

City Council Minutes

Meeting Date: Monday, March 21, 2016 5:30 PM

Pledge of Allegiance

Councilman Espinoza led the Pledge of Allegiance.

Roll Call

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

Absent: None (0)

Council members López and Susman arrived late.

Approval of the Minutes

The minutes of meeting date, Monday, March 14, 2016, were distributed to Council. Council President Herndon ordered the minutes approved.

Council Announcements

Council members Flynn and Espinoza offered announcements.

Presentations

Communications

Proclamations

CP16-0195 A proclamation celebrating the 150th anniversary of the Denver Fire Department.

Sponsored by Council members New, López, Gilmore, Black, Kniech, Susman, Espinoza, Kashmann, and Flynn.

A motion offered by Councilman New, duly seconded by Councilman Flynn, that CP16-0195 be adopted, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Councilwoman Ortega asked to be added as a sponsor of CP16-0195.

CP16-0197 A proclamation recognizing the 42nd Annual Denver March Powwow.

Sponsored by Council members Ortega, Brooks, López, Gilmore, Black, Kniech, Susman, New, Espinoza, Kashmann, and Flynn.

A motion offered by Councilwoman Ortega, duly seconded by Councilman López, that CP16-0197 be adopted, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Resolutions

The Council Secretary read the following resolutions by titles.

Business Development

CR16-0145 A resolution approving a proposed First Amendment to Contract for Professional Services between the City and County of Denver and Applied Research Associates, Inc. for Airfield Pavement Evaluation 2016 at Denver International Airport. (BUSINESS DEVELOPMENT)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0152 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 a variety of services to low-income households affected by HIV/AIDS. (BUSINESS DEVELOPMENT)

A motion offered by Councilman Espinoza, duly seconded by Councilwoman Susman, that CR16-0152 be adopted, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Ortega (1)

Finance & Services

CR16-0131 A resolution approving a proposed Master Purchase Order between the City and County of Denver and RR Donnelley & Sons Company Db a RR Donnelley; RR Donnelley Receivables Inc., for City wide printing and mailing services. (FINANCE & SERVICES)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0141 A resolution approving a proposed Master Purchase Order between the City and County of Denver, Staples Advantage and Faison Office Products for the purchase of office supplies for all City agencies. (FINANCE & SERVICES)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0144 A resolution approving a proposed Master Purchase Order between the City and County of Denver and CEM Sales & Service, Inc., for water treatment and pool chemicals to maintain various swimming pools throughout the city. (FINANCE & SERVICES)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0151 A resolution approving a proposed Purchase Order between the City and County of Denver and Insight Public Sector Inc. to cover Microsoft Licensing including Microsoft O365 subscription licensing. (FINANCE & SERVICES)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Infrastructure & Culture

CR16-0124 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and AEG Live - Rocky Mountains, LLC, to promote and book concerts and live events at various City venues and facilities. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0125 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Live Nation Worldwide, Inc., to promote and book concerts and live events at various City venues and facilities. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0143 A resolution approving a proposed Services Agreement by and between the City and County of Denver and Comcast Cable Communications Management, LLC, to provide internet services to the Denver Public Library. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0150 A resolution laying out, opening and establishing as part of the City street system a parcel of land as East Evans Avenue at the intersection of East Evans Avenue and I-25. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0194 A resolution authorizing and approving the expenditure and payment from the appropriation account designated "liability claims," the sum of Thirty-Five Thousand Dollars (\$35,000.00), payable to Akosua Akuoko and Bachus & Schanker, LLC., in full payment and satisfaction of all claims in Case No. 14-CV-32581, in the District Court for the City and County of Denver, Colorado. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Safety & Well-being

CR16-0104 A resolution approving a proposed Second Amendatory Agreement between the City and County of Denver and Orion Environmental, Inc., to provide on-call asbestos, lead, and mold abatement services. (SAFETY & WELL-BEING)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CR16-0159 A resolution approving the Council appointment of Ms. Maria Ramseur to the Head Start Policy Council. (SAFETY & WELL-BEING)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CR16-0145, CR16-0131, CR16-0141, CR16-0144, CR16-0151, CR16-0124, CR16-0125, CR16-0143, CR16-0150, CR16-0194, CR16-0104, and CR16-0159 be adopted en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Bills for Introduction

The Council Secretary read the following bills by titles. Council President Herndon announced that all other bills on introduction are ordered published.

Infrastructure & Culture

CB16-0155 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and the Colorado Department of Transportation for grant funding for work to be done on Martin Luther King Jr. Boulevard. (FINANCE & SERVICES)

A motion offered by Council President Herndon, duly seconded by Councilman Espinoza, that CB16-0155 and CB16-0004 be ordered published en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Safety & Well-being

CB16-0004 A bill for an ordinance approving a proposed Intergovernmental Agreement between the City and County of Denver and Jefferson County to provide patrol services within Denver's Mountain Parks. (SAFETY & WELL-BEING)

A motion offered by Council President Herndon, duly seconded by Councilman Espinoza, that CB16-0155 and CB16-0004 be ordered published en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: (None) (0)

Recap of Bills to be Called Out

Recess

Council did not take a recess.

Council Reconvenes and Resumes its Regular Session

Bills for Final Consideration

Business Development

CB16-0134 A bill for an ordinance approving an Amended Budget for 2016 for the Colfax Business Improvement District. (BUSINESS DEVELOPMENT)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CB16-0134, CB16-0137, CB16-0128, CB16-0127, CB16-0135, and CB16-0107 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Finance & Services

CB16-0137 A bill for an ordinance designating certain property as being required for public use and authorizing use and acquisition thereof by negotiation, purchase and/or through condemnation proceedings of fee simple and other interests, including any rights and interests related or appurtenant to such property, as needed for the Mississippi and Federal Retail Center Alley Improvement Project. (FINANCE & SERVICES)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CB16-0134, CB16-0137, CB16-0128, CB16-0127, CB16-0135, and CB16-0107 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Governance & Charter Review

CB16-0128 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. (GOVERNANCE & CHARTER REVIEW)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CB16-0134, CB16-0137, CB16-0128, CB16-0127, CB16-0135, and CB16-0107 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Infrastructure & Culture

CB16-0127 A bill for an ordinance vacating a portion of the alley bounded by Utica Street, West 43rd Avenue, Tennyson Street and West 41st Avenue in Chavez Park, without reservations. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CB16-0134, CB16-0137, CB16-0128, CB16-0127, CB16-0135, and CB16-0107 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

CB16-0135 A bill for an ordinance relinquishing two utility easements conveyed by a Deed of Easement recorded at Reception No. 1996067098 and bounded by South Colorado Boulevard, East Kentucky Avenue, South Birch Street, and East Mississippi Avenue. (INFRASTRUCTURE & CULTURE)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CB16-0134, CB16-0137, CB16-0128, CB16-0127, CB16-0135, and CB16-0107 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Safety & Well-being

CB16-0107 A bill for an ordinance amending Sections 28-17, 28-20, and 28-21 of the Revised Municipal Code concerning the Agency for Human Rights and Community Partnerships and, in connection therewith, modifying the terms referring to certain community groups and eliminating gender-specific language. (SAFETY & WELL-BEING)

A motion offered by Councilman Espinoza, duly seconded by Councilman Flynn, that CB16-0134, CB16-0137, CB16-0128, CB16-0127, CB16-0135, and CB16-0107 be placed upon final consideration and do pass en bloc, carried by the following vote:

Passed

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

Against: (None) (0)

Absent: (None) (0)

Abstain: Espinoza (1)

Adjourn

There being no further business before the City Council, Council President Herndon adjourned the meeting at 6:19 PM.

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