

## City Council Meeting of Monday, August 1, 2022

### 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  
Bonita Roznos.....Executive Director  
Mar'quasa Maes.....Secretary  
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City & County Building  
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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](mailto: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](mailto: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](http://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](mailto: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](http://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**

**APPROVAL OF THE MINUTES**

[22-0915](#) Minutes of Monday, July 25, 2022

**COUNCIL ANNOUNCEMENTS**

**PRESENTATIONS**

**COMMUNICATIONS**

**PROCLAMATIONS**

[22-0919](#) A proclamation honoring Senior Policy Analyst Zachary (Zach) Rothmier's years of service to the Denver City Council and the City and County of Denver.

**Sponsor** Black and Herndon

**RESOLUTIONS**

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

[22-0818](#) A resolution approving a proposed First Amendment between the City and County of Denver and PetroPro Engineering, Inc. concerning implementing a fixed fee schedule for the continued coordination of oilfield closure activities with the State of Colorado at Denver International Airport.

Amends a contract with PetroPro Engineering, Inc. to implement a fixed fee schedule for the continued coordination of oilfield closure activities with the State of Colorado and Denver International Airport (DEN) in Council District 11 (202057274). No change to contract duration or amount. The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-20-22.

**[22-0819](#) A resolution approving a proposed Contract between the City and County of Denver and Logistical Planners, LLC concerning on-call engineering and design services for the airside concourse train system, or Automated Guideway Transportation System (AGTS) at Denver International Airport.**

Approves a contract with Logistical Planners, LLC for \$3,000,000 and 3 years, plus two 1-year options to extend, for on-call engineering and design services for the airside concourse train system, or Automated Guideway Transportation System (AGTS), at Denver International Airport in Council District 11 (202159440). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-20-22.

**[22-0835](#) A resolution approving a proposed Agreement with NEWSED Community Development Corporation, Inc. to support the Neighborhood Activation Program, which funds projects fostering collaboration between community groups and economic activity in neighborhoods, citywide.**

Approves a contract with NEWSED Community Development Corporation for \$2,150,000 in American Rescue Plan Act (ARPA) funding and through 12-31-23 to support the Neighborhood Activation Program, which funds projects fostering collaboration between community groups and economic activity in neighborhoods, citywide (202263935). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-20-22.

### **Finance & Governance Committee**

**[22-0810](#) A resolution approving a proposed Contract between the City and County of Denver and Ferkam, Inc. to perform various standard and heavy towing services for the City.**

Approves a contract with Ferkam, Inc. for \$11,500,000 and through 8-31-25, plus two 1-year options to extend, to perform various standard and heavy towing services for the City, citywide, excluding Denver International Airport (GENRL-202263097-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0825](#) A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Dominion Voting Systems, Inc. to extend the term, increase the maximum contract amount, update provisions, and for software license fees and extended warranties for elections voting equipment.**

Amends a contract with Dominion Voting Systems, Inc. to add \$438,100 for a new contract total of \$913,100 and two years for a new end date of 12-31-23 for software license fees and extended warranties for elections voting equipment, citywide (CLERK-202262784). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22.

The Committee approved filing this item at its meeting on 7-19-22.

**[22-0826](#) A resolution approving a proposed Seventh Amendatory Lease Agreement between the City and County of Denver and Dazbog Denver Bldg., LLC for the operation of a coffee kiosk in the Wellington Webb Municipal Office Building.**

Amends the lease agreement with Dazbog Denver Bldg., LLC by reducing the agreement amount by \$9,016.69 for a new total of \$42,483.31 to temporarily reduce the rent and hours of operation for coffee kiosk at the Wellington Webb building through 2023 in response to temporarily reduced building occupancy. No change to overall lease duration (FINAN-202054775-07). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0827](#) A resolution approving a proposed Amendatory Lease Agreement between the City and County of Denver and Denver Health and Hospital Authority for paramedic dispatchers at 12025 East 45th Avenue in Council District 8.**

Amends a lease agreement with Denver Health and Hospital Authority to accurately reflect square footage, reduce the lease amount by \$2,573,945.44 for a new total of \$1,561,690.77, and adjust the lease term end date to 5-31-29 based on actual occupancy date for space used for paramedic dispatchers at 12025 East 45th Avenue in Council District 8 (FINAN-202263654-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0828](#) A resolution approving a proposed Agreement between the City and County of Denver and Public Service Company of Colorado to access and use City owned vacant property to remove, reinstall and maintain power poles located at 3300 North Clayton Street and 2725 East 33rd Avenue.**

Approves a revocable Permanent Access and Use Permit with Public Service Company of Colorado to access and use City owned vacant property to remove, reinstall and maintain power poles located at 3300 North Clayton Street and 2725 East 33rd Avenue in Council District 9 (FINAN-202263229). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0830](#) A resolution declaring the intent of the City and County of Denver, Colorado to use its best efforts to issue housing revenue bonds or mortgage credit certificates to provide financing of residential facilities for low- and middle-income families or persons; prescribing certain terms and conditions of such bonds and certificates; and containing other provisions relating to the proposed issuance of such bonds and certificates.**

Declares the intent of the City to use its best efforts to issue housing revenue bonds or mortgage credit certificates to provide financing of residential facilities for low- and middle-income families or persons; prescribing certain terms and conditions of such bonds and certificates; and containing other provisions relating to the proposed issuance of such bonds and certificates. The Committee approved filing this item at its meeting on 7-19-22.

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

**[22-0762](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Change Matrix, LLC for evaluating and reporting on the results of programming for recipients of the Healthy Food for Denver's Kids funding.**

Amends a contract with Change Matrix, LLC by adding \$363,592.97 for a new total of \$841,568.59 and 18 months for a new end date of 10-1-23 for evaluating and reporting on the results of programming for recipients of the Healthy Food for Denver's Kids funding, citywide (ENVHL-202263069). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 6-29-22.

**[22-0823](#) 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 "Head Start FY22-23" program and the funding therefor.**

Approves a grant agreement with the United States Department of Health and Human Services for \$13,029,096 and through 6-30-23 for continued operation of the Denver Great Kids Head Start program serving more than 1,300 children, citywide (MOEAI-202263816). The Committee approved filing this item at its meeting on 7-20-22.

**[22-0916](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of ninety-five thousand dollars and no cents (\$95,000.00) made payable to Timothy Nelson and Franklin D. Azar and Associates, P.C., in full payment and satisfaction of all claims related to the civil action captioned Timothy Nelson v. Joshua Valerio and the City and County of Denver, which was filed in the Arapahoe County District Court, Case No. 2021-CV-30733.**

Settles a claim involving the Denver Police Department. This item was approved for filing at the Mayor-Council meeting on 7-26-22.

## **BILLS FOR INTRODUCTION**

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

**[22-0831](#) A bill for an ordinance concerning the organization and creation of the Sun Valley Denver General Improvement District, in the City and County of Denver, and creating the District Advisory Board and appointing the initial members thereof.**

Approves the creation of the Sun Valley Denver General Improvement District, the creation of the District Advisory Board and appoints the initial members thereof, located in Council District 3. The Committee approved filing this item at its meeting on 7-20-22.

**Finance & Governance Committee****[22-0829](#) A bill for an ordinance granting the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of the West Colfax Pedestrian Crossing & Transit Improvements project in Council District 1.**

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 West Colfax Pedestrian Crossing & Transit Improvements Project in Council District 1, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0832](#) 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 City Attorney's Office.**

Rescinds \$154,000 from General Fund Contingency and makes a supplemental appropriation in the City Attorney's Office General Fund appropriation to support limited staff positions serving as Special Assistant United States Attorneys, managed through a memorandum of understanding with the United States Attorney's Office and focusing on prosecuting violations of illegal possession of a firearm under United States law. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0833](#) A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and Magellan Pipeline Company, L.P., for relocation of a six-inch pipeline in connection with the 56th Avenue Improvements Elevate Denver Bond project.**

Amends the Easement for Right-of Way with Magellan Pipeline Company, L.P. for relocation of a six-inch pipeline in connection with the 56th Avenue Improvements Elevate Denver Bond project, located in Council District 11 (FINAN-202263825-01). The last regularly scheduled Council meeting within the 30-day review period is on 8-22-22. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0839](#) A bill for an ordinance amending Section 2-53 of the Revised Municipal Code to increase eligibility for appointment to the Denver Board of Ethics.**

A bill for an ordinance amending Section 2-53 of the Revised Municipal Code to increase eligibility for appointment to the Denver Board of Ethics. The Committee approved filing this item at its meeting on 7-19-22.

**Land Use, Transportation & Infrastructure Committee**

**[22-0820](#) A bill for an ordinance changing the zoning classification for 3923, 3929 West 28th Avenue and 3838 North Perry Street in Berkeley.**

Approves a map amendment to rezone property from PUD 456 to U-MS-3, located at 3923 & 3929 West 38th Avenue and 3838 North Perry Street in Council District 1. If ordered published, a public hearing will be held on Monday, 8-29-22. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0821](#) A bill for an ordinance changing the zoning classification for 479 North Knox Court in Barnum.**

Approves a map amendment to rezone property from E-SU-D1x to E-RH-2.5, located at 479 North Knox Court in Council District 3. If ordered published, a public hearing will be held on Monday, 8-29-22. The Committee approved filing this item at its meeting on 7-26-22.

**[22-0822](#) A bill for an ordinance changing the zoning classification for 715 North Adams Street in Congress Park.**

Approves a map amendment to rezone property from U-SU-C to U-SU-C1, located at 715 Adams Street in Council District 10. If ordered published, a public hearing will be held on Monday, 8-29-22. The Committee approved filing this item at its meeting on 7-19-22.

**[22-0841](#) A bill for an ordinance amending Article I of Chapter 30 of the Revised Municipal Code, altering City Council procedures for designating structures and districts for preservation.**

A bill for an ordinance amending Article I of Chapter 30 of the Revised Municipal Code, altering City Council procedures for designating structures and districts for preservation. If ordered published, a public hearing will be held on Monday, 8-22-22. The Committee approved filing this item at its meeting on 7-19-22.



**Safety, Housing, Education & Homelessness Committee****[22-0834](#) A bill for an ordinance amending Articles III and VI of Chapter 45 the Denver Revised Municipal Code to address catalytic converter thefts within the City and County of Denver.**

Amends Chapter 45 of the Denver Revised Municipal Code to address catalytic converter thefts by adding certain identification and reporting requirements when selling or purchasing a used catalytic converter, citywide. The Committee approved filing this item at its meeting on 7-20-22.

**BILLS FOR FINAL CONSIDERATION****Finance & Governance Committee****[22-0805](#) A bill for an ordinance to amend Ordinance No. 309, Series of 2007, to change the appropriation requirements of the "Denver Preschool Program" Special Revenue Fund.**

Amends Ordinance 309, Series 2007, to eliminate the requirement for an unappropriated fund balance for the Denver Preschool Program (DPP) Special Revenue Fund (fund number 11851). The Committee approved filing this item at its meeting on 7-12-22.

**[22-0806](#) A bill for an ordinance to make an appropriation in the "Denver Preschool Program" Special Revenue Fund.**

Authorizes an appropriation of \$600,000 to the Denver Preschool Program Special Revenue Fund. The Committee approved filing this item at its meeting on 7-12-22.

**[22-0807](#) 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 for multiple small impact changes, provisionally approved by the Office of Human Resources Executive Director for the period of January 2022 through June 2022. The Committee approved filing this item at its meeting on 7-12-22.

**[22-0808](#) 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 \$4 million from the Climate Protection Special Revenue Fund into the Climate Protection Capital Projects Fund and appropriates the transferred amount to be utilized for solar infrastructure capital improvement projects. The Committee approved filing this item at its meeting on 7-12-22.

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

**[22-0716](#) A bill for an ordinance amending Division 11, Article VIII of Chapter 2 of the Denver Revised Municipal Code to update procedures and transfer governance of the Crime Prevention and Control Commission from the Department of Public Health and Environment to the Department of Safety.**

Amends Chapter 2 of the Denver Revised Municipal Code to update procedures and powers and duties, and transfer governance of the Crime Prevention and Control Commission from the Department of Public Health and Environment to the Department of Safety. The Committee approved filing this item at its meeting on 6-29-22.

**[22-0788](#) A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and Colorado Department of Public Health and Environment, for City enforcement of the Tobacco Retail Compliance Check Inspection program that targets youth access to tobacco products.**

Amends a revenue contract with the Colorado Department of Public Health & Environment by adding \$203,686.70 for a new total of \$532,167.68 in state funds and one year for a new end date of 5-29-23 for City enforcement of the Tobacco Retail Compliance Check Inspection program that targets youth access to tobacco products, citywide (ENVHL-202056536-02). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-22. The Committee approved filing this item at its meeting on 7-6-22.

**[22-0792](#) A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and City of Glendale, to respond to animal-related calls and complaints within the City of Glendale boundaries.**

Approves an intergovernmental agreement with the City of Glendale based on a fee-schedule and for five years for Denver Animal Protection to respond to animal-related calls and complaints within the City of Glendale boundaries (ENVHL-202263461-00). The last regularly scheduled Council meeting within the 30-day review period is on 8-18-22. The Committee approved filing this item at its meeting on 7-6-22.

**[22-0804](#) A bill for an ordinance revising Article III, Chapter 11 of the Revised Municipal Code.**

Amends the Denver Revised Municipal Code, Article III, Section 11-21 to strike the word "sole" from the Denver Revised Municipal Code to allow Denver Preschool Program (DPP) to pursue additional funding opportunities and programmatic services beyond administering programming under contract with the City. The Committee approved filing this item at its meeting on 7-13-22.

## **RECAP OF BILLS TO BE CALLED OUT**

### **PRE-RECESS ANNOUNCEMENT**

Tonight, there will be a required public hearing on Council Bill 22-0582, changing the zoning classification for 4722, 4730, 4740, 4750, and 4758 North Clay Street in Sunnyside; a required public hearing on Council Bill 22-0583, changing the zoning classification for 4334 Lincoln Street in Globeville; and, a required public hearing on Council Bill 22-0654, changing the zoning classification for 610 South Vine Street in Washington Park. Anyone wishing to speak on any of these matters must go online to sign up during the recess of Council.

### **RECESS**

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

### **UNFINISHED BUSINESS**

**PROCLAMATIONS**

[22-0921](#) **A proclamation celebrating RTD's "Zero Fare for Better Air" in August 2022.**

**Sponsor** CdeBaca

**PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION****Land Use, Transportation & Infrastructure Committee**

[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.

[22-0583](#) **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.

[22-0654](#) **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.

**PRE-ADJOURNMENT ANNOUNCEMENT**

Dependent upon publication, on Monday, August 22, 2022, Council will hold a required public hearing on Council Bill 22-0841, amending Article I of Chapter 30 of the Revised Municipal Code, altering City Council procedures for designating structures and districts for preservation. On Monday, August 29, 2022, Council will hold a required public hearing on Council Bill 22-0820, changing the zoning classification for 3923, 3929 West 28th Avenue and 3838 North Perry Street in Berkeley; a required public hearing on Council Bill 22-0821, changing the zoning classification for 479 North Knox Court in Barnum; and, a required public hearing on Council Bill 22-0822, changing the zoning classification for 715 North Adams Street in Congress Park. Any protests against Council Bills 22-0820, 22-0821 or 22-0822 must be filed with the Council Offices no later than noon on Monday, August 22, 2022.

**ADJOURN****PENDING**

FOR 8-15-22:

[22-0699](#) **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. The Committee approved filing this item at its meeting on 6-21-22.

**Final Consideration 8-15-22 | Required Public Hearing**

[22-0803](#) **A bill for an ordinance designating 1090 Cherokee Street as a structure for preservation.**

Approves an individual landmark designation for property located at 1090 North Cherokee Street in Council District 10. The Committee approved filing this item at its meeting on 7-12-22.

**Final Consideration 8-15-22 | Required Public Hearing**