City Council Meeting of Monday, July 18, 2022

City and County of Denver



Paul Kashmann......District 6
Jolon Clark......District 7
Christopher Herndon....District 8
Candi CdeBaca....District 9
Chris Hinds.....District 10
Stacie Gilmore....District 11
Bonita Roznos....Executive Director
Mar'quasa Maes...Secretary

Room 450

City & County Building 1437 Bannock Street Denver CO 80202

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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. For other public accommodation requests/concerns related to a disability, please contact disabilityaccess@denvergov.org.

CITY COUNCIL AGENDA

The City Council agenda and meeting schedule are made available for public review during normal business hours at the City & County Building, 1437 Bannock St., Rm. 451, on Thursday afternoons prior to the regularly scheduled Council meeting. The agenda packet is also posted on the City Council website at https://www.denvergov.org/citycouncil. Questions on agenda items may be directed to the Denver City Council at 720-337-2000.

AUDIO/VIDEO ACCESS TO CITY COUNCIL MEETINGS

City Council meetings are televised live on cable TV Channel 8, and can be viewed via live or archived webcast at https://denver.legistar.com.

PUBLIC COMMENT DURING PUBLIC HEARINGS

This is the time of the meeting for the City Council to receive comments from the public regarding items up for consideration scheduled for public hearing. To speak, sign up online at www.denvergov.org/councilpublicinput or by phone at 720-337-2000 starting at 4:30 p.m. the day of the hearing 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). To submit written testimony to the public record on an item, we ask that submissions be sent to dencc@denvergov.org no later than 3 p.m. on the date the item is heard before Council in order to give members of Council adequate time to review each submission before meeting start. Please contact the Denver City Council for more information at 720-337-2000.

GENERAL PUBLIC COMMENT SESSIONS

Starting at 5 p.m. before every regularly scheduled Council meeting, City Council hosts a 30-minute general public comment session, allowing members of the public to address the full Council with concerns regarding any matter not scheduled for a public hearing. Speakers have 3 minutes to speak and must sign up online at www.denvergov.org/councilpublicinput, by phone at 720-337-2000, or in person in Rm. 451 of the City & County Building. Sign up starts at 12 p.m. the Friday before the session is held and closes at 4 p.m. the day the session is held. No sign up by proxy permitted. Please contact the Denver City Council for more information at 720-337-2000.

PLEDGE OF ALLEGIANCE

LAND ACKNOWLEDGEMENT

ROLL CALL

ELECTION OF COUNCIL PRESIDENT AND COUNCIL PRESIDENT PRO-TEM

22-0855 Election of Council President

<u>22-0856</u> Election of Council President Pro-Tem

APPROVAL OF THE MINUTES

22-0838 Minutes of Monday, July 11, 2022

COUNCIL ANNOUNCEMENTS

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

22-0771 A resolution to set a public hearing before City Council on August 8, 2022 for the formation and establishment of the Sun Valley Denver General Improvement District.

Sets a public hearing before City Council on 8-8-22 for the formation and establishment of the Sun Valley Denver General Improvement District (GID) in Council District 3. The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-6-22.

<u>22-0773</u> A resolution approving a proposed Contract between the City and County of Denver and SP Plus Corporation for the management of the Denver Performing Arts Complex parking facility in Council District 9.

Approves a contract with SP Plus Corporation for \$5,000,000 and through 1-1-24 for the management of the Denver Performing Arts Complex parking facility in Council District 9 (THTRS-202160770). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-6-22.

Finance & Governance Committee

<u>22-0741</u> A resolution amending the Denver City Council Rules of Procedure concerning the time and order of regular council meetings.

Amends the Denver City Council Rules of Procedure. The Committee approved filing this item at its meeting on 6-21-22.

<u>22-0752</u> A resolution approving the City Council appointment of Gary Johnson to the Department of Transportation and Infrastructure Advisory Board.

Approving the City Council appointment of Gary Johnson to the Department of Transportation and Infrastructure Advisory Board. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0772</u> A resolution to set a public hearing relating to the adoption of the Sun Valley Homes Urban Redevelopment Plan and directing the Denver Urban Renewal Authority to take certain actions in connection with the hearing.

Sets a public hearing before City Council on 8-29-22 on the Sun Valley Homes Urban Redevelopment Plan in Council District 3. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0776</u> A resolution approving a proposed Funding and Assignment Agreement between the City and County of Denver and Denver Botanic Gardens, Inc., for the construction of improvements, as approved by voters in the 2021 RISE Denver General Obligation Bond package.

Approves a Funding and Assignment Agreement with the Denver Botanic Gardens for the construction of improvements totaling an amount not to exceed \$3 million, as approved by voters in the 2021 RISE Denver General Obligation Bond package (202263352-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0777</u> A resolution approving a proposed Funding and Assignment Agreement between the City and County of Denver and the Denver Center for the Performing Arts for the construction of improvements, as approved by voters in the 2021 RISE Denver General Obligation Bond package.

Approves a Funding and Assignment Agreement with the Denver Center for the Performing Arts for the construction of improvements totaling an amount not to exceed \$3.1 million, as approved by voters in the 2021 RISE Denver General Obligation Bond package (202263359-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0778</u> A resolution approving a proposed Funding and Assignment Agreement between the City and County of Denver and the Colorado Museum of Natural History, d/b/a Denver Museum of Nature & Science for the construction of improvements, as approved by voters in the 2021 RISE Denver General Obligation Bond package.

Approves a Funding and Assignment Agreement with the Denver Museum of Nature and Science for the construction of improvements totaling an amount not to exceed \$3 million, as approved by voters in the 2021 RISE Denver General Obligation Bond package (202263573-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0779</u> A resolution approving a proposed Funding and Assignment Agreement between the City and County of Denver and Denver Zoological Foundation, Inc. for the construction of improvements, as approved by voters in the 2021 RISE Denver General Obligation Bond package.

Approves a Funding and Assignment Agreement with the Denver Zoological Foundation for the construction of improvements totaling an amount not to exceed \$3 million, as approved by voters in the 2021 RISE Denver General Obligation Bond package (202263342-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0781</u> A resolution approving a proposed Master Purchase Order between the City and County of Denver and Trans-West, Inc. to purchase parts for heavy-equipment trucks and trailers.

Amends a supplier contract with Trans-West, Inc. by adding \$450,000 for a new contract total of \$1,600,000 to purchase parts for heavy-equipment trucks and trailers, citywide. No change to contract duration (SC-00003198). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0782</u> A resolution approving a proposed Lease Agreement between the City and County of Denver and Dazzlejazz, Inc. to lease space at the Denver Center for Performing Arts Galleria.

Approves a lease agreement with Dazzlejazz, Inc. for \$202,200 and 3-years, plus two 3-year options to extend, to lease approximately 4,044 square feet of space at the Denver Performing Arts Complex in the Galleria area, located in Council District 9 (FINAN-202263311-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0786</u> A resolution approving a proposed Amendatory Agreement between the City and County of Denver and KONE, INC to extend the term, increase the maximum contract amount, update provisions, and to add American Rescue Plan Act (ARPA) funding language to the contract for elevator repair and maintenance services Citywide, excluding Denver International Airport.

Amends an on-call contract with KONE, Inc. to add \$1.5 million for a new contract total of \$5 million and one year for a new end date of 7-31-23 and adds American Rescue Plan Act (ARPA) funding language to the contract for elevator repair and maintenance services Citywide, excluding Denver International Airport (GENRL-202263397-03 (GENRL-201948388-03). The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0795</u> A resolution approving the City Council reappointment of Deronn Turner to the Head Start Policy Council.

Approves the City Council reappointment of Deronn Turner to the Head Start Policy Council. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0796</u> A resolution approving the City Council appointment of Ian Choudri to the Department of Transportation and Infrastructure Advisory Board.

Approving the City Council appointment of Ian Choudri to the Department of Transportation and Infrastructure Advisory Board. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0797</u> A resolution approving the City Council appointment of Joni Allen to the Department of Transportation and Infrastructure Advisory Board.

Approving the City Council appointment of Joni Allen to the Department of Transportation and Infrastructure Advisory Board. The Committee approved filing this item at its meeting on 7-5-22.

Safety, Housing, Education & Homelessness Committee

<u>22-0774</u> A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the United States Department of Homeland Security concerning the "FY19 Securing the Cities" program and the funding therefor.

Amends a grant agreement with the United States Department of Homeland Security by adding 12 months for a new end date of 10-31-2021, allowing the City to be reimbursed for approximately \$117,000 in past expenses in relation to the Securing the Cities Program, which seeks to protect the City from radiological/nuclear threats, citywide (MOOEM-202054470). The Committee approved filing this item at its meeting on 7-6-22.

22-0842 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Forty Thousand Dollars (\$40,000.00) made payable to Condit Csajaghy LLC COLTAF Account, in full payment and satisfaction of any and all claims related to the civil action captioned Edward Lee Hicks v. City and County of Denver, Denver Health And Hospital Authority, Jerome Gonzales, Gabriel Griego, and Frank Rolando which was filed in the United States District Court for the District of Colorado, Case No.

1:17-cv-03001-DDD-KLM.

Settles a claim involving the Denver Sheriff Department. This item was approved for filing at the Mayor-Council meeting on 7-12-22.

22-0843 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of one hundred thousand dollars (\$100,000.00) made payable to Rathod Mohamedbhai LLC, in full payment and satisfaction of the lawsuit brought by Keilon Hill arising from his arrest on April 27, 2020, and any and all claims related to the arrest.

Settles a claim involving the Denver Police Department. This item was approved for filing at the Mayor-Council meeting on 7-12-22.

BILLS FOR INTRODUCTION

Finance & Governance Committee

<u>22-0783</u> A bill for an ordinance making a rescission from and an appropriation in the Capital Improvements and Capital Maintenance Fund.

Approves a rescission of \$1,065,392 of unused 2021 capital improvement funds intended for Department of Transportation and Infrastructure (DOTI) City staff project management and reappropriates the funds to support DOTI professional services for the Infrastructure Investment and Jobs Act. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0784</u> A bill for an ordinance making a rescission from and an appropriation in the Parks Legacy Capital Fund.

Approves the rescission and reappropriation of \$500,000 from the Parks, Trails, and Open Space Capital Fund to support resiliency focused capital improvement projects. The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0785</u> A bill for an ordinance making a rescission from and an appropriation in the General Government Special Revenue Fund Series to make a cash transfer to and an appropriation in the Capital Improvements and Capital Maintenance Fund.

Approves a rescission and transfer of \$3.2 million from the Climate Protection Special Revenue Fund into the Climate Protection Capital Projects Fund and appropriates the transferred amount for several climate action capital improvement and maintenance projects. The Committee approved filing this item at its meeting on 7-5-22.

<u>22-0787</u> A bill for an ordinance authorizing a capital equipment purchase in the Planned Fleet Special Revenue Fund.

Approves the capital equipment purchase of a passenger van from the Planned Fleet Fund (SRF 11804) to support the Early Intervention Team within the Department of Housing and Stability. The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

22-0791 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee simple, easement and other interests, including any rights and interests related or appurtenant to properties designated as needed for the Broadway Multimodal Improvements.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of the Federal Boulevard Pedestrian Right-of-Way Safety Improvement Project in Council District 1, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances. The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

Land Use, Transportation & Infrastructure Committee

<u>22-0699</u> A bill for an ordinance changing the zoning classification of 1001 and 1003 South Pearl Street in Washington Park West Neighborhood.

Approves a map amendment to rezone property from U-SU-B to PUD-G 29, located at 1001 and 1003 South Pearl Street in Council District 7. If ordered published, a public hearing will be held on 8-15-22. The Committee approved filing this item at its meeting on 6-21-22.

<u>22-0790</u> A bill for an ordinance amending an intergovernmental agreement with Denver Public Schools to continue providing enhanced school crossing guard services, citywide.

Amends an intergovernmental agreement with Denver Public Schools to add \$125,000 for a new total of \$1,293,759.23 and six months for a new end date of 12-31-2022 to continue providing enhanced school crossing guard services, citywide (202263775-02 (201525324-02)). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-5-22.

Safety, Housing, Education & Homelessness Committee

<u>22-0736</u> A bill for an ordinance approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Denver Health and Hospital Authority to continue providing medical services for the Denver Human Services Child Welfare Division.

Amends an intergovernmental agreement with Denver Health and Hospital Authority (DHHA) by adding \$482,988 for a new contract total of \$3,683,506 and six (6) months for a new end date of 12-31-22 to continue providing medical services for the Denver Human Services Child Welfare Division (SOCSV-2018-44199-05, 202262882-05 Jaggaer). The last regularly scheduled Council meeting within the 30-day review period is on 7-25-22. The Committee approved filing this item at its meeting on 6-22-22.

<u>22-0775</u> A bill for an ordinance approving a proposed intergovernmental Agreement between the City and County of Denver and Colorado Department of Human Services to provide Denver Human Services access to Equifax Verification Services.

Approves an intergovernmental agreement with the Colorado Department of Human Services for \$1,226,875 and through 5-31-23 to provide Denver Human Services access to Equifax Verification Services, citywide (SOCSV-2022-63659-00). The Committee approved filing this item at its meeting on 7-6-22.

<u>22-0780</u> A bill for an ordinance approving an intergovernmental agreement with Denver Health and Hospital Authority (DHHA) for DHHA to provide health and mental health services to the Head Start delegate agencies, citywide.

Approves an intergovernmental agreement with Denver Health and Hospital Authority (DHHA) for \$710,810 and through 6-30-2023, for DHHA to provide health and mental health services to the Head Start delegate agencies, citywide (202262476). The last regularly scheduled Council meeting within the 30-day review period is on 8-8-22. The Committee approved filing this item at its meeting on 7-6-22.

BILLS FOR FINAL CONSIDERATION

Business, Arts, Workforce, & Aviation Services Committee

<u>22-0732</u> A bill for an ordinance approving a proposed Second Amendatory Intergovernmental Agreement between the City and County of Denver and the El Paso/Teller Counties' Pikes Peak Workforce Center to reimburse the City for State Disaster Grant eligible services.

Amends an intergovernmental agreement with the administrator of State Disaster Grant funds, Pikes Peak Workforce Center (PPWFC), to add \$107,978.03 for a new contract total of \$594,943.08, for PPWFC to reimburse the City for State Disaster Grant eligible services, citywide (202263063-02). The last regularly scheduled Council meeting within the 30-day review period is on 8-1-22. The Committee approved filing this item at its meeting on 6-29-22.

Finance & Governance Committee

<u>22-0737</u> A bill for an ordinance establishing a new Fund in the Community Development Special Revenue Fund Series for the "Mandatory Affordable Housing Fee-In-Lieu" program.

Approves the creation of the "Mandatory Affordable Housing Fee-In-Lieu Fund" in the Community Development Special Revenue Fund series. The Committee approved filing this item at its meeting on 6-21-22.

<u>22-0738</u> A bill for an ordinance making a rescission from General Fund Contingency and making appropriations in the General Fund budget, to make a cash transfer and appropriation to the Other Agency Capital Projects Fund.

Authorizes a rescission from General Fund Contingency to make appropriations in the General Fund, and authorizes a cash transfer to and an appropriation in the Capital Improvements and Capital Maintenance Fund to address current backlogs in development services. The Committee approved filing this item at its meeting on 6-21-22.

<u>22-0746</u> A bill for an ordinance making an appropriation in and a rescission from General Fund Contingency and making an appropriation in the General Fund budget for the Denver Department of Public Health and Environment.

Authorizes a rescission in General Fund Contingency and makes a supplemental appropriation to the Department of Public Health and Environment to support the Tobacco Compliance and Enforcement Program, citywide. The Committee approved filing this item at its meeting on 6-28-22.

Land Use, Transportation & Infrastructure Committee

approved filing this item at its meeting on 6-21-22.

<u>22-0646</u> A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Colorado School of Mines to provide on-call technical services for studies, inspections, assessments, project management, analysis, research, and general engineering-related activities.

Approves an intergovernmental agreement with Colorado School of Mines for \$2 million and three (3) years to provide on-call technical services for studies, inspections, assessments, project management, analysis, research, and general engineering- related activities in support of the Department of Transportation and Infrastructure, citywide (202262798). The last regularly scheduled Council meeting within the 30-day review period is on 8-1-22. The Committee approved filing this item at its meeting on 5-31-22.

22-0730 A bill for an ordinance vacating the alley bounded by Larimer Street, 26th Street, Lawrence Street and 27th Street, with reservations. Vacates the alley right-of-way bounded by Larimer Street and Lawrence Street and 26th Street and 27th Street, with reservations in Council District 9. The Committee

Safety, Housing, Education & Homelessness Committee

<u>22-0695</u> A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and State of Colorado Department of Human Services, Division of Youth Services, for detention screening and pre-trial release services for youth in the 2nd Judicial District.

Approves a grant agreement with the State of Colorado Department of Human Services, Division of Youth Services for \$1,599,578.17 and through 6-30-23 for detention screening and pre-trial release services for youth in the 2nd Judicial District (SAFTY-202263432). The Committee approved filing this item at its meeting on 6-15-22.

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Tonight, there will be a required public hearing on Council Bill 22-0477, changing the zoning classification for multiple properties in the Regis Neighborhood; a required public hearing on Council Bill 22-0585, changing the zoning classification for 1170 North Holly Street in Montclair; and, a required public hearing on Council Bill 22-0586, changing the zoning classification for 225 East Bayaud Avenue in Speer. Anyone wishing to speak on this matter must 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

<u>22-0477</u> A bill for an ordinance changing the zoning classification for multiple properties in the Regis Neighborhood.

Approves a legislative map amendment to rezone multiple properties from U-SU-C to U-SU-C1 (allows for accessory dwelling units), located in the Regis Neighborhood in Council District 1. The Committee approved filing this item at its meeting on 5-3-22.

<u>22-0585</u> A bill for an ordinance changing the zoning classification for **1170** North Holly Street in Montclair.

Approves a map amendment to rezone property from E-SU-Dx to E-SU-D1x, located at 1170 North Holly Street in Council District 5. The Committee approved filing this item at its meeting on 5-24-22.

<u>22-0586</u> A bill for an ordinance changing the zoning classification for 225 East Bayaud Avenue in Speer.

Approves a map amendment to rezone property from U-TU-B2, UO-3 to G-MU-3, UO-3 (urban two-unit to general, multi-unit), located at 225 East Bayaud Avenue in Council District 7. The Committee approved filing this item at its meeting on 5-24-22.

PRE-ADJOURNMENT ANNOUNCEMENT

Dependent upon publication, on Monday, August 15, 2022, Council will hold a required public hearing on Council Bill 22-0699, changing the zoning classification of 1001 and 1003 South Pearl Street in Washington Park West Neighborhood. Any protests against Council Bill 22-0699 must be filed with the Council Offices no later than noon on Monday, August 8, 2022.

ADJOURN

PENDING

FOR 7-25-22:

<u>22-0637</u> A bill for an ordinance changing the zoning classification for 4710 North Stuart Street in Berkeley.

Approves a map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 4710 North Stuart Street in Council District 1. The Committee approved filing this item at its meeting on 6-14-22.

Final Consideration 7-25-22 | Required Public Hearing

<u>22-0694</u> A bill for an ordinance changing the zoning classification for **5101** Leetsdale Drive in Washington Virginia Vale.

Approves a map amendment to rezone property from PUD 436 to E-TU-B (planned development to urban edge) located at 5101 Leetsdale Drive in Council District 5. The Committee approved filing this item at its meeting on 6-21-22.

Final Consideration 7-25-22 | Required Public Hearing

FOR 8-1-22:

22-0582 A bill for an ordinance changing the zoning classification for 4722, 4730, 4740, 4750, and 4758 North Clay Street in Sunnyside.

Approves a map amendment to rezone multiple properties from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 4722-4758 North Clay Street in Council District 1. The Committee approved filing this item at its meeting on 6-14-22.

Final Consideration 8-1-22 | Required Public Hearing

<u>22-0583</u> A bill for an ordinance changing the zoning classification for 4334 Lincoln Street in Globeville.

Approves a map amendment to rezone property from E-SU-B to U-SU-B1 (allows for an accessory dwelling unit), located at 4334 North Lincoln Street in Council District 9. The Committee approved filing this item at its meeting on 6-7-22.

Final Consideration 8-1-22 | Required Public Hearing

<u>22-0654</u> A bill for an ordinance changing the zoning classification for 610 South Vine Street in Washington Park.

Approves a map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 610 South Vine Street in Council District 6. The Committee approved filing this item at its meeting on 6-7-22.

Final Consideration 8-1-22 | Required Public Hearing