

**Agenda for the
Regular Meeting of the
Englewood City Council
Monday, April 7, 2014
7:30 pm**

Englewood Civic Center – Council Chambers
1000 Englewood Parkway
Englewood, CO 80110

1.Call to Order.  7:34 p.m.

2.Invocation.  **McCaslin**

3.Pledge of Allegiance.  **McCaslin**

4.Roll Call. 

Present:Jefferson, Olson, Penn, Gillit, McCaslin, Wilson, Yates
Absent:None

5.Consideration of Minutes of Previous Session. 

a.Minutes from the Regular City Council Meeting of March 17, 2014.

Motion: To approve the minutes of March 17, 2014.

Moved by: Gillit Seconded by: Wilson

Vote: **Motion approved** (summary: Yes = 7 No = 0)

6.Recognition of Scheduled Public Comment. (This is an opportunity for the public to address City Council. There is an expectation that the presentation will be conducted in a respectful manner. Council may ask questions for clarification, but there will not be any dialogue. Please limit your presentation to five minutes.) 

a.Three students from the University of Colorado performed "Public Notices" in conjunction with their ongoing collaboration with the M12 Collective, Design and Build program, and the Museum of Outdoor Arts exploring alternative educational practices and citizenship.

7. Recognition of Unscheduled Public Comment. (This is an opportunity for the public to address City Council. There is an expectation that the presentation will be conducted in a respectful manner. Council may ask questions for clarification, but there will not be any dialogue. Please limit your presentation to three minutes. Time for unscheduled public comment may be limited to 45 minutes, and if limited, shall be continued to General Discussion.) 

- a. Jackie Edwards, an Englewood resident, discussed the moratorium on medical marijuana. She felt it was a bad idea to disrupt the flow by placing a moratorium. We have the space and the willingness of the landlords to rent to applicants. Restriction on needs and desires are not necessary as they are already present. Odors are subjective and depend upon the people.

- b. Elaine Hults, an Englewood resident, discussed liens on property and how they have accumulated. She thinks they should have been released immediately. If they are in the budget, then it should be revised. She is confused about the funds remaining from the South Englewood Business Improvement District. She feels it should go back to the people who paid for it. Ms. Hults is confused about the possibility of a tax increase. She wished we had a better acoustical system. She would like more information regarding her questions.

Council Response to Public Comment.

8. Communications, Proclamations, and Appointments. 

- a. A proclamation declaring April 18, 2014 as Arbor Day.

Motion: To approve a proclamation declaring April 18, 2014 as Arbor Day.

Moved by: Wilson **Seconded by:** Gillit

Vote: **Motion approved** (summary: Yes = 7 No = 0)

Parks Supervisor Jerry Barton accepted the proclamation.

9. Consent Agenda Items 

Motion: To approve Consent Agenda Items 9 (a) (i), (ii), 9 (b) (i), (ii), (iii), (iv) and 9 (c) (i).

Moved by: Olson **Seconded by:** Gillit

Vote: **Motion approved** (summary: Yes = 7 No = 0)

- a. Approval of Ordinances on First Reading.

i. Council Bill No. 20 – Recommendation from the Utilities Department to adopt a bill for an ordinance authorizing Englewoods continued participation in the South Platte Water Related Activities Program. **Staff Source: Stewart H. Fonda, Director of Utilities.**

ii. Council Bill No. 21 – Recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee to adopt a bill for an ordinance authorizing a farm lease agreement for farm management services of the Wastewater Treatment Plants beneficial use farm near Byers and Bennett, Colorado. **Staff Sources: Stewart H. Fonda, Director of Utilities and Jim Tallent, Treatment Division Manager.**

b. Approval of Ordinances on Second Reading.

ORD # 14 i. Council Bill No. 15, approving a memorandum of understanding with the Colorado Electronic Crimes Task Force.

ORD # 15 ii. Council Bill No. 16, approving a memorandum of understanding with Homeland Security Investigations and Immigration and Customs Enforcement regarding our participation in joint operations and task forces.

ORD # 16 iii. Council Bill No. 17, authorizing the application for, and acceptance of, a grant through the Urban Areas Security Initiative/North Central Region programs.

ORD # 17 iv. Council Bill No. 18, authorizing acceptance of a Colorado Internet Crimes Against Children Task Force grant in the amount of \$6,200.00.

c. Resolutions and Motions.

i. Recommendation from the Public Works Department to approve, by motion, a Professional Services Agreement with See Architecture, LLC, for design of a Vehicle Wash and Fluid Distribution Station. **Staff Source: Dave Henderson, Deputy Public Works Director.**

10. Public Hearing Items. (None Scheduled.)

There was no public hearing scheduled.

11. Ordinances, Resolutions and Motions 

a. Approval of Ordinances on First Reading.

- i. Council Bill No. 22 – Recommendation from the Community Development Department to adopt a bill for an ordinance amending sections of Title 16 of the Englewood Municipal Code pertaining to non-conforming structures. Staff further recommends that Council set a Public Hearing for April 21, 2014 to gather public input on the proposed amendments.

Staff Source: Chris Neubecker, Senior Planner.

Motion: To approve Agenda Item 11 (a) (i), Council Bill No. 22 and to set a Public Hearing date of April 21, 2014 to gather public input on the proposed amendments.

Moved by: Gillit Seconded by: McCaslin

Vote: Motion approved (summary: Yes = 7 No = 0)

b. Approval of Ordinances on Second Reading.

- i. Council Bill No. 14, as amended, an emergency ordinance creating a moratorium on the establishment of any new medical marijuana businesses that sell, manufacture, or cultivate medical marijuana.

ORD # 18

Motion: To approve Agenda Item 11 (b) (i), Ordinance No. 18.

Moved by: Gillit Seconded by: McCaslin

Vote: Motion approved (summary: Yes = 4 No = 3 (Yates, Penn, Jefferson))

c. Resolutions and Motions.

- i. Recommendation from the Finance and Administrative Services Department to approve a resolution for a year-end supplemental appropriation to the 2013 Budget. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

RESO # 39

Motion: To approve Agenda Item 11 (c) (i), Resolution No. 39.

Moved by: Jefferson Seconded by: Wilson

Vote: Motion approved (summary: Yes = 7 No = 0)

- ii. Recommendation from the Utilities Department to approve, by motion, the purchase of a combination unit jet cleaning/vacuuming machine (Vactor truck). Staff recommends awarding the bid to the lowest acceptable bidder, Williams Equipment Co., in the amount of \$278,700.00. **Staff Source: Stewart H. Fonda, Director of Utilities and Pat White, Public Works Fleet Manager.**

Motion: To approve Agenda Item 11 (c) (ii), a motion for the purchase of a combination unit jet cleaning/vacuuming machine (Vactor truck), awarding the bid to the lowest acceptable bidder, Williams

Equipment Co., in the amount of \$278,700.00.

Moved by: Gillit Seconded by: Wilson

Vote: **Motion approved** (summary: Yes = 7 No = 0)

iii. Recommendation from the Utilities Department to approve, by motion, a construction contract to repair the roof slabs on the two three million gallon covered water reservoirs on South Clarkson Street and Sunset Ridge. Staff recommends awarding the contract to the lowest acceptable bidder, Moltz Construction, Inc., in the amount of \$1,188,500.00. **Staff Source: Stewart H. Fonda, Director of Utilities and Tom Brennan, Utilities Engineer IV.**

Motion: To approve Agenda Item 11 (c) (iii), a motion for a construction contract to repair the roof slabs on the two three million gallon covered water reservoirs on South Clarkson Street and Sunset Ridge, awarding the contract to the lowest acceptable bidder, Moltz Construction, Inc., in the amount of \$1,188,500.00

Moved by: Gillit Seconded by: Yates

Vote: **Motion approved** (summary: Yes = 7 No = 0)

12. General Discussion. 

a. Mayors Choice.

b. Council Members Choice.

13. City Managers Report. 

14. City Attorneys Report. 

Motion: To approve a motion to settle in Zasada vs. The City of Englewood and Kelly Martin in the amount of \$45,000.00.

Moved by: Penn Seconded by: Yates

Vote: **Motion approved** (summary: Yes = 7 No = 0)

15. Adjournment.  8:25 p.m.