

City Council Minutes

Meeting Date: Monday, November 14, 2016 5:30 PM

PLEDGE OF ALLEGIANCE

Council member New led the Pledge of Allegiance.

ROLL CALL

Council member Herndon arrived late.

Present: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, López, New, Ortega, Susman (12)

Absent: Kniech (1)

APPROVAL OF THE MINUTES

[16-1099](#) Minutes of Monday, November 7, 2016

The minutes of November 7, 2016 were approved.

Filed

The minutes of meeting date, Monday, November 7, 2016, were distributed to Council. Council President Brooks ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Council members Susman, Gilmore, and Brooks offered announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[16-1098](#) A proclamation honoring Paul Ramsey and Liz Vehko.

Sponsors: New, Black, Clark, Kashmann, Susman, López and Brooks

A motion offered by Councilman New, duly seconded by Councilman López, that Proclamation 16-1098 be adopted. The motion carried by the following vote:

Adopted

Council members Gilmore, Espinoza, and Ortega asked to be added as a sponsor of Proclamation 16-1098.

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Kashmann,
López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Herndon, Kniech (2)

[16-1122](#) A proclamation recognizing November as National Diabetes Awareness Month.

Sponsors: Black, New, Clark, Brooks, Susman, Kniech, Gilmore,
Kashmann and López

A motion offered by Councilwoman Black, duly seconded by Councilwoman Ortega, that Proclamation 16-1122 be adopted. The motion carried by the following vote:

Adopted

Council member Espinoza asked to be added as a sponsor of Proclamation 16-1122.

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Kashmann,
López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Herndon, Kniech (2)

[16-1152](#) A proclamation in recognition of 2016 National Hunger and Homeless Awareness Week.

Sponsors: Ortega, Kashmann, Kniech, New, López, Gilmore, Black and Brooks

A motion offered by Councilwoman Ortega, duly seconded by Councilman Flynn, that Proclamation 16-1152 be adopted. The motion carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Kashmann, López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Herndon, Kniech (2)

MAYOR'S PROPOSED 2017 BUDGET

[16-1100](#) Mayor's Proposed 2017 Budget

A motion offered by Councilman Flynn, duly seconded by Councilwoman Susman, that Communication 16-1100 be adopted. The motion carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kniech (1)

RESOLUTIONS

Block Vote

Block Vote

A motion offered by Councilman New, duly seconded by Councilman Flynn, to approve the following items en bloc. The motion carried by the following vote:

Approved the consent agenda

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kniech (1)

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

16-1045 A resolution approving a proposed Second Amendment to Agreement, between the City and County of Denver and IED Support Services, LLC concerning extended warranty, preventive maintenance and on-call and on-site emergency support for all voice paging at Denver International Airport.

Amends a contract with Innovative Electronic Designs, Inc. to receive an extended warranty, scheduled replacement, preventive maintenance, repairs, on-call and on-site emergency technical support for all emergency communication system equipment related to the voice paging system at Denver International Airport (201102921-02). No additional time or costs were added to this contract. The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 11-2-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1045 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kniech (1)

Finance & Governance Committee

16-1057 A resolution approving a proposed Agreement between the City and County of Denver and BKD, LLP for annual independent audit.

Approves a \$791,800 contract with BKD for the annual independent audit of city finances (AUDIT 201629144). The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 11-1-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1057 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kniech (1)

Land Use, Transportation & Infrastructure Committee

16-0897 A resolution approving a proposed Agreement between the City and County of Denver and Fransen-Pittman Construction Co., Inc. for Construction Management/General Contracting services.

Approves a contract with Fransen-Pittman Construction Co. for \$4,084,617 for one year for construction management and general contractor services at the Levitt Pavilion at Ruby Hill Park in Council District 7 (201630664). The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 10-6-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-0897 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Kniech (1)

16-0951 A resolution approving a proposed Contract between the City and County of Denver and Jacobs Investments, LLC d/b/a Colorado Boring Co. to improve the signal system control.

Approves a contract with Jacobs Investments, LLC for \$788,731.40 for 8 months to provide Citywide traffic signal upgrades and improvements (201629156). The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 10-20-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-0951 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Kniech (1)

16-1039 A resolution approving a proposed Second Amendment to Contract Services Agreement between the City and County of Denver and Summit Services, Inc. for the performance of the median area maintenance services.

Amends a contract with Summit Services, Inc. by adding \$406,134 to the contract for a new total contract amount of \$1,534,536 and adding one year for a new end date of 10-31-2017 for the mowing, string trimming, edging, clean up, fertilization, pre-emergent, and broadleaf spray of medians and included right-of-way citywide (201415856). The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 11-3-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1039 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
- Nay: (None) (0)

Absent: Kniech (1)

16-1047 A resolution laying out, opening and establishing as part of the City street system a parcel of land as East Mississippi Avenue at East Mississippi Avenue and South Sherman Street.

Dedicates a parcel of land as public right-of-way as East Mississippi Avenue at the intersection of East Mississippi Avenue and South Sherman Street in Council District 7. The Committee approved filing this resolution by consent on 11-3-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1047 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kniech (1)

Safety, Housing, Education, & Homelessness Committee

16-0967 A resolution approving a proposed Escrow Agreement between the City and County of Denver, PaulsCorp, LLC, and U.S. Bank National Association, for off-site development at 155 Steele Street as alternative satisfaction of Denver’s Inclusionary Housing Ordinance.

Approves an escrow agreement and account with PaulsCorp, LLC, in the amount of \$903,228 for conformance to the Inclusionary Housing Ordinance option to provide affordable units at an off-site location. The off-site units satisfy the IHO requirement for 155 Steele Street located in Council District 10. The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 10-20-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-0967 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kniech (1)

16-1042 A resolution approving a proposed Ninth Amendment and Modification Agreement between the City and County of Denver and Sable Ridge Development, LLC, amending the terms of the loan and assigning a portion of the loan to Sable Ridge Apartments, LLC.

Amends a loan agreement with Sable Ridge Development, LLC to allow for the partial assumption through a new loan agreement in the amount of \$1 million of the outstanding loan balance by Sable Ridge Apartments, LLC an affiliated entity, and to confirm repayment terms for the remaining balance for the development of new low- to moderate-income housing in Council District 11 (GE04001-09). The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 11-2-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1042 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kniech (1)

16-1043 A resolution approving a proposed Loan Agreement between the City and County of Denver and Sable Ridge Apartments, LLC to develop an affordable housing project known as Sable Ridge Apartments.

Approves a new loan agreement with Sable Ridge Apartments, LLC for \$1 million of Skyline HSG funds (previously disbursed under a separate loan agreement) for the construction of 60 senior affordable apartments in Council District 11. The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 11-2-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1043 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kniech (1)

16-1048 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Denver Children's Advocacy Center.

Amends an on-call contract with Denver Children's Advocacy Center by adding \$220,000 to the contract for a new contract total in the amount of \$991,000 and extending the term by one year for a new end date of 12-31-17 for forensic interviews of minors and other professional services (201312556-03). The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this resolution by consent on 11-2-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1048 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, López, New, Ortega, Susman (12)
Nay: (None) (0)
Absent: Kniech (1)

16-1063 A resolution approving the City Council appointment to the Head Start Policy Council.

Approves the appointment of Diana Romero Campbell to the Head Start Policy Council as the City Council appointment for a term effective immediately and expiring on November 30, 2017. The Committee approved filing this resolution by consent on 11-2-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1063 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,
Kashmann, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kniech (1)

[16-1120](#) A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Sixty Thousand Dollars (\$60,000.00), payable to the KLN Trust Account in full payment and satisfaction of all claims in Case No. 13-cv-2896-CMA-MJW, in the United States District Court for the District of Colorado.

Settles a claim involving the Denver Police Department. This resolution was approved for filing at the Mayor-Council meeting on 11-8-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Resolution 16-1120 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kniech (1)

BILLS FOR INTRODUCTION

Business, Arts, Workforce, & Aeronautical Services Committee

[16-1010](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Bluebird Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Bluebird Business Improvement District in Council Districts 9 and 10. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1010 was ordered published on first reading.

Ordered published on first reading

[16-1011](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Cherry Creek Subarea Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Cherry Creek Subarea Business Improvement District in Council District 9. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1011 was ordered published on first reading.

Ordered published on first reading

[16-1012](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Colfax Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Colfax Business Improvement District in Council Districts 9, 7, and 10. The Committee approved filing this bill at its meeting on 11-2-16.

This Bill 16-1012 was ordered published on first reading.

Ordered published on first reading

[16-1013](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the West Colfax Business Improvement District.

Approves the 2017 Operating Plan and Budget for the West Colfax Business Improvement District in Council Districts 1 and 3. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1013 was ordered published on first reading.

Ordered published on first reading

[16-1014](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Downtown Denver Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Downtown Denver Business Improvement District in Council Districts 9 and 10. The Committee approved filing this bill at its meeting on 11-2-16.

This Bill 16-1014 was ordered published on first reading.

Ordered published on first reading

[16-1015](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Colfax-Mayfair Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Colfax-Mayfair Business Improvement District in Council Districts 5 and 8. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1015 was ordered published on first reading.

Ordered published on first reading

[16-1016](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Federal Boulevard Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Federal Boulevard Business Improvement District in Council District 1. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1016 was ordered published on first reading.

Ordered published on first reading

[16-1017](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the RiNo Business Improvement District.

Approves the 2017 Operating Plan and Budget for the RiNo Business Improvement District in Council District 9. The Committee approved filing this bill at its meeting on 11-2-16.

This Bill 16-1017 was ordered published on first reading.

Ordered published on first reading

[16-1018](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Santa Fe Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Santa Fe Business Improvement District in Council District 3. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1018 was ordered published on first reading.

Ordered published on first reading

[16-1019](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Five Points Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Five Points Business Improvement District in Council District 9. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1019 was ordered published on first reading.

Ordered published on first reading

[16-1020](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Cherry Creek North Business Improvement District.

Approves the 2017 Cherry Creek North Business Improvement District Operating Plan and Budget in Council District 10. The Committee approved filing this bill at its meeting on 11-2-16.

This Bill 16-1020 was ordered published on first reading.

Ordered published on first reading

[16-1033](#) A bill for an ordinance approving an Operating Plan and Budget for 2017 for the Old South Gaylord Business Improvement District.

Approves the 2017 Operating Plan and Budget for the Old South Gaylord Business Improvement District in Council District 6. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1033 was ordered published on first reading.

Ordered published on first reading

[16-1041](#) A bill for an ordinance concerning the reorganization and continued existence of the Gateway Village General Improvement District Advisory Board.

Approves the reorganization and continued existence of the Gateway Village General Improvement District Advisory Board in Council District 11. The Committee approved filing this bill by consent on 11-2-16.

This Bill 16-1041 was ordered published on first reading.

Ordered published on first reading

Finance & Governance Committee

16-1035 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.

Changes the pay grade of Crime Scene Investigator I from 618-E to 621-E, Crime Scene Investigator II from 621-E to 624-E, and Crime Scene Supervisor from 627-E to 628-E. The Committee approved filing this bill by consent on 11-1-16.

This Bill 16-1035 was ordered published on first reading.

Ordered published on first reading

16-1036 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.

Changes the pay grade of Deputy Public Defender I from 807-L to 810-L and Deputy Public Defender II from 809-L to 812-L. The Committee approved filing this bill by consent on 11-1-16.

This Bill 16-1036 was ordered published on first reading.

Ordered published on first reading

16-1049 A bill for an ordinance making supplemental appropriations from the General Contingency Fund to Departments.

Approves a supplemental appropriation of \$4,307,000 from general fund contingency for several city agencies, including the Career Service Hearing Office, the City Attorney's Office, the Office of the Clerk & Recorder, Human Rights & Community Partnerships, the Sheriff Department, the Office of Economic Development, the Office of Human Resources, and the Office of Special Events. The Committee approved filing this bill at its meeting on 11-1-16.

This Bill 16-1049 was ordered published on first reading.

Ordered published on first reading

16-1054 A bill for an ordinance to transfer cash from the Capital Improvement and Capital Maintenance Fund to the Grant Projects Fund.

Approves the transfer of \$12,020,206 from the Capital Improvement Fund to the Capital Special Revenue Funds 38507 and 38349 respectively to correct previous financial actions. The Committee approved filing this bill by consent on 11-1-16.

This Bill 16-1054 was ordered published on first reading.

Ordered published on first reading

[16-1055](#) A bill for an ordinance making a rescission in the Capital Improvement and Capital Maintenance Fund and transfer to the General Fund.

Approves the rescission and transfer of \$2 million from the Capital Improvement Fund to the General Fund for reimbursement of expenses related to the acquisition of 5135 Race from the National Western Center Bond proceeds. The Committee approved filing this bill by consent on 11-1-16.

This Bill 16-1055 was ordered published on first reading.

Ordered published on first reading

[16-1056](#) A bill for an ordinance to appropriate the 2016 Revenue Based Winter Park Parks and Recreation Capital Fund.

Appropriates \$986,244 in the Winter Park Parks and Recreation Capital Fund due to receipt of 2016 Incentive Payment per the terms of the existing Winter Park Lease and Operating Agreement for projects in Council Districts 9, 11, and 6. The Committee approved filing this bill by consent on 11-1-16.

This Bill 16-1056 was ordered published on first reading.

Ordered published on first reading

Land Use, Transportation & Infrastructure Committee

[16-1021](#) A bill for an ordinance designating 2849 West 23rd Avenue as a structure for preservation.

Designates the property at 2849 West 23rd Avenue as an individual structure for preservation in Council District 1. IF ORDERED PUBLISHED, A PUBLIC HEARING WILL BE HELD ON THIS ITEM. REFER TO THE "PENDING" SECTION OF THE FUTURE COUNCIL MEETING AGENDAS FOR THE DATE. The Committee approved filing this bill at its meeting on 11-1-16.

A motion offered by Councilman New, duly seconded by Councilwoman Black, that Bill 16-1021 be ordered published. The motion carried by the following vote:

Ordered published with future required public hearing

Aye: Black, Clark, Espinoza, Flynn, Gilmore, Kashmann, López, New, Ortega, Susman (10)

Nay: Herndon (1)

Absent: Kniech (1)

Abstain: Brooks (1)

16-1023 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the West 38th Avenue Phase I Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the West 38th Avenue Phase I Pedestrian Mall Local Maintenance District in Council District 1. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1023 was ordered published on first reading.

Ordered published on first reading

16-1024 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Expanded Greektown Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the Expanded Greektown Pedestrian Mall Local Maintenance District in Council Districts 9 and 10. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1024 was ordered published on first reading.

Ordered published on first reading

16-1025 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Phase II West 38th Avenue Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the Phase II West 38th Avenue Pedestrian Mall Local Maintenance District in Council District 1. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1025 was ordered published on first reading.

Ordered published on first reading

16-1026 A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 32nd and Lowell Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the 32nd and Lowell Pedestrian Mall Local Maintenance District in Council District 1. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1026 was ordered published on first reading.

Ordered published on first reading

[16-1027](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Pedestrian Mall B Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Pedestrian Mall B Local Maintenance District in Council District 7. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1027 was ordered published on first reading.

Ordered published on first reading

[16-1028](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Phase II Broadway Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the Phase II Broadway Pedestrian Mall Local Maintenance District in Council District 7. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1028 was ordered published on first reading.

Ordered published on first reading

[16-1029](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Viaduct Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the Broadway Viaduct Pedestrian Mall Local Maintenance District in Council District 9. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1029 was ordered published on first reading.

Ordered published on first reading

[16-1030](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the 22nd Street and Park Avenue West Pedestrian Mall Local Maintenance District in Council District 9. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1030 was ordered published on first reading.

Ordered published on first reading

[16-1031](#) A bill for an ordinance assessing the annual costs of the continuing care, operation, repair, maintenance and replacement of the Consolidated Morrison Road Pedestrian Mall Local Maintenance District upon the real property, exclusive of improvements thereon, benefited.

Approves the 2017 annual costs of the continuing care, operation, repair, maintenance and replacement of the Consolidated Morrison Road Pedestrian Mall Local Maintenance District in Council District 3. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1031 was ordered published on first reading.

Ordered published on first reading

[16-1037](#) A bill for an ordinance relinquishing a portion of the easement reserved by Section A, Article 9 of Ordinance No. 750, Series of 1997, and relinquishing a portion of the easement established by the Deed of Easement, recorded with the Denver Clerk & Recorder at Reception No. 9900154402, located at 1000 Chopper Circle.

Relinquishes a portion of certain easements established in Section A, Article 9 of the Vacating Ordinance No. 750, Series of 1997; as well as a portion of certain easements established in the Deed of Easement document with recordation number 990015442, located at 1000 Chopper Circle in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 12-5-16. The Committee approved filing this bill by consent on 11-3-16.

This Bill 16-1037 was ordered published on first reading.

Ordered published on first reading

[16-1155](#) A bill for an ordinance vacating a portion of the alley bounded by South Colorado Boulevard, East Girard Street, South Ash Street and East Hampden Avenue, without reservations.

Vacates a portion of the north/south alley bounded by South Colorado Boulevard, East Girard Street, South Ash Street, and East Hampden Avenue at 4101 East Hampden Avenue, without reservations, granted to First Universalist Church. This bill was approved for filing by Councilwoman Black on 11-10-16.

This Bill 16-1155 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

16-1059 A bill for an ordinance appointing Julia C. Yeckes to serve as a member of the Board of Ethics.

Appoints Julia C. Yeckes to fill a vacated term on the Board of Ethics beginning immediately and ending 4-20-17. The Committee approved filing this bill at its meeting on 11-1-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Bill 16-1059 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Kniech (1)

16-1095 A bill for an ordinance amending Section 13-2, D.R.M.C. concerning the city council’s weekly meeting schedule and observance of holidays.

Revises the Denver Revised Municipal Code to allow Council not to meet between the Christmas and New Year’s holidays. This bill was approved for filing by Council President Brooks.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Bill 16-1095 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Kniech (1)

Land Use, Transportation & Infrastructure Committee

16-0994 A bill for an ordinance authorizing the purchase of capital equipment from the Capital Improvements and Capital Maintenance Fund.

Approves the one-time capital purchase of a Vehicle Mounted Retrometer for a cost of \$82,200 to be utilized to record the retro-reflectivity of pavement markings, and to measure how bright pavement marking appear at night when illuminated by vehicle headlights (0000056452). The Committee approved filing this bill by consent on 10-27-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Bill 16-0994 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)
- Nay: (None) (0)
- Absent: Kniech (1)

Safety, Housing, Education, & Homelessness Committee

16-0995 A bill for an ordinance authorizing the purchase of capital equipment from the General Fund.

Approves the one-time capital purchase of a North Central Instruments Leica FSC Microscope for the Firearms Unit of the Denver Police Crime Lab to be used to analyze shell casings at a cost of \$66,779. The Committee approved filing this bill by consent on 10-26-16.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that Bill 16-0995 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, López, New, Ortega, Susman (12)

Nay: (None) (0)

Absent: Kniech (1)

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

Council President Brooks announced that tonight there will be a required public hearing on Council Bill 818, changing the zoning classification for approximately 1007-1095 Julian Street / 3424 West 12th Avenue and 1030-1090 Knox Court; and, a required public hearing on Council Bill 819, changing the zoning classification for 3990 East Cornell, 3015, 3029, 3043 & 3071 South Colorado Boulevard. Anyone wishing to speak on either of these matters must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

RECESS

Meeting went into Recess

Meeting Reconvened

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

16-0818 A bill for an ordinance changing the zoning classification for approximately 1007-1095 Julian Street/3424 West 12th Avenue and 1030-1090 Knox Court.

Rezoned property located at approximately 1007-1095 Julian Street/3424 West 12th Avenue and 1030-1090 Knox Court from E-SU-D1x to E-TH-2.5 (Single-family residential with accessory dwelling units to Urban Edge with townhomes and a 2.5-story limit) in Council District 3. The Committee approved filing this bill at its meeting on 10-4-16. Community Planning and Development has determined that the requirement for a legal protest (signatures of the owners of at least 20% of those property owners within 200 feet of the subject area or 20% within 200 feet of the outside of the subject area) has not been met (petition signatures represent 13.5% and 11%, respectively).

A motion offered by Councilman New, duly seconded by Councilman Kashmann, that Bill 16-0818 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Council sat as a Committee of the Whole commencing at 7:33 p.m., Council President Brooks presiding, to hear speakers on Council Bill 16-0818. Lance Nading, Phil Workman, Chelsea Thomas, Rich Dziallo, Shelley Thomas, Rich Dziallo, Jacob Jacoby, Greg Grossman, and Suzanne Thomas signed up to speak in favor of the bill. Kathy Sandoval, Tyler Richter, Jaime Aguilar, Thomas J. Trujillo, Will Salas, and JoAnn Phillips signed up to speak in opposition of the bill. Theresa Lucero of Community Planning and Development delivered the Staff Report.

- Aye: Black, Brooks, Clark, Gilmore, Herndon, Kashmann, New, Susman (8)
- Nay: Espinoza, Flynn, López, Ortega (4)
- Absent: Kniech (1)

16-0819 A bill for an ordinance changing the zoning classification for 3990 East Cornell, 3015, 3029, 3043 & 3071 South Colorado Boulevard.

Rezone property located at 3990 East Cornell, 3015, 3029, 3043 & 3071 South Colorado Boulevard from PUD #601 to S-TH-2.5 (A PUD that was never implemented to suburban houses including duplexes and townhomes) in Council District 4. The Committee approved filing this bill at its meeting on 10-4-16.

A motion offered by Councilman New, duly seconded by Councilman Herndon, that Bill 16-0819 be placed upon final consideration and do pass. The motion carried by the following vote:

Placed upon final consideration and do pass

Council sat as a Committee of the Whole commencing at 9:50 p.m., Council President Brooks presiding, to hear speakers on Council Bill 16-0819. No speakers signed up to speak in favor of nor in opposition of the bill. Theresa Lucero of Community Planning and Development delivered the Staff Report.

- Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Ortega, Susman (10)
- Nay: (None) (0)
- Absent: Kniech, López, New (3)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Brooks announced that on Monday, November 21, 2016, Council will hold a required public hearing on 16-1021, designating 2849 West 23rd Avenue as a structure for preservation. And, Council will convene as the Board of Directors of three different General Improvement Districts or GIDs – the 14th Street GID, the Gateway Village GID, and the RiNo GID. Three separate hearings will be held on each district’s proposed 2017 budget, work plan, and mill levy certification.

ADJOURN

There being no further business before the City Council, Council President Brooks adjourned the meeting at 10:02 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