

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

Regular Session

February 6, 2012

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 Penn at 7:36p.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, Gillit, McCaslin, Wilson, Woodward, Penn
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 Eaton, Human Resources
Emergency Management Coordinator Green, Fire
Training Chief Stovall, Fire
Long Range Planner II Voboril, Community Development
Police Chief Collins
Fire Chief Pattarozzi
Police Sergeant Contos
Executive Director Shepherd, Englewood Housing Authority
Utility Billing Specialist Worek, Utilities

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF JANUARY 17, 2012.**

Vote results:

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

Motion carried.

6. Recognition of Scheduled Public Comment

(a) Ona Wigginton accepted the City of Englewood's 2012 Aid to Other Agencies financial contribution to the Denver Hospice.

7. Recognition of Unscheduled Public Comment

There were no unscheduled visitors.

8. Communications, Proclamations and Appointments

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEMS 8 (a) through 8 (jj) – RESOLUTION NOS. 2 THROUGH 37, SERIES OF 2012.

COUNCIL MEMBER WILSON MOVED, TO PULL AGENDA ITEMS 8 (s) and 8 (t). MOTION DIED FOR A LACK OF A SECOND.

(a) RESOLUTION NO. 2, SERIES OF 2012

A RESOLUTION APPOINTING ROBERT BAIRD TO THE PUBLIC LIBRARY BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(b) RESOLUTION NO. 3, SERIES OF 2012

A RESOLUTION REAPPOINTING SUSAN BAYLESS TO THE KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(c) RESOLUTION NO. 4, SERIES OF 2012

A RESOLUTION RECOMMENDING JUDY BROWNE FOR APPOINTMENT AS AN ALTERNATE MEMBER TO THE HOUSING AUTHORITY FOR THE CITY OF ENGLEWOOD, COLORADO.

(d) RESOLUTION NO. 5, SERIES OF 2012

A RESOLUTION REAPPOINTING TOM BURNS TO THE URBAN RENEWAL AUTHORITY FOR THE CITY OF ENGLEWOOD, COLORADO.

(e) RESOLUTION NO. 6, SERIES OF 2012

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

(f) RESOLUTION NO. 7, SERIES OF 2012

A RESOLUTION APPOINTING LINDA COHN AS AN ALTERNATE MEMBER TO THE URBAN RENEWAL AUTHORITY FOR THE CITY OF ENGLEWOOD.

(g) RESOLUTION NO. 8, SERIES OF 2012

A RESOLUTION APPOINTING BERNARD COSTELLO TO THE URBAN RENEWAL AUTHORITY FOR THE CITY OF ENGLEWOOD.

(h) RESOLUTION NO. 9, SERIES OF 2012

A RESOLUTION APPOINTING DAVE COWAN AS AN ALTERNATE TO THE TRANSPORTATION ADVISORY COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(i) RESOLUTION NO. 10, SERIES OF 2012

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

(j) RESOLUTION NO. 11, SERIES OF 2012

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

(k) RESOLUTION NO. 12, SERIES OF 2012

A RESOLUTION REAPPOINTING JAMES GARNETT TO THE KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(l) RESOLUTION NO. 13, SERIES OF 2012

A RESOLUTION REAPPOINTING JULIE GRAZULIS TO THE PUBLIC LIBRARY BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(m) RESOLUTION NO. 14, SERIES OF 2012

A RESOLUTION APPOINTING KEN HARALDSEN TO THE ELECTION COMMISSION OF THE CITY OF ENGLEWOOD, COLORADO.

(n) RESOLUTION NO. 15, SERIES OF 2012

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

(o) RESOLUTION NO. 16, SERIES OF 2012

A RESOLUTION APPOINTING EARL HUFF TO THE MALLEY CENTER TRUST FUND BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(p) RESOLUTION NO. 17, SERIES OF 2012

A RESOLUTION APPOINTING MARK HUSBANDS TO THE PARKS AND RECREATION COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(q) RESOLUTION NO. 18, SERIES OF 2012

A RESOLUTION REAPPOINTING THOMAS KELLY TO THE PUBLIC LIBRARY BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(r) RESOLUTION NO. 19, SERIES OF 2012

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

(s) RESOLUTION NO. 20, SERIES OF 2012

A RESOLUTION REAPPOINTING STEVE KING TO THE PLANNING AND ZONING COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(t) RESOLUTION NO. 21, SERIES OF 2012

A RESOLUTION REAPPOINTING CHAD KNOTH TO THE PLANNING AND ZONING COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(u) RESOLUTION NO. 22, SERIES OF 2012

A RESOLUTION APPOINTING JO LAY TO THE WATER AND SEWER BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(v) RESOLUTION NO. 23, SERIES OF 2012

A RESOLUTION REAPPOINTING JORDAN MAY TO THE BOARD OF ADJUSTMENT AND APPEALS FOR THE CITY OF ENGLEWOOD, COLORADO.

(w) RESOLUTION NO. 24, SERIES OF 2012

A RESOLUTION APPOINTING ROGER MATTINGLY TO KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(x) RESOLUTION NO. 25, SERIES OF 2012

A RESOLUTION APPOINTING KAYLENE McCRUM AS AN ALTERNATE MEMBER TO THE ENGLEWOOD CULTURAL ARTS COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(y) RESOLUTION NO. 26, SERIES OF 2012

A RESOLUTION REAPPOINTING KAYLENE MCCRUM TO THE KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(z) RESOLUTION NO. 27, SERIES OF 2012

A RESOLUTION REAPPOINTING STEPHANIE MCNUTT TO THE PUBLIC LIBRARY BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(aa) RESOLUTION NO. 28, SERIES OF 2012

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

(bb) RESOLUTION NO. 29, SERIES OF 2012

A RESOLUTION APPOINTING KAREN MILLER TO THE PARKS AND RECREATION COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(cc) RESOLUTION NO. 30, SERIES OF 2012

A RESOLUTION APPOINTING JOHN MOORE AS AN ALTERNATE VOTING MEMBER TO THE WATER AND SEWER BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

(dd) RESOLUTION NO. 31, SERIES OF 2012

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

(ee) RESOLUTION NO. 32, SERIES OF 2012

A RESOLUTION APPOINTING ANGELA SCHMITZ TO THE BOARD OF ADJUSTMENT AND APPEALS FOR THE CITY OF ENGLEWOOD, COLORADO.

(ff) RESOLUTION NO. 33, SERIES OF 2012

A RESOLUTION APPOINTING STEVE SCOTT TO KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(gg) RESOLUTION NO. 34, SERIES OF 2012

A RESOLUTION REAPPOINTING CATHERINE TOWNLEY TO THE KEEP ENGLEWOOD BEAUTIFUL COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(hh) RESOLUTION NO. 35, SERIES OF 2012

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

(ii) RESOLUTION NO. 36, SERIES OF 2012

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

(jj) RESOLUTION NO. 37, SERIES OF 2012

A RESOLUTION REAPPOINTING CLYDE WIGGINS TO THE WATER AND SEWER BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

Motion carried.

9. **Consent Agenda**

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE CONSENT AGENDA ITEMS 9 (a) (i) and 9 (b) (i).

(a) Approval of Ordinances on First Reading

(i) COUNCIL BILL NO. 4, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE AUTHORIZING AN APPLICATION AND ACCEPTANCE OF THE 2012 COLORADO DIVISION OF EMERGENCY MANAGEMENT'S (CDEM), EMERGENCY MANAGEMENT PROGRAM GRANT (EMPG), FOR LOCAL EMERGENCY MANAGEMENT SUPPORT (LEMS) BETWEEN THE CITY OF ENGLEWOOD, COLORADO AND THE STATE OF COLORADO DIVISION OF EMERGENCY MANAGEMENT.

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 2, SERIES OF 2012 (COUNCIL BILL NO. 1, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE AMENDING TITLE 3, CHAPTER 4, OF THE ENGLEWOOD MUNICIPAL CODE 2000, UPDATING THE NONEMERGENCY EMPLOYEES RETIREMENT PLAN (NERP).

Vote results:

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

Motion carried.

- (c) Resolutions and Motions

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

10. Public Hearing Items

No public hearing was scheduled before Council.

11. Ordinances, Resolution and Motions

- (a) Approval of Ordinances on First Reading

(i) Training Chief Stovall presented a recommendation from the Fire Department to adopt a bill for an ordinance approving the application for, and receipt of, 2011 FEMA U.S. Department of Homeland Security Assistance to Firefighters Grant Award for the overhaul and update of the three fire station exhaust extraction systems and the purchase of a radiation monitoring kit.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 2.

COUNCIL BILL NO. 2, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AUTHORIZING THE APPLICATION FOR AND ACCEPTANCE OF A FEMA ASSISTANCE TO FIREFIGHTERS GRANT (AFG) 2011 AWARDED TO THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

Motion carried.

(ii) Emergency Management Coordinator Green presented a recommendation from the Englewood Office of Emergency Management to adopt a bill for an ordinance approving the application for a 2011 Emergency Management Performance Grant Special Project Grant to help fund an upgrade to the City's emergency mass notification siren system to conform with FCC requirements.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (ii) - COUNCIL BILL NO. 3.

COUNCIL BILL NO. 3, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE AUTHORIZING AN APPLICATION AND ACCEPTANCE OF THE 2011 COLORADO DIVISION OF EMERGENCY MANAGEMENT "SPECIAL PROJECT GRANT" BETWEEN THE CITY OF ENGLEWOOD, COLORADO AND THE STATE OF COLORADO DIVISION OF EMERGENCY MANAGEMENT.

Vote results:

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

Motion carried.

(iii) Long Range Planner II Voboril presented a recommendation from the Community Development Department to adopt a bill for an ordinance approving an intergovernmental agreement with the Denver Regional Transportation District (RTD) authorizing funding for the Englewood, Oxford, and Bates Station Area Master Plan.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (iii) - COUNCIL BILL NO. 5.

COUNCIL BILL NO. 5, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT ENTITLED "STATION AREA MASTER PLAN (STAMP) ENGLEWOOD, OXFORD, AND BATES STATION INTERGOVERNMENTAL AGREEMENT" BETWEEN THE REGIONAL TRANSPORTATION DISTRICT (RTD) AND THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

Motion carried.

(iv) Chief of Police Collins presented a recommendation from the Police Department to adopt a bill for an ordinance approving an intergovernmental agreement with the State of Colorado that will authorize the City to act as a Fiscal Agent on behalf of the Peace Officer Standards and Training (POST) Board Greater Metro Region Training Committee.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (iv) - COUNCIL BILL NO. 6.

COUNCIL BILL NO. 6, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AUTHORIZING ACCEPTANCE OF A GRANT FROM THE STATE OF COLORADO THAT WILL AUTHORIZE THE CITY OF ENGLEWOOD TO ACT AS THE FISCAL AGENT ON BEHALF OF THE PEACE OFFICER STANDARDS AND TRAINING BOARD (POST) GREATER METRO REGION TRAINING COMMITTEE.

Vote results:

Ayes: Council Members Jefferson, McCaslin, Wilson, Penn, Woodward, 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) Long Range Planner II Voboril presented a recommendation by the Community Development to approve a resolution adopting the *Englewood Complete Streets Toolbox* as a supplementary City policy document to *Roadmap Englewood: The 2003 Englewood Comprehensive Plan*.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) – RESOLUTION NO. 38, SERIES OF 2012.

RESOLUTION NO. 38, SERIES OF 2012

A RESOLUTION APPROVING THE ADOPTION OF THE 2011 COMPLETE STREETS TOOLBOX AS A SUPPLEMENT TO THE "ROADMAP ENGLEWOOD: 2003 ENGLEWOOD COMPREHENSIVE PLAN".

Vote results:

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

Motion carried.

(ii) Director White presented a recommendation from the Community Development Department to adopt a resolution extending, for a period of six months, the moratorium on enforcement of sections of the Sign Code pertaining to banners, temporary signage, and wall murals.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (c) (ii) – RESOLUTION NO. 39, SERIES OF 2012.

RESOLUTION NO. 39, SERIES OF 2012

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 PROVISION PERTAINING TO WALL MURALS FOR A PERIOD OF SIX MONTHS UNTIL AUGUST 6, 2012.

Vote results:

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

Motion carried.

(iii) Director Eaton presented a recommendation from the Human Resources Department to adopt a resolution approving a memorandum of understanding amending the Collective Bargaining Agreement between the City and Englewood Firefighters Association for 2012-2013.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER WOODWARD SECONDED, TO APPROVE AGENDA ITEM 11 (c) (iii) – RESOLUTION NO. 40, SERIES OF 2012.

RESOLUTION NO. 40, SERIES OF 2012

A RESOLUTION AMENDING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE ENGLEWOOD FIREFIGHTERS LOCAL NO. 1736 AND THE CITY OF ENGLEWOOD FOR THE YEARS 2012 AND 2013.

Vote results:

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

Motion carried.

12. General Discussion

(a) Mayor's Choice

(b) Council Members' Choice

(i) A resolution supporting the Englewood Housing Authority and Community Housing Development Association, Inc. application for public and private funding for the rehabilitation of Canterbury East Apartments located at 3550 South Delaware Street and Canterbury South Apartments located at 3600 South Delaware Street in Englewood was considered.

