

City Council Minutes
Meeting Date: Monday, May 22, 2023 3:30 PM

PLEDGE OF ALLEGIANCE

Councilmember Black led the Pledge of Allegiance.

LAND ACKNOWLEDGEMENT

Councilmember Black led the Land Acknowledgement.

ROLL CALL

Councilmember CdeBaca arrived late. Councilmembers CdeBaca, Herndon, Ortega, and Sawyer attended the meeting virtually.

Present: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
 Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

APPROVAL OF THE MINUTES

The minutes of March 15, 2023, were distributed to members of Council. Council President Torres ordered the minutes approved.

[23-0658](#) Minutes of Monday, May 15, 2023.

Council Minutes 23-0658 were approved.

Approved

COUNCIL ANNOUNCEMENTS

Council President Torres and Councilmembers Herndon, Kashmann, Hinds, and Sandoval made announcements.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[23-0663](#) **A Proclamation Declaring June 2nd as the 9th Annual National Gun Violence Awareness Day, June 3-4 as Wear Orange Weekend and June as Gun Violence Awareness Month.**

A motion offered by Councilmember Kashmann, duly seconded by Councilmember Kniech, that Council Proclamation 23-0663 be approved, carried by the following vote:

Approved

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

Nay: (None) (0)

Absent: CdeBaca (1)

RECAP OF BILLS TO BE CALLED OUT

RESOLUTIONS

Safety, Housing, Education & Homelessness Committee

23-0542 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Nicoletti Flater Professional Limited Liability Partnership to continue providing psychological and counseling services, critical incident debriefings, as well as other assessments and consultations for the Department of Safety, citywide.

Amends a contract with Nicoletti-Flater Professional Limited Liability Partnership by adding \$1,000,000 for a new total of \$2,300,000 and one year for a new end date of 3-31-2025 to continue providing psychological and counseling services, critical incident debriefings, as well as other assessments and consultations for the Department of Safety, citywide (SAFTY-202158007-00/ SAFTY-202261779-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Resolution 23-0542 be adopted, carried by the following vote:

Adopted

Aye: Black, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann,
Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay: CdeBaca (1)

BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

23-0422 A bill for an ordinance amending Ordinance 20220426, Series 2022, to extend the deadlines by which an applicant must obtain approval of a site development plan or site development plan amendment in order to comply with the requirements of Articles V or VI, Chapter 27 of the DRMC, as applicable, as it existed prior to July 1, 2022 and amend the reporting requirements of the Department of Community Planning and Development.

Amends section 4 of Ordinance No. 0426, Series 2022 to extend the deadlines by which an applicant must obtain approval of a site development plan to be exempt from the requirements in CB22-0426, increase the required number of times that Community Planning and Development must provide the applicable report to City Council and extend the final deadline for the report. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Bill 23-0422 be postponed, carried by the following vote:

Postponed

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Safety, Housing, Education & Homelessness Committee

[23-0428](#) **A bill for an ordinance amending article IV, chapter 11 of the revised municipal code, regarding the Denver College Affordability Fund.**

An ordinance amending Article IV, Chapter 11 of the revised municipal code, regarding the Denver College Affordability Fund. The Committee approved filing this item at its meeting on 4-19-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Herndon, that Council Bill 23-0428 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (11)
Nay: Clark, Flynn (2)

Block Vote

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

Approved the consent agenda

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

RESOLUTIONS

City Council - Direct Files

[23-0640](#) **A resolution extending the declaration of local disaster emergency pertaining to sheltering of migrants and asylum seekers filed with the clerk and recorder to June 26, 2023.**

Approves the extension of the declaration of local disaster filed with the clerk and recorder to June 26, 2023. Councilmember Torres approved direct filing this item on 5-18-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0640 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Business, Arts, Workforce, & Aviation Services Committee

23-0523 A resolution approving a proposed Agreement between the City and County of Denver and Poetic Kinetics, Inc. to create, fabricate and install a piece of site-specific artwork as part of the city’s public art program for the 16th Street Mall in Council District 9.

Approves a contract with Poetic Kinetics, Inc. for \$750,000 and through 12-31-2026 to create, fabricate and install site-specific artwork as part of the city’s public art program for the 16th Street Mall in Council District 9 (THTRS-202266109-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0523 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0524 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Social Space, LLC to account for increased costs associated with the creation and installation of a piece of artwork as part of the city’s public art program for the National Western Center.

Amends a contract with Social Space, LLC by adding \$450,000 for a new total of \$850,000 to account for inflationary pressures, increased labor costs and supply chain issues associated with the creation, fabrication and installation of artwork as part of the city’s public art program for the National Western Center in Council District 9. No change to contract duration (THTRS-202367127-01/ 202157859-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0524 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0525 A resolution approving a proposed Agreement between the City and County of Denver and Cliff Garten and Associates, Inc. to create, fabricate and install a piece of site-specific artwork as part of the city’s public art program for the Colorado Convention Center.

Approves a contract with Cliff Garten and Associates, Inc. for \$1,200,000 and through 12-31-2026 to create, fabricate and install site-specific artwork as part of the city’s public art program for the Colorado Convention Center in Council District 9 (THTRS-202366409-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0525 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

23-0556 A Resolution approving a proposed Contract between the City and County of Denver and Veoci, Inc. to provide licensing and support for Federal Aviation Administration compliant software that captures and logs data at Denver International Airport.

Approves a contract with Veoci Inc. for \$990,000 and 3 years to provide licensing and support for Federal Aviation Administration compliant software that captures and logs data about weather conditions, emergencies, and other applicable events or conditions at Denver International Airport in Council District 11 (PLANE-202262731). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0556 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

23-0557 A Resolution approving a proposed Purchase Order between the City and County of Denver and Imperial Bag & Paper CO LLC dba Western Paper Distributors to provide paper towels and full-service maintenance of TORK brand paper towel dispensers at Denver International Airport.

Approves a master purchase order with Imperial Bag & Paper CO LLC, doing business as Western Paper Distributors, for \$4,500,000 and one year, plus 4 1-year options to extend, to provide paper towels and full-service maintenance of TORK brand paper towel dispensers throughout Denver International Airport in Council District 11 (SC-00007831). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0557 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

23-0558 A Resolution approving a proposed Contract between the City and County of Denver and Millstone Weber, LLC concerning the runway pavement rehabilitation and electrical upgrade project at Denver International Airport.

Approves a contract with Millstone Weber, LLC for \$41,713,440.13 and 140 days for the 2023 runway pavement rehabilitation and electrical upgrade project at Denver International Airport in Council District 11 (PLANE-202266271). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0558 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0559 A Resolution approving a proposed Contract between the City and County of Denver and InterVISTAS Consulting USA LLC Consulting to provide airport planning and design services at Denver International Airport.

Approves an on-call contract with InterVISTAS Consulting USA LLC for \$5,250,000 and 3 years, plus 2 1-year options to extend, to provide airport planning and design services for Denver International Airport in Council District 11 (PLANE- 202263728). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0559 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0560 A Resolution approving a proposed Contract between the City and County of Denver and Merchant Aviation LLC to provide airport planning and design services at Denver International Airport.

Approves an on-call contract with Merchant Aviation LLC for \$1,000,000 and 3 years, plus 2 1-year options to extend, to provide airport planning and design services for Denver International Airport in Council District 11 (PLANE- 202266041). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0560 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0561 A Resolution approving a proposed Contract between the City and County of Denver and RICONDO & ASSOCIATES, INC. to provide airport planning and design services at Denver International Airport.

Approves an on-call contract with RICONDO & ASSOCIATES, INC. for \$1,500,000 and 3 years, plus 2 1-year options to extend, to provide airport planning and design services for Denver International Airport in Council District 11 (PLANE- 202266043). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0561 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0562](#) A Resolution approving a proposed Contract between the City and County of Denver and The Aviation Planning Group LLC to provide airport planning and design services at Denver International Airport.

Approves an on-call contract with The Aviation Planning Group LLC for \$750,000 and 3 years, plus 2 1-year options to extend, to provide airport planning and design services for Denver International Airport in Council District 11 (PLANE- 202266056). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0562 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Finance & Governance Committee

[23-0506](#) A resolution approving a proposed Agreement between the City and County of Denver and Coffee Etcetera, LLC to operate a food and beverage concession area serving employees and visitors at the Lindsey-Flanigan Courthouse, located at 520 West Colfax Avenue in Council District 10.

Approves a lease agreement with Coffee Etcetera, LLC for \$64,500 and 5 years, plus one 5-year option to renew, to operate a food and beverage concession area serving employees and visitors at the Lindsey-Flanigan Courthouse, located at 520 West Colfax Avenue in Council District 10 (FINAN 202367720-00). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0506 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0527](#) A resolution approving the nomination of Devron McMillin to the Colorado Firefighter Heart, Cancer, and Behavioral Health Benefits Trust Board of Directors.

Approves the nomination of Devron McMillin to the Colorado Firefighter Heart, Cancer, and Behavioral Health Benefits Trust Board of Directors on behalf of the City & County of Denver. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0527 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0528 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Slalom, Inc. for continued access to professional technology services related to business intelligence and communications.

Amends an on-call contract with Slalom, Inc. by adding \$3,000,000 for a new total of \$13,000,000 for continued access to professional services related to business intelligence and information and communication technologies, including focuses on sustainability, mobility, housing, resilience, and transparency, citywide. No change to contract duration (TECHS-202055759-02/ TECHS-202367662-02). The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0528 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0529 A resolution approving a proposed Revival And Second Amendatory Agreement between the City and County of Denver and Iron & Metals, Inc. to extend the Term for one year to continue providing containers and removal of scrap metal and any equipment needed in relation to the hauling of scrap metal.

Amends a contract with Iron & Metals, Inc. by adding one year for a new end date of 12-20-2023 to continue providing containers and removal of scrap metal and any equipment needed in relation to the hauling of scrap metal. No change to contract amount (GENRL-201843515-02/ GENRL-202367422-02). The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0529 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0530 A resolution approving a proposed Purchase Order between the City and County of Denver and Volume Services, Inc. for assorted small kitchenware for use at the Colorado Convention Center in Council District 9.

Approves a purchase order with Volume Services, Inc. for \$766,983.71 and through 12-31-2023 for assorted small kitchenware for use at the Colorado Convention Center in Council District 9 (PO-00131587). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0530 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0531 A resolution approving a proposed amended Master Purchase Order between the City and County of Denver and Genuine Parts Company d/b/a Napa Denver to extend the term and provide additional funds to purchase new specialty auto parts for city vehicles, citywide.

Amends a contract with Genuine Parts Co., doing business as NAPA Denver, by adding \$1,250,000 for a new total of \$2,800,000 and one year for a new end date of 6-30-2025 to purchase specialty auto parts for city vehicles, citywide (SC-00005017). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0531 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0532 A resolution approving a proposed Master Purchase Order between the City and County of Denver and McCoy Sales Corp. for the purchase of hoses, belts, and fittings for use in city vehicles, citywide.

Amends a contract with McCoy Sales Corp., doing business as Motion & Flow Controls Products, Inc., by adding \$250,000 for a new total of \$700,000 and one year for a new end date of 5-31-2024 for the purchase of hoses, belts, and fittings for use in city vehicles, citywide (SC-00004895). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0532 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0534 A resolution approving a proposed Master Purchase Order between the City and County of Denver and Hardline Equipment LLC to purchase street sweepers, parts and services in support of the Department of Transportation and Infrastructure fleet operations, citywide.

Approves a master purchase order with Hardline Equipment LLC for \$2,000,000 and through 12-31-2023, plus 4 one-year options to extend, to purchase street sweepers, parts and services in support of the Department of Transportation and Infrastructure fleet operations, citywide (SC-00007847). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0534 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

23-0492 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and A Hole in the Wall Construction for emergency fencing and building board-up services for use by Community Planning Development and the Department of Safety, as required to protect public safety, citywide.

Amends a contract with A Hole in the Wall Construction, doing business as AHW Construction, by adding \$600,000 for a new contract total of \$1,550,000 for emergency fencing and building board-up services for use by Community Planning Development and the Department of Safety, as required to protect public safety, citywide. No change to contract duration (CPLAN-202159889-00/ CPLAN-202367685-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0492 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0535 A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the Colorado Department of Transportation concerning the “Jewell and Evans Intersection Improvements” program and the funding therefor.

Approves a grant agreement with the Colorado Department of Transportation (CDOT) for \$15,000,000, which includes a city match of \$3,000,000, and through 12-18-2032 to make safety and multi-modal improvements along West Jewell Avenue and South Santa Fe Drive in Council District 7 (202366923). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0535 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0546 A resolution laying out, opening and establishing as part of the City street system a parcel of land as a public alley bounded by North King Street, West 24th Avenue, North Lowell Boulevard, and West 23rd Avenue.

Dedicates a parcel of land as public right-of-way as public alley, bounded by North King Street, West 24th Avenue, North Lowell Boulevard, and West 23rd Avenue in Council District 1. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0546 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0547 A resolution granting a revocable permit to CP VIII 2800 Speer, LLC, to encroach into the right-of-way at 2801 Firth Court.

Grants a revocable permit, subject to certain terms and conditions, to CP VIII 2800 Speer, LLC, their successors and assigns, to encroach into the right-of-way with two, twelve-inch storm sewer pipes totaling 119 feet and a four-foot diameter manhole, located at 2801 Firth Court in Council District 1. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0547 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0554 A resolution approving a proposed Contract between the City and County of Denver and Silva Construction, Inc. for ADA ramp and concrete repair, including associated paving and landscaping restoration, citywide.

Approves a contract with Silva Construction, Inc. for \$2,917,606 and 200 days for ADA ramp and concrete repair, including associated paving and landscaping restoration, citywide (202366348). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0554 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0555 A resolution approving a proposed Contract between the City and County of Denver and Silva Construction, Inc for the 2023 concrete spot repair program, citywide.

Approves a contract with Silva Construction, Inc. for \$922,500 and 200 days for the 2023 concrete spot repair program, citywide (202366349). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0555 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0563](#) A resolution approving and providing for the execution of a proposed Grant Agreement between the City and County of Denver and the Colorado Department of Transportation concerning the “Colfax Bus Rapid Transit” program and the funding therefor.

Approves a grant agreement with the Colorado Department of Transportation (CDOT) for \$22,000,000, which includes a city match of \$7,000,000 in Elevate Denver Bond funds, and 10 years through 12-11-2032 for preconstruction services related to the Colfax Bus Rapid Transit (BRT) in Council Districts 5, 8, 9 and 10 (202366922). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0563 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Safety, Housing, Education & Homelessness Committee

[23-0490](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Change Matrix, LLC to continue evaluating and reporting on the results of the Healthy Food for Denver's Kids program funding, citywide.

Amends a contract with Change Matrix, LLC by adding \$60,056.78 for a new total of \$901,625.37 and 4 months for a new end date of 1-31-2024 to continue evaluating and reporting on the results of the Healthy Food for Denver’s Kids program funding, citywide (ENVHL-202053354-02 /ENVHL-202367460-02). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-3-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0490 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0518 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Brothers Redevelopment, Inc. to increase the maximum contract amount to continue the administration of the Temporary Rental and Utility Assistance (TRUA), citywide.

Amends a contract with Brothers Redevelopment, Inc., by adding a \$2,227,827 for a new contract total of \$6,557,282 to serve an additional 250 households with Temporary Rental and Utility Assistance (TRUA), citywide. No change to contract duration (HOST-202157451/ HOST-202367760-03). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0518 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0519 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Northeast Denver Housing Center, Inc. to increase the maximum contract amount to continue the administration of the Temporary Rental and Utility Assistance (TRUA), citywide.

Amends a contract with Northeast Denver Housing Center by adding \$2,227,828 for a new total of \$6,595,028 to serve an additional 250 households with Temporary Rental and Utility Assistance (TRUA), citywide. No change to contract duration (HOST 202157450/ HOST-202367752-03). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0519 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0520 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and Brothers Redevelopment, Inc. to serve an additional 188 households with the Emergency Rental Assistance Program, citywide.

Amends an agreement with Brothers Redevelopment, Inc. by adding \$1,386,086 for a new total of \$4,811,406 to serve an additional 188 households with the Emergency Rental Assistance Program (ERAP), citywide. No change to contract duration (HOST-202263902 /HOST-202367707-03). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0520 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

23-0521 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and The Community Firm to serve an additional 466 households with the Emergency Rental Assistance Program, citywide.

Amends an agreement with The Community Firm by adding an additional \$4,158,259 for a new total of \$15,208,259 and 3 months for a new end date of 12-31-2023 to serve an additional 466 households with the Emergency Rental Assistance Program (ERAP), citywide (HOST-202262616/HOST-202367709-03). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0521 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

23-0522 A resolution approving a proposed First Amendatory Agreement between the City and County of Denver and Jewish Family Service of Colorado, Inc. to increase the maximum contract amount for the rapid rehousing program, which includes housing navigation, move-in and rental assistance, and housing stability case management, citywide.

Amends a contract with Jewish Family Service by adding \$150,000 for a new total of \$775,000 to serve an additional 11 households in the rapid rehousing program, which includes housing navigation, move-in and rental assistance, and housing stability case management, citywide. No change to contract duration (HOST-202159318/ HOST-202367348-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0522 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

[23-0540](#) A resolution approving a proposed Fourth Amendatory Agreement between the City and County of Denver and Running Creek Ranch, LLC for the purpose of grazing livestock on city-owned land near the Denver Arapahoe Disposal Site (DADS), located at Gun Club Road and Hampden Avenue in Arapahoe County.

Amends a revenue lease agreement with Running Creek Ranch, LLC by adding \$0.37 cents per usable acre for a new total of \$8.55 per usable acre and three years for a new end date of 6-15-2026 for the purpose of grazing livestock on city-owned land near the Denver Arapahoe Disposal Site (DADS), located at Gun Club Road and Hampden Avenue in Arapahoe County (ENVHL-201101017-04/ ESEQD-202367535-04). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0540 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0541](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and National Medical Services, Inc. to continue providing toxicology testing services to the city's Office of the Medical Examiner.

Amends a contract with National Medical Services, Inc. by adding \$899,100 for a new total of \$1,499,100 and two years for a new end date of 12-31-2025 to continue providing toxicology testing services to the city's Office of the Medical Examiner (ENVHL-202157790-00/ ENVHL-202366792-01). The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-10-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0541 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0645](#) **A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of forty-five thousand dollars and no cents (\$45,000.00) made payable to Baumgartner Law ("Settlement Payment"), in full payment and satisfaction of all claims related to the civil action captioned Rebecca Allison Clark, plaintiff v. Police Officer Raelene Norris, Police Officer Dulayev, Police Officer John Doe, City and County of Denver and Denver District Attorney's Office which was filed in the United States District Court for the District of Colorado, Case No. 21-CV-00455-GPG-NRN.**

Settles a claim involving the Denver Police Department. This item was approved for filing at the Mayor Council meeting on 5-16-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Resolution 23-0645 be adopted en bloc, carried by the following vote:

Adopted

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

BILLS FOR INTRODUCTION

Business, Arts, Workforce, & Aviation Services Committee

[23-0551](#) **A bill for an ordinance repealing and reenacting chapter 32 of the Denver Revised Municipal Code to modernize the City’s licensing code and make conforming changes throughout the Code.**

Amends Chapter 32 of the Denver Revised Municipal Code regarding licensing policies and procedures for the Department of Excise and Licenses to provide clear definitions, as well as update and clarify processes, procedures and policies. The Committee approved filing this item at its meeting on 5-10-2023.

Council Bill 23-0551 was ordered published

Ordered published

[23-0552](#) **A bill for an ordinance establishing a system of licensing and inspections of secure transportation services.**

Amends Chapter 17 of the Denver Revised Municipal Code to establish a licensing program for secure transportation services, pursuant to HB21-1085. The Committee approved filing this item at its meeting on 5-10-2023.

Council Bill 23-0552 was ordered published

Ordered published

Finance & Governance Committee

[23-0548](#) **A bill for an ordinance amending Ordinance No. 591, Series of 2021, as amended by Ordinance No. 706, Series of 2021, as amended by Ordinance No. 1145, Series of 2021, as amended by Ordinance No. 1192, Series of 2021, as amended by Ordinance No. 374, Series of 2022, as amended by Ordinance No. 969, Series of 2022, as amended by Ordinance No. 1450, Series of 2022, to allocate spending in the American Rescue Plan Act Grant Fund; to update allocations in spending categories; to transfer cash from the ARPA Operating Grant Fund (11011) to the ARPA Capital Grant Fund (38395); and to authorize the purchase of capital equipment items.**

Amends Ordinance No. 591, Series of 2021, as amended by Ordinance No. 706, Series of 2021, as amended by Ordinance No. 1145, Series of 2021, as amended by Ordinance No. 1192, Series of 2021, as amended by Ordinance No. 374, Series of 2022, as amended by Ordinance No. 969, Series of 2022, as amended by Ordinance No. 1450, Series of 2022, to allocate \$3,265,445 in the American Rescue Plan Act (ARPA) Grant Fund from contingency to the "Recovery" category to support the Emergency Rental Assistance Program; to allocate \$2,500,000 in the "Recovery" Category for the My Spark Out of School Time program; to correct allocations to reflect the intent of Ordinance No. 1450 Series of 2022; to transfer cash from the ARPA Operating Grant Fund (11011) to the ARPA Capital Grant Fund (38395) for Department of Housing Stability (HOST) Shelter Resiliency Projects; and to authorize the purchase of capital equipment items. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0548 was ordered published

Ordered published

[23-0549](#) **A bill for an ordinance authorizing an appropriation in the General Fund to make a cash transfer to and appropriation in Affordable Housing Property Tax and Other Local Revenue Fund.**

Authorizes an appropriation of \$3,783,756 in the General Fund to make a cash transfer to the Affordable Housing Property Tax and Other Local Revenue Fund and authorizes an appropriation in the Affordable Housing Property Tax and Other Local Revenue Fund reflecting the cash transfer to support emergency rental assistance programs administered by the Department of Housing Stability. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0549 was ordered published

Ordered published

[23-0550](#) **A bill for an ordinance authorizing an appropriation in the General Fund to make a cash transfer to and appropriation in the Liability Claims Special Revenue Fund.**

Authorizes an appropriation of \$4,700,000 from General Fund Reserves to make a cash transfer to and appropriation in the Liability Claims Special Revenue Fund. The last regularly scheduled Council meeting within the 30-day review period is on 6-12-2023. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0550 was ordered published

Ordered published

[23-0553](#) A bill for an ordinance making a rescission from General Fund Contingency and making appropriations to agency General Fund, Special Revenue Funds, Capital Funds, and Enterprise Funds.

Rescinds \$11,020,818 from General Fund Contingency and authorizes cash transfers and appropriations to agency General Fund, Special Revenue Funds, Capital Funds, and Enterprise Funds for unbudgeted expenditures incurred from a variety of unexpected shelter demands that occurred in the first quarter of 2023, citywide. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0553 was ordered published

Ordered published

Land Use, Transportation & Infrastructure Committee

[23-0398](#) A bill for an ordinance changing the zoning classification for 4855 North Fenton Street in Regis.

Approves a map amendment to rezone property from E-SU-DX to E-SU D1X, located at 4855 North Fenton Street in Council District 1. If ordered published, a public hearing will be held on Tuesday, 6-20-2023. The Committee approved filing this item at its meeting on 4-25-2023.

Council Bill 23-0398 was ordered published with a future required public hearing on 6/20/2023.

Ordered published with a future required public hearing

[23-0399](#) A bill for an ordinance changing the zoning classification for 1465 to 1497 North Knox Court in West Colfax.

Approves a map amendment to rezone property from G-RH-3 to G-MS-5, located at 1465-1497 Knox Court in Council District 3. If ordered published, a public hearing will be held on Monday, 6-26-2023. The Committee approved filing this item at its meeting on 4-25-2023.

Council Bill 23-0399 was ordered published with a future required public hearing on 6/26/2023.

Ordered published with a future required public hearing

[23-0435](#) A bill for an ordinance changing the zoning classification for 535 East Mexico Avenue in Platt Park.

Approves a map amendment to rezone property from PUD-316 to U-MS-2x, located at 535 East Mexico Avenue in Council District 7. If ordered published, a public hearing will be held on Tuesday, 6-20-2023. The Committee approved filing this item at its meeting on 4-25-2023.

Council Bill 23-0435 was ordered published with a future required public hearing on 6/20/2023.

Ordered published with a future required public hearing

[23-0477](#) A bill for an ordinance changing the zoning classification for 3701 West Alice Place in Berkeley.

Approves a map amendment to rezone property from U-SU-C to U-SU-C1, located at 3701 West Alice Street in Council District 1. If ordered published, a public hearing will be held on Monday, 6-26-2023. The Committee approved filing this item at its meeting on 5-2-2023.

Council Bill 23-0477 was ordered published with a future required public hearing on 6/26/2023.

Ordered published with a future required public hearing

[23-0536](#) A bill for an ordinance designating the La Raza Park Historic District as a district for preservation.

Approves the designation of La Raza Park as a district for preservation, located at 1501 West 38th Avenue in Council District 1. If ordered published, a public hearing will be held on Monday, 6-26-2023. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0536 was ordered published with a future required public hearing on 6/26/2023.

Ordered published with a future required public hearing

[23-0543](#) A bill for an ordinance amending article XIII, Chapter 10 (Green buildings) of the Denver Revised Municipal Code, updating requirements for certain compliance options with the article.

Amends Chapter 10 of the Denver Revised Municipal Code to clarify compliance pathways in support of the Denver Green Buildings Ordinance. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0543 was ordered published

Ordered published

[23-0544](#) A bill for an ordinance amending article II, Chapter 10 (Buildings and building regulations), concerning the Denver Building Code and Denver Fire Code.

Amends Chapter 10 of the Denver Revised Municipal Code to reflect minor clarifications, corrections and revisions to the 2022 Denver Building Code and Denver Fire Code. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0544 was ordered published

Ordered published

[23-0545](#) A bill for an ordinance changing the zoning classification for 4141 East 35th Avenue in Northeast Park Hill.

Approves a map amendment to rezone the property from OS-A, C-MX-12, C-MX-8, C-MX-5, C-MX-5 with waivers, C-MS-5 DO-8, G-RX-5, and G-RX-5 with waivers to OS-B, located at 4141 East 35th Avenue in Council District 8. If ordered published, a public hearing will be held on Tuesday, 6-20-2023. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0545 was ordered published with a future required public hearing on 6/20/2023.

Ordered published with a future required public hearing

[23-0564](#) A bill for an ordinance amending certain provisions in Articles III and V of Chapter 56 of the Denver Revised Municipal Code regarding current water resource management practices within the city.

Amends Chapter 56 of the Denver Revised Municipal Code regarding storm and sanitary sewer water management practices to reflect current industry best practices for ecosystem design, planning and restoration. The Committee approved filing this item at its meeting on 5-9-2023.

Council Bill 23-0564 was ordered published

Ordered published

[23-0579](#) A bill for an ordinance changing the zoning classification for multiple properties in University Hills.

Approves a legislative map amendment to update certain zoning designations in the University Hills neighborhood to align with land use recommendations of the 2023 Near Southeast Area Plan in Council District 4. If ordered published, a public hearing will be held on Tuesday, 6-20-2023. The Committee approved filing this item at its meeting on 5-16-2023.

Council Bill 23-0579 was ordered published with a future required public hearing on 6/20/2023.

Ordered published with a future required public hearing

Safety, Housing, Education & Homelessness Committee

[23-0539](#) A bill for an ordinance amending Chapter 8 of the Code to restructure and update certain provisions and make conforming amendments to better protect, preserve, and promote the health, safety, and welfare of animals and people within the City and County of Denver.

Amends Chapter 8 and makes conforming amendments to Chapters 2 and 24 of the Denver Revised Municipal Code regarding animal safety to clarify language and to reflect current best practices meant to protect public safety, health and the environment. The Committee approved filing this item at its meeting on 5-10-2023.

Council Bill 23-0539 was ordered published

Ordered published

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

23-0403 A bill for an ordinance authorizing a rescission from and an appropriation in the Volume-Based Trash Pricing Fund.

Rescinds \$4,189,708 from the Volume Based Trash-Pricing (VBTP) Fund appropriated transfer to the Planned Fleet Special Revenue Fund originally intended for truck purchases and makes an appropriation of \$6,500,000 in the VBTP Fund’s operating budget to reflect the rescission and recognize updated revenue. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0403 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0504 A bill for an ordinance making a cash transfer from the Health Federal Grant Special Revenue Fund to the Public Health and Wellness Special Revenue Fund and making an appropriation in and the Public Health and Wellness Special Revenue Fund.

Approves a cash transfer of \$11,342.11 from the Health Federal Grant Fund (14001) to the Public Health and Wellness Special Revenue Fund (14806) and appropriates these funds in the Public Health and Wellness Special Revenue Fund, to close out the completed grant award and, with the approval of the grantor, make the grant fund balance available for wellness programs. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0504 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0505 A bill for an ordinance authorizing a recission from and an appropriation in the Planned Capital Equipment Special Revenue Fund to make a cash transfer to the Planned Fleet Replacement Special Revenue Fund and authorizing the purchase of capital equipment in the Planned Fleet Special Revenue Fund.

Approves a cash transfer of \$25,000 from the Planned Capital Equipment Special Revenue Fund to the Planned Fleet Special Revenue Fund to cover a portion of the cost to purchase one vehicle and authorizes the purchase of three vehicles from the Planned Fleet Special Revenue Fund to correct an error in Ordinance No. 1475, Series 2022, which originally authorized the purchase of three vehicles from the Planned Capital Equipment Special Revenue fund. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0505 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

23-0507 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee simple, easement and other interests, including any rights and interests related or appurtenant to properties designated as needed for the 51st Avenue: Logan Street to Emerson Street project.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of multi-modal safety improvements, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, for the 51st Avenue Project, located along 51st Avenue from Logan to Emerson Streets in Council District 9. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0507 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0508](#) A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation or through condemnation proceedings of fee simple, easement and other interests, including any rights and interests related or appurtenant to properties designated as needed for the Washington Street Corridor Project.

Grants the authority to acquire through negotiated purchase or condemnation of all or any portion of any property interest as needed in support of multi-modal safety and green infrastructure improvements, including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances, for the Washington Street Corridor Project in Council District 9. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0508 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0513](#) A bill for an ordinance removing the December 31, 2026 expiration date of the existing 0.15 percent sales and use tax dedicated to funding the Denver Preschool Program, and extending the tax until such authority is altered or repealed, subject to the approval of the voters at a special municipal election to be conducted in coordination with the state general election on November 7, 2023.

A bill for an ordinance removing the December 31, 2026 expiration date of the existing 0.15 percent sales and use tax dedicated to funding the Denver Preschool Program, and extending the tax until such authority is altered or repealed, subject to the approval of the voters at a special municipal election to be conducted in coordination with the state general election on November 7, 2023. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0513 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0566](#) A bill for an ordinance authorizing the non-profit corporation administering the Denver Preschool Program to utilize non-city funds to administer other preschool programs to non-Denver residents and utilize tax dollars for grants and technical assistance to individuals seeking licensure to provide preschool programs in Denver.

For an ordinance amending chapter 11 of the code to authorize the non-profit corporation administering the Denver Preschool Program to utilize non-city funds to administer other preschool programs to non-Denver residents and utilize tax dollars for grants and technical assistance to individuals seeking licensure to provide preschool programs in Denver. The Committee approved filing this item at its meeting on 5-9-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0566 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

Land Use, Transportation & Infrastructure Committee

[23-0497](#) A bill for an ordinance relinquishing 1) a portion of the easement reserved in Ordinance No. 116, Series of 1947, recorded with Denver Clerk & Recorder at Reception No. R-92-0095493; and 2) the easement, in its entirety, reserved in Ordinance No. 115, Series of 1926, recorded with Denver Clerk & Recorder at Book 4880, Page 443, located at 725 West 39th Avenue.

Relinquishes a portion of the easement established in Ordinance Number 116, Series 1947, and the easement in its entirety as established in Ordinance Number 115, Series 1926, located at 725 West 39th Avenue in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 6-5-2023. The Committee approved filing this item at its meeting on 5-2-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Flynn, that Council Bill 23-0497 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

PRE-RECESS ANNOUNCEMENT

Council President Torres announced that tonight, there will be a combined required public hearing on Council Bill 23-0374 amending the Denver Zoning Code, concerning relief processes of zoning standards and Council Bill 23-0375 amending Chapter 59 of the Denver Revised Municipal Code, concerning relief processes of zoning standards; a required public hearing on Council Bill 23-0421 amending Ordinance 20220424, Series 2022, to extend the deadlines by which an applicant must obtain approval of a site development plan or site development plan amendment in order to comply with the requirements of the Denver Zoning Code, as it existed prior to July 1, 2022; and a courtesy public hearing on Council Bill 23-0480 approving and accepting the Near Southeast Area Plan, which Plan shall become a part of Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code. 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

REQUIRED PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[23-0374](#) **A bill for an ordinance amending the Denver Zoning Code, concerning relief processes of zoning standards.**

Approves a Denver Zoning Code text amendment to create new administrative adjustment and variance procedures. The Committee approved filing this item at its meeting on 4-11-2023.

Council sat as a Committee of the Whole, commencing at 5:30 p.m., Council President Torres presiding, to hear speakers on Council Bills 23-0374 and 23-0375. No speakers signed up to speak in favor of or in opposition to the bills. Alek Miller of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Bill 23-0374 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye:	Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay:	(None) (0)

[23-0375](#) A bill for an ordinance amending Chapter 59 of the Denver Revised Municipal Code, concerning relief processes of zoning standards.

Amends Chapter 59 of the Denver Revised Municipal Code to allow properties that retain zoning designation under Former Chapter 59 or that need to comply with state or federal law, access to the text amendment approved in CB23-0374. The Committee approved filing this item at its meeting on 4-11-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Bill 23-0375 be placed upon final consideration and do pass, was followed by a motion by Councilmember Sandoval, duly seconded by Councilmember Flynn, that Council Bill 23-0375 be postponed to a date certain to the City Council, due back on 6/5/2023.

The motion to postpone to a date certain carried by the following vote:

Postponed to a date certain

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)
Nay: (None) (0)

[23-0421](#) A bill for an ordinance amending Ordinance 20220424, Series 2022, to extend the deadlines by which an applicant must obtain approval of a site development plan or site development plan amendment in order to comply with the requirements of the Denver Zoning Code, as it existed prior to July 1, 2022.

Amends section 2 of Ordinance No. 0424, series 2022 to extend the deadlines by which an applicant must obtain approval of a site development plan in order to be exempt from the requirements in CB22-0424. The Committee approved filing this item at its meeting on 4-18-2023.

Council sat as a Committee of the Whole, commencing at 6:03 p.m., Council President Torres presiding, to hear speakers on Council Bill 23-0421. Jesse Parris, Dorothy Ma, and Nick Halstead signed up to speak in favor of the bill. No speakers signed up to speak in opposition to the bill. Jill Jennings Golich of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Bill 23-0421 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, Clark, Flynn, Gilmore, Herndon, Hinds, Kashmann,
Kniech, Ortega, Sandoval, Sawyer, Torres (12)
Nay: CdeBaca (1)

[23-0422](#) **A bill for an ordinance amending Ordinance 20220426, Series 2022, to extend the deadlines by which an applicant must obtain approval of a site development plan or site development plan amendment in order to comply with the requirements of Articles V or VI, Chapter 27 of the DRMC, as applicable, as it existed prior to July 1, 2022 and amend the reporting requirements of the Department of Community Planning and Development.**

Amends section 4 of Ordinance No. 0426, Series 2022 to extend the deadlines by which an applicant must obtain approval of a site development plan to be exempt from the requirements in CB22-0426, increase the required number of times that Community Planning and Development must provide the applicable report to City Council and extend the final deadline for the report. The Committee approved filing this item at its meeting on 4-18-2023.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Bill 23-0422 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

COURTESY PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

Land Use, Transportation & Infrastructure Committee

[23-0480](#) **A bill for an ordinance approving and accepting the Near Southeast Area Plan, which Plan shall become a part of Comprehensive Plan 2040 for the City and County of Denver pursuant to the provisions of Section 12-61 of the Denver Revised Municipal Code.**

Adopts the Near Southeast Area Plan, as part of the City’s Comprehensive Plan. If ordered published, a public hearing will be held on Monday, 5-22-2023. The Committee approved filing this item at its meeting on 5-2-2023.

Council sat as a Committee of the Whole, commencing at 6:36 p.m., Council President Torres presiding, to hear speakers on Council Bill 23-0480. Scott Kilgore, Jared Mackey, Patty Ortiz, Steve Arnold, Kent Oakes, Susan Oakes, Jesse Parris, Jody Davison, Lisa Foreman, Ryan Hulick, Jared Ricchini, Paul Leone, Dirk Costin, Dana Sednek, Darrin Lee, Sheila Gargan, Bill James, and Falene Young signed up to speak in favor of the bill. Del Elmagbari, Jennifer Dillon, Sara Vatan, Ramin Vatan, Tony Oliver, William van Doorninck, Amy Brimah, and Dana Bryson signed up to speak in opposition to the bill. Scott Robinson of Community Planning and Development delivered the staff report.

A motion offered by Councilmember Black, duly seconded by Councilmember Hinds, that Council Bill 23-0480 be placed upon final consideration and do pass, carried by the following vote:

Placed upon final consideration and do pass

Aye: Black, CdeBaca, Clark, Flynn, Gilmore, Herndon, Hinds,
Kashmann, Kniech, Ortega, Sandoval, Sawyer, Torres (13)

Nay: (None) (0)

PRE-ADJOURNMENT ANNOUNCEMENT

Council President Torres announced that on Tuesday, June 20, 2023, Council will hold a required public hearing on Council Bill 23-0398 changing the zoning classification for 4855 North Fenton Street in Regis; a required public hearing on Council Bill 23-0435 changing the zoning classification for 535 East Mexico Avenue in Platt Park; a required public hearing on Council Bill 23-0545 changing the zoning classification for 4141 East 35th Avenue in Northeast Park Hill; and a required public hearing on Council Bill 23-0579 changing the zoning classification for multiple properties in University Hills; and on Monday, June 26, 2023, Council will hold a required public hearing on Council Bill 23-0399 changing the zoning classification for 1465 to 1497 North Knox Court in West Colfax; a required public hearing on Council Bill 23-0477 changing the zoning classification for 3701 West Alice Place in Berkeley; and a required public hearing on Council Bill 23-0536 designating the La Raza Park Historic District as a district for preservation. Any protests against Council Bills 23-0398, 23-0435, 23-0545, or 23-0579, must be filed with the Council Offices no later than noon on Monday, June 13, 2023. Any protests against Council Bills 23-0399 or 23-0477 must be filed with the Council Offices no later than noon on Tuesday, June 20, 2023.

ADJOURN

There being no further business before the City Council, Council President Torres adjourned the meeting at 8:24 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