateral from a 2900 Welton location to a secondary position at the 2101 Arapahoe location.

Amends a loan agreement with Rocky Mountain Public Media to allow for a change of collateral from a 2900 Welton Street property to a secondary position at the soon to be completed 2100 Arapahoe Street property, allowing the 2900 Welton Street property to be sold to a community-based nonprofit organization providing childcare and early childhood education. No change to agreement amount or duration (202054620-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 5-27-20.

[20-0525](#) A resolution approving a proposed Second Amendment between the City and County of Denver and OSP US, Inc. concerning Public Parking Revenue Control System at Denver International Airport.

Amends a contract with OSP US, Inc. by adding \$2,435,245 for a new total of \$12,535,245 and one year for a new end date of 9-30-20 to maintain the Public Parking Revenue Control System, the garage-level sign control system, the first point of contact for the Ground Transportation Automated Vehicle Identification (AVI) system and the employee parking hardware at Denver International Airport (CE-201309652-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-10-20.

[20-0526](#) A resolution approving a proposed Contract between the City and County of Denver and ANIHI Newco, LLC, d/b/a Avail concerning a pilot program permit for a peer-to-peer car sharing platform at Denver International Airport.

Approves a revenue contract with ANIHI Newco, LLC for \$36,500 and for one year for an Avail Pilot Program Permit for a peer-to-peer car sharing platform at Denver International Airport (PLANE-202054660). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-10-20.

[20-0527](#) A resolution approving a proposed Contract between the City and County of Denver and Ash & White Construction Co. d/b/a White Construction Group, Ltd. concerning improvements for Xcel transformer vaults at Denver International Airport.

Approves a contract with Ash & White Construction Co., doing business as White Construction Group, for \$9,343,000 and for 640 days for the improvements for five Xcel transformer vaults located in the basement of Concourse B, including new structural foundations, concrete slab, new masonry walls, new doors, new HVAC, new lighting, and water mitigation system at Denver International Airport (PLANE-202054550). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-10-20.

[20-0528](#) A resolution approving a proposed Agreement between the City and County of Denver and Oak Leaf Solar XVIII, LLC concerning the ground lease for construction and operation of a solar array at Denver International Airport.

Approves a lease and license agreement with Oak Leaf Solar XVIII, LLC for \$771,611 and for 25.5 years for the lease of approximately 40 acres for construction and operation of a solar array developed and maintained by Oak Leaf Solar XVIII LLC at Denver International Airport (PLANE-202053422). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-10-20.

[20-0529](#) A resolution approving a proposed Agreement between the City and County of Denver and Oak Leaf Solar XVIII, LLC concerning the purchase of electricity from a solar array to be built at Denver International Airport.

Approves a contract with Oak Leaf Solar XVIII, LLC for \$27,041,254.62 and for 25 years to purchase electricity from a solar array to be built at Denver International Airport (PLANE-202053692). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-10-20.

Finance & Governance Committee**[20-0523](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Questica, Inc. to extend the term and increase funding for a budgeting system for Denver's Budget Management Office.**

Amends a contract with Questica Software, Inc. by adding \$1,051,680 for a new total of \$3,291,680 and five years for a new end date of 8-01-25 for continual use and support of the budget management software supporting all City agencies (TECHS-202054455). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-9-20.

Land Use, Transportation & Infrastructure Committee**[20-0502](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Acme Tree Service, Inc. for extending the term date for on-call tree maintenance citywide.**

Amends a contract with Acme Tree Service, Inc. by adding four months for a new end date of 9-30-20 for on-call tree maintenance, including tree management and pruning, tree removal, stump removal and other services on public and private property, citywide. No change to contract amount (201735119-02; 202054415). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-2-20.

[20-0512](#) A resolution approving a proposed CM/GC Construction Contract and Agreement between the City and County of Denver and James R. Howell & Co., Inc. d/b/a Howell Construction for CM/GC services for improvements and remodeling of the interior spaces on floors three, four and five of the Wastewater Building located at 2000 West 3rd Avenue.

Approves a contract with James R. Howell & Co., Inc. doing business as Howell Construction, for \$4,286,288 and for 200 days for construction manager/general contractor services for improvements and remodeling of the interior spaces on floors three, four and five of the Wastewater Building located at 2000 West 3rd Avenue in Council District 7 (DOTI-202054607). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-2-20. Pursuant to Council Rule 3.7, Councilmember Ortega called out this item at the 6-15-20 meeting for a one-week postponement to 6-22-20.

[20-0532](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and SavATree, LLC DBA Swingle Tree and Landscape Care, Inc. for on-call tree maintenance citywide.

Amends a contract with SavATree, LLC doing business as Swingle, Inc. by adding four months for a new end date of 9-30-20 for on-call tree maintenance, including tree management and pruning, tree removal, stump removal and other services on public and private property, citywide. No change to contract amount (201735118-02; 202054424). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-9-20.

Safety, Housing, Education & Homelessness Committee

[20-0548](#) A resolution approving the Council appointment of Deronn Turner to the Head Start Policy Council.

That the Council appointment of Deronn Turner to the Head Start Policy Council for a term effective immediately and expiring on 7-1-21, or until a successor is duly appointed, be and hereby is approved. The Committee approved filing this item at its meeting on 6-17-20.

BILLS FOR INTRODUCTION

Finance & Governance Committee

[20-0495](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Denver Health and Hospital Authority d/b/a Denver Health Medical Center to provide for the availability of reimbursement of agency funds in accordance with the FEMA COVID-19 Grant.

Approves an intergovernmental agreement with Denver Health and Hospital Authority to provide for reimbursement of funds in accordance with the FEMA COVID-19 Grant. The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-2-20.

Land Use, Transportation & Infrastructure Committee**[20-0513](#) A bill for an ordinance revoking the revocable permit granted by Ordinance No. 306, Series of 2005, to Center for Traditional Chinese Medicine.**

Revokes Ordinance No. 306, Series of 2005 which granted a revocable permit to Center for Traditional Chinese Medicine, their successors and assigns, to encroach into the right of way with a handicap ramp at 5 Cook Street in Council District 10. The Committee approved filing this item at its meeting on 6-9-20.

[20-0520](#) A bill for an ordinance changing the zoning classification for 5061 Perry Street in Regis.

Approves an official map amendment to rezone property from U-SU-C to U-SU-C1 (allows an accessory dwelling unit), located at 5061 Perry Street in Council District 1. If ordered published, a public hearing will be held on Monday, 7-20-20. The Committee approved filing this item at its meeting on 6-9-20.

[20-0521](#) A bill for an ordinance relinquishing the easement reserved in Ordinance No. 20191064, Series of 2019, recorded with Denver Clerk & Recorder at Reception No. 2019155840, located near the intersection of East Warren Avenue and South Cherry Street to the southbound Interstate-25 ramp at South Cherry Street.

Relinquishes the easement(s), in its entirety, established in the vacating Ordinance No. 20191064, Series of 2019 near the intersection of East Warren Avenue and South Cherry Street to the southbound Interstate-25 ramp at South Cherry Street in Council District 4. The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-9-20.

[20-0522](#) A bill for an ordinance approving a proposed Amendatory Intergovernmental Agreement between the City and County of Denver and School District No. 1 to provide trash, recycling and composting collection services for Denver Public Schools.

Amends an intergovernmental agreement with School District No. 1 by adding \$1,400,000 of revenue for a new total of \$2,313,254 and three years for a new end date of 6-30-23 to provide trash, recycling, and composting collection services to all Denver Public School sites, citywide (201843393; 202054704). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-9-20.

[20-0524](#) A bill for an ordinance changing the zoning classification for 4353 Fillmore Street in Elyria Swansea.

Approves an official map amendment to rezone property from E-SU-D to U-TU-C (urban edge, single-unit to urban, two-unit), located at 4353 Fillmore Street in Council District 9. If ordered published, a public hearing will be held on Monday, 7-20-20. The Committee approved filing this item at its meeting on 6-9-20.

[20-0538](#) A bill for an ordinance changing the zoning classification for 3325 West 16th Avenue in West Colfax.

Approves an official map amendment to rezone property from G-MU-3 to G-MX-3 (multi-unit to mixed-use), located at 3325 West 16th Avenue in Council District 3. If ordered published, a public hearing will be held on Monday, 7-20-20. The Committee approved filing this item at its meeting on 6-9-20.

Safety, Housing, Education & Homelessness Committee

[20-0467](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Human Services to provide childcare facility licensure and investigation services.

Approves an intergovernmental agreement with the Colorado Department of Human Services for \$640,642 and for one year to provide reimbursement for the City's Child Care Facility Inspection program for services related to child care facility inspections, citywide (ENVHL - 202054585-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 5-20-20.

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

[20-0499](#) 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 to make pay range adjustments, pay grade abolishments, and changes to employee pay rates to be effective on July 1, 2020 in response to the contractor/city employee minimum wage ordinance. The Committee approved filing this bill by consent on 6-2-20.

[20-0504](#) A bill for an ordinance authorizing a cash transfer from the City Council Special Revenue Fund to the General Fund and making an appropriation in the General Fund.

Approves a cash transfer of \$143,146 from the City Council Special Revenue Fund and an appropriation in General Fund Contingency to meet a portion of City Council's 2020 mid-year reduction target. The Committee approved filing this item at its meeting on 6-2-20.

[20-0515](#) A bill for an ordinance to amend the Charter of the City and County of Denver to give City Council the authority to procure professional services without executive branch approval, subject to the approval of the voters at a special municipal election to be conducted in coordination with the state general election on November 3, 2020.

Refers a measure to the electors of Denver to allow for City Council to procure professional services. The Committee approved filing this item at its meeting on 6-2-20.

[20-0516](#) A bill for an ordinance submitting to a vote of the qualified and registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the coordinated election of November 3, 2020, a proposed amendment to the Charter of the City and County of Denver creating a Board of Transportation and Infrastructure.

Refers a measure to the electors of Denver to create an advisory board for the Department of Transportation and Infrastructure. The Committee approved filing this item at its meeting on 6-2-20.

Safety, Housing, Education & Homelessness Committee

[20-0507](#) A bill for an ordinance amending the Revised Municipal Code of the City and County of Denver to alter the deadlines for retail tobacco store licenses.

Amends Chapter 24 and Chapter 32 of the Denver Revised Municipal Code (DRMC) to move the dates required for tobacco retailers to apply for a license back by 6 months respectively due to COVID 19 related issues. The Committee approved filing this item at its meeting on 6-3-20.

[20-0508](#) A bill for an ordinance approving a proposed Sixth Amendatory Agreement between the City and County of Denver and State of Colorado Judicial Department, to pay for personnel to provide a school based gang prevention program.

Amends an agreement with the Colorado State Judicial Department by adding \$75,807.82 for a new total of \$999,637.73 and six months for a new end date of 6-30-20 to continue the work of the Gang Reduction Initiative of Denver (GRID) program, citywide (SAFTY-201100301; SAFTY-201952991). The last regularly scheduled Council meeting within the 30-day review period is on 6-29-20. The Committee approved filing this item at its meeting on 6-3-20.

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

Tonight there will be a thirty-minute courtesy public hearing on Council Bill 20-0536, submitting to a vote of the registered electors of the City and County of Denver, a proposed amendment to the Charter of the City and County of Denver to give City Council the authority to consent to certain mayoral appointments. Anyone wishing to speak on this matter must go online or see the Council Secretary to sign up during the recess of Council.

RECESS**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

COURTESY PUBLIC HEARINGS - BILLS FOR INTRODUCTION**Finance & Governance Committee**

[20-0536](#) **A bill for an ordinance submitting to a vote of the registered electors of the City and County of Denver at a special municipal election to be held in conjunction with the coordinated election on November 3, 2020, a proposed amendment to the Charter of the City and County of Denver to give City Council the authority to consent to certain mayoral appointments.**

Submits to the voters of Denver the power for City Council to confirm Mayoral departmental appointees. The Committee approved filing this item at its meeting on 6-9-20.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, July 20, 2020, Council will hold a required public hearing on Council Bill 20-0520, changing the zoning classification for 5061 Perry Street in Regis; a required public hearing on Council Bill 20-0524, changing the zoning classification for 4353 Fillmore Street in Elyria Swansea; and, a required public hearing on Council Bill 20-0538, changing the zoning classification for 3325 West 16th Avenue in West Colfax. Any protests against Council Bills 20-0520, 20-0524 and 20-0538 must be filed with the Council Offices no later than noon on Monday, July 13, 2020.

ADJOURN

PENDING

FOR 6-29-20:

[20-0161](#) A bill for an ordinance changing the zoning classification for 3201 Curtis Street in Five Points.

Approves an official map amendment to rezone property from PUD 379 to U-MX-2x (planned development to mixed-use) located at 3201 Curtis Street in Council District 9. The Committee approved filing this item at its meeting on 2-25-20.

Final Consideration | Required Public Hearing

[20-0162](#) A bill for an ordinance changing the zoning classification for 2005 Willow Street in Stapleton.

Approves an official map amendment to rezone property from PUD 574 to U-MX-3 (planned development to mixed-use) located at 2005 North Willow Street in Council District 8. The Committee approved filing this item at its meeting on 2-25-20.

Final Consideration | Required Public Hearing

[20-0201](#) A bill for an ordinance changing the zoning classification for 4750 Zuni Street in Sunnyside.

Approves an official map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an ADU), located at 4750 Zuni Street in Council District 1. The Committee approved filing this item at its meeting on 3-3-20.

Final Consideration | Required Public Hearing

FOR 7-13-20:

[20-0285](#) A bill for an ordinance changing the zoning classification for 22, 24, 26 and 28 South Garfield Street in Cherry Creek.

Approves an official map amendment to rezone property from PUD 470 to G-RH-3 (planned development to row house) located at 22, 24, 26 and 28 South Garfield Street in Council District 10. If ordered published, a public hearing will be held on Monday, 7-13-20. The Committee approved filing this item at its meeting on 6-2-20.

[20-0292](#) A bill for an ordinance changing the zoning classification for 4120, 4124, 4128, 4130, 4136, 4140, 4150, and 4158 Jason Street in Sunnyside.

Approves an official map amendment to rezone property from I-A UO-2 to C-RX-8 located at 4120, 4124, 4128, 4130, 4136, 4140, 4150, 4158 Jason Street in Council District 1. If ordered published, a public hearing will be held on Monday, 7-13-20. The Committee approved filing this item at its meeting on 6-2-20.

[20-0497](#) A bill for an ordinance changing the zoning classification for 711 East Yale Avenue and 2525 South Downing Street (rear) in Rosedale.

Approves an official map amendment to rezone properties from CMP-EI2 to CMP-H2 (campus, hospital use) located at 711 East Yale Avenue and 2525 South Downing Street (Rear) in Council District 6. If ordered published, a public hearing will be held on Monday, 7-13-20. The Committee approved filing this item at its meeting on 6-2-20.