

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

**Regular Session
July 5, 2011**

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 7:46 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
City Clerk Ellis
Deputy City Clerk Bush
Director White, Community Development
Director Hargrove, Library
Deputy Chief of Police Sanchez

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 JUNE 20, 2011.**

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) Pamela Beets, an Englewood resident, spoke regarding several issues concerning Cushing Park. She stated the park is irreplaceable and it brings a quality of life to the City. It is a nice oasis in the

neighborhood that keeps it nice, safe, and clean. She believes that RTD needs to look at other options and to fully explore what they want to develop and how to do it. Ms. Beets doesn't believe that taxpayer money should be spent on concrete.

(b) Laura Fortin, an Englewood resident, spoke regarding one neighbor who, during the summer, has a "trashy" yard. She has been to Code Enforcement meetings, but doesn't feel that she has received a resolution to the problem. Ms. Fortin presented pictures to City Council in support of her concern.

(c) Randy Egan, an Englewood resident, spoke regarding the noticeable markings made at Cushing Park. He believes that RTD has begun to survey the property without the proper legal right to do so. He admitted that he is not certain that it is RTD doing the markings, when questioned by Council. He would like Council to inform RTD immediately to quit spending money, taxpayer money, on this development until a resolution is reached.

8. Communications, Proclamations and Appointments

(a) A letter from Muhammad Hakeem indicating his resignation as an alternate member on the Englewood Cultural Arts Commission was considered.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO ACCEPT THE RESIGNATION OF MUHAMMAD HAKEEM AS AN ALTERNATE MEMBER ON THE ENGLEWOOD CULTURAL ARTS COMMISSION.

Vote results:

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

Motion carried.

COUNCIL MEMBER PENN MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEMS 8 (b) THROUGH 8 (x) - RESOLUTION NOS. 49 THROUGH 71, SERIES 2011.

(b) RESOLUTION NO. 49, SERIES OF 2011

A RESOLUTION REAPPOINTING HEATHER BARTUNEK TO THE CULTURAL ARTS COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(c) RESOLUTION NO. 50, SERIES OF 2011

A RESOLUTION APPOINTING DOUG COHN AS AN ALTERNATE MEMBER TO THE CODE ENFORCEMENT ADVISORY COMMITTEE FOR THE CITY OF ENGLEWOOD.

(d) RESOLUTION NO. 51, SERIES OF 2011

A RESOLUTION APPOINTING JERAD HARBAUGH AS AN ALTERNATE MEMBER TO THE PLANNING AND ZONING COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(e) RESOLUTION NO. 52, SERIES OF 2011

A RESOLUTION APPOINTING BRIE HOPPING-MERLINO AS A YOUTH MEMBER TO THE PUBLIC LIBRARY BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(f) RESOLUTION NO. 53, SERIES OF 2011

A RESOLUTION APPOINTING JAMES JORDAN TO THE CODE ENFORCEMENT ADVISORY COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(g) RESOLUTION NO. 54, SERIES OF 2011

A RESOLUTION APPOINTING JAMES JORDAN TO THE NON-EMERGENCY EMPLOYEES RETIREMENT BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(h) RESOLUTION NO. 55, SERIES OF 2011

A RESOLUTION APPOINTING PAUL KERN TO KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(i) RESOLUTION NO. 56, SERIES OF 2011

A RESOLUTION APPOINTING DARYL KINTON TO THE PLANNING AND ZONING COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(j) RESOLUTION NO. 57, SERIES OF 2011

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

(k) RESOLUTION NO. 58, SERIES OF 2011

A RESOLUTION REAPPOINTING CHAD KNOTH TO THE ALLIANCE FOR COMMERCE IN ENGLEWOOD (ACE) COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(l) RESOLUTION NO. 59, SERIES OF 2011

A RESOLUTION REAPPOINTING RICHARD LAY TO THE ENGLEWOOD LOCAL LIQUOR AND MEDICAL MARIJUANA LICENSING AUTHORITY FOR THE CITY OF ENGLEWOOD, COLORADO.

(m) RESOLUTION NO. 60, SERIES OF 2011

A RESOLUTION APPOINTING TRENT LIND TO THE ALLIANCE FOR COMMERCE IN ENGLEWOOD COMMITTEE (ACE) FOR THE CITY OF ENGLEWOOD, COLORADO.

(n) RESOLUTION NO. 61, SERIES OF 2011

A RESOLUTION APPOINTING LINDSAY MOHN TO KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(o) RESOLUTION NO. 62, SERIES OF 2011

A RESOLUTION APPOINTING KRISTY REED TO THE CULTURAL ARTS COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(p) RESOLUTION NO. 63, SERIES OF 2011

A RESOLUTION APPOINTING HEATHER ROBERTS TO THE CODE ENFORCEMENT ADVISORY COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(q) RESOLUTION NO. 64, SERIES OF 2011

A RESOLUTION REAPPOINTING STEVEN SCHALK TO THE ALLIANCE FOR COMMERCE IN ENGLEWOOD (ACE) COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(r) RESOLUTION NO. 65, SERIES OF 2011

A RESOLUTION RECOMMENDING JARROD SCHLEIGER FOR APPOINTMENT TO THE ENGLEWOOD HOUSING AUTHORITY FOR THE CITY OF ENGLEWOOD, COLORADO.

(s) RESOLUTION NO. 66, SERIES OF 2011

A RESOLUTION REAPPOINTING DONNA SCHNITZER TO THE CULTURAL ARTS COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(t) RESOLUTION NO. 67, SERIES OF 2011

A RESOLUTION REAPPOINTING MAGGIE STEWART TO THE CULTURAL ARTS COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(u) RESOLUTION NO. 68, SERIES OF 2011

A RESOLUTION APPOINTING JESSIE VAN GUNDEL TO KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(v) RESOLUTION NO. 69, SERIES OF 2011

A RESOLUTION APPOINTING KATIE WALSH TO KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(w) RESOLUTION NO. 70, SERIES OF 2011

A RESOLUTION REAPPOINTING HUGO WEINBERGER TO THE ALLIANCE FOR COMMERCE IN ENGLEWOOD (ACE) COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(x) RESOLUTION NO. 71, SERIES OF 2011

A RESOLUTION APPOINTING JASON WHYTE AS AN ALTERNATE TO THE ALLIANCE FOR COMMERCE IN ENGLEWOOD COMMITTEE (ACE) FOR THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

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 GILLIT SECONDED, TO APPROVE CONSENT AGENDA ITEM 9 (b) (i) – ORDINANCE NO. 32, SERIES OF 2011.

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 32, SERIES OF 2011 (COUNCIL BILL NO. 34, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE BOARD OF COMMISSIONERS OF ARAPAHOE COUNTY, COLORADO, BY AND THROUGH THE ARAPAHOE COUNTY

CLERK AND RECORDER, AND THE CITY OF ENGLEWOOD, COLORADO, TO CONDUCT A COORDINATED ELECTION ON NOVEMBER 1, 2011.

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) Deputy Chief of Police Sanchez presented a recommendation from the Police Department to adopt a bill for an ordinance accepting an Edward Byrne Memorial Justice Assistance Grant from the Bureau of Justice Assistance.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 35.

COUNCIL BILL NO. 35, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT REGARDING THE APPLICATION FOR AND ACCEPTANCE OF AN EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM: LOCAL SOLICITATION CFDA #16.738.

Vote results:

Ayes: Council Members Penn, McCaslin, Wilson, Woodward, 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 - Consent Agenda.)

- (c) Resolutions and Motions

- (i) Director White presented a recommendation from the Community Development Department to approve a resolution extending the existing suspension or moratorium on the enforcement of select provisions of the Englewood Municipal Code pertaining to banners, portable signs, and murals for a period of six months until February 1, 2012.

COUNCIL MEMBER PENN MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) - RESOLUTION NO. 72, SERIES OF 2011.

RESOLUTION NO. 72, SERIES OF 2011

A RESOLUTION RECOMMENDING TO THE CITY MANAGER OF THE CITY OF ENGLEWOOD, COLORADO AN EXTENSION OF THE EXISTING SUSPENSION OR MORATORIUM ON THE ENFORCEMENT OF SELECT PROVISIONS OF THE ENGLEWOOD MUNICIPAL CODE 2000, THE SIGN CODE, PERTAINING TO BANNERS AND PORTABLE SIGNS; THE DISCRETIONARY APPROVAL PROCESS BY THE CITY MANAGER OR DESIGNEE FOR SIGNS UNDER 16-6-13(K)(3)(b) AND 16-6-13(K)(4) E.M.C.; AND THE PROVISIONS PERTAINING TO WALL MURALS FOR A PERIOD OF SIX MONTHS UNTIL FEBRUARY 1, 2012.

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 JEFFERSON MOVED, AND COUNCIL MEMBER PENN SECONDED, TO SEND A COMMUNICATION TO RTD IMMEDIATELY TO CEASE EFFORTS ON THE EXPANSION ON OUR LOT UNTIL AFTER WE HAVE A CHANCE FOR A PUBLIC MEETING.

MAYOR WOODWARD AMENDED THE MOTION TO ADD "TO DELAY IT UNTIL AFTER THE PUBLIC NEIGHBORHOOD MEETING ON JULY 27, 2011."

Vote results on approval of motion 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**

City Attorney Brotzman did not have any matters to bring before Council.

15. **Adjournment**

MAYOR WOODWARD MOVED TO ADJOURN. The meeting adjourned at 8:52 p.m.

_____/s/ Loucrishia A. Ellis_____
City Clerk