

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

Regular Session

May 5, 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 7:37 p.m.

2. Invocation

The invocation was given by Council Member McCaslin.

3. Pledge of Allegiance

The Pledge of Allegiance was led 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
Director Gryglewicz, Finance and Administrative Services
Director White, Community Development
Director Black, Parks and Recreation
Prosecuting Attorney Comer
Deputy Director Henderson, Public Works
Senior Planner Neubecker, Community Development
Recreation Services Manager-Operations Sack, Parks and Recreation
Recreation Programs & Facility Supervisor Musgrove, Parks and Recreation
Engineering & Maintenance Manager Woo, Littleton/Englewood Wastewater Treatment Plant
Deputy Police Chief Sanchez
Fire Chief Marsh

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF APRIL 21, 2014.**

Vote results:

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

Motion carried.

6. Recognition of Scheduled Public Comment

(a) Englewood Cultural Arts Commission Chair Amy Martinez, Vice Chair Martha Kirkpatrick and Member Tamara Emmanuel, with Parks and Recreation Director Black, Mayor Penn and City Council Member Wilson presented scholarships to three area music students. Others present included: Superintendent of Englewood Schools Brian Ewert, Englewood High School Principal Jonathan Fore and Englewood Education Foundation President Karen Miller. The scholarships were sponsored by the City of Englewood, The Englewood Cultural Arts Commission, Englewood Schools and the Englewood Education Foundation. Tyler Hastings and Jon Hunt will attend the Denver School of the Arts Jazz Camp. Paige Langley will attend Victor Wooten Music and Nature Camp in Nashville, Tennessee.

(b) Englewood High School Athletic/Activities Director Paul Evans and Englewood High School teacher Brandy Bartholomew accepted the 2014 Aid to Other Agencies donations for the Englewood High School After Prom and the Homecoming Parade.

(c) Students from the joint Englewood High School/Colorado's Finest Alternative High School Destination Imagination Team addressed City Council regarding the team's acceptance into the global finals They asked Council for financial support as it will cost about \$10,000.00 and they have currently raised \$2,500.00. The competition will be May 21-24, 2014 in Knoxville, Tennessee.

Council responded to Public Comment.

7. Recognition of Unscheduled Public Comment

(a) Doug Cohn, an Englewood resident, read a poem he wrote for Cinco de Mayo regarding the City of Englewood.

8. Communications, Proclamations and Appointments

(a) A Proclamation naming Kells Waggoner as Englewood's Citizen of the Year for 2014 was considered.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE A PROCLAMATION NAMING KELLS WAGGONER AS ENGLEWOOD'S CITIZEN OF THE YEAR FOR 2014.

Vote results:

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

Motion carried.

(b) A Proclamation recognizing May 2014 as Older Americans Month was considered.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE A PROCLAMATION RECOGNIZING MAY 2014 AS OLDER AMERICANS MONTH.

Vote results:

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

Motion carried.

(c) A Proclamation recognizing May 11 through 17, 2014 as National Police Week was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE A PROCLAMATION RECOGNIZING MAY 11 THROUGH 17, 2014 AS NATIONAL POLICE WEEK.

Vote results:

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

Motion carried.

Deputy Police Chief Sanchez accepted the proclamation.

- (d) A Proclamation declaring May 17, 2014 as National Kids to Parks Day was considered.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE A PROCLAMATION DECLARING MAY 17, 2014 AS NATIONAL KIDS TO PARKS DAY.

Vote results:

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

Motion carried.

Parks and Recreation Director Black accepted the proclamation.

9. Consent Agenda

- (a) Approval of Ordinances on First Reading

There were no additional items submitted for approval on first reading. (See Agenda Item 11 (a).)

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

- (b) Approval of Ordinances on Second Reading

- (i) ORDINANCE NO. 21, SERIES OF 2014 (COUNCIL BILL NO. 22, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE AMENDING TITLE 16, CHAPTER 2, SECTION 2 AND CHAPTER 9, SECTION 3, OF THE ENGLEWOOD MUNICIPAL CODE 2000 PERTAINING TO NONCONFORMING STRUCTURES.

- (ii) ORDINANCE NO. 22, SERIES OF 2014 (COUNCIL BILL NO. 23, INTRODUCED BY COUNCIL MEMBER OLSON)

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

- (iii) ORDINANCE NO. 23, SERIES OF 2014 (COUNCIL BILL NO. 25, INTRODUCED BY COUNCIL MEMBER OLSON)

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.

- (c) Resolutions and Motions

- (i) RESOLUTION NO. 42, SERIES OF 2014

A RESOLUTION QUANTIFYING AND APPROPRIATING FUNDS FOR DUNCAN PARK IMPROVEMENTS.

(ii) A CONTRACT WITH AMERICAN CIVIL CONSTRUCTORS, INC., FOR THE CONSTRUCTION OF DUNCAN PARK IMPROVEMENTS, IN THE TOTAL ESTIMATED AMOUNT OF \$1,448,765.15.

Vote results:

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

Motion carried.

10. Public Hearing Items

No public hearing was scheduled before Council.

11. Ordinances, Resolutions and Motions

(a) Approval of Ordinances on First Reading

(i) Director Gryglewicz presented a recommendation from the Finance and Administrative Services Department to adopt a bill for an ordinance authorizing the addition of Section 6 to Title 7, Chapter 5 of the Englewood Municipal Code adding language regarding the method used (resolution) for setting fees and charges related to the registration of sex offenders.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 27.

COUNCIL BILL NO. 27, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AMENDING TITLE 7, CHAPTER 3, OF THE ENGLEWOOD MUNICIPAL CODE 2000 BY THE ADDITION OF A NEW SECTION 6, ENTITLED DETERMINATION OF FEES.

Vote results:

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

Motion carried.

(ii) Prosecuting Attorney Comer presented a recommendation from the City Attorney's office to adopt a bill for an ordinance authorizing an amendment to Title 7, Chapter 6B, Subsection (A) (2) of the Englewood Municipal Code pertaining to the prohibition of loitering in or about a school building or grounds.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (ii) - COUNCIL BILL NO. 26.

COUNCIL BILL NO. 26, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AMENDING TITLE 7, CHAPTER 6B, OF THE ENGLEWOOD MUNICIPAL CODE BY DELETING SUBSECTION A(2) REGARDING LOITERING ON SCHOOL BUILDINGS OR GROUNDS.

Vote results:

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

Motion carried.

(iii) Senior Planner Neubecker presented a 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 site improvement plans. Staff further recommends that Council set a Public Hearing for May 19, 2014 to gather public input on the proposed amendments.

COUNCIL MEMBER JEFFERSON MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (iii) - COUNCIL BILL NO. 24 AND TO SET A PUBLIC HEARING FOR MAY 19, 2014 TO GATHER PUBLIC INPUT ON THE PROPOSED AMENDMENTS.

COUNCIL BILL NO. 24, INTRODUCED BY COUNCIL MEMBER JEFFERSON

A BILL FOR AN ORDINANCE AMENDING TITLE 16, CHAPTER 2, SECTIONS 2, 7, 9, AND TITLE 16, CHAPTER 3, SECTION 2, OF THE ENGLEWOOD MUNICIPAL CODE 2000, PERTAINING TO ZONING SITE PLAN REVIEW.

Vote results:

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

Motion carried.

(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) Director Grylewicz presented a recommendation from the Finance and Administrative Services Department to approve a resolution authorizing a supplemental appropriation to the 2014 Budget for a search firm to assist in the hiring of a new City Manager.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) – RESOLUTION NO. 43, SERIES OF 2014.

RESOLUTION NO. 43, SERIES OF 2014

A RESOLUTION APPROVING A SUPPLEMENTAL APPROPRIATION TO THE 2014 BUDGET.

Vote results:

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

Motion carried.

(ii) Engineering and Maintenance Manager Woo presented a recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee to approve, by motion, a construction contract for the Interim Disinfection Improvement Project located at the Littleton/Englewood WWTP. Staff further recommends awarding the contract to the lowest acceptable bidder, RN Civil Construction, in the amount of \$432,000.00.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE AGENDA ITEM 11 (c) (ii) - A CONSTRUCTION CONTRACT WITH RN CIVIL CONSTRUCTION, FOR THE INTERIM DISINFECTION IMPROVEMENT PROJECT LOCATED AT THE LITTLETON/ENGLEWOOD WWTP IN THE AMOUNT OF \$432,000.00.

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

[Clerk's Note: Agenda Item 12 (b) (ii) was presented before Agenda Item 12 (b) (i).]

- (ii) Arapahoe County Fair sponsorship on July 24, 2014 was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE ARAPAHOE COUNTY FAIR SPONSORSHIP ON JULY 24, 2014 IN THE AMOUNT OF \$500.00.

Vote results:

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

Motion carried.

- (i) The selection of a search firm to hire a new City Manager was discussed.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE THE SELECTION OF SLAVIN MANAGEMENT CONSULTANTS AS THE SEARCH FIRM TO HIRE A NEW CITY MANAGER.

Vote results:

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

Motion carried.

- (iii) Sponsorship for Destination Imagination was considered.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE CONTRIBUTION OF \$250.00 TOWARD THE SPONSORSHIP OF THE DESTINATION IMAGINATION TEAM AS THEY COMPETE IN KNOXVILLE, TENNESSEE.

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

City Attorney Brotzman did not have any matters to bring before Council.

15. Adjournment

MAYOR PENN MOVED TO ADJOURN. The meeting adjourned at 9:01 p.m.

_____/s/ Loucrishia A. Ellis_____
City Clerk