

Federal, State, and Intergovernmental Relations (FSIR) Meeting
Video Conference Call Meeting
March 15, 2024

Members Present: Council Member Lawson – Chair, Council Member Jurinsky – Vice Chair,
Council Member Gardner

Others present: G. Koumantakis, P. O’Keefe, H. Morris, L. Rogers, S. Day, C. Atkinson,
Mayor Coffman, J. Wesoloski, J. Prosser, J. Rustad, T. Rees, K.
Kitzmann, M. Bryant, L. Callanen, K. Koca, J. Seman, C. Grant

1. CM Lawson announced at 1pm via Teams that the FSIR meeting would be in recess until 2pm and we will start the meeting at that time. Committee recessed from 1pm to 2pm.

2. **CONSENT ITEMS:**

None.

3. **APPROVAL OF MINUTES**

March 01, 2024 meeting minutes were approved.

4. **STATE LEGISLATIVE UPDATE**

- **State Legislative Discussion**

HB24-1176: Behavioral Health Grant for Capital Project

The house bill expands the behavioral healthcare continuum gap grant program to include awarding a community investment grant for a new capital construction project. Staff recommends a position of support.

CM Gardner and CM Lawson support the position of support.

HB24-1028: Overdose Prevention Centers

The bill specifies that the governing body of a municipality may authorize the operation of an overdose prevention center within the municipality’s boundaries for the purpose of saving the lives of persons at risk of preventable overdoses. Staff recommends a position of oppose.

CM Gardner and CM Lawson support the position of oppose.

Summary of Issue and Discussion:

P. O’Keef discussed that there are about 55 days left of the session, where over 500 bills have been introduced, and another 100 are likely to appear. Some of the bills being monitored include construction defect remedy bill that would have the right to remedy informed consent, negligence, and hearsay. The bill was heard in committee one week ago and laid over. There are

several amendments that the committee chair has asked for that the proponents are going to do. One of which is to change the 66% requirement vote to a 60% required vote for HOAs to engage in a lawsuit. Several affordable housing bills are also being monitored namely HB24-1313 Transit Oriented Communities. A call with Senator Buckner allowed for the expression of concern from the city. She seemed receptive to those and is going to help work with the bill sponsors to make some changes to the bill that would address some of the concerns the city has come up with. There is a bill regarding housing communities to be able to access the Affordable Housing tax credits and Transit Oriented Community Structures fund, but the state can withhold HUTF funding and cause problems to allow the department of local affairs to seek an injunction around noncompliant jurisdictions.

RTD Reform will likely be introduced in the coming week. There is a difference of opinion between some of the legislative sponsors and RTD on what it should look like. Representative Linsted is going to introduce the bill and it will change the makeup for the boards that there's four points from the governor, two from DRCOG, and one regionwide election. The RTD board is concerned with that and will likely change the structure before the bill is passed, but it will be introduced with that structure. The other elements are to improve decision-making and regional local planning and collaboration, budget and transparency reporting requirements, support transit operators, and compensation for board members. Another concern RTD has brought up is that it won't benefit efforts to Debruce in the future.

HB24-1304 for Parking Minimums, the bill prohibits local governments from enforcing minimum parking requirements and it requires a report from local governments to the Department of Local Affairs detailing the compliance with the bill. It requires CDOT to contract for a study on parking space usage and NPOs and will report it to the legislative committees upon completion. There is significant concern among the local government community and CML. They are hopeful to get additional amendments on the bill as it moves past the first committee and is currently in appropriations.

R. Totsy reported that SB24-35 regarding Human Trafficking did pass out of the House Committee this week and will be heard on the floor soon.

C. Grant provided an update regarding the Vulnerable Road User Protection Bill in that it is stuck in senate finance. She checks in regularly with Senator Winter and will certainly update as more information is obtained.

Committee Discussion:

M. Coffman asked for clarification regarding the Right to Remedy amendment.

P. O'Keefe responded that there are several amendments Senator Exum asked for, one of which is to further define "eminent" and "unreasonable." Some committee legislatures were concerned about broad language. An amendment has been drafted to clarify the language in the context of a threat to life safety issues. Senator Exum wanted to ensure it was clear that it's a choice for homeowners and will not be required to allow the developer in to remedy.

M. Coffman remarked that it's a major change to the bill to enable them to go straight to court and maintain status quo.

CM Lawson asked if Chief Oughton had presented and testified for HB24-1304.

L. Rogers remarked that the City's Parking Manager, testified on of the bill and Chief Oughton will testify on the reduction of stairway bill.

M. Coffman noted that a resolution had been passed on the enforcement of vehicle registrations after he met with the governor's chief of staff and councilmembers and was curious on a progress report.

P. O'Keefe said that was slowed down by the snow day and the outreach in the senate was unsuccessful. They have spoken with some delegations in the House to see if there's an opportunity to review the bill, but it's difficult to review.

Outcome: Information only.

Follow-Up Action: No follow-up is needed.

4. FEDERAL LEGISLATIVE UPDATE

- **Legislative Discussion**

Summary of Issue and Discussion:

L. Rogers provided an update on the Congressional Spending Projects, noting that Fiscal Year 2024 projects have been signed into law and the city received funding for four different projects. Agencies should be reaching out for the funding of allocations in the next several months. The committee will be updated when the requests come in and when funding is released. Regarding Fiscal Year 2025 Projects, applications are being worked on for the senate and they are soliciting letters of support in preparation of the senate deadline of March 29th. The House has not released their application processes yet, but staff is confident that they will be able to apply for all five projects.

Committee Discussion:

M. Coffman requested clarification that the list has been made and what's been signed off by Congressman Crow.

L. Rogers replied that they have been talking to staff and they would like submitted applications for all five projects and they will work on their end regarding who will take what project. The House has not released its appropriations guidance yet and, as such, Congressman Crow has not opened his application process yet.

Outcome: Information only.

Follow-up Action: No follow-up is needed.

5. WATER UPDATE

Summary of Issue and Discussion:

K. Kitzmann gave an update on water.

SB24-1362: Measures to Incentivize Graywater

The bill aims to incentivize the installation of graywater treatment works within a residential building for indoor water reuse, and the bill also creates a state income tax credit that allows a taxpayer to claim a credit up to 50% of the cost of such an installation or up to \$5,000, whichever amount is less. Staff recommend a position of oppose.

Committee Discussion:

CM Lawson and CM Gardner noted that there was significant discussion regarding positions of oppose and/or amend when discussed in another meeting.

K. Kitzmann had heard of two proposed amendments but was not satisfied and felt they would be insufficient. Both amendments would be helpful, but neither would fix the concerns brought on by staff.

CM Gardner answered that no one has adopted the policy so far, but it may be adopted with new construction in the future, similar to cities that adopted ADUs.

M. Coffman asked if the Department of Natural Resources or an individual brought the legislation forward.

K. Kitzmann responded that it came from Greater Water Systems, an individual private water business that would benefit the most from the legislation.

M. Coffman asked for clarification regarding significant benefit from the opt-in versus opt-out.

K. Kitzmann replied that the public relations issue would still be present with the opting and issues with statewide overlapping jurisdictions, concerns with water rights and augmentation plans, and the lack of state inspections or tracking.

CM Lawson, CM Jurinsky, and CM Gardner support the position of oppose.

Outcome: Information only.

Follow-Up Action: No follow-up is needed.

6. MISCELLANEOUS MATTERS FOR CONSIDERATION

S. Day updated regarding the Data Sharing Task Forces. A report was given to the House Judiciary but there are no new recommendations. He believes it will come down to a timing issue where the report was not given to the General Assembly until January and nothing was picked up by either house. He anticipates a bill will be proposed next year to adopt the Task Force recommendations and move forward with data sharing.

Committee Discussion:

CM Lawson asked if the Court Data Sharing Task Force will continue to meet in 2024 and if any potential legislation will result from its recommendations.

S. Day says it ended their work as it was statutorily limited only six sessions were allowed and there is no other legislative authority.

CM Lawson would like to be proactive and obtain sponsors in anticipation of seeing it next year.

Outcome: Information only.

Follow-Up Action: No follow-up is needed.

CONFIRM NEXT MEETING

March 29, 2024, Virtual

Approved:

Angela Lawson 4-2-24
Angela Lawson Date
Committee Chair