City Council Minutes

Meeting Date: Monday, October 17, 2022 3:30 PM

PLEDGE OF ALLEGIANCE

Councilmember Herndon led the Pledge of Allegiance.

LAND ACKNOWLEDGEMENT

Councilmember Herndon led the Land Acknowledgement.

ROLL CALL

Councilmember CdeBaca attended the meeting virtually.
Councilmember Sandoval arrived late.

Present: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Absent: Black (1)

MAYOR'S PROPOSED 2023 BUDGET AND PUBLIC HEARING NOTICE

22-1325 Mayor's Proposed 2023 Budget and Public Hearing Notice (1) the Mayor's Proposed Budget for 2023 is open for inspection from 9:00 a.m. to 5:00 p.m. Mondays through Fridays in the City Council Office, Room 451 of the City and County Building located at 1437 Bannock Street starting the week of October 17, 2022; (2) at its regular meeting on Monday, October 24, 2022, the City Council will conduct a public hearing, beginning at 5:30 p.m. or as soon thereafter as the agenda permits, on the Mayor's Proposed Budget for 2023; and (3) any citizen may inspect the budget prior to or at the public hearing and register any objection to the budget prior to or at the public hearing on the budget, and the Council shall take any objections into consideration.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that the Clerk and Recorder publish a notice regarding the Mayor's 2023 Proposed Budget, carried by the following vote:

Published a notice

Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sawyer, Torres (11)

Nay: (None) (0)

Absent: Black, Sandoval (2)

APPROVAL OF THE MINUTES

22-1287 Minutes of Monday, October 10, 2022

The minutes of Monday, October 10, 2022 were distributed to members of Council. Council President Torres ordered the minutes approved.

Approved

COUNCIL ANNOUNCEMENTS

Councilmember Sawyer offered announcements.

Council President Torres announced that tonight, Council is scheduled to sit as the quasi-judicial Board of Equalization to consider reduction of total cost assessments for one local maintenance district – St. Luke's Pedestrian Mall in Council District 9 & 10.

Since no written protests of assessment were filed with the Manager of the Department of Transportation and Infrastructure by the deadline of September 29, 2022, and, for the remaining fifteen (15) local maintenance districts in this Group 1, no hearings are required, the assessments are approved, and Council will not sit as the Board of Equalization for the following:

15th Street Pedestrian Mall
20th Street Pedestrian Mall
Consolidated Larimer Street Pedestrian Mall
Santa Fe Drive Pedestrian Mall (C)
Delgany Street
East 13th Avenue Pedestrian Mall
South Downing Street Pedestrian Mall
Tennyson Street II Pedestrian Mall
West 44th Avenue & Eliot Street Pedestrian Mall
West 32nd Avenue Pedestrian Mall
Broadway A Pedestrian Mall
South Broadway Streetscape (Arizona to Iowa)
South Broadway Streetscape (Wesley to Yale)
South Broadway Streetscape (Iowa to Wesley)
Tennyson Streetscape (Portions of 38th to 44th)

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RECAP OF BILLS TO BE CALLED OUT

Items called out for a separate vote:

RESOLUTIONS

Finance & Governance Committee

22-1241 **A resolution to set a public hearing relating to the adoption of the 27th & Larimer 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 11-21-22 on the 27th & Larimer Urban Redevelopment Plan in Council District 9. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Resolution 22-1241 be adopted, carried by the following vote:

Adopted

Aye:	Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (11)
Nay:	CdeBaca (1)
Absent:	Black (1)

BLOCK VOTE

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, to approve the following items en bloc, carried by the following vote:

Approved the consent agenda

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

RESOLUTIONS

Business, Arts, Workforce, & Aviation Services Committee

22-1240 **A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Swire Pacific Holdings, Inc. to modify the sponsorship fee schedule to allow sponsorship activities during Five Points Jazz Festival and additional promotions at Red Rocks, as well as update the sponsorship benefits and policies.**
Amends a sponsorship contract with Swire Pacific Holdings, Inc. for non-alcoholic beverage sponsorship at city venues by adding $75,000 for a new total of $1,850,000 to modify the sponsorship fee schedule to allow sponsorship activities during Five Points Jazz Festival and additional promotions at Red Rocks, as well as update the sponsorship benefits and policies. No change to contract duration (THTRS-201735492/ THTRS-202262579). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-5-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1240 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

Finance & Governance Committee

22-1216 **A resolution approving a proposed Assignment Agreement between the City and County of Denver and Accenture, LLP to facilitate an assignment due to an acquisition.**
Amends a contract with SCI WDSFMS Services, LLC to change the suppliers name to Accenture, LLP due to an acquisition. No change in contract amount or duration (TECHS-202054272/ TECHS-202264646). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1216 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Black (1)

Land Use, Transportation & Infrastructure Committee

22-1210 **A resolution laying out, opening and establishing as part of the City street system a parcel of land as Erie Street located at the intersection of Erie Street and West 32nd Avenue.**
Dedicates a parcel of land as public right of way as Erie Street, located at the intersection of Erie Street and West 32nd Avenue in Council District 1. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1210 be adopted en bloc, carried by the following vote:

Adopted

Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Black (1)

22-1211 **A resolution granting a revocable permit to RPAI Chestnut, LP, to encroach into the right-of-way at 2099 Chestnut Place.**
Grants a revocable permit, subject to certain terms and conditions, to RPAI Chestnut, LP, their successors and assigns, to encroach into the right-of-way with a building overhang at 2099 Chestnut Place in Council District 9. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1211 be adopted en bloc, carried by the following vote:

Adopted

Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Black (1)

22-1217 **A resolution laying out, opening and establishing as part of the City street system a parcel of land as North Umatilla Street at the intersection of North Umatilla Street and West 28th Avenue.**
Dedicates a parcel of land as public right of way as North Umatilla Street, at the intersection of North Umatilla Street and West 28th Avenue in Council District 1. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1217 be adopted en bloc, carried by the following vote:

Adopted

Aye: CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)

Nay: (None) (0)

Absent: Black (1)

22-1218 **A resolution laying out, opening and establishing as part of the City street system a parcel of land as West Evans Avenue located at the intersection of West Evans Avenue and South Bannock Street.**
Dedicates a parcel of land as public right of way as West Evans Avenue, located at the intersection of West Evans Avenue and South Bannock Street in Council District 7. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1218 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1219 **A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by East 18th Avenue, North Williams Street, East 19th Avenue, and North Gilpin Street.**
Dedicates a parcel of land as public right-of-way as public alley, bounded by East 18th Avenue, North Williams Street, East 19th Avenue, and North Gilpin Street in Council District 9. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1219 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1220 **A resolution granting a revocable permit to Mid-America Apartments, L.P., to encroach into the right-of-way at 3865 East Cherry Creek North Drive.**
Grants a revocable permit, subject to certain terms and conditions, to Mid-America Apartments, their successors and assigns, to encroach into the right-of-way with private storm and sanitary sewer pipes at 3865 Cherry Creek North Drive, located in Council District 10. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1220 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1239 **A resolution approving a proposed Contract between the City and County of Denver and Livable Cities Studio, Inc. for Phase I landscape architectural design and construction administration services for improvements at Joseph P. Martinez Park, located in Council District 3.**
Approves a contract with Livable Cities Studio, Inc. for $717,174.50 and 3 years for Phase I landscape architectural design and construction administration services for improvements at Joseph P. Martinez Park, located in Council District 3 (DOTI-202264577). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-4-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1239 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

Safety, Housing, Education & Homelessness Committee

22-1105 **A resolution approving a proposed Agreement between the City and County of Denver and Clayton Early Learning, Trustee, George W. Clayton Trust to expand the Clayton Cares Market, as well as support Clayton's Seed to Stomach curriculum.**
Approves a grant agreement with Clayton Early Learning, Trustee, George W. Clayton Trust, doing business as Clayton Early Learning, for $1,181,108.17 and through 7-31-2024, through funding from the Healthy Food for Denver’s Kids Initiative, to expand the Clayton Cares Market, as well as support Clayton’s Seed to Stomach curriculum located at 3801 Martin Luther King Boulevard in Council District 9 (ENVHL-202263787). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 9-21-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1105 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1116 **A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Denver Urban Gardens to continue food justice coursework and internships, add new at-home gardening programming, virtual programming, and cooking classes.** Amends a grant agreement with Denver Urban Gardens by adding $445,453 for a new total of $1,235,225 and one year for a new end date of 7-31-2023, through funding from the Healthy Food for Denver's Kids Initiative, to continue food justice coursework and internships, add new at-home gardening programming, virtual programming, and cooking classes at multiple locations, citywide (ENVHL-202055206-00/ ENVHL-202264022). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 9-21-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1116 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1117 **A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Food for Thought Denver to operate food pantries to provide weekend meals to students and families.** Amends a grant agreement with Food for Thought Denver by adding $375,375 for a new total of $792,875 and one year for a new end date of 7-31-2023, through funding from the Healthy Food for Denver's Kids Initiative, to operate food pantries to provide weekend meals to students and families experiencing poverty, citywide (ENVHL- 202055208-00/ ENVHL-202264060). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 9-21-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1117 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1122 **A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and The Urban Farm for apprenticeships, experiential education, including intergenerational family workshops, youth fieldtrips, after-school programming and summer camps on urban gardening and farming.**
Amends a grant agreement with The Urban Farm by adding $135,191 for a new total of $522,180 and one year for a new end date of 7-31-2023, through funding from the Healthy Food for Denver's Kids Initiative, for apprenticeships, experiential education, including intergenerational family workshops, youth fieldtrips, after-school programming and summer camps on urban gardening and farming at 10200 Smith Road in Council District 8 (ENVHL- 202055282-00/ ENVHL-202264173). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 9-21-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1122 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1123 **A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Montbello Organizing Committee to provide educational programs about food and nutrition, grow healthy food at Montbello Urban Farm, and provide youth with food boxes and meals.**
Amends a grant agreement with Montbello Organizing Committee by adding $393,341.30 for a new total of $999,080.30 and one year for a new end date of 7-31-2023, through funding from the Healthy Food for Denver's Kids Initiative, to partner with low-income Montbello youth and their families to provide educational programs about food and nutrition, grow healthy food at Montbello Urban Farm, and provide youth with food boxes and meals through the Struggle of Love food pantry at 4879 Crown Boulevard in Council District 8 (ENVHL- 202055272-00/ ENVHL-202264163). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 9-21-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1123 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1124 **A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Re:Vision International to continue offering culturally relevant, healthy, locally-sourced food systems and education for youth.**
Amends a grant agreement with Re:Vision International, by adding $642,096.00 for a new total of $1,415,074.00 and one year for a new end date of 7-31-2023, through funding from the Healthy Food for Denver's Kids Initiative, to continue offering culturally relevant, healthy, locally-sourced food systems and education for youth ages 18 and under, in multiple locations in Council District 3 (ENVHL- 202055209-00/ ENVHL-202264174). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 9-21-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1124 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1212 **A resolution of City Council consenting to the Mayor's appointment of Ronald Thomas.**
Approves the Mayoral appointment of Ron Thomas as Chief of Police, pursuant to Charter Section § 2.2.6 (D). The Committee approved filing this item at its meeting on 10-5-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1212 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1244 **A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Bayaud Enterprises, Inc. to fund participant wages, services provisions, and staffing, to meet increased program demand of the Denver Day Works Program, citywide.**
Amends a contract with Bayaud Enterprises, Inc. by adding $41,600 for a new contract total of $1,452,200 to fund participant wages, services provisions, and staffing, to meet increased program demand of the Denver Day Works (DDW) Program, citywide. No change to contract duration (202057225/ HOST 202264476-02). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-5-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1244 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1324 **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Three Hundred Fifty Thousand Dollars ($350,000.00) made payable to Killmer, Lane & Newman LLP COLTAF Client Trust Account, in full payment and satisfaction of any and all claims related to the civil action captioned Trevor Hughes v. the City and County of Denver, Colorado; Jefferson County, Colorado; Golden, Colorado; Arvada, Colorado; Chief of Police Paul Pazen, and John Doe, which was filed in the U.S. District Court for the District of Colorado, Case No. 21cv2238-REB-MEH.**
Settles a claim involving the Denver Police Department. This item was approved for filing at the Mayor-Council meeting on 10-11-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Resolution 22-1324 be adopted en bloc, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

BILLS FOR INTRODUCTION

Land Use, Transportation & Infrastructure Committee

22-1213 **A bill for an ordinance changing the zoning classification for 4707 West Hayward Place in West Highland.**
Approves a map amendment to rezone property from U-SU-B to U-SU-A1, located at 4707 West Hayward Place in Council District 1. The Committee approved filing this item at its meeting on 10-4-2022.

Council Bill 22-1213 was ordered published with a future required public hearing on 11-21-2022

Ordered published with a future required public hearing

22-1214 **A bill for an ordinance changing the zoning classification for 3500 and 3600 Park Avenue West in Globeville.**
Approves a map amendment to rezone property from I-B UO-2 to C-MX-8, located at 3500 & 3600 Park Avenue West in Council District 9. The Committee approved filing this item at its meeting on 10-4-2022.

Council Bill 22-1214 was ordered published with a future required public hearing on 11-14-2022

Ordered published with a future required public hearing

22-1215 **A bill for an ordinance changing the zoning classification for 5004 North Lincoln Street in Globeville.**
Approves a map amendment to rezone a property from E-SU-D to U-SU-C1, located at 5004 North Lincoln Street in Council District 9. The Committee approved filing this item at its meeting on 10-4-2022.

Council Bill 22-1215 was ordered published with a future required public hearing on 11-21-2022

Ordered published with a future required public hearing

22-1237 **A bill for an ordinance relinquishing portion of the easement reserved in Ordinance No. 102, Series of 1923, recorded with Denver Clerk & Recorder at Book 5999, Page 23, located at 4050 North Brighton Boulevard.**
Relinquishes a portion of the utility easement established in the vacating Ordinance No. 102, Series of 1923, located at 4050 North Brighton Boulevard in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 11-7-22. The Committee approved filing this item at its meeting on 10-4-2022.

Council Bill 22-1237 was ordered published

Ordered published

22-1238 **A bill for an ordinance relinquishing the easements, in their entirely, recorded with the Denver Clerk & Recorder and reserved in: (1) Ordinance 264, Series of 1925 recorded at Book A-10, Page 413; (2) Ordinance 69, Series of 1928 recorded at Book A-14, Page 528; (3) Ordinance 74, Series of 1951 recorded at Book 0-3, Page 441; (4) Ordinance 74, Series of 1957 recorded at Book 8019, Page 73; (5) Ordinance 340, Series of 1965 recorded at Book 9540, Page 52, all located at 1110 West 3rd Avenue.**
Relinquishes five separate easements in their entirety as established in the following vacating Ordinance Numbers: 1) Ordinance 264, Series 1925; 2) Ordinance 69, Series 1928; 3) Ordinance 74, Series 1951; 4) Ordinance 74, Series 1957 and 5) Ordinance 340, Series 1965, located at 1110 West 3rd Avenue in Council District 7. The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-4-2022.

Council Bill 22-1238 was ordered published

Ordered published

22-1246 **A bill for an ordinance approving a proposed Second Amendatory Agreement to the Intergovernmental Agreement between the City and County of Denver and Urban Drainage and Flood Control District d/b/a Mile High Flood District to support the final design of drainage and flood control improvements as part of the Globeville Levee Project in Council District 9.**
Amends an intergovernmental agreement with Urban Drainage and Flood Control District, doing business as Mile High Flood District (MHFD), by adding $2,650,000 in MHFD funds and $3,718,816.59 in City Wastewater Enterprise funds for a total addition of $6,368,816.59 and a new agreement total of $13,468,816.59 to support the final design of drainage and flood control improvements as part of the Globeville Levee Project in Council District 9. No change to agreement duration (DOTI-202054890/ 202264701). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-4-2022.

Council Bill 22-1246 was ordered published

Ordered published

Safety, Housing, Education & Homelessness Committee

22-1114 **A bill for an ordinance approving a proposed Second Amendatory Agreement between the City and County of Denver and School District No. 1, to continue supporting urban farming operations and food programs with accompanying food justice, health and nutrition curriculum and work-based learning opportunities, and providing fresh produce to students and the community.**
Amends an intergovernmental agreement with School District No. 1, by adding $187,777 for a new total of $717,127 and one year for a new end date of 7-31-2023, through funding from the Healthy Food for Denver's Kids Initiative, to continue supporting urban farming operations and food programs with accompanying food justice, health and nutrition curriculum and work-based learning opportunities, and providing fresh produce to students and community at Bruce Randolph School in Council District 9 (ENVHL- 202055488-00/ ENVHL-202263895). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 9-21-2022.

Council Bill 22-1114 was ordered published

Ordered published

22-1209 **A bill for an ordinance approving a proposed Option Letter to an Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Health Care Policy & Financing for the administration of medical assistance benefit eligibility.**
Approves a revenue agreement with the Colorado Department of Health Care Policy and Financing (HCPF) for $1,855,142.92 and through 6-30-2023 for Denver Human Services achieving performance-based deliverables related to County administration of medical assistance benefit eligibility and cooperation with other medical assistance-related entities for State FY21/22 and FY22/23, citywide (SOCSV-202263930). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-5-2022.

Council Bill 22-1209 was ordered published

Ordered published

22-1242 **A bill for an ordinance approving a proposed Agreement between the City and County of Denver and Denver Health & Hospital Authority (DHHA), for experts to conduct postmortem skeletal surveys on deaths of children aged three years or younger.**
Approves an intergovernmental agreement with the Denver Health & Hospital Authority (DHHA) through 12-31-23 whereby DHHA experts will conduct postmortem skeletal surveys on deaths of children aged three years or younger that occur within city limits, pursuant to the recommendation of the Office of the Medical Examiner (ENVHL-202264740-00). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-5-2022.

Council Bill 22-1242 was ordered published

Ordered published

22-1243 **A bill for an ordinance approving a proposed Amendatory Agreement between the City and County of Denver and State of Colorado Office of Behavioral Health, to provide funding for additional services to individuals in Denver County Jail struggling with acute behavioral health needs, to reduce the use of restrictive housing.**
Amends a grant agreement with the State of Colorado Office of Behavioral Health by adding $92,391.76 for a new total of $1,316,842.76 to provide funding for additional services to individuals in Denver County Jail struggling with acute behavioral health needs, to reduce the use of restrictive housing, citywide. No change to agreement duration (SHERF-202262959-00/ SHERF-202264795-01). The last regularly scheduled Council meeting within the 30-day review period is on 11-7-2022. The Committee approved filing this item at its meeting on 10-5-2022.

Council Bill 22-1243 was ordered published

Ordered published

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

22-1164 **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 by changing the pay grades of Park Ranger, Park Ranger Senior, and Park Ranger Supervisor. The Committee approved filing this item at its meeting on 9-27-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1164 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1168 **A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Town of Morrison for treated water service facilities located in and near the Denver Mountain Parks Headquarters in Red Rocks Park.**
Approves a non-financial intergovernmental agreement with the Town of Morrison for 50 years through 2072, which includes a license to the Town to address changing operational needs of the treated water service facilities located in and near the Denver Mountain Parks Headquarters in Red Rocks Park, while also committing to provide Denver Mountain Parks Headquarters 850,000 gallons of treated water annually at no cost to the City (Parks-202264043). The last regularly scheduled Council meeting within the 30-day review period is on 10-31-2022. The Committee approved filing this item at its meeting on 9-27-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1168 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1174 **A bill for an ordinance making an appropriation in the Wastewater Management Enterprise Fund.**
Appropriates $3,000,000 in the Wastewater Management Division Urban Drainage and Flood Control District Tracking fund (72701) for the 56th Avenue project, which is part of the of the Irondale Gulch project that is co-funded by Mile High Flood District, in Council District 11. The Committee approved filing this item at its meeting on 9-27-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1174 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1183 **A bill for an ordinance authorizing a capital equipment purchase in the Denver Public Library General Fund Appropriation.**
Authorizes the purchase of capital equipment in the Denver Public Library General Fund Appropriation to replace the camera system used to photograph and digitize oversize and bound material, art, film, and fragile materials that cannot be placed on a flatbed scanner. The Committee approved filing this item at its meeting on 9-27-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1183 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

Land Use, Transportation & Infrastructure Committee

22-1086 **A bill for an ordinance approving a proposed Amendatory Agreement to the Intergovernmental Agreement between the City and County of Denver and Urban Drainage and Flood Control District d/b/a Mile High Flood District to design and construct drainage and flood control improvements for Sanderson Gulch from Florida Avenue to Arkansas Avenue in Council District 7.**
Amends an intergovernmental agreement with the Urban Drainage and Flood Control District (UDFCD), doing business as Mile High Flood District, by adding $500,000 in City funds, $2,850,000 in UDFCD funds, and $191,919.38 in funds transferred from completed City/UDFCD projects for a total additional amount of $3,541,919.38 and a new contract total of $3,941,919.38 to design and construct drainage and flood control improvements for Sanderson Gulch from Florida Avenue to Arkansas Avenue in Council District 7. No change to contract duration (202159502-01/ 202264608-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-31-2022. The Committee approved filing this item at its meeting on 9-13-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1086 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1163 **A bill for an ordinance approving a proposed Third Amendatory Agreement to the Intergovernmental Agreement between the City and County of Denver and Urban Drainage and Flood Control District d/b/a Mile High Flood District for final construction of flood control improvements for the Irondale Gulch tributaries in conjunction with 56th Avenue improvements in Council District 11.**
Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD), doing business as Mile High Flood District, by adding $1,150,000 in UDFCD Funds and $1,150,000 of City funds for a new total of $7,000,000 for final construction of flood control improvements for the Irondale Gulch tributaries in conjunction with 56th Avenue improvements in Council District 11. No change to agreement duration (201950441-03/ DOTI- 202264480-03). The last regularly scheduled Council meeting within the 30-day review period is on 10-31-2022. The Committee approved filing this item at its meeting on 9-27-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1163 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

Safety, Housing, Education & Homelessness Committee

22-1166 **A bill for an ordinance approving an Option Letter to an Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Health Care and Public Financing to support Denver Human Services in managing eligibility reviews for Medical Assistance members at the end of the Public Health Emergency.**
Approves an intergovernmental agreement with the Colorado Department of Healthcare Policy and Financing (HCPF) for $3,592,823.62 and through 6-30-2023 for 2021/2022 and 2022/2023 State fiscal year funding to support Denver Human Services in managing eligibility reviews for Medical Assistance members at the end of the Public Health Emergency (PHE), citywide (SOCSV-202160394-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-31-2022. The Committee approved filing this item at its meeting on 9-28-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1166 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1167 **A bill for an ordinance approving an intergovernmental agreement between the City and County of Denver and Colorado Department of Human Services, Office of Economic Security, Amends an intergovernmental agreement with the Colorado Department of Human Services - Office of Economic Security to continue implementing the Disability Navigator Program to cover costs to assist persons with disabilities.**
Amends an intergovernmental agreement with the Colorado Department of Human Services - Office of Economic Security by adding $642,010.82 for a new total of $1,284,021.64 and one year for a new end date of 6-30-23 to continue implementing the Disability Navigator Program to cover costs to assist persons with disabilities to navigate the application and/or appeal process for federal disability benefits under the Supplemental Security Income (SSI) program, citywide (SOCSV-202160615-00/ SOCSV-202160615-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-31-2022. The Committee approved filing this item at its meeting on 9-28-2022.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Flynn, that Council Bill 22-1167 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

PRE-RECESS ANNOUNCEMENT

Council President Torres announced that tonight, Council will sit as the quasi-judicial Board of Equalization to consider reduction of total cost assessments for one local maintenance district – St. Luke's Pedestrian Mall in Council District 9 & 10; there will also be a required public hearing on Council Bill 22-1025, changing the zoning classification for 15555 East 53rd Ave in Gateway - Green Valley Ranch; and, a required public hearing on Council Bill 22-1026, changing the zoning classification for 990 South Sheridan Boulevard in Westwood. Anyone wishing to speak on any of these matters must go online to sign up during the recess of Council.

RECESS

Council took a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

UNFINISHED BUSINESS

PROCLAMATIONS

22-1326 **A proclamation recognizing International Stuttering Awareness Day, October 22, 2022.**

A motion offered by Councilmember CdeBaca, duly seconded by Councilmember Hinds, that Council Proclamation 22-1326 be adopted, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1327 **A proclamation celebrating Denver afterschool programs and the 2022 Annual National Lights on Afterschool Day.**

A motion offered by Councilmember Torres, duly seconded by Councilmember Kashmann, that Council Proclamation 22-1327 be adopted, carried by the following vote:

Adopted

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Torres (11)
Nay:	(None) (0)
Absent:	Black, Sawyer (2)

COUNCIL CONVENES AS THE QUASI-JUDICIAL BOARD OF EQUALIZATION

PUBLIC HEARINGS - BOARD OF EQUALIZATION

22-1328 **St. Luke's Pedestrian Mall**

Council convened as the quasi-judicial Board of Equalization to consider reduction of total cost assessments for the St. Luke's pedestrian mall local maintenance district. James Rudy signed up to speak. Brendan Kelly of the Department of Transportation and Infrastructure delivered the staff report. No motions were offered, and the assessments were approved.

Approved

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

22-1025 **A bill for an ordinance changing the zoning classification for 15555 East 53rd Ave in Gateway - Green Valley Ranch.**
Approves a map amendment to rezone property from PUD 515 to OS-A, located at 15555 East 53rd Avenue in Council District 11. The Committee approved filing this item at its meeting on 8-30-2022.

Council sat as a Committee of the Whole, commencing at 6:28 p.m., Council President Torres presiding, to hear speakers on Council Bill 22-1025. No speakers signed up to speak in favor of the bill. Jesse Parris signed up to speak in opposition of the bill. Libbie Adams of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 22-1025 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

22-1026 **A bill for an ordinance changing the zoning classification for 990 South Sheridan Boulevard in Westwood.**
Approves a map amendment to rezone property from E-TU-C to E-MX-3, located at 990 South Sheridan Boulevard in Council District 3. The Committee approved filing this item at its meeting on 8-30-2022.

Council sat as a Committee of the Whole, commencing at 6:39 p.m., Council President Torres presiding, to hear speakers on Council Bill 22-1026. John Hersey signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Tony Lechuga of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Herndon, duly seconded by Councilmember Hinds, that Council Bill 22-1026 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye:	CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay:	(None) (0)
Absent:	Black (1)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Torres announced that on Monday, November 14, 2022, Council will hold a required public hearing on Council Bill 22-1214, changing the zoning classification for 3500 and 3600 Park Avenue West in Globeville. On Monday, November 21, 2022, Council will hold a required public hearing on Council Bill 22-1213, changing the zoning classification for 4707 West Hayward Place in West Highland; and, a required public hearing on Council Bill 22-1215, changing the zoning classification for 5004 North Lincoln Street in Globeville. Any protests against Council Bill 22-1214 must be filed with the Council Offices no later than noon on Monday, November 7, 2022. Any protests against Council Bills 22-1213 or 22-1215 must be filed with the Council Offices no later than noon on Monday, November 17, 2022.

ADJOURN

There being no further business before the City Council, Council President Torres adjourned the meeting at 6:53 p.m.

_____

President

Attested by me with the Corporate Seal of the City and County of Denver

_____

Clerk and Recorder, Ex-Officio Clerk
of the City and County of Denver