

City Council Minutes

Meeting Date: Monday, October 9, 2017 5:30 PM

PLEDGE OF ALLEGIANCE

Councilman López led the Pledge of Allegiance.

ROLL CALL

Present: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (11)

Absent: Black, Flynn (2)

APPROVAL OF THE MINUTES

[17-1124](#) Minutes of Monday, October 2, 2017

Council Approved Minutes 17-1124 was approved.

Approved

The minutes of meeting date, October 2, 2017, were distributed to Council. Council President Brooks ordered the minutes approved.

COUNCIL ANNOUNCEMENTS

Councilman Clark offered an announcement.

PRESENTATIONS

COMMUNICATIONS

PROCLAMATIONS

[17-1127](#) **A proclamation in observance of the second annual *Indigenous Peoples' Day* in the City and County of Denver.**

A motion offered by Councilman López, duly seconded by Councilman Kashmann, that Council Proclamation 17-1127 be adopted. The motion carried by the following vote:

Adopted

Councilwoman Ortega asked to be added as a sponsor of Council Proclamation 17-1127.

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Black, Flynn (2)

RESOLUTIONS

Business, Arts, Workforce & Aeronautical Services Committee

Block Vote

Block Vote

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

Approved the consent agenda

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Black, Flynn (2)

[17-1055](#) A resolution approving a proposed Contract between the City and County of Denver and Whayne and Sons Enterprises, Inc., d/b/a Whayne Enterprises concerning janitorial services at Denver International Airport.

Approves a contract with Whayne and Sons Enterprises, Inc., doing business as Whayne Enterprises, in the amount of \$3,410,804 for two years to provide janitorial services in the following areas: Airside Parking Lot, Maintenance Center, Ground Transportation, World Port, Trailers, TSA/DPD Dog Kennel, Satellite Badging office, the Carpenter Shop, and the South Data Center at Denver International Airport (201732980). The last regularly scheduled Council meeting within the 30-day review period is on 10-30-17. The Committee approved filing this resolution by consent on 9-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-1055 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Black, Flynn (2)

[17-1056](#) A resolution approving a proposed First Amendment between the City and County of Denver and Concesionaria Vuela Compania de Aviacion Sapi de CV (d/b/a Volaris) to operate and provide service at Denver International Airport.

Amends an airport use and lease agreement with Volaris in the amount of \$916,000 and to extend the term of the contract by two years through 12-31-18 to provide airline passenger flight services at Denver International Airport (201207763-01). The last regularly scheduled Council meeting within the 30-day review period is on 10-30-17. The Committee approved filing this resolution by consent on 9-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-1056 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Black, Flynn (2)

Land Use, Transportation & Infrastructure Committee

17-0963 A resolution approving a proposed Contract between the City and County of Denver and Sturgeon Electric Company, Inc. for upgrades to traffic signals.

Approves a contract with Sturgeon Electric Company, Inc. for \$1,613,210.80 and for nine months for the replacement and upgrade of traffic signals at South University Boulevard and Virginia Avenue, South University Boulevard and Mississippi Avenue, South University Boulevard between Mississippi Avenue and Arizona Avenue, South University Boulevard and Louisiana Avenue, South University Boulevard and Florida Avenue, South University Boulevard and Harvard Avenue, and South University Boulevard between Bates Avenue and Cornell Avenue, including the removal and replacement of existing signal equipment, signage, ADA compliant pedestrian ramps, curb and gutter, and upgraded sidewalks in Council Districts 6, 10, and 4 (201735705). The last regularly scheduled Council meeting within the 30-day review period is on 10-30-17. The Committee approved filing this resolution by consent on 8-29-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-0963 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
- Nay: (None) (0)
- Absent: Black, Flynn (2)

17-1027 A resolution approving a proposed Contract between the City and County of Denver and Myers and Sons Construction, LP related to the Platte River and Goldsmith Gulch Rehabilitations project.

Approves a contract with Myers and Sons Construction, LP for \$1,588,659.14 and for five months to rehabilitate three bridge structures related to the Goldsmith Gulch and Platte River Rehabilitation projects, including concrete spall and delamination repair, asphalt overlay, and railing work located at the Goldsmith Gulch at South Monaco Parkway and at East Eastman Avenue, and over the South Platte River at Mississippi Avenue in Council Districts 4, 6, and 7 (201735788). The last regularly scheduled Council meeting within the 30-day review period is on 10-30-17. The Committee approved filing this resolution by consent on 9-19-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-1027 be adopted en bloc, carried by the following vote:

Adopted

- Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
- Nay: (None) (0)
- Absent: Black, Flynn (2)

[17-1049](#) A resolution approving a proposed Amendatory Agreement between the City and County of Denver and R S Tipton, Inc. for Organizational Change Management Services.

Amends a contract with R S Tipton, Inc. by adding \$100,000 for a new total \$580,000 and nine months for a new end date of 12-31-18 for organizational change management including strategies and recommendations regarding organizational structural change within different City agencies citywide (201521101). The last regularly scheduled Council meeting within the 30-day review period is on 10-30-17. The Committee approved filing this resolution by consent on 9-26-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-1049 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
Nay: (None) (0)
Absent: Black, Flynn (2)

[17-1052](#) A resolution granting a revocable permit to Denver Bike Sharing, to encroach into the right-of-way at 2891 Brighton Boulevard.

Grants a revocable permit, subject to certain terms and conditions, to Denver Bike Sharing to encroach into the right-of-way with one bicycle docking station with a 279 square feet footprint at approximately 2891 Brighton Boulevard in Council District 9. The Committee approved filing this resolution by consent on 9-26-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-1052 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
Nay: (None) (0)
Absent: Black, Flynn (2)

[17-1053](#) A resolution granting a revocable permit to Digital Cowboy, LLC, to encroach into the right-of-way at 101 North Broadway.

Grants a revocable permit, subject to certain terms and conditions, to Digital Cowboy, LLC to encroach into the right-of-way with an underground foundation system at 101 North Broadway in Council District 7. The Committee approved filing this resolution by consent on 9-26-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-1053 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
Nay: (None) (0)
Absent: Black, Flynn (2)

Safety, Housing, Education & Homelessness Committee

[17-1008](#) A resolution approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the United States Department of Health and Human Services concerning the "Head Start FY17-18" program and the funding therefor.

Approves the full grant award in the amount of \$9,188,648 from the United States Department of Health and Human Services for a contract term through 6-30-18 to operate the Denver Great Kids Head Start program through the Office of Children’s Affairs to provide services to 1,153 children in Denver (MOEAI - 201736898). The last regularly scheduled Council meeting within the 30-day review period is on 10-30-17. The Committee approved filing this resolution by consent on 9-27-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Resolution 17-1008 be adopted en bloc, carried by the following vote:

Adopted

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)

Nay: (None) (0)

Absent: Black, Flynn (2)

BILLS FOR INTRODUCTION

Land Use, Transportation & Infrastructure Committee

[17-1017](#) A bill for an ordinance amending Articles II and IV of Chapter 57 (Vegetation) and Section 49-114 of the Revised Municipal Code, concerning trees within the City and County of Denver.

Amends chapters 57 and 49 of the Denver Revised Municipal Code (DRMC) concerning the care and protection of public trees and clarification regarding standard practices of the office of the City Forester. The Committee approved filing this bill by consent on 9-26-17.

Council Bill 17-1017 was ordered published on first reading.

Ordered published on first reading

Safety, Housing, Education & Homelessness Committee

17-1032 A bill for an ordinance approving and providing for the execution of a proposed grant agreement between the City and County of Denver and the State of Colorado concerning the "UASI FY17" program and the funding therefor, and authorizing the purchase of capital equipment items from the "UASI FY17" Special Revenue Fund budget.

Approves a grant agreement with the State of Colorado in the amount of \$2,269,600 for a contract term through 8-31-20 to accept the Urban Areas Security Initiative (UASI) funding for fiscal year 2017, and to allow the Office of Emergency Management to procure a mobile multi-patient treatment and transport vehicle for Denver Health and Hospital Authority (MOOEM - 201736805-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-30-17. The Committee approved filing this bill by consent on 9-27-17.

Council Bill 17-1032 was ordered published on first reading.

Ordered published on first reading

BILLS FOR FINAL CONSIDERATION

Finance & Governance Committee

17-1030 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 the Director of the Denver Office of Economic Development from A-820 to A-823. The Committee approved filing this bill by consent on 9-19-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-1030 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

- Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
- Nay: (None) (0)
- Absent: Black, Flynn (2)

17-1034 A bill for an ordinance designating certain properties as being required for public use and authorizing use and acquisition thereof by negotiation, purchase and/or through condemnation proceedings of fee simple, easements and other interests, including any rights and interest related or appurtenant to such properties so designated, as needed for the traffic and pedestrian safety improvement project at various intersections on Colorado Boulevard between Mexico and Virginia and at the intersections of 13th and Lincoln and 8th and Speer.

Grants the authority to acquire through negotiated purchase or condemnation, any property interest as needed for the traffic and pedestrian safety improvement project at various intersections on Colorado Boulevard between Mexico Avenue and Virginia Avenue and at the intersections of 13th Avenue and Lincoln Street and 8th Avenue and Speer Boulevard including easement interests, access rights, improvements, buildings, fixtures, licenses, permits and other appurtenances in Council districts 3, 6, and 10. The Committee approved filing this bill by consent on 9-19-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-1034 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (11)
Nay: (None) (0)
Absent: Black, Flynn (2)

Land Use, Transportation & Infrastructure Committee

17-1001 A bill for an ordinance approving and providing for the execution of a proposed Intergovernmental Agreement between the City and County of Denver and the State of Colorado, Department of Transportation, concerning the "Traffic Signal System Improvement Program - Denver TSSIP 2016-2018 Signals" project and the funding therefor.

Approves a grant agreement with the Colorado Department of Transportation (CDOT) for \$3,310,727 and through 08-20-22 to fund the Traffic Signal System Improvement Program (TSSIP) for upgrades to traffic signals to over 100 intersections in Council districts 9 and 10 (201736600). The last regularly scheduled Council meeting within the 30-day review period is on 10-23-17. The Committee approved filing this bill by consent on 9-19-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-1001 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann,
Kniech, López, New, Ortega, Susman (11)
Nay: (None) (0)
Absent: Black, Flynn (2)

Safety, Housing, Education & Homelessness Committee

17-0802 A bill for an ordinance approving a proposed Agreement between the City and County of Denver and the Regents of the University of Colorado for community corrections services.

Approves a contract with the University of Colorado Health Sciences Center in the amount of \$4,904,501 through 6-30-18 for residential and non-residential community corrections services (2017-35282). The last regularly scheduled Council meeting within the 30-day review period is on 10-23-17. The Committee approved filing this bill by consent on 7-26-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-0802 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

- Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
- Nay: (None) (0)
- Absent: Black, Flynn (2)

17-1033 A bill approving a proposed Agreement Amendment No. 3 between the City and County of Denver and the State of Colorado Department of Health Care Policy and Financing, for incentive payments for timely Medicaid determinations.

Amends a contract with the Colorado Department of Health Care Policy and Financing (HCPF), Colorado’s Medicaid Agency, to add one year for a new end date of 6-30-18 for HCPF’s County Medicaid Incentive Program Agreement to allow the Denver Department of Human Services to earn incentives up to \$976,516.35 from the current state fiscal year based upon meeting specific program outcomes (2014-19599-03). The last regularly scheduled Council meeting within the 30-day review period is on 10-23-17. The Committee approved filing this bill by consent on 9-20-17.

A motion offered by Councilman López, duly seconded by Councilwoman Kniech, that Council Bill 17-1033 be placed upon final consideration and do pass en bloc, carried by the following vote:

Placed upon final consideration and do pass

- Aye: Brooks, Clark, Espinoza, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (11)
- Nay: (None) (0)
- Absent: Black, Flynn (2)

RECAP OF BILLS TO BE CALLED OUT

PRE-RECESS ANNOUNCEMENT

RECESS

Council did not take a recess.

COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION

PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION

PRE-ADJOURNMENT ANNOUNCEMENT

ADJOURN

There being no further business before the City Council, Council President Brooks adjourned the meeting at 6:04 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