

**Agenda for the  
Regular Meeting of the  
Englewood City Council  
Monday, June 15, 2015  
7:30 pm**

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

1.Call to Order 7:33 p.m. ►

2.Invocation. **McCasin** ►

3.Pledge of Allegiance. **McCasin** ►

4.Roll Call. ►

**Present:** Jefferson, Olson, McCasin, Wilson, Yates

**Absent:** Penn, Gillit

5.Consideration of Minutes of Previous Session. ►

a.Minutes from the Regular City Council Meeting of June 1, 2015.

**Motion:** To approve Minutes of June 1, 2015.

**Moved by:** Wilson  
**Seconded by:** McCasin

**Vote: Motion Approved**(summary: Yes = 5 No = 0 Absent = 2 Penn, Gillit)

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.Elaine Hults, an Englewood resident, expressed frustration with City Council for disregarding the wishes of the voters and not following proper procedure. ►

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. ► Donna Nelson, an Englewood resident, expressed her concern about excessive flooding and storm drainage issues. The storm drainage system in her neighborhood cannot handle the capacity of water from recent storms.
- b. ► Rita Russell, an Englewood resident, recently requested department directors accumulative annual leave and expressed concern regarding City Attorney Dan Brotzman.
- c. ► Tony Poole, an Englewood homeowner, thanked Council for their service and hard work. He especially wanted to thank them for naming the ballpark at Belleview Park after his father Jack Poole who was a long-time resident and volunteer for the City of Englewood.
- d. ► Vicki Eibner, an Englewood resident who was also affected with the recent flooding, stressed to Council the dangers of the severe flooding and the need for the City to find solutions and help the residents of that area.
- e. ► David Westfall, an Englewood resident, wants answers about the severe flooding. He stated his concern that other municipalities are over taxing our storm drainage system. He would like to see a commission put together to address these problems.
- f. ► Laurette Barrentine, an Englewood resident, admonished Council for allowing the City Attorney to pay an outside law firm \$1500.00 to avoid answering CORA requests on his annual leave balance.
- g. ► Shaina Ferguson, an Englewood resident, would like to see the flooding issues in her neighborhood address. They are dealing with mold and mildew problems because of the drainage issues. Many people in her neighborhood do not have flood insurance and those who do already have too many claims. This flooding has occurred four times in four years.
- h. ► Craig Ferguson, an Englewood resident, wants to know why the flooding issues started 4-6 years ago. The flooding creates problems with parking and is becoming dangerous. The water is coming as a flood and creating debris. He wants a response to the problem.
- i. ► Emitt Reikstaher, an Englewood resident, addressed Council about Cannabis Clubs. He would like to work with Council to study how this could be a great opportunity for Englewood. He urged them to keep an open mind and looks forward to working together.
- j. ► Steve Nelson and Marty Fuchs, owners of iBake LLC- a Cannabis Social Club, wanted to reassure Council that they are taking the initiative to install proper ventilation and are willing to work with the City to mitigate any problems or concerns.

Council Responded to Public Comment. ►

8. Communications, Proclamations, and Appointments. ►

There were no communications, proclamations, or appointments.

9.Consent Agenda Items 

**Motion:** To approve Consent Agenda Items 9 (a) (i), (ii), 9 (c) (i)

**Moved by:** Wilson    **Seconded by:** Jefferson

**Vote:** **Motion Approved**(summary: Yes = 5 No = 0 Absent = 2 Penn, Gillit)

a.Approval of Ordinances on First Reading.

- i.     **Council Bill No. 24** - Recommendation from the Parks and Recreation Department to approve a bill for an ordinance authorizing an intergovernmental agreement with Arapahoe County for the acceptance and use of Open Space grant funding in the amount of \$200,100 for the Englewood Parks Gateway Enhancement Phase I. **Staff Source: Dave Lee, Open Space Manager.**
  
- ii.    **Council Bill No. 25** - Recommendation from the Parks and Recreation Department to approve a bill for an ordinance authorizing an intergovernmental agreement with Arapahoe County for the acceptance and use of Open Space grant funding in the amount of \$300,000 for the Englewood RiverRun Trailhead Phase I. **Staff Source: Joe Sack, Recreation Services Manager.**

b.Approval of Ordinances on Second Reading.

There were no Ordinances on Second Reading.

c.Resolutions and Motions.

- i.     Recommendation from the Public Works Department to approve, **by motion**, a construction contract for the 2015 Concrete Utility program. Staff recommends awarding the bid to NORRA Concrete Construction, in the amount of \$615,565.75.  
**Staff Source: Larry Nimmo, Field Operations Administrator.**

10.Public Hearing Items. 

No Public Hearing was scheduled.

11.Ordinances, Resolutions and Motions.

a.Approval of Ordinances on First Reading.

There were no additional Ordinances on First Reading.

b.Approval of Ordinances on Second Reading.

There were no Ordinances on Second Reading.

c.Resolutions and Motions.

- RESO # 58**
- i.  Recommendation from the Finance and Administrative Services Department and Community Development Department to approve a resolution authorizing a supplemental appropriation transferring \$50,000 to the Commercial Catalyst Grant Program. **Staff Source: Eric A. Keck, City Manager/Acting Finance and Administrative Services Director.**

**Motion:** To approve Agenda item 11 (c) (i), Resolution # 58, Series of 2015.

**Moved by:** Wilson Seconded by: McCaslin

**Vote: Motion Approved**(summary: Yes = 4 No = 1 Jefferson Absent = 2 Penn, Gillit)

- ii.  Recommendation from the Utilities Department to approve, **by motion**, a professional services agreement to perform Alternative Analysis, Preliminary Design and Special Services for alleviating water hardness at the Allen Water Treatment Plant. Staff recommends awarding the contract to McLaughlin Whitewater Design Group in the amount of \$78,435.00. **Staff Source: Tom Brennan, Utilities Manager.**

**Motion:** To approve Agenda item 11 (c) (ii) a contract with McLaughlin Whitewater Design Group in the amount of \$78,435.00 to perform Alternative Analysis, Preliminary Design and Special Services for alleviating water hardness at the Allen Water Treatment Plant.

**Moved by:** Jefferson Seconded by: McCaslin

**Vote: Motion Approved**(summary: Yes = 5 No = 0 Absent = 2 Penn, Gillit)

12.General Discussion.

a.Mayors Choice. 

- i. Announcement of a Special Meeting on June 29, 2015 - Union Negotiations Non-Emergency Union

Council will open the public meeting in the Community Room. After announcing the topic or topics to be discussed under the specific paragraph(s) of C.R.S. 24-6-402-4, a vote of Council will be taken to go into Executive Session. If 2/3 of the quorum present votes

affirmatively, attendance shall be limited to the members of City Council and Council may invite other persons as may be required for advice and information. City Council and invited persons will move to the City Council Conference Room. No formal vote will be taken on any matter under discussion.

b. Council Members Choice.

- i.  **Council Bill No. 26**, a bill for an Emergency Ordinance, creating a moratorium on the establishment of new marijuana consumption establishments.

**Motion:** To approve Agenda item 12 (b) (i), Council Bill No. 26, a bill for an emergency ordinance.

**Moved by:** Wilson Seconded by: McCaslin

Vote: **Motion Approved**(summary: Yes = 5 No = 0 Absent = 2 Penn, Gillit)

13. City Managers Report. 

14. City Attorneys Report. 

**Motion:** To have Englewood specifically identified on the cover of a brief concerning the payment of a prisoners medical bills when in custody- CRS 16-3-401 (2)

**Moved by:** Wilson Seconded by: McCaslin

Vote: **Motion Approved**(summary: Yes = 4 No = 1 Jefferson Absent = 2 Penn, Gillit)

**Motion:** To go into Executive Session to discuss a real estate matter (EMRF) and personnel matter (EEA negotiations).

**Moved by:** Wilson Seconded by: Jefferson

Vote: **Motion Approved**(summary: Yes = 5 No = 0 Absent = 2 Penn, Gillit)

Meeting recessed to Executive Session at 8:44 p.m.

Meeting reconvened at 9:42 p.m. with all members present.

**Motion:** To close the Executive Session to discuss a real estate matter (EMRF) and personnel matter (EEA negotiations).

**Moved by:** Jefferson Seconded by: Yates

Vote: **Motion Approved**(summary: Yes = 5 No = 0 Absent = 2 Penn, Gillit)

15. Adjournment 9:43 p.m. 

