

# City Council Minutes

Meeting Date: Monday, September 24, 2018 5:30 PM

## PLEDGE OF ALLEGIANCE

Councilwoman Ortega led the Pledge of Allegiance.

## ROLL CALL

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

Absent: Kniech (1)

## APPROVAL OF THE MINUTES

[18-1056](#) Minutes of Monday, September 17, 2018

Council Approved Minutes 18-1056 was approved.

### Approved

The minutes of meeting date, Monday, September 17, 2108, were distributed to Council. Council President Clark ordered the minutes approved.

## COUNCIL ANNOUNCEMENTS

Council members Flynn, Herndon, New, Kashmann, Susman, Brooks, and Espinoza offered announcements.

## PRESENTATIONS

## COMMUNICATIONS

## PROCLAMATIONS

[18-1059](#) **A proclamation recognizing the importance of trout in the South Platte River.**

A motion offered by Councilman Clark, duly seconded by Councilman Herndon, that Council Proclamation 18-1059 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

### Business, Arts, Workforce, & Aviation Services Committee

Block Vote

Block Vote

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, 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)

**18-0981 A resolution approving a proposed Agreement between the City and County of Denver and Saab Sensis Corporation concerning the Aerobahn Surface Management System at Denver International Airport.**

Approves a contract with Saab Sensis Corporation for \$3,240,000 and for five years for continued service and maintenance support for the Aerobahn surface management system - a browser-based surface management system that provides a comprehensive view of aircraft activity at Denver International Airport (201839841-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-12-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0981 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**

**18-0853 A resolution approving a proposed Purchase Agreement by and between the City and County of Denver and Bell Helicopter Textron Inc., to approve the financed purchase of a replacement Bell 407 GXi helicopter for the Denver Police Department.**

Approves a zero-dollar purchase agreement for the procurement of one replacement Bell 407 GXi helicopter from Bell Helicopter Textron Inc. for \$5,108,537, with funding provided through a companion capital lease purchase agreement, to support citywide police department operations (POLIC-201843211-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 8-7-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0853 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)

**18-0854 A resolution approving a proposed Equipment Lease Purchase Agreement between the City and County of Denver and Banc of America Public Capital Corp., for the financing of a replacement helicopter for the Denver Police Department.**

Approves a capital equipment lease agreement with Banc of America Public Capital Corp. for \$4,870,696 and for ten years for the financing of a replacement helicopter for the Denver Police Department (FINAN-201842877-00). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 8-7-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0854 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)

**18-0969 A resolution approving a proposed Second Amendatory Agreement by and between the City and County of Denver and Kronos Incorporated to extend the term of the contract for maintenance and support for the Denver Sheriff Department's scheduling system.**

Adds sixteen months through 12-31-19 to the contract with Kronos Incorporated for online scheduling, reporting, and employee self-service for the Sheriff Department (TECHS - 201523625). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-11-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0969 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)

**[18-0971](#) A resolution approving a proposed Lease Agreement by and between the City and County of Denver and New Cingular Wireless PCS, LLC to allow AT&T to install a new UMTS-LTE Headend inside the Denver 911 Peoria Building at 12025 East 45th Avenue.**

Approves a ten-year non-financial lease agreement with New Cingular Wireless PCS, LLC, doing business as AT&T, to install a new UMTS-LTE Headend inside the Denver 911 Peoria Building at 12025 East 45th Avenue in Council District 8 (TECHS - 201842529). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-11-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0971 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**

**[18-0968](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as East 40th Avenue near the intersection of East 40th Avenue and North Colorado Boulevard.**

Dedicates parcels of land as public right-of-way as East 40th Avenue located at the intersection of East 40th Avenue and North Colorado Boulevard in Council Districts 8 and 9. The Committee approved filing this item at its meeting on 9-11-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0968 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)

**[18-0977](#) A resolution laying out, opening and establishing as part of the City street system parcels of land as East Smith Road near the intersections of East Smith Road and East 42nd Avenue and East Smith Road and North Albion Street.**

Dedicates parcels of land as public right-of-way as East Smith Road located near the intersections of East Smith Road at East 42nd Ave and at North Albion Street in Council District 9. The Committee approved filing this item at its meeting on 9-11-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0977 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**

**18-0959 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Hitachi Vantara Corporation regarding the Denver Police High Activity Location Observation (“HALO”) Video and Surveillance System.**

Adds \$500,000 to a contract with Hitachi Vantara Corporation for a new total of \$1,779,369 for equipment and system maintenance of the High Activity Location Observation (HALO) program. No change to contract duration (201417115-02). The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-5-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0959 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)

**18-0983 A resolution approving a proposed Collective Bargaining Agreement between the City and County of Denver and Denver Fire Fighters - Local 858, IAFF, AFL-CIO, for the years 2019 through 2021.**

Approves the Collective Bargaining Agreement with the Denver Fire Fighters-Local 858, IAFF, AFL-CIO for three years for pay and benefits including salary increases of 3.75% in 2019, 3.25% in 2020, and 3.0% in 2021. The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item by consent on 9-12-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Resolution 18-0983 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**

### **Finance & Governance Committee**

#### **[18-0979](#) A bill for an ordinance authorizing and approving an amendment to the Emily Griffith Opportunity School Urban Redevelopment Plan.**

Amends the Emily Griffith Opportunity School Urban Redevelopment Plan by adding the Emily Griffith Project including the rehabilitation of the 140,000 square foot historic Emily Griffith Opportunity School Building into a 250-room hotel with 6,000 square feet of meeting space in Council District 9. The Committee approved filing this item at its meeting on 9-11-18.

Council Bill 18-0979 was ordered published on first reading.

#### **Ordered published on first reading**

### **Land Use, Transportation & Infrastructure Committee**

#### **[18-0976](#) A bill for an ordinance naming the park at 2140 West Asbury Avenue as "La Lomita Park".**

Approves the naming of the park at Asbury and Tejon as La Lomita Park located at 2140 West Asbury Avenue in Council District 7. The Committee approved filing this item at its meeting on 9-11-18.

Council Bill 18-0976 was ordered published with a future courtesy public hearing on 10-1-18.

#### **Ordered published with future courtesy public hearing**

### **Safety, Housing, Education & Homelessness Committee**

#### **[18-0635](#) A bill for an ordinance conforming Section 14-137, D.R.M.C., with state law on the non-refundable processing fee of twenty-five dollars if court-appointed counsel enters an appearance.**

Amends Section 14-137 of the Denver Revised Municipal Code to conform with state law on the processing fee of twenty-five dollars if court-appointed counsel enters an appearance. The Committee approved filing this item at its meeting on 6-6-18.

Council Bill 18-0635 was ordered published on first reading.

#### **Ordered published on first reading**

#### **[18-0980](#) 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 FY18" program and the funding therefor, and authorizing the purchase of capital equipment items from the "UASI FY18" Special Revenue Fund budget.**

Accepts \$2.4 million in 2018 Urban Areas Security Initiative program funding to prevent, prepare for, respond to, mitigate against, and recover from acts of terrorism via a grant agreement with the State of Colorado. The last regularly scheduled Council meeting within the 30-day review period is on 10-15-18. The Committee approved filing this item at its meeting on 9-12-18.

Council Bill 18-0980 was ordered published on first reading.

#### **Ordered published on first reading**

**BILLS FOR FINAL CONSIDERATION**

**Land Use, Transportation & Infrastructure Committee**

**18-0908 A bill for an ordinance approving a proposed Amendment to Agreement among the City and County of Denver and Urban Drainage and Flood Control District, Southeast Metro Stormwater Authority, and Arapahoe County, regarding flood control improvements as part of the Cherry Creek from Monaco Parkway to Iiff Avenue project.**

Amends an intergovernmental agreement with Urban Drainage and Flood Control District (UDFCD) by adding \$550,000 in UDFCD funds, \$200,000 in Southeast Metro Stormwater Authority (SEMSWA) funds, \$1 million in Arapahoe County funds, and \$1,850,000 in City funds for a new agreement total of \$7.3 million for construction of drainage and flood control improvements along Cherry Creek as part of the Cherry Creek from Monaco Parkway to Iiff Avenue project in Council District 6. No change to agreement duration (201103770-07). The last regularly scheduled Council meeting within the 30-day review period is on 10-8-18. The Committee approved filing this item at its meeting on 8-21-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Bill 18-0908 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)

**18-0973 A bill for an ordinance relinquishing the easement reserved in Ordinance No. 174, Series of 2006, recorded with Denver Clerk & Recorder at Reception No. 2006042919 and simultaneously replacing it with an alternate easement, located near 660 Bannock Street.**

Relinquishes the easement, in its entirety, established in Vacating Ordinance No. 174, Series of 2006 under Reception No. 2006042919 and simultaneously replaces it with alternative easements located near 660 Bannock Street in Council District 3. The last regularly scheduled Council meeting within the 30-day review period is on 10-8-18. The Committee approved filing this item at its meeting on 9-11-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilwoman Gilmore, that Council Bill 18-0973 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 Clark announced that tonight there will be a required public hearing on Council Bill 18-0933, designating 670 Marion Street, the Meyer-Reed-Muraglia House, as a structure for preservation. Anyone wishing to speak on this matter must see the Council Secretary to receive a speaker card to fill out and return to her during the recess of Council.

**RECESS**

Council took a recess.

**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

**PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

**Land Use, Transportation & Infrastructure Committee**

**18-0933 A bill for an ordinance designating 670 Marion Street, the Meyer-Reed-Muraglia House, as a structure for preservation.**

Approves an individual Denver landmark designation for property located at 670 Marion Street in Council District 10. The Committee approved filing this item at its meeting on 8-28-18.

A motion offered by Councilwoman Ortega, duly seconded by Councilman Herndon, that Council Bill 18-0933 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 6:08 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-0933. Annie Levinsky signed up to speak in favor of the bill. No speakers signed up to speak in opposition of the bill. Kara Hahn of Community Planning and Development delivered the Staff Report.

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

Nay: (None) (0)

Absent: Gilmore, Kniech (2)

**PRE-ADJOURNMENT ANNOUNCEMENT**

**ADJOURN**

There being no further business before the City Council, Council President Clark adjourned the meeting at 6:26p.m.

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President

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

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