DENVER CITY COUNCIL

Minutes

Monday, September 30, 2024, 3:30 PM

PLEDGE OF ALLEGIANCE

Council member Sawyer led the Pledge of Allegiance.

LAND ACKNOWLEDGEMENT

Council member Sawyer led the Land Acknowledgement.

ROLL CALL

Council President Pro Tem Romero Campbell attended the meeting virtually. Council member Parady attended the 3:30 p.m. session of the meeting virtually.

Present: Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)

APPROVAL OF THE MINUTES

The minutes of September 23, 2024, were distributed to members of Council. Council President Sandoval ordered the minutes approved.

24-1264 Minutes of Monday, September 23, 2024.

Council Minutes 24-1264 were approved.

Approved

COUNCIL ANNOUNCEMENTS

Council President Sandoval, Council President Pro Tem Romero Campbell, and Council members Sawyer, Alvidrez, Lewis, Flynn, Watson, Hinds and Gonzales-Gutierrez offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

RESOLUTIONS

Finance & Governance Committee

24-1164 **A resolution approving a proposed Purchase And Sale Agreement between the City and County of Denver and Denver 44th Avenue, LLC for the residential reentry facility located at 570 West 44th Avenue, in Council District 9.**

Approves a contract with Denver 44th Avenue, LLC for $26,200,000 for the residential reentry facility located at 570 West 44th Avenue, in Council District 9 (202475759-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-10-2024.

Pursuant to Council Rule 3.6, Council member Sawyer called out this item at the 9-30-2024 meeting for a postponement to the next Council meeting on 10-7-2024.

Postponed

Block Vote

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, to approve the following items en bloc, carried by the following vote:

Approved the consent agenda

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

RESOLUTIONS

Business, Arts, Workforce, Climate & Aviation Services Committee

24-1266 **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Ten Thousand Dollars and No Cents ($10,000.00) made payable to Falgien Warr & Iyer, PC COLTAF, in full payment and satisfaction of all claims related to the civil action captioned *Antonio Estrada-Barda and Alejandro Estrada v. Melvin Fubler and The City and County of Denver*, which was filed in the District Court for the City and County of Denver, Colorado, Case No. 2024CV30297.**
Settles a claim involving the Denver Public Library. This resolution was approved for filing at the Mayor Council meeting on 9-24-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1266 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

24-1267 **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Twenty Thousand Dollars and No Cents ($20,000.00) made payable to the Falgien Warr & Iyer, P.C. COLTAF, in full payment and satisfaction of all claims related to the civil action captioned *Antonio Estrada-Barda and Alejandro Estrada v. Melvin Fubler and The City and County of Denver,* which was filed in the District Court for the City and County of Denver, Colorado, Case No. 2024CV30297.**
Settles a claim involving the Denver Public Library. This resolution was approved for filing at the Mayor Council meeting on 9-24-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1267 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

Finance & Governance Committee

24-1119 **A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Rider Kafer, P.C. to defend the City and its employees in Civil Litigation matters citywide.**
Amends a contract to reflect a name change from Morgan Rider Riter Tsai P.C. to Rider Kafer, P.C. The firm currently defends the The City and its employees in Civil Litigation matters, citywide (ATTNY-202366575-01/ATTNY-202475384-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-3-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1119 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

Land Use, Transportation & Infrastructure Committee

24-1162 **A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Kraemer North America, LLC for preconstruction services for the Colfax BRT project.**
Amends a contract with Kraemer North America, LLC by adding six months for a new ending date of 2-28-2025 for preconstruction services for the Colfax BRT project, in Council District 5, 8, 9, and 10 (DOTI-202475734-02/DOTI-202369719-02). No change to contract amount. The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-10-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1162 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

24-1175 **A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Stanley Consultants, Inc. to reconstruct six existing traffic signals along Alameda Avenue.**
Amends a contract with Stanley Consultants, Inc., adding $195,298.37 for a new total of $1,019,845.73 and 730 days for a new ending date of 10-12-2026 to reconstruct six existing traffic signals along Alameda Avenue, in Council Districts 3, 5, 7, 8, 9 and 10 (DOTI-202474881-01/202264625-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-17-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1175 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

24-1176 **A resolution approving a proposed First Amendatory Agreement between the City and County of Denver and Stantec Architecture, Inc., to continue professional design services for the 5280 Trail on 21st Street from Coors Field to Benedict Fountain Park in Council District 9.**
Amends a contract with Stantec Architecture, Inc. by adding $338,524 for a new total of $1,043,512 and a new ending date of 8-29-2025 to continue professional design services for the 5280 Trail on 21st Street from Coors Field to Benedict Fountain Park, in Council District 9 (DOTI-202474625-02DOTI-202055598-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-17-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1176 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

Safety, Housing, Education & Homelessness Committee

24-1181 **A resolution approving a proposed Amendatory Agreement between the City and County of Denver and University System of New Hampshire to continue providing consultation and training for the Denver START program at Rocky Mountain Human Services.**
Amends a contract with University System of New Hampshire by adding $24,072 for a new total of $623,174 and 10 months for a new ending date of 6-30-2025 to continue providing consultation and training for the Denver START program at Rocky Mountain Human Services benefitting Denver residents with intellectual and developmental disabilities (IDD) and mental health needs (IDD-MH), citywide (SOCSV21-OCSV2024-75064-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-18-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1181 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

24-1205 **A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Securus Technologies, LLC to continue providing phone services for individuals incarcerated at Denver County Jail and Downtown Detention Center.**
Amends a contract with Securus Technologies, LLC., by adding 7 months for a new ending date of 3-31-2025 to continue providing phone services for individuals incarcerated at Denver County Jail and Downtown Detention Center, citywide. No change to contract amount (TECHS-20121032-04/TECHS-202474973-04). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-25-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1205 be adopted en bloc, carried by the following vote:

Adopted

Aye: Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)

Nay: (None) (0)

24-1206 **A resolution approving a proposed Fifth Amendatory Agreement between the City and County of Denver and Securus Technologies, LLC to continue providing onsite and remote video visitations, and tablets for individuals in custody at the Downtown Detention Center and the Denver County Jail.**

Amends a contract with Securus Technologies LLC. by adding $210,000 for a new total of $2,242,000 and 7 months for a new ending date of 3-31-2025 to continue providing onsite and remote video visitations, and tablets for individuals in custody at the Downtown Detention Center and the Denver County Jail during the transition to a new vendor, citywide (SHEF-202475066-05/201734866). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-25-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1206 be adopted en bloc, carried by the following vote:

Adopted

Aye: Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)

Nay: (None) (0)

24-1268 **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of One Hundred Twenty-Five Thousand Dollars and No Cents ($125,000.00) made payable to Civil Rights Litigation Group, LLP, full payment and satisfaction of all claims related to the civil action captioned Scott Carey v. Mark Matthews, which was filed in the United States District Court for the District of Colorado, Case No. 23-cv-01927-CNS-KAS**
Settles a claim involving the Denver Police Department. This resolution was approved for filing at the Mayor Council meeting on 9-24-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1268 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

24-1269 **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Fifteen Thousand Dollars and No Cents ($15,000.00) payable to Colorado Injury Law Center and Humberto Quintero, in full payment and satisfaction of all claims related to the incident which occurred on August 9, 2021, at or near the intersection of West Mississippi Avenue and South Kalamath Street in Denver, Colorado, Claim No. 2021-004256.**
Settles a claim involving the Denver Police Department. This resolution was approved for filing at the Mayor Council meeting on 9-24-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1269 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

South Platte River Committee

24-1163 **A resolution approving a proposed Contract between the City and County of Denver and JV LoDo Denargo LLC to build a public park in the Denargo Market redevelopment, in Council District 9.**
Approves a contract with JV LoDo Denargo LLC for which the City will fund up to but not exceed $3,000,000 and until acceptance of completed work, to build a public park in the Denargo Market redevelopment, in Council District 9 (202473847). The last regularly scheduled Council meeting within the 30-day review period is on 10-21-2024. The Committee approved filing this item at its meeting on 9-11-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1163 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

24-1174 **A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley, bounded by West 40th Avenue, North Fox Street, West 39th Avenue, and North Galapago Street.**
Dedicates a parcel of land as public right-of-way as public alley, bounded by West 40th Avenue, North Fox Street, West 39th Avenue and North Galapago Street, in Council District 9. The Committee approved filing this item at its meeting on 9-18-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Resolution 24-1174 be adopted en bloc, carried by the following vote:

Adopted

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

BILLS FOR INTRODUCTION

Land Use, Transportation & Infrastructure Committee

24-1093 **A bill for an ordinance changing the zoning classification for 401 North Delaware Street in Baker.**
Approves a map amendment to rezone property from U-RH-2.5 to U-MX-2X, located at 401 North Delaware Street, in Council District 7. If ordered published, a public hearing will be held on Monday, 10-28-2024. The Committee approved filing this item at its meeting on 9-10-2024.

Council Bill 24-1093 was ordered published with a future required public hearing on 10-28-2024.

Ordered published with a future required public hearing

24-1207 **A bill for an ordinance vacating a portion of right-of-way at 901 North Navajo Street, without reservations.**
Vacates a portion of right-of-way at 901 North Navajo Street without reservations, in Council District 3. The Committee approved filing this item at its meeting on 9-24-2024.

Council Bill 24-1207 was ordered published.

Ordered published

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

24-1116 **A bill for an ordinance approving the Mayor's reappointment to the Denver Commission on Cultural Affairs.**
Approves the Mayoral reappointment of Elizabeth Macy to the Denver Commission on Cultural Affairs (DCCA) for a term of 9-01-2024 through 8-31-2027, or until successor is duly appointed. The Committee approved filing this item at its meeting on 9-3-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Bill 24-1116 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

Land Use, Transportation & Infrastructure Committee

24-1154 **A bill for an ordinance amending Chapter 27 (Housing) of the Denver Revised Municipal Code to amend provisions relating to negotiated alternatives and high impact developments.**
Amends Chapter 27 (Housing) of the Denver Revised Municipal Code, amending provisions related to making changes to negotiated alternatives and high impact developments by correcting typographical errors, providing clarifying language, granting parking exemptions, and incentive height, citywide. The Committee approved filing this item at its meeting on 9-10-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Bill 24-1154 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

South Platte River Committee

24-1146 **A bill for an ordinance approving a proposed Amended and Restated Denargo Market Development Agreement between the City and County of Denver and JB Denargo, LLC and Denargo Market Metropolitan District 1, to amend specific environmental standards related to construction and infrastructure on certain city property in Council District 9.**
Amends the Denargo Market Development Agreement with JB Denargo, LLC, and Denargo Market Metropolitan District by amending specific environmental standards related to construction and infrastructure on city property that is not ROW or Parks, in Council District 9 (CPLAN-202370156). The last regularly scheduled Council meeting within the 30-day review period is on 10-14-2024. The Committee approved filing this item at its meeting on 9-11-2024.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Bill 24-1146 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)

Nay: (None) (0)

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Council President Sandoval announced that tonight, there will be a required public hearing on Council Bill 24-0983 changing the zoning classification for 4050 North Colorado Boulevard and associated properties in Northeast Park Hill; and a required public hearing on Council Bill 24-1168 approving the respective First Amendments to the First Amended and Restated Service Plans for the West Globeville Metropolitan District Nos. 1 & 2.

RECESS

Council took a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

UNFINISHED BUSINESS

PROCLAMATIONS

24-1265 **A Proclamation Supporting Denver's Gig Economy Workers.**

A motion offered by Council member Gilmore, duly seconded by Council member Hinds, that Council Proclamation 24-1265 be adopted, carried by the following vote:

Adopted

Aye: Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)

Nay: (None) (0)

24-1271 **A Proclamation Recognizing September as National Blood Cancer Awareness Month.**

A motion offered by Council member Watson, duly seconded by Council member Hinds, that Council Proclamation 24-1271 be adopted, carried by the following vote:

Adopted

Aye: Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)

Nay: (None) (0)

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

24-0983 **A bill for an ordinance changing the zoning classification for 4050 North Colorado Boulevard and associated properties in Northeast Park Hill.** Approves a map amendment to rezone the property located at 4050 North Colorado Boulevard and associated properties from B-3 with waivers and conditions to C-MX-5 and C-MX-8 in Council District 8. The Committee approved filing this item at its meeting on 8-6-2024. This item was postponed at the 9-16-2024 meeting to 9-30-2024. A public hearing for Council Bill 24-0983 was conducted on the 9-16-2024 meeting. Council Bill 24-0983 was then postponed to the 9-30-2024 meeting.

A public hearing for Council Bill 24-0983 was conducted on the 9-16-24 meeting. Council Bill 24-0983 was then postponed to the 9-30-24 meeting.

A motion offered by Council member Sawyer, duly seconded by Council member Hinds, that Council Bill 24-0983 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye:	Alvidrez, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Torres (10)
Nay:	Flynn, Sawyer (2)
Absent:	Watson (1)

Finance & Governance Committee

24-1168 **A bill for an ordinance approving the respective First Amendments to the First Amended and Restated Service Plans for the West Globeville Metropolitan District Nos. 1 & 2.**

Approves the First Amendments to the First Amended and Restated Service Plans for West Globeville Metropolitan District Nos. 1 & 2, in Council District 9. The Committee approved filing this item at its meeting on 9-10-2024.

Council sat as a Committee of the Whole, commencing at 6:09 p.m., Council President Sandoval presiding, to hear speakers on Council Bill 24-1168. Karen Gerwitz, Anthony Cistone, and Carla Padilla signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Dennis Wegienek of the Department of Finance delivered the staff report.

A motion offered by Council member Sawyer, duly seconded by Council member Gilmore, that Council Bill 24-1168 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye:	Alvidrez, Flynn, Gilmore, Gonzales-Gutierrez, Hinds, Kashmann, Lewis, Parady, Romero Campbell, Sandoval, Sawyer, Torres, Watson (13)
Nay:	(None) (0)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Sandoval announced that on Monday, October 28, 2024, Council will hold a required public hearing on Council Bill 24-1093 changing the zoning classification for 401 North Delaware Street in Baker. Any protests against Council Bill 24-1093 must be filed with the Council Offices no later than noon on Monday, October 21, 2024.

ADJOURN

There being no further business before the City Council, Council President Sandoval adjourned the meeting at 6:34 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