

**Agenda for the
Regular Meeting of the
Englewood City Council**

Monday, June 21, 2010

7:30 pm

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

1.Call to Order.  7:39 p.m.

2.Invocation. **McCaslin** 

3.Pledge of Allegiance. **McCaslin**

4.Roll Call. 

Present: Jefferson, Olson, Penn, Gillit, McCaslin, Wilson, Woodward

Absent: None

5.Consideration of Minutes of Previous Session. 

a.Minutes from the Regular City Council Meeting of June 7, 2010.

Motion: To approve the minutes of June 7, 2010.

Moved by: Gillit Seconded by: Jefferson

Vote: **Motion Approved**(summary: Yes = 7 No = 0)

6.Recognition of Scheduled Public Comment. (This is an opportunity for the public to address City Council. Council may ask questions for clarification, but there will not be any dialogue. Please limit your presentation to five minutes.) 

a.Rodney Lontine, Museum of Outdoor Arts Chief Operating Officer, and Cynthia Madden-Leitner will address Council regarding possible development of a Projects Linking Arts, Communities, and Environment (PLACE) project in Englewood. 

7. Recognition of Unscheduled Public Comment. (This is an opportunity for the public to address City Council. 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. Kim Love - chili cook-off, annual meeting, additional lighting for Canine Corral, Jason Park new hours (and possible extension of hours) 
- b. Colleen Mello – Code Violation (boat in front of house) 
- c. Doug Cohn – Photo Voltaic - pricing and efficiency (electricity and solar) 
- d. Jerry Furman – Awareness Day for Individuals with Developmental Disabilities 
- e. Elaine Hults – Budget and zoning, property (conforming or non-conforming) 

8. Communications, Proclamations, and Appointments. 

- a. Proclamation honoring Englewood resident Eva Romero as she celebrates her 105th birthday.

Motion: To approve the Proclamation honoring Englewood resident Eva Romero as she celebrates her 105th birthday.

Moved by: Gillit Seconded by: Penn

Vote: **Motion Approved**(summary: Yes = 7 No = 0)

9. Consent Agenda Items. 

- a. Approval of Ordinances on First Reading.

None

Motion: To approve Consent Agenda Items 9 (b) (i), (ii), and (iii).

Moved by: Wilson Seconded by: McCaslin

Vote: **Motion Approved**(summary: Yes = 7 No = 0)

- b. Approval of Ordinances on Second Reading.

- i. Council Bill No. 14, authorizing an Intergovernmental Agreement with the **ORD # 17** Colorado Department of Labor and Employment to receive labor and employment data for the City of Englewood through the Denver Regional Council of Governments.

ii. Council Bill No. 15, approving a Memorandum of Understanding between the 18th
ORD # 18 Judicial District Juvenile Assessment Center and the City of Englewood establishing the
method of fee assessment for use of the Juvenile Assessment Center.

iii. Council Bill No. 16, authorizing acceptance of Victim Assistance Law
ORD # 19 Enforcement (VALE) grant funding for 2010 in the amount of \$16,740.

c. Resolutions and Motions.

None

10. Public Hearing Items (No Public Hearing Scheduled).

None

11. Ordinances, Resolutions and Motions

a. Approval of Ordinances on First Reading. 

i. Council Bill No. 17 — Recommendation by the Finance and Administrative Services
Department to adopt a bill for an ordinance extending the Limited Waiver of the
Waste Transfer Surcharge until December 31, 2013. **STAFF SOURCE: Frank
Grylewicz, Director of Finance and Administrative Services.** 

Motion: To approve Agenda Item 11 (a) (i).

Moved by: McCaslin **Seconded by:** Penn

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

ii. Council Bill No. 18 — Recommendation by the Police Department to adopt a bill for
an ordinance authorizing an Intergovernmental Agreement (Memorandum of
Understanding) with the Denver Police Department for the sharing of mug shot
data. **STAFF SOURCE: Tom Vandermee, Chief of Police.** 

Motion: To approve Agenda Item 11 (a) (ii).

Moved by: Wilson **Seconded by:** Gillit

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

iii. Council Bill No. 19 — Recommendation by the Community Development Department to adopt a bill for an ordinance authorizing an Intergovernmental Subgrantee Agreement with Arapahoe County for the 2010 Arapahoe County Community Development Block Grant Program. **STAFF SOURCE: Janet Grimmatt, Housing Finance Specialist.** ►

Motion: To approve Agenda Item 11 (a) (iii).

Moved by: Penn Seconded by: Olson

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

b. Approval of Ordinances on Second Reading. ►

i. Council Bill No. 11, amending Title 16, Chapter 5, Subsection 1.1, and **ORD # 20** Chapter 11, Subsections 1 and 2, of the Englewood Municipal Code 2000, to permit buy-back, second-hand, thrift and consignment uses as uses-by-right in the MU-B-1 zone district.

Motion: To approve Agenda Item 11 (b) (i).

Moved by: Gillit Seconded by: Wilson

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

ii. Council Bill No. 13, approving an Intergovernmental Agreement between the **ORD # 21** Denver Regional Council of Governments and the City of Englewood regarding the licensing of the 2010 Denver Regional Aerial Photography Project. ►

Motion: To approve Agenda Item 11 (b) (ii).

Moved by: Penn Seconded by: Olson

Vote: **Motion Approved** (summary: Yes = 6 No = 1 (Gillit))

c. Resolutions and Motions.

i. Recommendation from the Human Resources Department to adopt a resolution **RESO # 38** amending Articles 8, 11 and 21 of the 2010-2011 Collective Bargaining Agreement between the Englewood Employees Association and the City of Englewood. **STAFF SOURCE: Sue Eaton, Director of Human Resources.** ►

Motion: To approve Agenda Item 11 (c) (i).

Moved by: Wilson Seconded by: McCaslin

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

ii.Recommendation from the Human Resources Department to adopt a resolution **RESO # 39** approving a Collective Bargaining Agreement between the Englewood Police Benefit Association and the City of Englewood for the years 2011 and 2012. **STAFF SOURCE: Sue Eaton, Director of Human Resources.** ►

Motion: To approve Agenda Item 11 (c) (ii).

Moved by: Olson Seconded by: McCaslin

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

iii.Recommendation by the City Managers Office to adopt a resolution supporting **RESO # 40**the lease agreement between Englewood McLellan Reservoir Foundation and TT of Denver. **STAFF SOURCE: Mike Flaherty, Deputy City Manager.** ►

Motion: To approve Agenda Item 11 (c) (iii).

Moved by: Wilson Seconded by: Olson

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

iv.Recommendation by the City Managers Office to adopt a motion approving an Energy Performance Agreement with Ameresco. **STAFF SOURCE: Mike Flaherty, Deputy City Manager.** ►

Motion: To approve Agenda Item 11 (c) (iv).

Moved by: Wilson Seconded by: McCaslin

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

v.Recommendation by the City Managers Office to adopt a motion approving a Power Purchase Agreement for Photo Voltaic Solar with Ameresco. **STAFF SOURCE: Mike Flaherty, Deputy City Manager, with assistance from Holly Green of Ameresco.** ►

Motion: To approve Agenda Item 11 (c) (v).

Moved by: Penn Seconded by: Olson

Vote: **Motion Approved** (summary: Yes = 5 No = 2 (Jefferson, Gillit))

12.General Discussion.

a.Mayors Choice. 

b.Council Members Choice.

Council Member Penn 

Council Member Wilson 

Council Member Gillit 

Council Member Olson 

Council Member Jefferson 

13.City Managers Report. 

14.City Attorneys Report. 

a.Settlement of Case No. 10CV911 — Wolhurst Adult Community, et al v. Department of Transportation, State of Colorado — condemnation action. The State has agreed to all of Englewoods construction issues for the temporary City Ditch easement.

Motion: To approve Agenda Item 14 (a) Settlement of Case No. 10CV911.

Moved by: Woodward Seconded by: Penn

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

b.Request to submit a final offer as part of the ongoing good faith negotiations and if necessary to condemn property for sewer/storm sewer easements for the Littleton/Englewood Plant as recommended by the Supervisory Committee. 

Motion: To approve Agenda Item 14 (b) to submit a final offer (\$60,004.00) as recommended by the Littleton/Englewood Plant Supervisory Committee or to be able to condemn the property if offer not accepted.

Moved by: Woodward Seconded by: Gillit

Vote: **Motion Approved** (summary: Yes = 7 No = 0)

15. Adjournment. 10:09 p.m.