

**Agenda for the
Regular Meeting of the
Englewood City Council
Monday, September 19, 2011
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 September 6, 2011.

Motion: To approve the minutes of September 6, 2011.

Moved by: GillitSecoded by: McCaslin

Vote: **Minutes 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.)

None

- 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.Scott Neff, an Englewood resident and an Englewood High School student, spoke regarding the Englewood High School Homecoming parade and requesting a donation from the City of Englewood.

b.Doug Cohn, an Englewood resident, spoke regarding an Open Records request he made and how he appreciated the detail that he was provided in response. He was questioning City Managers office and staff regarding their expenses and how the records request details did not add up.

Council Response to Public Comment.

Motion: To approve a \$400.00 donation to Englewood High School for their Homecoming Parade.

Moved by: Gillit**Seconded by:** Olson

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

8.Communications, Proclamations, and Appointments. ►

a.A proclamation declaring October as Conflict Resolution Month.

Motion: To accept a proclamation declaring October as Conflict Resolution Month.

Moved by: Wilson**Seconded by:** McCaslin

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

9.Consent Agenda Items. ►

Motion: To approve Consent Agenda Item 9 (a) (i), (ii), and (iii).

Moved by: Wilson**Seconded by:** Penn

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

a.Approval of Ordinances on First Reading.

i.Council Bill No. 58 – Recommendation from the Finance and Administrative Services Department to adopt a bill for an ordinance updating the NonEmergency Employee Retirement Plan to comply with changes required by the IRS and to correct the Board name. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

ii. Council Bill No. 66 – Recommendation from the Finance and Administrative Services Department to adopt a bill for an ordinance adopting an amendment to the City of Englewood Police Officers Pension Plan Document. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

iii. Council Bill No. 67 – Recommendation from the Finance and Administrative Services Department to adopt a bill for an ordinance adopting an amendment to the Englewood Firefighters Pension Plan Document. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

b. Approval of Ordinances on Second Reading.

None

c. Resolutions and Motions.

None

10. Public Hearing Items. 

Motion: To open the Public Hearing gathering input on Council Bill No. 54, amending sections of the Englewood Municipal Code pertaining to public notice required for Planned Unit Developments.

Moved by: Olson **Seconded by:** Wilson

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

a. A Public Hearing to gather input on Council Bill No. 54, amending sections of the Englewood Municipal Code pertaining to public notice required for Planned Unit Developments.

Director White presented information regarding Title 16 of the Englewood Municipal Code regarding public notices and the amendments being recommended. He also discussed the amendment to the first reading as made by Council. Director White spoke regarding the applicants responsibilities such as putting together mailing lists, actual mailings and the cost to complete this notification.

Citizens speaking included:

a. Pat Bailey

Motion: To close the Public Hearing gathering input on Council Bill No. 54, amending sections of the Englewood Municipal Code pertaining to public notice required for Planned Unit Developments.

Moved by: Gillit Seconded by: Olson

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

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Recessed at 8:18 p.m.

Reconvened at 8:27 p.m. with all City Council members present.

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Motion: To open the Public Hearing gathering input on Council Bill No. 48, Council Bill No. 49, Council Bill No. 50, Council Bill No. 51, Council Bill No. 52, and Council Bill No. 53.

Moved by: Wilson Seconded by: McCaslin

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

b.A Public Hearing to gather input on Council Bill No. 48, amending sections of the Englewood Municipal Code pertaining to sight lines.

c.A Public Hearing to gather input on Council Bill No. 49, amending sections of the Englewood Municipal Code pertaining to properties without access to rear and side yards.

d.A Public Hearing to gather input on Council Bill No. 50, amending sections of the Englewood Municipal Code pertaining to vehicle weight limits.

e.A Public Hearing to gather input on Council Bill No. 51, amending sections of the Englewood Municipal Code pertaining to parking for recreational vehicles.

f.A Public Hearing to gather input on Council Bill No. 52, amending sections of the Englewood Municipal Code pertaining to 72-hour parking.

g.A Public Hearing to gather input on Council Bill No. 53, amending sections of the Englewood Municipal Code pertaining to hard surfaces.

Commander Englert presented the history of the six proposed Council Bills as to what is allowed and what is not allowed. There appeared to be confusion among citizens as well as Code Enforcement officers as to what the Code was directing. Council asked that the Code Enforcement Advisory Committee provide recommendations to alleviate this confusion. As Title 16 was involved, the

Planning and Zoning Commission as well as the Board of Adjustment and Appeals were also involved in providing recommendations.

Citizens speaking included:

- a.Ed Burch
- b.Don Bennett
- c.Walt Perry
- d.Gloria Simons
- e.Adrian Pyle
- f. Kathleen Bailey
- g. Cynthia Searfoss
- h.Mark Schwertzer
- i.Samantha Alvarez
- j.Ed Rodgers
- k.C. J. Yarrnon
- l.Jay Peters
- m.Sandi Butler
- n.Jack Grogan
- o.Irene Barlow
- p.Herman Ray Barlow
- q.Laurett Barrentine
- r.Mike Cravens
- s.Doug Cohn
- t.Jack Ridley
- u.Bryan Oliver
- v.Matthew Crabtree

Motion: To close the Public Hearing gathering input on Council Bill No. 48, Council Bill No. 49, Council Bill No. 50, Council Bill No. 51, Council Bill No. 52, and Council Bill No. 53.

Moved by: Wilson
Seconded by: Penn

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

Motion: To re-open the Public Hearing gathering input on Council Bill No. 48, Council Bill No. 49, Council Bill No. 50, Council Bill No. 51, Council Bill No. 52, and Council Bill No. 53.

Moved by: Gillit
Seconded by: Jefferson

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

w.Howard Radin
x.Barbara Petersen

Motion: To close the Public Hearing gathering input on Council Bill No. 48, Council Bill No. 49, Council Bill No. 50, Council Bill No. 51, Council Bill No. 52, and Council Bill No. 53.

Moved by: Wilson
Seconded by: Gillit

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

Motion: To schedule a second public hearing

Moved by: Olson
Seconded by: Gillit

Motion withdrawn by Council Member Olson

Motion: To set a time for a community meeting with two-way dialog and with questions and answers and to also schedule a second public hearing.

Moved by: Woodward
Seconded by: Olson

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

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Recessed at 10:12 p.m.

Reconvened at 10:21 p.m. with all City Council members present.

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11.Ordinances, Resolutions and Motions



a.Approval of Ordinances on First Reading.

i.Director of Utilities Fonda and Utilities Engineer IV Brennan presented a recommendation from the Utilities Department to adopt a bill for an ordinance authorizing an agreement with the Colorado Water Conservation Board for design and construction of Union Avenue Boat Chutes Safety Improvements.

Motion: To approve Agenda Item 11 (a) (i), Council Bill No. 55, authorizing an agreement with the Colorado Water Conservation Board for design and construction of Union Avenue Boat Chutes Safety Improvements.

Moved by: Gillit
Seconded by: Wilson

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

ii. Director of Utilities Fonda presented a recommendation from the Utilities Department to adopt a bill for an ordinance authorizing an access easement to Urban Drainage and Flood Control District for the Union Avenue Boat Chutes Safety Improvements.

Motion: To approve Agenda Item 11 (a) (ii), Council Bill No. 56, to adopt a bill for an ordinance authorizing an access easement to Urban Drainage and Flood Control District for the Union Avenue Boat Chutes Safety Improvements.

Moved by: Penn Seconded by: McCaslin

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

iii. Director of Utilities Fonda and John Gallagher, from Red Oak Consultants, presented a recommendation from the Utilities Department to adopt a bill for an ordinance relating to fee schedules for sewer connection and collection system fees.

Motion: To approve Agenda Item 11 (a) (iii), Council Bill No. 57, to adopt a bill for an ordinance relating to fee schedules for sewer connection and collection system fees.

Moved by: McCaslin Seconded by: Penn

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

iv. Director of Utilities Fonda presented a recommendation from the Utilities Department to adopt a bill for an ordinance relating to fee schedules for water connection service for the water customers of the City of Englewood, Colorado.

Motion: To approve Agenda Item 11 (a) (iv), Council Bill No. 68, to adopt a bill for an ordinance relating to fee schedules for water connection service for the water customers of the City of Englewood, Colorado.

Moved by: McCaslin Seconded by: Penn

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

b. Approval of Ordinances on Second Reading.

None

c. Resolutions and Motions.

None

12. General Discussion. 

a.Mayors Choice.

i.Resolution in support of the Englewood School Districts bond and mill levy ballot
RESO # 79 questions.

Motion: To approve Agenda Item 12 (a) (i) in support of the Englewood School Districts bond and mill
levy ballot questions.

Moved by: Woodward Seconded by: Penn

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

b.Council Members Choice.

13.City Managers Report. 

14.City Attorneys Report. 

15.Adjournment.  10:49 p.m.