

# City Council Minutes

Meeting Date: Monday, January 28, 2019 5:30 PM

## PLEDGE OF ALLEGIANCE

Council member Susman led the Pledge of Allegiance.

## ROLL CALL

Council member Herndon arrived late.

Present: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

## APPROVAL OF THE MINUTES

[19-0073](#) Minutes of Tuesday, January 22, 2019

Council Approved Minutes 19-0073 was approved

### Approved

The minutes of Tuesday, January 22, 2019 were distributed to Council. Council President Clark ordered the minutes approved.

## COUNCIL ANNOUNCEMENTS

Council members Espinoza, Black, Kniech and Lopez offered announcements.

## PRESENTATIONS

## COMMUNICATIONS

## PROCLAMATIONS

[19-0074](#) A proclamation recognizing Wear Red Day.

A motion offered by Councilwoman Ortega, duly seconded by Councilman Flynn, that Council Proclamation 19-0074 be adopted. The motion carried by the following vote:

### Adopted

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

Block Vote

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

### Approved the consent agenda

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon,  
Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**RESOLUTIONS**

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

**19-0012 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Aramark Management Services Limited Partnership to reduce the performance bond amount to \$100,000 and clarifying that the tiers for the changes in markup rates apply on an annual basis.**

Amends a contract with Aramark Management Services Limited Partnership by reducing the performance bond amount to \$100,000 specifying that the tiers for the changes in markup rates shall be applied on an annual basis, and establishing the minority and woman-owned business enterprise requirements for facility and janitorial services in various city venues, including the Denver Performing Arts Complex, the Denver Coliseum, and Red Rocks Amphitheatre. No change to contract amount or duration (THTRS-201736911-01). The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 1-16-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0012 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**19-0022 A resolution approving a proposed second Amendment between the City and County of Denver and United Airlines, Inc. concerning lease space for ramp control operations at Denver International Airport.**

Amends a lease agreement with United Airlines, Inc. by adding \$150,000 for a new total of \$450,000 and three years for a new end date of 12-31-21 to lease space within the Concourse B Ramp Tower for ramp control operations at Denver International Airport (201311198-02). The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 1-16-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0022 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**19-0023 A resolution approving a proposed fourth Amendment between the City and County of Denver and Passur Aerospace, Inc. concerning a software subscription for airline landing fees at Denver International Airport.**

Amends a contract with Passur Aerospace, Inc. by adding \$300,000 for a new total of \$1,438,000 and three years for a new end date of 12-31-21 for a continued subscription to Passur Proactive Billing and Pulse Audit system software for auditing, validating, and invoicing airline landing fees at Denver International Airport (CE 73026-04). The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 1-16-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0023 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**Finance & Governance Committee**

**19-0013 A resolution approving the Mayor's reappointments to the Fax-Mayfair Business Improvement District Board of Directors.**

Approves the Mayoral reappointments of Maurice Bennett and Mark Berzins to the Fax-Mayfair Business Improvement District Board of Directors for terms effective immediately and expiring 12-31-21, or until a successor is duly appointed. The Committee approved filing this resolution by consent on 1-15-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0013 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**Land Use, Transportation & Infrastructure Committee**

**19-0011 A resolution accepting and approving the plat of Denver Gateway Center Filing No. 4.**

Approves a subdivision plat for Denver Gateway Center Filing No. 4, located near 60th Avenue between Tower Road and Argonne Street in Council District 11. The Committee approved filing this item at its meeting on 1-15-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0011 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)  
Nay: (None) (0)

**[19-0014](#) A resolution laying out, opening and establishing as part of the City street system a parcel of land as East 51st Avenue near the intersection of East 51st Avenue and North Washington Street.**

Dedicates city-owned land as East 51st Avenue, located near the intersection of East 51st Avenue and North Washington Street in Council District 9. The Committee approved filing this item at its meeting on 1-15-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0014 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

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

**[18-1330](#) A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Volunteers of America Colorado Branch for housing assistance and case management and support services to the homeless.**

Amends a contract with Volunteers of America Colorado Branch by adding \$350,000 for a new total of \$1,050,000 and one year for a new end date of 12-31-19 to provide Rapid Rehousing and Care services to approximately 32 households including case management, housing navigation, benefits navigation, temporary behavioral health, temporary financial assistance and other services, citywide (SOCSV 2016-31655-02). The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 11-14-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 18-1330 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**[19-0016](#) A resolution approving a proposed Agreement between the City and County of Denver and Colorado Health Network, Inc. dba Denver Colorado Aids Project to provide Housing Opportunities for Persons with AIDS (HOPWA) Program for funding for various HOPWA housing services.**

Approves a contract with Colorado Health Network Inc. for \$1,414,306 and for one year for tenant based rental assistance, short term rent, mortgage and utility assistance, permanent housing placement and other supportive services for low-income people living with HIV/AIDS who need assistance with maintaining long-term, stable, permanent housing, citywide (OEDEV-201846917-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 1-16-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0016 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**19-0018 A resolution approving a proposed Agreement between the City and County of Denver and Brothers Redevelopment, Inc. to administer the Temporary Rental and Utility Assistance (TRUA) Program to help stabilize income-qualified Denver renters.**

Approves a contract with Brothers Redevelopment Inc. for \$1,000,000 and for one year to administer the city's Temporary Rent/Utility Assistance (TRUA) program to help prevent displacement by assisting low- and moderate-income residents experiencing a housing crisis to maintain stability while obtaining alternative housing by providing rental assistance, utility assistance and other services, citywide (OEDEV-201846944-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 1-16-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0018 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

**19-0019 A resolution approving a proposed Agreement between the City and County of Denver and Northeast Denver Housing Center, Inc. to administer the Temporary Rental and Utility Assistance (TRUA) Program to help stabilize income-qualified Denver renters.**

Approves a contract with Northeast Denver Housing Center for \$1,000,000 and for one year to administer the city's Temporary Rent/Utility Assistance (TRUA) program to help prevent displacement by assisting low- and moderate-income residents experiencing a housing crisis to maintain stability while obtaining alternative housing by providing rental assistance, utility assistance and other services, citywide (OEDEV-201846925-00). The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 1-16-19.

A motion offered by Councilwoman Susman, duly seconded by Councilman Flynn, that Council Resolution 19-0019 be adopted en bloc, carried by the following vote:

**Adopted**

Aye: Black, Brooks, Clark, Espinoza, Flynn, Gilmore, Herndon, Kashmann, Kniech, López, New, Ortega, Susman (13)

Nay: (None) (0)

## **BILLS FOR INTRODUCTION**

### **Finance & Governance Committee**

#### **[19-0015](#) 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.**

Approves the following changes to the Classification and Pay Plan: changing the paygrade of 911 Emergency Communication Supervisor from N-809 to N-811, changing the pay grade of Golf Course Operator from J-619 to J-808, creating a new classification of Legislative Policy Analyst Senior at pay grade A-814, creating a new classification of Parking Meter Technician at pay grade J-616, creating a new classification of Mammography Technologist Lead at pay grade O-622, adjusting the pay grades of County Court Marshal from N-619 to N-621 and the County Court Marshal Supervisor from N-809 to N-810, and by creating a new classification of Maintenance Planner at paygrade A-808. The Committee approved filing this bill by consent on 1-15-19.

Council Bill 19-0015 was ordered published on first reading

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

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

#### **[18-1484](#) A bill for an ordinance changing the zoning classification for 4201 Delaware Street in Globeville.**

Approves an official map amendment to rezone property from I-A UO-2 to C-RX-8 (industrial to urban center, residential mixed-use), located at 4201 Delaware Street in Council District 9. The Committee approved filing this item at its meeting on 1-15-19.

#### **Final Consideration**

#### **Required Public Hearing**

Council Bill 18-1484 was ordered published with a future required public hearing on 2-25-19.

#### **Ordered published with a future required public hearing**

#### **[18-1540](#) A bill for an ordinance changing the zoning classification for 4055 Elati Street in Globeville.**

Approves an official map amendment to rezone property from I-A UO-2 to C-MX-8 (industrial to urban center, mixed-use), located at 4055 Elati Street in Council District 9. The Committee approved filing this item at its meeting on 1-15-19.

#### **Final Consideration**

#### **Required Public Hearing**

Council Bill 18-1540 was ordered published with a future required public hearing on 2-25-19.

#### **Ordered published with a future required public hearing**

**[19-0020](#) A bill for an ordinance relinquishing an easement established in the Permanent Underground Detention/Water Quality Vault with Outlet Pipe Easement and Indemnity Agreement recorded with Denver Clerk & Recorder at Reception No. 2006176885 located at 18th Street and Market Street.**

Relinquishes the easement, in its entirety, established in the Permanent Underground Detention/Water Quality Vault With Outlet Pipe Easement and Indemnity Agreement document with Recordation No. 2006176885, located at 18th Street and Market Street in Council District 9. The last regularly scheduled Council meeting within the 30-day review period is on 2-19-19. The Committee approved filing this item at its meeting on 1-15-19.

Council Bill 19-0020 was ordered published on first reading

**Ordered published on first reading**

**BILLS FOR FINAL CONSIDERATION**

**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 18-1497, changing the zoning classification for 4885 and 4889 South Quebec Street in Southmoor Park. 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**

**18-1497 A bill for an ordinance changing the zoning classification for 4885 and 4889 South Quebec Street, in Southmoor Park.**

Approves an official map amendment to rezone property from B-4 with waivers, UO-1, UO-2, to C-MX-20 (business in the former zoning code to urban center, mixed-use), located at 4885 South Quebec Street and 4889 South Quebec Street in Council District 4. The Committee approved filing this item at its meeting on 12-18-18. Community Planning and Development has determined that the requirement for a legal protest (signatures by owners of 20% or more, either of the area of the lots included in such proposed change or of the area to a distance of two hundred feet from the perimeter of the area proposed for change) has been met (petition signatures represent 0% and 20% respectively).

A motion offered by Councilwoman Susman, duly seconded by Councilwoman Gilmore, that Council Bill 18-1497 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 6:04 p.m., Council President Clark presiding, to hear speakers on Council Bill 18-1497. Jack Reutzel, Tommy Nigro, Paula Williams, Howard Pollack, Marc Steton, William Coffman, Kim Kucera and Taylor Hillyard signed up to speak in favor of the bill. James Neeman, Dianne Miller, David Foster, Mike Sullivan, Brooke Maloy, Louis Bonsbach, Richard Farley, Robert Warren, Trey Warren, Tom Ragonetti, Chairman Seku and Jesse Parris signed up to speak in opposition of the bill. Jeff Hirt of Community planning and development delivered the staff report.

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

Nay: Espinoza (1)

**PRE-ADJOURNMENT ANNOUNCEMENT**

Dependent upon publication, on Monday, February 25, 2019, Council will hold a required public hearing on Council Bill 18-1484, changing the zoning classification for 4201 Delaware Street in Globeville; and, a required public hearing on Council Bill 18-1540, changing the zoning classification on 4055 Elati Street in Globeville. Any protests against Council Bill 18-1484 or Council Bill 18-1540 must be filed with the Council Offices no later than noon on Tuesday, February 19, 2019.



**ADJOURN**

There being no further business before the City Council, Council President Clark adjourned the meeting at 8:09 p.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