

ENGLEWOOD CITY COUNCIL
ENGLEWOOD, ARAPAHOE COUNTY, COLORADO

Regular Session

March 1, 2010

1. **Call to Order**

The regular meeting of the Englewood City Council was called to order by Mayor Woodward at 7:31 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, Penn, Gillit, McCaslin, Wilson,
Woodward

Absent: None

A quorum was present.

Also present: City Manager Sears
Assistant City Attorney Reid
Deputy City Manager Flaherty
City Clerk Ellis
Deputy City Clerk Bush
Director Gryglewicz, Finance and Administrative Services
Director Fonda, Utilities
Director Black, Parks and Recreation
Director White, Community Development
Operations Division Manager Tallent, Wastewater Treatment Plant
Golf Operations Manager Spada, Parks and Recreation
Police Commander Condrey

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

(a) **COUNCIL MEMBER PENN MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF FEBRUARY 16, 2010.**

Mayor Woodward asked if there were any modifications or corrections. There were none.

Vote results:

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

Nays: None

Motion carried.

6. **Recognition of Scheduled Public Comment**

There were no scheduled visitors.

7. Recognition of Unscheduled Public Comment

(a) Scott Gorsky, an Englewood resident, said good evening Council. I am here to basically make the Council aware, if you are not already, and also anybody else who is in attendance...I am currently the president of the school board, here in Englewood. Right now we are in the process of searching for a new superintendent to replace Mr. Sean McDaniel who will be leaving us at the end of the year. So I am basically here to just make the community, along with yourselves, aware of the opportunity...The board is looking for individuals from the community to basically sign up to do one of two things to help us try to find and discover the best candidate out there. On the 20th of March, which it is already March, go figure...on the 20th of March, we are going to have an opportunity where we are going to be screening the paper applications for all of the applications that we receive for the superintendency. In April, on April 10th, we are going to have an opportunity where we are going to ask community members, the school board, people that are interested and live within the school district to actually take part in the interviews of the finalists that are selected from the paper screening process. So I am basically here just to let people know that that opportunity is out there. I would greatly appreciate participation by the Council and anybody that lives within the confines of the Englewood School District. Just wanted to let you know that that's a possibility. If you wish to apply, it is a very simple application. We just ask what your affiliation is, and just why your interest...why you have an interest in either being part of the screening team or the interview process. You can get that application at www.EnglewoodSchools.org or you can call our board secretary, Linda Felling, at 303-806-2010. And I would just really welcome any and all to participate. We are really looking to find the best candidate out there to take care of our school district. We did a great job the last time and we are pretty much duplicating that process. We hope that people will come forward and wish to participate.

Mayor Woodward said thank you. Several Council members said thank you.

(b) Colleen Mello, an Englewood resident and representing the Englewood Chamber of Commerce, said I would like to thank all of the sponsorships that you have so graciously awarded to the Englewood Chamber of Commerce in the 2009 calendar year. We truly appreciate this support and all of the in-kind awards you have given to the Chamber, which helps subsidize our programs. We would like to continue with our efforts to reduce the sponsorship money that we request from the City of Englewood. We have set up the City of Englewood as a premier sponsor for 2010, which entitles the City to be a gold sponsor for all of the Chambers events. This would include the following: Chambers dues, \$3,000.00; Chambers Business Gala, \$1,000.00; we are doing a new Chamber Directory Guide, this would be at no charge to the City, for \$1,000.00; Chamber Golf Tournament, \$2,000.00; we are doing a Chamber Membership picnic, this would be at no charge to the City, for \$500.00; the Student Recognition luncheon, \$500.00; Women in Business luncheon, \$500.00; the Chamber Service luncheon, \$500.00; the Young Business Person dinner, \$500.00; the Chamber Business Expo, this would be at no charge to the City, which would be \$1,000.00; and then the Chamber Holiday Party, \$500.00. The total sponsorship would be \$8500.00. We would be doing the \$2500.00 at no charge to the City. The Chamber will continue to look for ways to reduce our money requests from the City of Englewood, which supplements the programs that will be presented by the Chamber in 2010. The amount is a reduction of \$2500.00 from the 2009 programs. Thank you so much.

Mayor Woodward and several Council members said thank you.

(c) Frank DeHoff, an Englewood resident, said some of you might remember that I have been here before. I am back again to talk about the pond in my alley. Now, after I came down and talked to you gentlemen, something did happen and it got pretty well leveled out and the pond disappeared. There was a couple of low spots but that is just one of the things that happen in a dirt alley. Here, awhile back, the alley was graded and the operator dropped his blade on one side by about two inches. That kind of put things out of kilter. I was over talking to my neighbor about it and he said ...he had some things to say that I'm not going to tell you about. We talked about various things that might help as far as getting our alley fixed. We discarded quite a few of them. You could tell that, I mean, City Hall is still here. We were talking though and we thought you know possibly there could be...that Council could have an open season on road grader operators. Sell licenses. Give us chance to get the problem fixed permanently. This is just something that I wanted to throw out. We would like to have our alley fixed. It was fixed once and he came by and ruined it. We would like him to come

back and maybe do a little better job this time. If not, I am going to remind my three volunteers on the first nice warm day to come down and see me. So thank you very, very much.

Mayor Woodward and several Council members said thank you.

Council Member Jefferson asked could we get the address again. Mr. DeHoff replied I beg your pardon. Council Member Jefferson said could we get your home address again, sir? Mr. DeHoff replied with his home address. We are right across from Bishop School. Council Member Jefferson said thank you.

Council Member Wilson asked if that could be turned into a Council request.

Council Member Penn said I would suggest that we turn it into a Council request but we also maybe have someone go over and check and make sure that we understand what the grading problem is over there again. City Manager Sears replied sure and if it is okay, I can actually ask Mike Flaherty, who is Deputy City Manager, if he could, to maybe talk to you for a couple of minutes so that we make sure that we have a contact, so that our Public Works Department follows up. So if you would do that Mike? Thank you. So Mike will talk to you right after the meeting.

8. Communications, Proclamations and Appointments

(a) An e-mail from Trish Elley announcing her resignation from the Englewood Public Library Board was considered.

COUNCIL MEMBER JEFFERSON MOVED, AND COUNCIL MEMBER PENN SECONDED, TO ACCEPT THE RESIGNATION OF TRISH ELLEY FROM THE ENGLEWOOD PUBLIC LIBRARY BOARD.

Council Member Penn said I kind of feel like Bob now, that we are losing good Library Board people. Trish was an excellent member. Council Member Jefferson said I am sorry to see Trish step down. I understand that her schedule changed and she wasn't able to make the meeting times any further.

Vote results:

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

Motion carried.

(b) A resolution appointing Randy Kloewer as a youth member to the Parks and Recreation Commission was considered.

COUNCIL MEMBER PENN MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE A RESOLUTION APPOINTING RANDY KLOEWER AS A YOUTH MEMBER OF THE PARKS AND RECREATION COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

RESOLUTION NO. 30, SERIES OF 2010

A RESOLUTION APPOINTING RANDY KLOEWER AS A YOUTH MEMBER OF THE PARKS AND RECREATION COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

Mayor Woodward asked if there was any discussion. He said I would like to mention that I have been on the Parks and Recreation Board for a number of years and I said this while we were interviewing, I find that youth members really have something to add and make a difference on our boards and commissions. They bring a different perspective and it is very, very refreshing and I really appreciate you coming forward and applying and I am sure the board will welcome you with open arms.

Council Member Jefferson said thank you Randy for volunteering your time and you let them know what you think, alright?

Council Member Penn said you have a lot to fill up there buddy.

Mayor Woodward said okay Randy, if you would come forward, we'll have you sing the Englewood City song. There was laughter. Council Member Penn said or the Englewood fight song, either one.

Mayor Woodward said Randy is a student at ELA, Englewood's Leadership Academy, a wonderful school. I would like to present you with this pin and certificate of appointment. Congratulations and thank you for your services. There was applause. Randy Kloewer said thank you.

Vote results:

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

Nays: None

Motion carried.

(c) A revised resolution appointing Jordan May as an alternate on the Board of Adjustment and Appeals was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER PENN SECONDED, TO APPROVE A RESOLUTION APPOINTING JORDAN MAY AS AN ALTERNATE ON THE BOARD OF ADJUSTMENT AND APPEALS FOR THE CITY OF ENGLEWOOD, COLORADO.

RESOLUTION NO. 31, SERIES OF 2010

A RESOLUTION APPOINTING JORDAN MAY AS AN ALTERNATE VOTING MEMBER TO THE BOARD OF ADJUSTMENT AND APPEALS FOR THE CITY OF ENGLEWOOD.

Mayor Woodward asked if there was any discussion. He said I just want to mention that this is called a revised resolution because we are allowing the alternate member with this board the right to vote in the event that a regular member is absent from the meeting, so that there is a quorum.

Vote results:

Ayes: Council Members Penn, McCaslin, Wilson, Woodward, 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.)

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE CONSENT AGENDA ITEMS 9 (b) (i) and (ii).

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 6, SERIES OF 2010, (COUNCIL BILL NO. 1, INTRODUCED BY COUNCIL MEMBER JEFFERSON)

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A GRANT FROM THE STATE OF COLORADO, ECONOMIC DEVELOPMENT COMMISSION FOR MARKETING AND ADMINISTRATIVE SUPPORT IN THE ENTERPRISE ZONE.

(ii) ORDINANCE NO. 7, SERIES OF 2010, (COUNCIL BILL NO. 2, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT ENTITLED "CASE NO. 09SA133 COMMON INTEREST AGREEMENT" BETWEEN FARMERS RESERVOIR AND IRRIGATION COMPANY AND BURLINGTON DITCH, RESERVOIR AND LAND COMPANY; EAST CHERRY CREEK VALLEY WATER AND SANITATION DISTRICT; HENRYLYNN IRRIGATION DISTRICT; UNITED WATER AND SANITATION DISTRICT; CITY OF THORNTON; CITY OF BRIGHTON; CITY AND COUNTY OF DENVER; ACTING BY AND THROUGH ITS BOARD OF WATER COMMISSIONERS; TOWN OF LOCHBUIE; SOUTH ADAMS COUNTY WATER AND SANITATION DISTRICT AND THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

Motion carried.

(c) Resolutions and Motions

There were no additional resolutions or motions submitted for approval. (See Agenda Item 11.)

10. Public Hearing Items

No public hearing was scheduled before Council.

11. Ordinances, Resolution and Motions

(a) Approval of Ordinances on First Reading

(i) Director Fonda presented a recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee to adopt a bill for an ordinance approving an Intergovernmental Agreement with Colorado State University for cooperative research projects on the land application of wastewater biosolids to dryland wheat farming operations. The 2010 program cost is \$109,295.00 which is to be split 50/50 with the City of Littleton. He said Your Honor, this is something that we bring up annually. In 1982, we started doing the research and have been doing it ever since. The research has been critical and it has been used by the EPA to establish some of the rules under which we operate. By doing it, we show that there is no adverse effect on the cropland by the application of our biosolids and this is enormously important because if we didn't have the ability to apply biosolids, we would have to use mechanical techniques and landfill and that would be enormously expensive compared to what we're doing now. This has had a long term series of data and we will continue to recommend doing it. And that way, we can keep the regulators comfortable with the fact that our process is only beneficial. It is \$109,295.00. We do it at two sites. The Bi-City committee recommends it...that you approve this.

Mayor Woodward asked if there were any questions for Stu. There were none.

COUNCIL MEMBER McCASLIN MOVED, AND COUNCIL MEMBER PENN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 3.

COUNCIL BILL NO. 3, INTRODUCED BY COUNCIL MEMBER McCASLIN

A BILL FOR AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN COLORADO STATE UNIVERSITY (CSU) AND LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLANT FOR THE COOPERATIVE RESEARCH PROJECT ON LAND APPLICATION OF SEWAGE BIOSOLIDS ON DRYLAND WHEAT.

Mayor Woodward asked if there was any discussion. He said I just want to point out that the \$109, 295.00 is split equally between Littleton and Englewood.

Vote results:

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

Motion carried.

(ii) Director Gryglewicz presented a recommendation from the Finance and Administrative Services Department to approve a bill for an ordinance amending Ordinance 20, Series of 2009, regarding the lease-purchase of certain equipment for City Departments. He said Mayor and Council, back on May 18, 2009, Council passed Ordinance 20, Series of 2009 on final reading which gave approval for the City to lease...it was approximately one million dollars in equipment. One of the items...one of the large items in there was called a Voice over Internet Protocol. That project was delayed, so the funds were not needed for that. Police vests, which we came up with an alternative source of funding for that and also SCBA, which is equipment for the Fire Department, we came up and we got a grant for that. So we are amending the original Ordinance just for IT equipment which mainly consists of PC's, monitors, and storage units. This lease will not exceed \$350,000.00, will last no longer than three years, the interest rate for this will not exceed 4.75% and the annual payment will not exceed \$128,000.00. This will help us preserve our capital, which as Council knows right now, for our capital projects is somewhat limited. This will help us stretch that money out.

Mayor Woodward asked if there were any questions. He said I have a question. I just need a little clarification, I guess. This is removing something that was approved in 2009, under Ordinance No. 20. So is this...an ordinance that carried forward any unspent funds for something that was appropriated in a prior year? Does that work under this or is this a part of the 2010 budget? Director Gryglewicz said we did budget in 2010 for lease payments, which will actually exceed the amount that we are going to ask for because, as I said, we found alternative funding for the majority of these projects. So this has already been budgeted for but we will spend less than we originally assumed.

Council Member Penn said Frank, approximately how much less will we be spending on this? Director Gryglewicz replied I would have to look it up. This is about a third of the project that we were leasing originally and the original lease was between three to five years and this is a three year lease. Generally, Information Technology equipment becomes obsolete so rapidly that they generally only want to lease for three years. This will be a three year lease, although, probably, the real life of the equipment will extend beyond that.

Mayor Woodward asked if there were any other questions. There were none.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (ii) - COUNCIL BILL NO. 4.

COUNCIL BILL NO. 4, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE OF THE CITY OF ENGLEWOOD AMENDING ORDINANCE NO. 20, SERIES OF 2009 REGARDING THE LEASE-PURCHASE OF CERTAIN EQUIPMENT FOR CITY DEPARTMENTS.

Mayor Woodward asked if there were any discussion. There were none.

Vote results:

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

Motion carried.

Director Gryglewicz said thank you.

(iii) Golf Operations Manager Spada presented a recommendation from the Parks and Recreation Department to adopt a bill for an ordinance approving an agreement with Broken T Partners LLC to operate the Broken Tee Englewood Indoor Golf Training Center. He said good evening Council. As we talked in the Study Session, we are moving forward with an agreement with Broken T Partners. Some of the key points that we mentioned before were that there will be a \$20,000.00 lease payment plus 20% of the utilities payment for the clubhouse, discounted lessons for the Englewood residents and free instruction for our Hole-in-One program. I want to make note that on page 7 of the agreement, Section 19, on the second to the last sentence there, it should be Section 20 instead of Section 24. We will make that change. With that, I ask that you...we recommend that you adopt a bill of for ordinance approving this agreement with Broken T Partners.

Mayor Woodward asked if there were any questions for Bob. There were none.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (iii) - COUNCIL BILL NO. 5, WITH AN AMENDMENT TO PAGE 7, SECTION 19, CHANGING SECTION 24 TO SECTION 20.

COUNCIL BILL NO. 5, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF ENGLEWOOD AND BROKEN T PARTNERS LLC FOR A TRAINING CENTER AT BROKEN TEE ENGLEWOOD.

Mayor Woodward asked if there were any questions. There were none.

Vote results:

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

Motion carried.

Mayor Woodward said thank you Bob.

(b) Approval of Ordinances on Second Reading

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

(c) Resolutions and Motions

(i) Deputy City Manager Flaherty presented a recommendation to approve, by motion, a professional services agreement with Historic Preservation Consultant Diane Wray Tomasso to pursue a nomination to have Englewood's downtown Broadway Post Office added to National Register of Historic Places. He said good evening. At last week's Study Session, Council discussed the matter of a professional services agreement with Diane Wray Tomasso. The purpose of which, as Mr. Mayor has indicated, has been the historic designation of the Broadway Post Office. As discussed in the Study Session last week, Ms. Tomasso's contract would include: obligation on the City of \$2800.00; \$2500.00 in the way of fees and \$300.00 for reimbursable expenses. In addition, Ms. Tomasso will be working with the City to raise additional funds and up to \$2500.00 of additional funds that might be raised would be paid to Ms. Wray Tomasso as part of the fee, as well. Earlier this evening, we talked about the community outreach that Ms. Wray Tomasso will be conducting next week in the form of three meetings: one on Monday the 8th at 3 p.m. at Malley Center, one on Wednesday the 10th at 7 p.m. in Hampden Hall, and the third for the business community, in conjunction with the Alliance for Commerce in Englewood meeting, on Thursday the 11th at noon. The purpose of the contract is to continue to prepare for national registration...registered nomination for the Post Office. That will be the purpose of the fundraiser is to raise funds to pay the remainder of Ms. Tomasso's fees. Just to bring to your attention, as well, that in the letter that we received from the Post Office, earlier, their request was for \$25,000.00 for the same purpose of placing this building in the National Register. If you have any questions, I'd be happy to answer them or Ms. Wray Tomasso is here this evening as well to answer questions if you have questions for her.

Mayor Woodward asked if there were any questions. There were none.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) - A PROFESSIONAL SERVICES AGREEMENT WITH HISTORIC PRESERVATION CONSULTANT DIANE WRAY TOMASSO TO PURSUE A NOMINATION TO HAVE ENGLEWOOD'S DOWNTOWN BROADWAY POST OFFICE ADDED TO NATIONAL REGISTER OF HISTORIC PLACES.

Mayor Woodward asked if there was any discussion.

Council Member Gillit said Mr. Mayor, at last week's Study Session, I voiced my concern about this issue. One is a project of this nature, it deals with the public, I believe, and I'll hold fast to my...what I said last week. It should be community driven. My feelings are that the City shouldn't be obligated to do something that I think the public could do very well. Secondly, I'm sure Ms. Tomasso could do a great job but the issue that we didn't get any other bids; we didn't talk to any other people that could do the job; I'm not saying again that she couldn't do well but I'm just not comfortable. I'm sure you'll approve it anyway. I need to voice my opinion on that, that I'm just not comfortable voting yes on this at this time.

Mayor Woodward said okay. Thank you. He asked if there were any other comments.

Council Member Wilson said I just would like to say that with Diana DeGette this morning, we talked about the Post Office. She is going to work closely with the City and Diane to get this to go through so I feel very confident that this will be a positive experience, with her support.

Mayor Woodward said I would just like to mention that I believe that this is an asset of the City of Englewood. That historically...I mean, I brought pictures that I was able to print from the Library to Representative DeGette today of the ground-breaking, and the opening up of the Post Office and some things like that. This is truly a community effort. It was a community effort...what happened starting from December 26 up until we got notified that the Post Office was not going to be shut, and it continues to be just that. I had the opportunity to be at Council Member Jefferson's District meeting last week, and when this was brought up, there were members from District 1 that at that time who were asking who do we write a check to? I think that there is a lot of support and I think that that support will come through. I think as leaders of the City and of the community, I think it is up to us to move on. Any other comments?

Council Member Jefferson said I think the other reason that I am generally supportive right at this moment is that I think we do need to capitalize on the community efforts that have already taken place, and generally move forward and expedite the process. I am happy to hear more comments on that.

Council Member Gillit said well, one final comment from me is that I am not objecting to the historical designation but the process that we are taking to do it. And Mr. Mayor, you just proved my point. I think citizens could do a great job on their own without having the City fund it. We already have citizens that want to help, which just proves my point for a no.

Council Member Jefferson said again we still would need somebody to process the...to handle the process though. Do you agree with that? Council Member Gillit said I think it can be done but done privately.

Mayor Woodward asked if there were any other discussions.

Council Member Olson said I am in favor of this for a number of reasons. One, we do have great ground swell within our City and its time to capitalize on it. It is in our present minds. If we wait any longer, it will be difficult to actually rally the troops around something that doesn't seem necessary anymore. Secondly, we have a very well respected person who came forward...one of our own residents of the City, who has a track record of doing exceptional work in this area and to have her give her services at such a discount, with an agreement to actually raise funds to match and go beyond is an incredible gift that she has given us. And then thirdly I think, I wanted to ask but didn't bring it up with Representative Diana DeGette this morning would be to actually look at naming

it as part of this process...so to use the forums as a way to think about giving it a designated name. So I am not sure how we go about that process but...So I am very supportive and excited to see this project go forward.

Council Member McCaslin said I second that.

Mayor Woodward asked if there was any further discussion. There was none.

Vote results:

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

Motion carried.

Mayor Woodward said thank you Mike.

12. General Discussion

(a) Mayor's Choice

(i) Mayor Woodward said to start, I would like to make a motion to approve the Greater Englewood Chamber of Commerce's request for the funding for the \$8,500.00 sponsorship for the year which has been provided for within the City's budget, under the...in the City Council's budget. This is something that supports businesses and supports commerce within the City of Englewood. I would like to make a motion to move forward on that funding.

MAYOR WOODWARD MOVED, AND COUNCIL MEMBER PENN SECONDED, TO APPROVE, BY MOTION, THE GREATER ENGLEWOOD CHAMBER OF COMMERCE'S REQUEST FOR THE FUNDING, FOR THE \$8,500.00 SPONSORSHIP, FOR THE YEAR.

Mayor Woodward asked if there was any discussion.

Council Member Wilson said I would just like to say that since I have been on Council, and at that time, the Chamber was barely functioning with someone that had so many problems. And the people who are working on it now have done such a great job to turn it around. I am so impressed with that and everything that they have done for the City. And again, working with the businesses...I whole heartedly approve it.

Council Member Penn said I think some of the meetings that we have had with the business people of the City of Englewood and the importance of having a presence from the City to these functions is really huge. All of the discussions, we get there. Like I said, Jill brought up that we are...the Chamber is cutting back. I think it is almost a 35% reduction in three years. I believe the Chamber will continue to look for different ways to fund the Chamber but I think they would still like to have the City be a part of all of the functions and you saw some of the free gratis things that they are giving us, \$2500.00. It is just a way, hopefully, that the Chamber is saying thank you but also continually giving the City the front row seat at everything so they can get close to businesses.

Council Member Gillit said Mr. Mayor, if I could comment on that. Mayor Woodward replied you may. Council Member Gillit said I do support the Chamber. I like what they do. Again, I think businesses should support the Chamber. I am not in favor of the City doing this huge gift, or grant to them. So I will be voting no.

Mayor Woodward said okay. Is there any other discussion? There was none.

Vote results:

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

Motion carried.

(ii) Mayor Woodward said the next item I have was that I did want to reiterate the meetings regarding the Post Office, National Register of Historic Places. The first one will be Monday, March 8, 3 p.m., at Malley Center. Second one will be Wednesday, March 10, 7 p.m. Hampden Hall, right here at Civic Center. The third one will be Thursday the 11th, I believe it is at noon, with Alliance for Commerce Englewood, which will be...will that be in the Community Room Mike? Deputy City Manager Flaherty replied yes. Mayor Woodward continued okay.

(iii) Mayor Woodward said I also wanted to mention that in our meeting with Representative DeGette this morning, I asked her about assisting us in setting up meetings when we go to Washington, Bob, I and Gary, to meet with the Post Master or Postal people who make the decisions on the historic designations. She was more than happy and pleased to make sure that that will happen. So we have her support and have had a lot of communication with her regarding that.

(iv) Mayor Woodward said the next item I have is last week at the Study Session, I brought up that I spoke with a Council Member from Littleton regarding doing a spring clean up or a donation for ARC, Goodwill, kind of a spring clean up for residents of the Tri-City area, which would be Englewood, Littleton and Sheridan. Also, was able to include Interfaith Community Services in that for non-perishable, canned goods or something like that. And so, in the past week, we have moved forward on that and have designated a date of April 17th at Pirate's Cove parking lot for people, citizens of the Tri-Cities and I'm sure if the people from Cherry Hills or Greenwood Village wanted to donate things, they could do that and nobody would object. We will have a back-up date of April 24, in the event of inclement weather, which is certainly a possibility with an April snow. That is on the website now and we intend to get information...more information out on that to the newspapers and on the website.

(v) Mayor Woodward said next item I had is that I wanted to thank Joe for including me in his District meeting last week. That was very much my pleasure and I appreciated the feedback and the interaction with citizens from District I. Council Member Jefferson said we appreciated having you. Mayor Woodward said thank you.

(vi) Mayor Woodward said also I just wanted to mention that the McDonalds on Hampden... out here on 285, will be closing on Sunday for about a period of three months, for what I understand is going to be a remodel. Kind of what I have heard, through the rumor mill, was it was a remodel where it was a complete scrape and rebuild so that will be closed after Sunday. Council Member Penn asked if they were going to bring the arches back. Mayor Woodward replied I don't know what they are doing. I just heard this from an employee.

(vii) Mayor Woodward said and Frank I wanted to address just a little bit about the grading. I know it's, for Public Works, certainly winter is very, very difficult when it comes to the alleys, because of the freezing and then the weather warming up during the day, the snow melting, trucks, cars, and I think probably... and I think most of us have somewhat rutted or bumpy alleys. Not as bad as some of the rainstorms that happen if you live on an alley that is pointed downhill. I think that, that probably, would be my guess, has a lot to do with what is going on. I know, just having driven down my alley today, there are some ruts but there is no way it could be graded as it is wet. It's wet and I'm sure during the night, it freezes up. So I think that has to be a part of what's going on with that. That's all I have.

(b) Council Members' Choice

(i) Council Member Olson:

1. She said thank you for those coming out.
2. She said I am very excited to see the Post Office project move forward. Thank you.

(ii) Council Member Jefferson:

1. He said I just wanted to thank Scott for coming out and giving us a report for the school board. It's really nice to hear about your efforts there. I wonder if I could chat with you afterwards. I would love to have a representative from the school board at my next meeting. That would be really awesome. Maybe we could chat a little after that...after the meeting.
2. He said Colleen, thank you for coming down and representing the Chamber. The whole business community appreciates your efforts.
3. He said and to Frank, hopefully we will take a look at the situation...in your alley there. If need be, bring some service there. I appreciate you bringing that forward. That's all I have tonight, Your Honor.

Mayor Woodward said thank you.

(iii) Council Member Penn:

1. He said thanks Jim. Thanks to whoever brought Diana DeGette down here today. It was really an interesting conversation and if you have a chance to come down, she is in the Library, and I can't remember when the next time that her group will be here...City Manager Sears said I don't know but we'll make sure we flag that. Council Member Penn said make sure you check when she is there. They have some great answers and if not, they'll go get those answers for you.
2. He said Frank, I am going to be leaving in the morning so hopefully it will be taken care of before I get back home from vacation. I would like to talk to you after the meeting.
3. He said Randy, congratulations. I know you are the power of that whole family back there. You are overcoming both mom and dad really well so keep going. Just kidding mom and dad. You're great.
4. He said to the Post Office...Ms. Tomasso, I would love to be there except I am going to be somewhere else. My thoughts will be with you and I hope everybody rallies around and gets that taken care of because it is something that I think we definitely need.
5. He said the new Broken T Partners...I think they left...I'm glad they're here and I hope they continue servicing the Englewood people, especially me, Englewood citizens, and I'm sure Jerrell just went, oh my gosh, he said it again. So that's okay. I'm hoping that goes because I think that is something for our youth...the youth of Englewood to take care of.
6. He said Colleen, I get to see you every day but thank you for coming out. I know how hard it is sometimes for you, for people, to get in front of the podium, so thanks for doing that.
7. He said I had a really good weekend down at the DRCOG, the Denver Regional Council of Governments. It was a great workshop. I feel much better with it now than I did a month ago when I wanted to put my hands around the Mayor's throat for suggesting that I should go there. But it is very informative and if you ever have a chance to go there, it's the third Wednesday of every month, down on 1200 Broadway. They really do discuss a lot about what's going on and it's just not transportation. They have a lot of other things going on.
8. He said and everybody have a really nice three weeks. I'll see you in three weeks. Thank you.

(iv) Council Member McCaslin:

1. He said Randy, being on the...being the Council liaison for Parks and Recreation, I would like to welcome you to our committee. Thank you for applying. You are a very fine young man.
2. He said secondly, Scott, thank you for showing up. Hopefully we can continue the relationship between the school and the City. I know your heart is here so thank you for showing up. I appreciate it.

3. He said Diane, thank you. You're always a pleasure to deal with.

4. He said Frank. Frank, don't be bothering my wife. We'll take care of it. Council Member Penn said get the kids to do it Frank. Council Member McCaslin said we can bring over the Bishop Bears and help straighten it out. If you need it, let me know. We will look into it. Thank you. That's all I have.

Mayor Woodward said thank you Bob.

(v) Council Member Wilson said well, one of the things about being last, is I can just say likewise or I echo everyone else. But thank you all for coming out. I so appreciate you being a part of this meeting. It helps so much with the decision making and it is good to keep people involved. So thank you. That's all.

13. City Manager's Report

(a) City Manager Sears said two things actually. Tom Munds helped me out and that Diane DeGette or her representative does come every third Wednesday of the month. So we will flag that. She has been very religious about being here and her staff has also. So we'll note that.

(b) City Manager Sears said the second thing is that at tonight's Study Session, Alan White, our Community Development Director, presented information to the Council asking for City Council's support for the Habitat for Humanity... for an application for a grant for housing at 1210-1290 W. Quincy Circle. The reason for this is by Thursday they need to apply for this home, which is an investment partnership act program to acquire this property. This letter that we would ask Council to look at, does not imply or give support for the approval of the project; that would still have to go through the Planning Commission process and come back to the City Council. All that this does is limit it to the Habitat for Humanity, asking for support for their application for the grant. We talked about this at the Study Session and ask to see if Council would consider supporting this application.

COUNCIL MEMBER PENN MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE, BY MOTION, TO SUPPORT THE HABITAT FOR HUMANITY APPLICATION FOR A GRANT.

Mayor Woodward asked if there was any discussion. There was none.

Vote results:

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

Motion carried.

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Council Member Wilson said Mayor, I have something I'd like to say. City Manager Sears said I have nothing further to say. Council Member Wilson said the community garden meeting is tomorrow night and it is going to be at Hampden Hall, at 6:30, for all of those who are interested, who are here and those who are listening, will be listening at home. We hope to see you there. Thanks.

Mayor Woodward said thank you.

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14. City Attorney's Report

(a) Assistant City Attorney Reid said I'd like to request a motion to settle Timothy Scott Parks v. Officers Zasada, Saldivor & O'Connor-U.S. District Court Case #08CV01037-GMA-MJW for \$12,500.00. There

is a letter, I believe, in your packets from our attorney, the CIRSA attorney, regarding the reasons for asking for and the strategy for recommending this settlement.

COUNCIL MEMBER JEFFERSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE THE SETTLEMENT OF TIMOTHY SCOTT PARKS V. OFFICERS ZASADA, SALDIVOR & O'CONNOR-U.S. DISTRICT COURT CASE #08CV01037-GMA-MJW FOR \$12,500.00.

Mayor Woodward asked if there was any discussion. He said it seems to be that this is a prudent thing based on the information from outside counsel.

Vote results:

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

Nays: None

Motion carried.

15. **Adjournment**

MAYOR WOODWARD MOVED TO ADJOURN. The meeting adjourned at 8:24 p.m.

City Clerk