

# City Council Minutes

Meeting Date: Monday, April 12, 2021 5:30 PM

## PLEDGE OF ALLEGIANCE

Councilmember Sawyer led the Pledge of Allegiance.

## LAND ACKNOWLEDGEMENT

Councilmember Sawyer led the Land Acknowledgement.

## ROLL CALL

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

## APPROVAL OF THE MINUTES

[21-0411](#) Minutes of Monday, April 5, 2021

The minutes of Monday, April 5, 2021 were distributed to members of Council. Council President Gilmore ordered the minutes approved.

### Approved

## COUNCIL ANNOUNCEMENTS

Councilmembers CdeBaca, Sawyer, Sandoval and Herndon offered announcements.

## PRESENTATIONS

## COMMUNICATIONS

## PROCLAMATIONS

[21-0422](#) A proclamation recognizing the life and legacy of Dr. Cornelia Vertenstein.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Ortega, that Council Proclamation 21-0422 be adopted. The motion carried by the following vote:

### Adopted

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

Nay: (None) (0)

[21-0423](#) A proclamation declaring April 12 - 18 Youth Violence Prevention Week.

A motion offered by Councilmember Kashmann, duly seconded by Councilmember Herndon, that Council Proclamation 21-0423 be adopted. The motion carried by the following vote:

### Adopted

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

Nay: (None) (0)

## **RECAP OF BILLS TO BE CALLED OUT**

Items called out for a separate vote:

### **PENDING**

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

##### **[21-0257](#) A bill for an ordinance changing the zoning classification for 4735 North Quitman Street in Berkeley.**

Approves a map amendment to rezone property from U-SU-C to U-SU-C1 (allows for an accessory dwelling unit), located at 4735 Quitman Street in Council District 1. The Committee approved filing this item at its meeting on 3-16-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Hinds, that Council Bills 21-0257 and 21-0258 be taken out of order en bloc. The motion carried by the following vote:

#### **Took out of order**

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

Nay: (None) (0)

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Bills 21-0257 and 21-0258 be placed upon final consideration and do pass en bloc, was followed by a motion offered by Councilmember Herndon, duly seconded by Councilmember Ortega, that final consideration of Council Bills 21-0257 and 21-0258, with their public hearings, be postponed to Monday, April 26, 2021 en bloc. The motion to postpone carried by the following vote:

#### **Postponed**

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

Nay: (None) (0)

##### **[21-0258](#) A bill for an ordinance changing the zoning classification for 4530 North Winona Court in Berkeley and 4345 North Bryant Street in Sunnyside.**

Approves a map amendment to rezone properties from U-SU-C1 to U-SU-B1 (allows for an accessory dwelling unit), located at 4530 Winona Court and 4345 Bryant Street in Council District 1. The Committee approved filing this item at its meeting on 3-16-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Hinds, that Council Bills 21-0257 and 21-0258 be taken out of order en bloc. The motion carried by the following vote:

#### **Took out of order**

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

Nay: (None) (0)

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Bills 21-0257 and 21-0258 be placed upon final consideration and do pass en bloc, was followed by a motion offered by Councilmember Herndon, duly seconded by Councilmember Ortega, that final consideration of Council Bills 21-0257 and 21-0258, with their public hearings, be postponed to Monday, April 26, 2021 en bloc. The motion to postpone carried by the following vote:

**Postponed**

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

**BLOCK VOTE**

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, to approve the following items en bloc. The motion 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**

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

**21-0264 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Bellco Credit Union to revise the Rights and Benefits and the associated Fees and to extend the term for exclusive naming rights for the Colorado Convention Center Theater/Performing Art Space.**

Amends a sponsorship contract with Bellco Credit Union for naming rights and consumer and commercial banking sponsorship at the Colorado Convention Center Lecture Hall in Council District 9 by adding two years for a new end date of 12-31-29 and modifying the sponsorship fee schedule due to the COVID-19 pandemic. No change to contract amount (THTRS-201839921). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0264 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)

**21-0265 A resolution approving a proposed Amendatory Agreement between the City and County of Denver and Swire Pacific Holdings, Inc. to extend the services for an additional period for beverage services and the right to select advertising and promotions at various events.**

Amends a sponsorship contract with Swire Pacific Holdings, Inc. for non-alcoholic beverage sponsorship at City Venues by adding \$55,000 for a new total of \$1,775,000 and one year for a new end date of 6-30-23 and modifying the sponsorship fee schedule due to the COVID-19 pandemic (THTRS-201735492). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0265 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)

**21-0344 A resolution approving a proposed Contract between the City and County of Denver and IHC Scott, Inc. concerning the rehabilitation of the Runway 16L-34R and Taxiway Z complex at Denver International Airport.**

Approves a contract with IHC Scott, Inc. for \$23,555,608.22 and for 140 days for the rehabilitation of the Runway 16L-34R and Taxiway Z complex, which will remove and replace deteriorated concrete pavement and upgrade the airfield lighting system at Denver International Airport (202056997). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0344 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**

**21-0355 A resolution amending the Denver City Council Rules of Procedure.**

Changes City Council rules of procedure to reflect modernization of City Council meetings. The Committee approved filing this item at its meeting on 4-6-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0355 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**

**21-0343 A resolution approving a proposed Design Services Agreement between the City and County of Denver and Consor Engineers, LLC dba Apex Design to provide professional design services for the Federal Boulevard Transit Speed and Reliability Improvement Project in Council Districts 1, 2, 3 and 7.**

Approves a contract with CONSOR Engineers, LLC doing business as Apex Design, for \$750,000 and through 10-31-23 to provide professional design services for the Federal Boulevard Transit Speed and Reliability Improvement Project in Council Districts 1, 2, 3 and 7 (202158009). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-30-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0343 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)

**21-0345 A resolution approving and providing for the execution of a proposed amended Grant Agreement between the City and County of Denver and the State Board of the Great Outdoors Colorado Trust Fund (GOCO) for the "My Outdoor Colorado" program and the funding therefor.**

Approves a grant agreement with The State Board of the Great Outdoors Colorado Trust Fund (GOCO) for \$3,935,700.04 and through 9-30-24 for the My Outdoor Colorado coalition programming for the Westwood and Cole neighborhoods, engaging youth and families in outdoor programming in Council Districts 3 and 9 (202158240). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-30-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0345 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**

**21-0320 A resolution approving a proposed Third Amendatory Agreement between the City and County of Denver and K-M Concessions, LLC to extend the term and increase funding.**

Amends a contract with KM Concessions, LLC by adding \$2,000,000 for a new total of \$7,645,405 and 122 days for a new end date of 6-30-21 to provide support for food, snacks and beverages at the Denver Coliseum and portions of National Western complex to support auxiliary shelters in the City in response to the COVID-19 pandemic (HOST-202157947). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0320 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)

**21-0335 A resolution approving a proposed Agreement between the City and County of Denver and The Colorado Coalition for the Homeless to administer and operate a Tenant Based Rental Assistance ("TBRA") Program.**

Approves a contract with the Colorado Coalition for the Homeless for \$1,762,219 and through 12-31-23 to provide Tenant Based Rental Assistance (TBRA), utility assistance, and supportive services to households that are experiencing homelessness or are at imminent risk thereof, citywide (HOST 202157456). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0335 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)

**[21-0336](#) A resolution approving a proposed Agreement between the City and County of Denver and the Colorado Housing Assistance Corporation (CHAC) to administer and provide a down payment assistance program to low/moderate income households in the City & County of Denver.**

Approves a contract with the Colorado Housing Assistance Corporation (CHAC) for \$1,350,000 and through 12-31-23 to provide down payment assistance to low/moderate income households, citywide (HOST 202057141). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0336 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)

**[21-0337](#) A resolution approving a proposed Agreement between the City and County of Denver and Jewish Family Service of Colorado, Inc. to provide homeless prevention and rapid rehousing services to low-income households who are experiencing housing instability due to the Coronavirus pandemic.**

Approves a contract with Jewish Family Service of Colorado for \$700,000 and through 9-30-22 to provide homeless prevention and rapid rehousing services to low-income households who are experiencing housing instability, citywide (HOST-202157697). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0337 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)

**[21-0340](#) A resolution approving a proposed Agreement between the City and County of Denver and Urban Peak Denver to provide rapid rehousing and supportive housing services to youth experiencing homelessness ages 18-24 earning 30% AMI or below, citywide.**

Approves a contract with Urban Peak Denver for \$900,000 and through 12-31-23 to provide rapid rehousing and supportive housing services to youth experiencing homelessness ages 18-24 earning 30% AMI or below, citywide (HOST 202057241). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0340 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)

**[21-0341](#) A resolution approving a proposed Agreement between the City and County of Denver and Urban Peak Denver to provide shelter operations and programs for youth aged 15-24 experiencing homelessness, citywide.**

Approves a contract with Urban Peak Denver for \$660,000 and through 12-31-21 to provide shelter operations and programs for youth aged 15-24 experiencing homelessness, citywide (HOST 202057240). The last regularly scheduled Council meeting within the 30-day review period is on 5-3-21. The Committee approved filing this item at its meeting on 3-31-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Resolution 21-0341 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**

**Finance & Governance Committee**

**[21-0216](#) A bill for an ordinance relocating Denver’s medical marijuana code into Chapter 6 and combining it with Denver’s retail marijuana code, renaming Chapter 6 to Alcohol Beverages and Cannabis, providing for additional local license types authorized by state law, and making conforming amendments to the Code pursuant to state law.**

Amends various sections of the Denver Revised Municipal Code by relocating Denver’s medical marijuana code into Chapter 6 and combining it with Denver’s retail marijuana code, renaming Chapter 6 to Alcohol Beverages and Cannabis, providing for additional local license types authorized by state law, including delivery, and making conforming amendments to the Code pursuant to state law. The Committee approved filing this item at its meeting on 3-16-21.

Council Bill 21-0216 was ordered published

**Ordered published**



**[21-0217](#) A bill for an ordinance amending the alcohol beverages and retail marijuana chapter of the Denver Revised Municipal Code to allow for the licensing and operation of marijuana hospitality businesses and retail marijuana hospitality and sales businesses within the City.**

Amends various sections of the Denver Revised Municipal Code to allow for the licensing and operation of marijuana hospitality businesses and retail marijuana hospitality and sales businesses within the City. The Committee approved filing this item at its meeting on 3-16-21.

Council Bill 21-0217 was ordered published

**Ordered published**

**[21-0222](#) A bill for an ordinance making rescissions from and appropriations in the General Fund.**

Approves a rescission from General Fund Contingency of \$350,000 to provide a supplemental appropriation in the Department of Excise and Licenses to support the implementation of new marijuana hospitality business licenses and marijuana delivery licenses and to modernize all marijuana license types to allow online submission; and authorizes the appropriation of \$120,000 in General Fund Contingency for new revenue to be generated in 2021 through the new marijuana licenses.

Council Bill 21-0222 was ordered published

**Ordered published**

**Land Use, Transportation & Infrastructure Committee**

**[21-0308](#) A bill for an ordinance changing the zoning classification for 2000 West Virginia Avenue in Athmar Park.**

Approves a map amendment to rezone property from E-SU-Dx to E-SU-D1x (allows for an accessory dwelling unit), located at 2000 West Virginia Avenue in Council District 7. The Committee approved filing this item at its meeting on 3-30-21.

Council Bill 21-0308 was ordered published with a future required public hearing on 5-10-21

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

**[21-0333](#) A bill for an ordinance changing the zoning classification for 3001 South Federal Boulevard in Harvey Park South.**

Approves a map amendment to rezone property from CMP-EI2 to PUD-G 24, PUD-G 25 and U-MX-3 with waivers (rezoning of Loretto Heights campus), located at 3001 South Federal Boulevard in Council District 2. The Committee approved filing this item at its meeting on 3-30-21.

Council Bill 21-0333 was ordered published with a future required public hearing on 5-10-21

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

**[21-0342](#) A bill for an ordinance amending Chapter 54 of the Denver Revised Municipal code to enable and administer a transportation demand management program for new developments.**

Amends Chapter 54 of the Denver Revised Municipal Code to enable and administer a Transportation Demand Management (TDM) program for new developments. The Committee approved filing this item at its meeting on 3-30-21.

Council Bill 21-0342 was ordered published

**Ordered published**

**BILLS FOR FINAL CONSIDERATION**

**City Council - Direct Files**

**[21-0351](#) A bill for an ordinance approving a proposed donation of surplus American Bison from the City and County of Denver to American Indian Tribes and Non-Profit Organizations.**

Allows the city to donate surplus bison to American Indian Tribes and non-Profit organizations. Councilmember Torres approved direct filing this item on 4-1-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Bill 21-0351 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)

**Finance & Governance Committee**

**[21-0326](#) A bill for an ordinance approving the City Council reappointment of Jane Feldman to the Denver Board of Ethics.**

Approves the City Council's reappointment of Jane Feldman to the Board of Ethics. The Committee approved filing this item at its meeting on 3-23-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Bill 21-0326 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**

**21-0324 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Jefferson County, to conduct various resurfacing projects along roads and parking lots within the Mountain Parks System.**

Approves an intergovernmental agreement with Jefferson County for \$1 million of City funds and for ten years to conduct various resurfacing projects along roads and parking lots within the Mountain Parks System (202054314). The last regularly scheduled Council meeting within the 30-day review period is on 4-26-21. The Committee approved filing this item at its meeting on 3-23-21.

A motion offered by Councilmember Sawyer, duly seconded by Councilmember Herndon, that Council Bill 21-0324 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**

**RECESS**

Council did not take a recess.

**COUNCIL RECONVENES AND RESUMES ITS REGULAR SESSION**

**PUBLIC HEARINGS - BILLS FOR FINAL CONSIDERATION**

**PRE-ADJOURNMENT ANNOUNCEMENT**

Council President Gilmore announced that on Monday, May 10, 2021, Council will hold a required public hearing on Council Bill 21-0308, changing the zoning classification for 2000 West Virginia Avenue in Athmar Park; and, a required public hearing on Council Bill 21-0333, changing the zoning classification for 3001 South Federal Boulevard in Harvey Park South. Any protests against Council Bills 21-0308 or 21-0333 must be filed with the Council Offices no later than noon on Monday, May 3, 2021.

**ADJOURN**

There being no further business before the City Council, Council President Gilmore adjourned the meeting at 6:23 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