

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

**Regular Session
October 5, 2015**

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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 Keck
City Attorney Brotzman
Deputy City Manager Flaherty
Deputy City Clerk Carlile
Deputy City Clerk Washington
Director Becker, Finance and Administrative Services
Director Brennan, Utilities
Court Administrator Wolfe
Police Commander Englert
Recreation Services Manager Sack
Chief Building Official Smith, Community Development
Deputy Director Henderson, Public Works
Communications Coordinator Hoffhines
Manager Vega, Human Resources
Revenue and Budget Manager Nolan, Finance and Administrative Services
Technical Support Specialist I Munnell, Information Technology

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 SEPTEMBER 21, 2015.**

Vote results:

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

Motion carried.

6. Recognition of Scheduled Public Comment

- (a) Senator Newell was present to accept the Conflict Resolution Month Proclamation.
- (b) Doug Cohn, an Englewood resident, addressed Council regarding General Ironworks.
- (c) Elaine Hults, an Englewood resident, addressed Council regarding selling land and would like a follow up about the Depot property.
- (d) Linda Holloway, from Bessie's Hope, gave Council an introduction on the benefits Bessie's Hope provides to the community.

7. Recognition of Unscheduled Public Comment

- (a) Martha Kirkpatrick, an Englewood resident and Chairman of the Cultural Arts Commission, informed Council about art in the City of Englewood by famous artists brought by Museum of Outdoor Arts and encouraged Council to keep them in the City.
- (b) Amy Martinez, an Englewood resident, addressed Council regarding the Museum of Outdoor Arts. She has a passion for art in the City. She really feels the MOA is an asset to Englewood and would like to form a committee to find ways to strengthen the relationship with them.

Council responded to Public Comment.

8. Communications, Proclamations and Appointments

- (a) A proclamation declaring the week of Oct. 18 – Oct. 24, 2015 National Save for Retirement Week was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE AGENDA ITEM 8 (a) - A PROCLAMATION DECLARING THE WEEK OF OCT. 18 – OCT. 24, 2015 NATIONAL SAVE FOR RETIREMENT WEEK.

Vote results:

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

Motion carried.

- (b) A proclamation declaring October Conflict Resolution Month was considered.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO APPROVE AGENDA ITEM 8 (b) - A PROCLAMATION DECLARING OCTOBER CONFLICT RESOLUTION MONTH.

Vote results:

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

Motion carried.

- (c) A proclamation declaring October 10, 2015, as Taiwan Friendship Day was considered.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO APPROVE AGENDA ITEM 8 (c) - A PROCLAMATION DECLARING OCTOBER 10, 2015, AS TAIWAN FRIENDSHIP DAY.

Vote results:

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

Motion carried.

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) AND 9 (c) (i), (ii).

- (b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 42, SERIES OF 2015 (COUNCIL BILL NO. 47, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT BETWEEN ARAPAHOE COUNTY DEPARTMENT OF HUMAN SERVICES AND THE CITY OF ENGLEWOOD, COLORADO REGARDING MUTUAL AID AND COOPERATION BETWEEN AND ACROSS JURISDICTIONS WITHIN THE 18TH JUDICIAL DISTRICT FOR INVESTIGATION OF REPORTS INVOLVING POSSIBLE MISTREATMENT OR SELF-NEGLECT OF AT-RISK ADULTS.

- (c) Resolutions and Motions

- (i) RESOLUTION NO. 91, SERIES OF 2015

A RESOLUTION FOR THE REAPPOINTMENT OF MARCIA G. O'BRIEN, AS ASSOCIATE MUNICIPAL JUDGE FOR THE CITY OF ENGLEWOOD, COLORADO.

- (ii) RESOLUTION NO. 95, SERIES OF 2015

A RESOLUTION AWARDED A SOLE SOURCE CONTRACT FOR THE PURCHASE OF TWENTY POLICE PORTABLE RADIOS TO MOTOROLA SOLUTIONS.

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) Manager Sack presented a recommendation from the Parks & Recreation Department to adopt a bill for an ordinance to approve an Intergovernmental Agreement amending the previous agreement (Council Bill No. 56, Ordinance No. 50, series of 2014) which established funding for the RiverRun Project.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 48.

COUNCIL BILL NO. 48, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AUTHORIZING AN AMENDMENT TO AGREEMENT REGARDING CONSTRUCTION OF DRAINAGE AND FLOOD CONTROL IMPROVEMENTS FOR SOUTH PLATTE RIVER AT OXFORD AVENUE AGREEMENT NO. 11-07.25C BETWEEN THE CITY OF ENGLEWOOD, THE URBAN DRAINAGE AND FLOOD CONTROL DISTRICT, THE COLORADO WATER CONSERVATION BOARD, AND ARAPAHOE COUNTY, THE CITY OF SHERIDAN AND THE SOUTH SUBURBAN PARKS AND RECREATION DISTRICT REGARDING RIVERRUN TRAILHEAD.

Vote results:

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

Motion carried.

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COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO COMBINE AGENDA ITEMS 11 (a) (ii) and 11 (a) (iii).

Vote results:

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

Motion carried.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (a) (ii) and 11 (a) (iii) - COUNCIL BILL NO. 52 AND COUNCIL BILL NO. 53.

(ii) City Manager Keck presented a recommendation from the City Manager's Office to adopt a bill for an ordinance approving fiscal year 2016 budget.

COUNCIL BILL NO. 52, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE ADOPTING THE BUDGET OF THE CITY OF ENGLEWOOD, COLORADO, FOR FISCAL YEAR 2016

(iii) City Manager Keck presented a recommendation from the City Manager's Office to adopt a bill for an ordinance appropriating funds for fiscal year 2016.

COUNCIL BILL NO. 53, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE APPROPRIATING MONIES FOR ALL MUNICIPAL PURPOSES IN THE CITY OF ENGLEWOOD, COLORADO, FOR FISCAL YEAR BEGINNING JANUARY 1, 2016, AND ENDING DECEMBER 31, 2016, CONSTITUTING WHAT IS TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR 2016.

Vote results:

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

Motion carried.

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COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO COMBINE AGENDA ITEMS 11 (a) (iv) and 11 (a) (v).

Vote results:

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

Motion carried.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (a) (iv) and 11 (a) (v) - COUNCIL BILL NO. 50 AND COUNCIL BILL NO. 51.

(iv) City Manager Keck presented a recommendation from the City Manager's Office to adopt a bill for an ordinance adopting the budget for the Littleton/Englewood Wastewater Treatment Plant for fiscal year 2016.

COUNCIL BILL NO.50, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE ADOPTING THE BUDGET FOR THE LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLANT FOR FISCAL YEAR 2016.

(v) City Manager Keck presented a recommendation from the City Manager's Office to adopt a bill for an ordinance appropriating funds for the Littleton/Englewood Wastewater Treatment Plant for fiscal year 2016.

COUNCIL BILL NO. 51, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE APPROPRIATING MONIES FOR THE LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLANT PURPOSES IN THE FISCAL YEAR BEGINNING JANUARY 1, 2016, AND ENDING DECEMBER 31, 2016, CONSTITUTING WHAT IS TERMED THE ANNUAL APPROPRIATION BILL FOR FISCAL YEAR 2016.

Vote results:

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

Motion carried.

(vi) City Manager Keck presented a recommendation from the City Manager's Office to adopt a bill for an ordinance establishing the 2015 mill levy collected in 2016.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (vi) - COUNCIL BILL NO. 49.

COUNCIL BILL NO. 49, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE FIXING THE TAX LEVY IN MILLS UPON EACH DOLLAR OF THE ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

Motion carried.

(vii) Chief Building Official Smith presented a recommendation from Building and Safety Staff to approve a bill for an ordinance adopting the International Property Maintenance Code 2015 to establish clear and specific property maintenance requirements with required property improvement provisions.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (vii) - COUNCIL BILL NO. 40.

COUNCIL BILL NO. 40, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AMENDING TITLE 8, CHAPTER 2, ARTICLE F, OF THE ENGLEWOOD MUNICIPAL CODE 2000, PERTAINING TO THE PROPERTY MAINTENANCE CODE OF THE CITY OF ENGLEWOOD, COLORADO.

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 Brennan presented a recommendation from the Englewood Water and Sewer Board, at their September 9, 2015, meeting, recommended Council approval by Resolution of the Grant of Temporary Construction Easement for The Falls Event Center located at 8199 Southpark Court.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) - RESOLUTION NO. 92, SERIES OF 2015.

RESOLUTION NO. 92, SERIES 2015

A RESOLUTION APPROVING A TEMPORARY CONSTRUCTION EASEMENT BETWEEN THE CITY OF ENGLEWOOD AND MURRAY & STAFFORD INC.

Vote results:

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

Motion carried.

(ii) Deputy Director Henderson presented a recommendation from the Public Works Department to approve a resolution accepting the dedication of a section of alley adjacent to 3210 South Ogden Street.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER YATES SECONDED, TO APPROVE AGENDA ITEM 11 (c) (ii) - RESOLUTION NO. 93, SERIES OF 2015.

RESOLUTION NO. 93, SERIES 2015

A RESOLUTION APPROVING THE ACCEPTANCE OF A SECTION OF AN ALLEY ADJACENT TO 3210 SOUTH OGDEN STREET BY THE CITY OF ENGLEWOOD.

Vote results:

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

Motion carried.

(iii) Communications Coordinator Hoffhines presented a recommendation from the City Manager's Office to approve a resolution adopting the recommended brand platform for the City of Englewood.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (c) (iii) - RESOLUTION NO. 94, SERIES OF 2015.

RESOLUTION NO. 94, SERIES 2015

A RESOLUTION OF SUPPORT FOR ADOPTION OF THE CITY OF ENGLEWOOD'S BRAND PLATFORM.

Vote results:

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

Nays: None

Motion carried.

(iv) Manager Vega presented a recommendation from the Human Resource Division to approve, by motion, PSA 15-44 for consulting services not to exceed \$95,000.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (c) (iv) - PSA 15-44 FOR CONSULTING SERVICES NOT TO EXCEED \$95,000.

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

13. **City Manager's Report**

14. **City Attorney's Report**

15. **Adjournment**

MAYOR PENN MOVED TO ADJOURN. The meeting adjourned at 9:15 p.m.

/s/ Stephanie Carlile
Deputy City Clerk