

**ENGLEWOOD CITY COUNCIL
ENGLEWOOD, ARAPAHOE COUNTY, COLORADO**

Regular Session

April 21, 2014

A permanent set of these minutes and the audio are maintained in the City Clerk's Office.

Minutes and streaming audios are also available on the web at:

<http://www.englewoodgov.org/inside-city-hall/city-council/agendas-and-minutes>

1. Call to Order

The regular meeting of the Englewood City Council was called to order by Mayor Penn at 7:41 p.m.

[Clerk's note: the Pledge of Allegiance was said before the invocation.]

2. Pledge of Allegiance

Cub Scout Pack 79 and Boy Scout Troop 14 presented the Colors and led the Pledge of Allegiance.

3. Invocation

The invocation was given by Council Member McCaslin.

4. Roll Call

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

A quorum was present.

Also present: City Manager Sears
City Attorney Brotzman
Deputy City Manager Flaherty
City Clerk Ellis
Deputy City Clerk Bush
Assistant City Clerk McGarry
Director Gryglewicz, Finance and Administrative Services
Director White, Community Development
Director Konishi, Information Technology
Director Fonda, Utilities
Deputy Director Henderson, Public Works
Senior Planner Neubecker, Community Development
Senior Planner Stitt, Community Development
Housing Finance Specialist Grimmert, Community Development
Business Services Manager Goodburn, Littleton/Englewood Wastewater Treatment Plant
Treatment Manager Tallent, Littleton/Englewood Wastewater Treatment Plant
Fire Chief Marsh
Police Commander Condreay

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF APRIL 7, 2014.**

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson, Gillit
Nays: None

Motion carried.

6. Recognition of Scheduled Public Comment

(a) Students from the University of Colorado performed "Public Notices" in conjunction with their ongoing collaboration with the M12 Collective and the Museum of Outdoor Arts exploring alternative educational practices and citizenship.

7. Recognition of Unscheduled Public Comment

(a) Elaine Hults, an Englewood resident, spoke about people's objections to Council attending CML and NLC Conferences.

Council responded to Public Comment.

8. Communications, Proclamations and Appointments

There were no communications, proclamations or appointments.

9. Consent Agenda

(a) Approval of Ordinances on First Reading

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE CONSENT AGENDA ITEMS 9 (a) (i), (ii), 9 (b) (i), (ii) AND 9 (c) (i), (ii).

(i) COUNCIL BILL NO. 23, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT OF THE COLORADO INFORMATION SHARING CONSORTIUM (CISC).

(ii) COUNCIL BILL NO. 25, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE COLORADO DEPARTMENT OF PUBLIC SAFETY DIVISION OF FIRE PREVENTION AND CONTROL REGARDING JOINT STAFFING AND OPERATION OF A STATE WILDLAND FIRE ENGINE AND THE CITY OF ENGLEWOOD, COLORADO.

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 19, SERIES OF 2014 (COUNCIL BILL NO. 20, INTRODUCED BY COUNCIL MEMBER OLSON)

AN ORDINANCE AUTHORIZING THE CITY OF ENGLEWOOD, COLORADO TO PARTICIPATE IN THE SOUTH PLATTE WATER RELATED ACTIVITIES PROGRAM, INC. (SPWRAP) WITH THE DEPARTMENT OF THE INTERIOR TO IMPROVE THE HABITAT BY PROVIDING MORE WATER IN THE CRITICAL AREA ALONG THE PLATTE RIVER IN NEBRASKA AND PROVIDE COMPLIANCE WITH THE ENDANGERED SPECIES ACT.

(ii) ORDINANCE NO. 20, SERIES OF 2014 (COUNCIL BILL NO. 21, INTRODUCED BY COUNCIL MEMBER OLSON)

AN ORDINANCE AUTHORIZING A FARM LEASE FOR THE FARM IN THE LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLANT BIOSOLIDS MANAGEMENT PROGRAM.

(c) Resolutions and Motions

(i) RESOLUTION NO. 40, SERIES OF 2014

A RESOLUTION APPROVING A SUPPLEMENTAL APPROPRIATION OF FUNDS TO THE 2014 BUDGET.

(ii) A CONSTRUCTION CONTRACT WITH KECI COLORADO, INC. FOR PARTIAL DECK REPAIRS TO THE WEST DARTMOUTH BRIDGE IN THE TOTAL ESTIMATED AMOUNT OF \$122,000.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson, Gillit
Nays: None

Motion carried.

10. **Public Hearing Items**

(a) **COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO OPEN THE PUBLIC HEARING TO GATHER INPUT ON COUNCIL BILL NO. 22, AMENDING SECTIONS OF TITLE 16 OF THE ENGLEWOOD MUNICIPAL CODE PERTAINING TO NON-CONFORMING STRUCTURES.**

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson, Gillit
Nays: None

Motion carried and the Public Hearing opened.

All testimony was given under oath.

Senior Planner Neubecker and Community Development Director White presented background on Council Bill No. 22 and he discussed the specifics of the requested changes.

Jo Ellen Davidson, Executive Director of Community Housing Development Association, spoke in favor of the proposed amendments.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO CLOSE THE PUBLIC HEARING TO GATHER INPUT ON COUNCIL BILL NO. 22, AMENDING SECTIONS OF TITLE 16 OF THE ENGLEWOOD MUNICIPAL CODE PERTAINING TO NON-CONFORMING STRUCTURES.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson, Gillit
Nays: None

Motion carried and the Public Hearing closed.

11. **Ordinances, Resolutions and Motions**

(a) Approval of Ordinances on First Reading

There were no additional items submitted for approval on first reading. (See Agenda Item 9 (a) - Consent Agenda.)

(b) Approval of Ordinances on Second Reading

There were no additional items submitted for approval on second reading. (See Agenda Item 9 (b) - Consent Agenda.)

(c) Resolutions and Motions

(i) Senior Planner Stitt and Housing Finance Specialist Grimmett presented a recommendation from the Community Development Department approving a resolution waiving the building permit fees, the plan review fees, the single family drainage inspection fees, the minor subdivision fee and the fee in lieu of park land dedication associated with the development 2153-55 W. Baltic Place into two paired single family homes. Kate Hilberg, Real Estate Manager, provided background information regarding the development.

COUNCIL MEMBER JEFFERSON MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) – RESOLUTION NO. 41, SERIES OF 2014.

RESOLUTION NO. 41, SERIES OF 2014

A RESOLUTION AUTHORIZING THE EXEMPTION OF THE HABITAT FOR HUMANITY OF METRO-DENVER (HFHMD) FROM BUILDING PERMIT FEES, PLAN REVIEW FEES, SINGLE FAMILY DRAINAGE INSPECTION FEES, THE MINOR SUBDIVISION FEE AND THE FEE IN LIEU OF PARK LAND DEDICATION ASSOCIATED WITH THE DEVELOPMENT OF TWO PAIRED SINGLE FAMILY HOMES LOCATED AT 2153 & 2155 WEST BALTIC PLACE.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson
Nays: Gillit

Motion carried.

(ii) Business Services Manager Goodburn and Director Konishi presented a recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee and Information Technology Department to approve, by motion, an Information Technology Network Infrastructure upgrade for network switches at the Littleton/Englewood WWTP. Staff further recommends awarding the contract to 24/7 Networks, taking advantage of State of Colorado contract pricing in the amount of \$74,843.60.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE AGENDA ITEM 11 (c) (ii) - A CONTRACT WITH 24/7 NETWORKS FOR AN INFORMATION TECHNOLOGY NETWORK INFRASTRUCTURE UPGRADE FOR NETWORK SWITCHES AT THE LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLANT IN THE AMOUNT OF \$74,843.60.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson, Gillit
Nays: None

Motion carried.

12. **General Discussion**

(a) Mayor's Choice

(b) Council Members' Choice

(i) Registration for Colorado Municipal League Conference in Breckenridge, CO from June 17-20, 2014 was discussed.

COUNCIL MEMBER YATES MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 12 (b) (i), FOR THE ANTICIPATED COSTS FOR REGISTRATION AND EXPENSES FOR THE COLORADO MUNICIPAL LEAGUE CONFERENCE IN BRECKENRIDGE, COLORADO FROM JUNE 17-20, 2014 FOR ALL CITY COUNCIL MEMBERS TO ATTEND.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson, Gillit
Nays: None

Motion carried.

13. **City Manager's Report**

14. **City Attorney's Report**

(a) City Attorney Brotzman presented a motion to approve the Settlement Agreement with the City of Denver and Grand County.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE THE SETTLEMENT AGREEMENT WITH THE CITY OF DENVER AND GRAND COUNTY.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson, Gillit
Nays: None

Motion carried.

15. **Adjournment**

MAYOR PENN MOVED TO ADJOURN. The meeting adjourned at 8:36 p.m.

_____/s/ Loucrishia A. Ellis_____
City Clerk