Agenda for the

Regular Meeting of the

Englewood City Council

Monday, March 19, 2012

7:30 pm

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

1.Call to Order. 7:33 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 March 5, 2012.

Motion: To approve the minutes of March 5, 2012.
Moved by: Gillit Seconded 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.)

a.Mayor Penn acknowledged the teachers, counselors, and school board members of the honored young people. City Council recognized the young people who were nominated for this years Arapahoe Mayors and Commissioners Youth Award.

- Nate Andrews, an 8th grader at Englewood Middle School
- Marilyn Arroyo, a 12th grader at Colorados Finest Alternative High School

· Mariah Bacca, a 7th grader at Englewood Middle School (absent)
· Samantha Benner, a 10th grader at John F. Kennedy High School
· Bryant Clark, a 12th grader at Colorados Finest Alternative High School
· Kaylee Coker-Moseley, an 8th grader at Englewood Middle School
· Adrian DeLaTorre Zubia, an 8th grader at Englewood Middle School
· Angela English, an 8th grader at Englewood Middle School
· Tony Fierro, a 12th grader at Colorados Finest Alternative High School
· Tyler Hastings, an 8th grader at Englewood Middle School
· Jody Herndon, an 8th grader at Englewood Middle School
· Tiffany Inman, a 7th grader at Englewood Middle School
· Amber Loos, an 8th grader at Englewood Middle School
· Ty Lucas, an 8th grader at Englewood Middle School (absent)
· Midori Martinez-Palmer, a 7th grader at Englewood Middle School (absent)
· Liberty Nelson, an 11th grader at Colorados Finest Alternative High School
· Thomas Romero, a 12th grader at Colorados Finest Alternative High School (absent)
· Heather Ryan, an 8th grader at Englewood Middle School
· Kelsey Schaffer, a 7th grader at Englewood Middle School
· Jenny Sowers, a 12th grader at Colorados Finest Alternative High School
· Sophia Vamvakias, an 8th grader at Englewood Leadership Academy
· Paige Vielbig, a 12th grader at Englewood High School
· Chase Zrnchik, a 7th grader at Englewood Middle School

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.Steven Hoelter discussed foreclosed homes, which have been abandoned and run down. He feels the City should be more aggressive. He is concerned about the people who come in to clean up but leave piles of trash. Mr. Hoelter has contacted Code Enforcement several times.

Council Response to Public Comment

8.Communications, Proclamations, and Appointments.

None

9. Consent Agenda Items.

Motion: To approve Consent Agenda Items 9 (a) (i), (ii), (iii), and 9 (b) (i), (ii), (iii), (iv), and 9 (c) (i). (Council Member Woodward pulled Agenda Item 9 (b) (v) to be discussed after the Consent Agenda.)
Moved by: Woodward Seconded by: Jefferson
Vote: **Motion approved**(summary: Yes = 7 No = 0)

a.Approval of Ordinances on First Reading.

i.Council Bill No. 13 --- Recommendation from the Police Department to adopt a bill for an ordinance approving an Intergovernmental Agreement entitled "Federal Equitable Sharing Agreement and Certification" authorizing the acceptance of forfeiture monies from the Department of Justice and the Department of the Treasury. **Staff Source: Jeff Sanchez, Deputy Chief of Police.**

ii.Council Bill No. 19 --- Recommendation from the Police Department to adopt a bill for an ordinance authorizing the application for and acceptance of funds from Colorado Department of Transportation and National Highway Traffic Safety Administration for programs related to traffic safety education and enforcement through calendar year 2013 **Staff Source: Jeff Sanchez, Deputy Chief of Police.**

iii.Council Bill No. 14 – Recommendation from the Police Department to adopt a bill for an ordinance authorizing an intergovernmental agreement accepting $218,000 from the South Metro Drug Task Force. **Staff Source: Jeff Sanchez, Deputy Chief of Police**.

b.Approval of Ordinances on Second Reading.

i.Council Bill No. 10 -- Approving an amendment to the City of Englewood Police
ORD # 12 Officers Pension Plan Document.

ii.Council Bill No. 11 -- Approving an amendment to the City of Englewood Firefighters
ORD # 13 Pension Plan Document.

iii.Council Bill No. 12 -- Authorizing the application for, and acceptance of, a grant from
ORD # 14 the State of Colorado to assist with the purchase of High Plains Information Systems *PhysioControl LifePak12/15 interface* software.

iv.Council Bill No. 15 -- Amending Title 5-3D of the Englewood Municipal Code
ORD # 15 pertaining to Medical Marijuana Primary Caregivers.

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v.Pulled from Consent Agenda for discussion (Moved to after Consent Agenda voted on.)

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c.Resolutions and Motions.

i.Recommendation from the Department of Parks and Recreation to approve, by motion, a construction contract for the Centennial Park Trail Loop Renovations. Staff recommends awarding the contract to the lowest acceptable bidder, Standard Concrete, Inc., in the amount of $319,304.00. **Staff Source: Dave Lee, Manager of Open Space and Jerrell Black, Director of Parks and Recreation.**

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9.b. v. Council Bill No. 16 -- Amending Title 7-6D of the Englewood Municipal Code
ORD # 16 pertaining to Medical Marijuana Primary Caregivers.

Motion: To approve Agenda Item 9 (b)(v), amending Title 7-6D of the Englewood Municipal Code.
Moved by: WoodwardSeconded by: Gillit

Motion: To strike all of 7-6D-12 (E) concerning motor vehicles.
Moved by: Jefferson
Died for a lack of a second.

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

10. Public Hearing Items.

Deputy City Manager Flaherty discussed the history of the depot, the publication requirements that were fulfilled, past and present potential buyers, methods of advertising the sale, and the possible use of the site.

a.A Public Hearing to gather input on the proposed sale of the Englewood Depot and the .490 acre parcel on which the Depot is located.

Motion: To open the Public Hearing gathering input on the proposed sale of the Englewood Depot and the .490 acre parcel on which the Depot is located.
Moved by: JeffersonSeconded by: Wilson
Vote: **Motion Approved**(summary: Yes = 7 No = 0)

All citizens were sworn in.
Citizens speaking included:

a.James Jordan
b.Bev Nielsen
c.Lester Myers
d.Bev Maes,

e. Ida Mae Nicholl
f. Dave Paschall
g. Erich Dietrich
h. Christine Suess
i. Ken Haraldson

Recessed at 9:15 p.m.
Reconvened at 9:27 p.m.

Motion: To close the Public Hearing gathering input on the proposed sale of the Englewood Depot and the .490 acre parcel on which the Depot is located.
Moved by: JeffersonSeconded by: Wilson
Vote: **Motion Approved**(summary: Yes = 7 No = 0)

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Mayor Penn moved forward Agenda Items 11 (c) (i) and (ii), to after the recess during the public hearing (Agenda Item 10.)

c.Resolutions and Motions.

i.Recommendation from the South Broadway Englewood Business Improvement
RESO # 47 District to adopt a resolution approving an updated slate of the Board of Directors for the South Broadway Improvement District. **Staff Source: Darren Hollingsworth, Economic Development Coordinator.**

Motion: To approve Agenda Item 11 (c) (i), Resolution No. 47
Moved by: Olson Seconded by: Wilson
Vote: **Motion Approved**(summary: Yes = 7 No = 0)

ii. Recommendation from the Department of Parks and Recreation to approve, by motion, a Professional Services Agreement to Major Environmental Services, Inc. for the environmental remediation and demolition of the former Duncan School building in the amount of $66,982.00. **Staff Source: Dave Lee, Manager of Open Space.**

Motion: To approve Agenda Item 11 (c) (ii), a Professional Services Agreement to Major Environmental Services, Inc. for the environmental remediation and demolition of the former Duncan School building in the amount of $66,982.00.
Moved by: Woodward Seconded by: McCaslin
Vote: **Motion Approved**(summary: Yes = 7 No = 0)

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Motion: To reopen the Public Hearing gathering input on the proposed sale of the Englewood Depot and the .490 acre parcel on which the Depot is located.
Moved by: Wilson Seconded by: Gillit
Vote: **Motion Approved**(summary: Yes = 7 No = 0)

All citizens were sworn in.
Citizens speaking included:

j. David Gilbert
k. Jake Gilbert
l. Jesse Dawson
m. Diane Tomasso
n. Kells Waggoner
o. Lee Nelson
p. Steven Hoelter
q. Bill Clayton
r. Orion Hunter
s. James Sherman
t. Paul Malinowski
u. Robert Boardman

Motion: To close the Public Hearing gathering input on the proposed sale of the Englewood Depot and the .490 acre parcel on which the Depot is located.
Moved by: WilsonSeconded by: McCaslin
Vote: **Motion Approved**(summary: Yes = 7 No = 0)

11. Ordinances, Resolutions and Motions

a. Approval of Ordinances on First Reading.

i.Council Bill No. 18 --- Recommendation from the City Managers office to adopt a bill for an ordinance for the sale of the Englewood Depot to Pillar Property Services, LLC. for the purchase price of $50,000.00. **Staff Source: Michael Flaherty, Deputy City Manager.**

Motion: To approve Agenda Item 11 (a) (i), Council Bill No. 18
Moved by: Woodward Seconded by: Jefferson
Vote: **Motion Withdrawn**

[Clerks Note: During the discussion by Council, Mr. Malinowski withdrew his offer. Council Member Woodward withdrew the motion.]

b.Approval of Ordinances on Second Reading.

None

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Mayor Penn moved forward Agenda Items 11 (c) (i) and (ii), to after the recess during the public hearing (Agenda Item 10.)

c.Resolutions and Motions.

i.Recommendation from the South Broadway Englewood Business Improvement District to adopt a resolution approving an updated slate of the Board of Directors for the South Broadway Improvement District. **Staff Source: Darren Hollingsworth, Economic Development Coordinator.** (**Moved forward under Public Hearing, Agenda Item #10**)

ii.Recommendation from the Department of Parks and Recreation to approve, by motion, a Professional Services Agreement to Major Environmental Services, Inc. for the environmental remediation and demolition of the former Duncan School building in the amount of $66,982.00. **Staff Source: Dave Lee, Manager of Open Space.** (**Moved forward under Public Hearing, Agenda Item #10**)

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12. General Discussion.

a.Mayors Choice.

b.Council Members Choice.

13.City Managers Report.

14.City Attorneys Report.

15.Adjournment. 11:08 p.m.