

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

Regular Session

December 20, 2010

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/Index.aspx?page=999>

1. Call to Order

The regular meeting of the Englewood City Council was called to order by Mayor Woodward at 7:34 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
City Attorney Brotzman
Deputy City Manager Flaherty
Deputy City Clerk Bush
City Clerk Ellis
Director White, Community Development
Recreation Programs and Facility Supervisor Sack, Parks and Recreation
Manager of Open Space Lee, Parks and Recreation
Manager of Recreation Hultberg, Parks and Recreation
Traffic Engineer Vostry, Public Works
Senior Planner Stitt, Community Development
Economic Development Coordinator Hollingsworth, Community Development
Long Range Planner II Voboril, Community Development
Planner I Kirk, Community Development
Emergency Management Coordinator Green, Fire
Batallion Chief Ortiz, Fire
Police Sergeant Contos

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER PENN SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF DECEMBER 6, 2010.**

Vote results:

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

Abstain: Council Member Olson
Motion carried.

6. Recognition of Scheduled Public Comment

(a) Susan Bayless from Keep Englewood Beautiful and Mayor Woodward presented the 2010 Holiday Lighting Awards.

Mayor's Choice

Cyndi Kreiger and Bob Herberg

North Pole Award

Jack, Chalene and Lilly Miller

Christmas in the Rockies

Robert Pitchford

I'm Dreaming of a Green Christmas

David Lemay

Old Fashioned Christmas

Matt, Marcy and Jillian Mercer

Honorable mention

Douglas Haas
Mary Darkin and Terry Tadlock
The Kloewer Family
Richard and Alice Kloewer
Rick Morales

7. Recognition of Unscheduled Public Comment

(a) Doug Cohn, an Englewood resident, wished everyone a Merry Christmas. He discussed the proposed LED sign that Council is considering for City owned property on Broadway, and he informed everyone present that there will be a total lunar eclipse tonight.

(b) Paul Douden, an Englewood resident, discussed Agenda Item 11 (c) (iv) and hopes that the changes will include a grandfathering clause and to include conforming property.

(c) Maureen White, an Englewood resident, read a letter from her neighbor which concerned Agenda Item 11 (c) (iv) and the neighbor's concerns for the neighborhood if the changes are approved.

8. Communications, Proclamations and Appointments

There were no communications, proclamations or appointments submitted for approval.

9. Consent Agenda

(a) Approval of Ordinances on First Reading

There were no ordinances submitted for approval on first reading.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE CONSENT AGENDA ITEMS 9 (b) (i), (ii), (iii), (iv), (v), (vi), (vii), (viii), and 9 (c) (i).

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 50, SERIES OF 2010 (COUNCIL BILL NO. 43, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT (IGA) ENTITLED "CONTRACT BY AND BETWEEN THE DENVER REGIONAL COUNCIL OF GOVERNMENTS (DRCOG) AND THE CITY OF ENGLEWOOD" FOR REIMBURSEMENT TO THE CITY OF ENGLEWOOD, COLORADO FOR THE COSTS OF 2010 TRAFFIC SIGNAL SYSTEM EQUIPMENT PURCHASE.

(ii) ORDINANCE NO. 51, SERIES OF 2010 (COUNCIL BILL NO. 46, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT (IGA) REGARDING AMENDMENT NO. 1 TO STATE SENATE BILL 8, TRAFFIC SIGNAL MAINTENANCE CONTRACT, ADDING CONTRACT MANAGEMENT SYSTEM (CMS) LANGUAGE TO THE ORIGINAL CONTRACT.

(iii) ORDINANCE NO. 52, SERIES OF 2010 (COUNCIL BILL NO. 47, INTRODUCED BY COUNCIL MEMBER JEFFERSON)

AN ORDINANCE REPEALING TITLE 16, CHAPTER 6, SECTION 7, AND REENACTING A NEW TITLE 16, CHAPTER 6, SECTION 7, ENTITLED LANDSCAPING AND SCREENING AND AMENDING TITLE 16, CHAPTER 11, SECTION 2(B) OF THE ENGLEWOOD MUNICIPAL CODE 2000.

(iv) ORDINANCE NO. 53, SERIES OF 2010 (COUNCIL BILL NO. 49, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING AN "INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF ENGLEWOOD, COLORADO AND KENT PLACE METROPOLITAN DISTRICT NO. 1 AND KENT PLACE METROPOLITAN DISTRICT NO. 2".

(v) ORDINANCE NO. 54, SERIES OF 2010 (COUNCIL BILL NO. 50, INTRODUCED BY COUNCIL MEMBER PENN)

AN ORDINANCE AMENDING TITLE 11, CHAPTER 1, OF THE ENGLEWOOD MUNICIPAL CODE 2000, WITH THE ADDITIONS OF NEW PROVISIONS PERTAINING TO "GOLF CARS AND LOW POWERED SCOOTERS".

(vi) ORDINANCE NO. 55, SERIES OF 2010 (COUNCIL BILL NO. 51, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING ACCEPTANCE OF THE "2010 COMMUNITIES PUTTING PREVENTION TO WORK (CPPW) GRANT CONTRACT" BETWEEN TRI-COUNTY HEALTH DEPARTMENT AND THE CITY OF ENGLEWOOD, COLORADO PERTAINING TO CITY OF ENGLEWOOD COMMUNITY GARDENS.

(vii) ORDINANCE NO. 56, SERIES OF 2010 (COUNCIL BILL NO. 52, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING ACCEPTANCE OF THE "2010 COMMUNITIES PUTTING PREVENTION TO WORK (CPPW) GRANT CONTRACT" BETWEEN TRI-COUNTY HEALTH DEPARTMENT AND THE CITY OF ENGLEWOOD, COLORADO PERTAINING TO COMPLETE STREET ASSESSMENT STUDY AND THE BIKE/PED PLAN STUDY AND DEVELOPMENT PROGRAM.

(viii) ORDINANCE NO. 57, SERIES OF 2010 (COUNCIL BILL NO. 54, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT ENTITLED "AGREEMENT BETWEEN TREASURY LAW ENFORCEMENT AGENCIES AND LOCAL, COUNTY AND STATE LAW ENFORCEMENT AGENCIES FOR THE REIMBURSEMENT OF EXPENSES " BETWEEN THE INTERNAL REVENUE SERVICE, CRIMINAL INVESTIGATION DIVISION AND THE CITY OF ENGLEWOOD, COLORADO.

(c) Resolutions and Motions

(i) MOTION TO APPROVE THE EXTENSION OF THE ANIMAL SHELTERING SERVICES AGREEMENT WITH THE HUMANE SOCIETY OF SOUTH PLATTE VALLEY FOR AN ADDITIONAL FOUR YEARS AT THE GUARANTEED NON-ESCALATION RATE OF \$50,000 PER YEAR.

Vote results:

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

Motion carried.

10. Public Hearing Items

There was no public hearing scheduled.

11. **Ordinances, Resolution and Motions**

(a) Approval of Ordinances on First Reading

There were no ordinances submitted for approval on first reading.

(b) Approval of Ordinances on Second Reading

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

(c) Resolutions and Motions

(i) Manager of Open Space Lee presented a recommendation from the Parks and Recreation Department to approve a resolution supporting the City's grant application to Arapahoe County for the Centennial Park Trail Loop reconstruction.

COUNCIL MEMBER McCASLIN MOVED, AND COUNCIL MEMBER PENN SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) – RESOLUTION NO. 88, SERIES OF 2010.

RESOLUTION NO. 88, SERIES OF 2010.

A RESOLUTION SUPPORTING THE CITY OF ENGLEWOOD'S ARAPAHOE COUNTY OPEN SPACE (ACOS) GRANT APPLICATION FOR CENTENNIAL PARK TRAIL LOOP.

Vote results:

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

Motion carried.

(ii) Facility/Program Administrator Sack presented a recommendation from the Parks and Recreation Department to approve a resolution supporting the City's grant application to Arapahoe County Open Space for the Riverside Park Planning Grant.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (ii) – RESOLUTION NO. 89, SERIES OF 2010.

RESOLUTION NO. 89, SERIES OF 2010.

A RESOLUTION SUPPORTING THE CITY OF ENGLEWOOD'S ARAPAHOE COUNTY OPEN SPACE (ACOS) GRANT APPLICATION FOR RIVERSIDE PARK PLANNING GRANT.

Vote results:

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

Motion carried.

(iii) Emergency Management Coordinator Green presented a recommendation from the Englewood Office of Emergency Management to approve a resolution to authorize an application for the 2011 Emergency Management Performance Grant program for funds of up to \$57,906.15.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (iii) – RESOLUTION NO. 90, SERIES OF 2010.

RESOLUTION NO. 90, SERIES OF 2010.

A RESOLUTION AUTHORIZING AN APPLICATION FOR A 2011 EMERGENCY MANAGEMENT PERFORMANCE GRANT.

Vote results:

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

Motion carried.

(iv) Long Range Planner II Voboril presented a recommendation from the Community Development Department to adopt a resolution approving the Downtown and Medical District Small Area Plan Amendment.

MAYOR WOODWARD MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (iv) – RESOLUTION NO. 91, SERIES OF 2010.

RESOLUTION NO. 91, SERIES OF 2010.

A RESOLUTION APPROVING THE ADOPTION OF THE DOWNTOWN AND MEDICAL CENTER PLAN AMENDMENTS TO GOALS AND OBJECTIVES WHICH WILL BECOMES PART OF "ROADMAP ENGLEWOOD: 2003 ENGLEWOOD COMPREHENSIVE PLAN".

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER PENN SECONDED, TO AMEND RESOLUTION NO. 91, SERIES OF 2010 BY ELIMINATING THE CURRENT LANGUAGE FOR MEDICAL SUB-AREA 2, GOAL A, OBJ. 2A-6 AND TO AMEND THE LANGUAGE TO READ: CONSIDER REZONING TO A RESIDENTIAL ZONING, TO R1 AND R2 ZONING, FOR THE BLOCKS OF 3200, 3300 AND 3400 SOUTH GRANT STREET AND THE 3200 BLOCK OF SOUTH SHERMAN STREET.

Vote results:

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

Motion carried.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER PENN SECONDED, TO AMEND RESOLUTION NO. 91, SERIES OF 2010 TO TAKE OUT THE 3400 BLOCK OF GRANT FROM THE MEDICAL SUB-AREA 2, GOAL B, OBJ. 2B-2, SO THAT IT STATES "TO CONSIDER DESIGNATING THE 3400 BLOCK OF LOGAN STREET AS AN AREA OF CHANGE FOR FUTURE MEDICAL AND HIGH DENSITY RESIDENTIAL AREAS".

Vote results:

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

Motion carried.

Vote results on motion to approve Resolution No. 91, Series of 2010, as amended:

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

Motion carried.

(v) Economic Development Coordinator Hollingsworth presented a recommendation from the Community Development Department to authorize, by motion, execution of a contract for professional services to perform the Englewood Retail Assessment and Marketing/Development Strategy.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (c) (v).

Vote results:

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

Motion carried.

(vi) Senior Planner Stitt presented a recommendation from the Community Development Department to approve, by motion, a contract for contractor's services for rehabilitation of 4744 South Galapago.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER PENN SECONDED, TO APPROVE AGENDA ITEM 11 (c) (vi).

Vote results:

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

Motion carried.

12. General Discussion

(a) Mayor's Choice

(b) Council Members' Choice

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE RESOLUTION NO. 92, SERIES OF 2010.

RESOLUTION NO. 92, SERIES OF 2010.

A RESOLUTION SPECIFYING AID TO OTHER AGENCIES FOR 2011 BY THE CITY OF ENGLEWOOD, COLORADO.

MAYOR WOODWARD MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO AMEND RESOLUTION NO. 92, SERIES OF 2010, TO CHANGE THE DISCRETIONARY FUNDS AMOUNT FROM \$1,000.00 TO \$2,000.00.

Vote results:

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

Motion carried.

Vote results on motion to approve Resolution No. 92, Series of 2010, as amended:

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

Motion carried.

13. **City Manager's Report**

14. **City Attorney's Report**

MAYOR WOODWARD MOVED TO ADJOURN. The meeting adjourned at 9:27 p.m.

/s/ Kerry Bush
Deputy City Clerk