

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

Regular Session

November 3, 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 7:38 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 Keck
- 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 Fonda, Utilities
- Deputy Police Chief Sanchez
- Fire Chief Marsh
- Assistant Fire Marshall Silva
- Battalion Fire Chief Ertle
- Fire Lieutenant Burley
- Fire Lieutenant Frederick
- Fire Lieutenant Weigel
- Planner II Voboril, Community Development
- Water Production Supervisor Clark, Utilities
- Driver/Operator Engineer Busi, Fire
- Driver/Operator/Engineer Jacobson, Fire
- Driver/Operator/Engineer McCann, Fire
- Driver/Operator/Engineer Olson, Fire
- Driver/Operator Engineer Sekavec, Fire
- Firefighter Barringer
- Firefighter Griffiths
- Firefighter Kuhn
- Firefighter Rede
- Firefighter Shafer

5. **Consideration of Minutes of Previous Session**

(a) **COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF OCTOBER 20, 2014.**

Vote results:

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

Motion carried.

6. **Recognition of Scheduled Public Comment**

(a) Fire Chief Marsh recognized the winners of the Fire Prevention Week Poster Contest, who this year were all from St. Louis School. First place was Mrs. Zakovich's 4th grade class. Second place was Ms. Futterman's 5th grade class. Third place was Mrs. Walsh's 1st grade class.

(b) Colleen Mello, Executive Director of the Greater Englewood Chamber of Commerce requested waiving fees for an in-kind donation of the Community Room for the 2014 Chamber Holiday Party.

COUNCIL MEMBER JEFFERSON MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE WAIVING THE FEES FOR THE IN-KIND DONATION OF THE COMMUNITY ROOM FOR THE 2014 CHAMBER HOLIDAY PARTY.

Vote results:

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

Motion carried.

7. **Recognition of Unscheduled Public Comment**

(a) Julie George, a Denver resident, handed out brochures regarding the Colorado HEAL campaign and discussed her support of the resolution going forward tonight. She is the director of the campaign. Ms. George commended the Council for their work on this program.

Council responded to Public Comment.

8. **Communications, Proclamations and Appointments**

[Clerk's Note: Agenda Items 8 (a), (b) and (c) were combined into one motion.]

(a) An email from Michael Buchanan announcing his resignation from the Public Library Board effective January 15, 2015 was considered.

(b) An email from Michael Buchanan announcing his resignation from the Liquor and Medical Marijuana Licensing Authority effective January 15, 2015 was considered.

(c) An email from Michael Buchanan announcing his resignation from the Urban Renewal Authority effective January 15, 2015 was considered.

COUNCIL MEMBER JEFFERSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO ACCEPT THE RESIGNATION OF MICHAEL BUCHANAN FROM THE PUBLIC LIBRARY BOARD, THE LIQUOR AND MEDICAL MARIJUANA LICENSING AUTHORITY AND THE URBAN RENEWAL AUTHORITY EFFECTIVE JANUARY 15, 2015.

Vote results:

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

Motion carried.

(d) A recommendation from the Public Library Board to remove Cristine Challis as a regular member due to poor attendance was considered.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO ACCEPT A RECOMMENDATION FROM THE PUBLIC LIBRARY BOARD TO REMOVE CRISTINE CHALLIS AS A REGULAR MEMBER DUE TO POOR ATTENDANCE.

Vote results:

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

Motion carried.

(e) The approved minutes from the Code Enforcement Advisory Committee accepting the verbal resignation of Dave Walker was considered.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO ACCEPT THE VERBAL RESIGNATION OF DAVE WALKER FROM THE CODE ENFORCEMENT ADVISORY COMMITTEE.

Vote results:

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

Motion carried.

9. Consent Agenda

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

(a) Approval of Ordinances on First Reading

(i) COUNCIL BILL NO. 65, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE APPROVING SUPPLEMENT NO. 38 TO THE SOUTH ARAPAHOE SANITATION DISTRICT CONNECTOR'S AGREEMENT FOR THE INCLUSION OF LAND WITHIN THE DISTRICT BOUNDARIES.

(ii) COUNCIL BILL NO. 66, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE APPROVING SUPPLEMENT NO. 5 TO THE CHERRY HILLS VILLAGE SANITATION DISTRICT CONNECTOR'S AGREEMENT FOR THE INCLUSION OF LAND WITHIN THE DISTRICT BOUNDARIES.

(iii) COUNCIL BILL NO. 67, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE APPROVING A NEW CONNECTOR'S AGREEMENT BETWEEN THE CITY OF CHERRY HILLS VILLAGE AND THE CITY OF ENGLEWOOD, COLORADO.

(iv) COUNCIL BILL NO. 68, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST SUPPLEMENT TO FINANCING AGREEMENT, WHICH RELATES TO THE CITY'S PRIOR ISSUANCE AND SALE OF THAT

CERTAIN \$6,724,000.00 REVENUE BOND (DENVER AREA COUNCIL, BOY SCOUTS OF AMERICA PROJECT) SERIES 2008.

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 57, SERIES OF 2014 (COUNCIL BILL NO. 60, INTRODUCED BY COUNCIL MEMBER OLSON)

AN ORDINANCE APPROVING SUPPLEMENT NO. 23 TO THE VALLEY SANITATION DISTRICT CONNECTOR'S AGREEMENT WITH THE CITY OF ENGLEWOOD TO INCLUDE ADDITIONAL LAND WITHIN THE DISTRICT BOUNDARIES.

(ii) ORDINANCE NO. 58, SERIES OF 2014 (COUNCIL BILL NO. 61, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF ENGLEWOOD, AND SOUTH SUBURBAN PARK AND RECREATION DISTRICT FOR THE CONSTRUCTION OF THE BIG DRY CREEK CONNECTION BICYCLE TRAIL WITHIN CITY OF ENGLEWOOD'S BELLEVIEW PARK.

(iii) ORDINANCE NO. 59, SERIES OF 2014 (COUNCIL BILL NO. 62, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE AUTHORIZING A "LICENSE FOR A CITY DITCH CROSSING AGREEMENT", AND A "TEMPORARY CONSTRUCTION EASEMENT" WITH SOUTH SUBURBAN PARK AND RECREATION DISTRICT FOR THE INSTALLATION OF A BIKE TRAIL CROSSING CALLED "BIG DRY CREEK TRAIL CONNECTION" CROSSING ENGLEWOOD'S CITY DITCH RIGHT-OF-WAY AT SOUTH WINDERMERE.

(iv) ORDINANCE NO. 60, SERIES OF 2014 (COUNCIL BILL NO. 63, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING AN ENCROACHMENT AND INDEMNITY AGREEMENT PERTAINING TO THE CONSTRUCTION OF UPPER LEVEL BALCONIES EXTENDING OVER THE PUBLIC RIGHT-OF-WAY, AN ARCHITECTURAL CANOPY EXTENDING OVER THE PUBLIC RIGHT-OF-WAY, A HALLWAY EXTENDED INTO THE PUBLIC RIGHT-OF-WAY, AND A WHEEL CHAIR RAMP EXTENDING INTO THE PUBLIC RIGHT-OF-WAY.

(c) Resolutions and Motions

(i) RESOLUTION NO. 81, SERIES OF 2014

A RESOLUTION BY THE ENGLEWOOD CITY COUNCIL SETTING FORTH THE CITY'S COMMITMENT TO OBESITY PREVENTION AND LIVEWELL COLORADO'S HEALTHY EATING, ACTIVE LIVING (HEAL) CITIES AND TOWNS CAMPAIGN.

(ii) RESOLUTION NO. 82, SERIES OF 2014

A RESOLUTION APPROVING AMENDING THE CITY OF ENGLEWOOD INVESTMENT POLICY.

(iii) A CONTRACT WITH COLORADO PUMP SERVICE & SUPPLY CO FOR THE REHABILITATION OF THE MCLELLAN DEEP WELL PUMP IN THE AMOUNT OF \$56,044.00.

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

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

(i) Council Bill No. 54, adopting the City of Englewood Budget [as amended] for Fiscal Year 2015 was considered.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (b) (i) - ORDINANCE NO. 61, SERIES OF 2014.

ORDINANCE NO. 61, SERIES OF 2014 (COUNCIL BILL NO. 54, INTRODUCED BY COUNCIL MEMBER OLSON/WILSON)

AN ORDINANCE ADOPTING THE BUDGET OF THE CITY OF ENGLEWOOD, COLORADO, FOR FISCAL YEAR 2015.

Vote results:

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

Motion carried.

(ii) Council Bill No. 55, appropriating funds [as amended] for the City of Englewood for Fiscal Year 2015 was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (b) (ii) - ORDINANCE NO. 62, SERIES OF 2014.

ORDINANCE NO. 62, SERIES OF 2014 (COUNCIL BILL NO. 55, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE APPROPRIATING MONIES FOR ALL MUNICIPAL PURPOSES IN THE CITY OF ENGLEWOOD, COLORADO, FOR FISCAL YEAR BEGINNING JANUARY 1, 2015, AND ENDING DECEMBER 31, 2015, CONSTITUTING WHAT IS TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR 2015.

Vote results:

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

Motion carried.

(iii) Council Bill No. 64, authorizing a User Agreement with the Metropolitan Area Communications Center Authority regarding fire dispatch services was considered.

COUNCIL MEMBER YATES MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (b) (iii) - ORDINANCE NO. 63, SERIES OF 2014.

ORDINANCE NO. 63, SERIES OF 2014 (COUNCIL BILL NO. 64, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT WITH THE METROPOLITAN AREA COMMUNICATIONS CENTER AUTHORITY (METCOM) AND THE CITY OF ENGLEWOOD, COLORADO REGARDING FIRE DISPATCH SERVICES.

Vote results:

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

Motion carried.

(c) Resolutions and Motions

There were no additional resolutions or motions submitted for approval. (See Agenda Item 9 (c) Consent Agenda).

12. **General Discussion**

(a) Mayor's Choice

(b) Council Members' Choice

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 8:15 p.m.

/s/ Loucrishia A. Ellis
City Clerk