

Agenda for the

**Regular Meeting of the
Englewood City Council**

Monday, May 7, 2012

7:30 pm

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

1. Call to Order.  7:38 p.m.

2. Invocation.  **McCaslin**

3. Pledge of Allegiance.  **McCaslin**

4. Roll Call. 

Present: Jefferson, Penn, Gillit, McCaslin, Wilson, Woodward

Absent: Olson

5. Consideration of Minutes of Previous Session. 

a. Minutes from the Regular City Council Meeting of April 16, 2012.

Motion: To approve the minutes of April 16, 2012.

Moved by: Gillit **Seconded by:** Wilson

Vote: **Minutes approved**(summary: Yes = 6 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. Youth from Cherry Creek School District addressed Council regarding Destination ImagiNation and their project to gather food and necessities for the InterFaith Community Services. They made the state finals and are going on to the global finals. They are looking for donations for their trip to Knoxville, Tennessee.

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. Steve Scott discussed the 3rd annual Unite Englewood event, being held June 24, 2012 from 10:00 a.m. to 11:00 a.m. at the Englewood High School Football Stadium.

b. Steve Duris spoke regarding Council Bill No. 21 and how he doesn't want to fill anything else out regarding keeping his property to not be non-conforming.

Council Response to Public Comment

8. Communications, Proclamations, and Appointments. ►

a. Proclamation naming Thomas J. Burns as Englewoods Citizen of the Year for 2012.

Motion: To approve the proclamation naming Thomas J. Burns as Englewoods Citizen of the Year for 2012.

Moved by: Woodward **Seconded by:** Gillit

Vote: **Motion approved** (summary: Yes = 6 No = 0)

b. Proclamation recognizing May 20-26, 2012 as National Public Works Week.

Motion: To approve the proclamation recognizing May 20-26, 2012 as National Public Works Week.

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

Vote: **Motion approved** (summary: Yes = 6 No = 0)

c. Proclamation declaring May 19, 2012 as National Kids to Parks Day.

Motion: To approve the proclamation declaring May 19, 2012 as National Kids to Parks Day.

Moved by: Woodward **Seconded by:** McCaslin

Vote: **Motion approved** (summary: Yes = 6 No = 0)

d. Proclamation declaring May 19, 2012 as Englewood Youth Soccer Association Day.

Motion: To approve the proclamation declaring May 19, 2012 as Englewood Youth Soccer Association Day.

Moved by: Woodward **Seconded by:** Wilson

Vote: **Motion approved**(summary: Yes = 6 No = 0)

e.Letter from Kailei Higginson announcing his resignation from the Englewood Transportation Advisory Committee.

Motion: To accept the resignation from Kailei Higginson from the Englewood transportation Advisory Committee.

Moved by: GillitSecoded by: Wilson

Vote: **Motion approved**(summary: Yes = 6 No = 0)

9.Consent Agenda Items. 

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

Moved by: WoodwardSecoded by: Jefferson

Vote: **Motion approved**(summary: Yes = 6 No = 0)

a.Approval of Ordinances on First Reading.

i.Council Bill No. 25 --- Recommendation from the Police Department to adopt a bill for an ordinance authorizing the application for and acceptance of a grant award from the Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) Program. **Staff Source: Deputy Chief Jeff Sanchez.**

b.Approval of Ordinances on Second Reading.

i.Council Bill No. 17 --- Amending and clarifying the language of **ORD # 20** Title 12-1D-5 of the Englewood Municipal Code pertaining to "Charges for Turning Water On and Off".

ii.Council Bill No. 22 --- Authorizing the issuance of General Obligation **ORD # 21** Water Refunding and Improvement Bonds Series 2012.

iii.Council Bill No. 23 --- Authorizing the issuance of Storm Water **ORD # 22** Enterprise Revenue Refunding Bonds Series 2012.

c.Resolutions and Motions.

i.Recommendation from the Public Works Department to approve, by motion, a contract for the Union Avenue Paving project. Staff recommends awarding the

contract to the lowest acceptable bidder, New Design Construction, in the amount of \$162,335.00. **Staff Source: Dave Henderson, Engineering/Capital Projects Administrator.**

10. Public Hearing Items.

a. A Public Hearing to gather input on Council Bill No. 24, a proposed bill for an ordinance approving the Denver Seminary Planned Unit Development (PUD) Amendment 3 adding Financial Institution with Drive-Through Service to the Table of Allowed Uses.

Motion: To open the Public Hearing gathering input on Council Bill No. 24, a proposed bill for an ordinance approving the Denver Seminary Planned Unit Development (PUD) Amendment 3 adding Financial Institution with Drive-Through Service to the Table of Allowed Uses.

Moved by: Gillit Seconded by: Wilson

Vote: **Motion Approved**(summary: Yes = 6 No = 0)

Brook Bell discussed the amendment.

Frank Cannon, an applicant representative, presented a PowerPoint presentation regarding the bank, drive thru, and ATM.

Citizens were sworn in and who spoke include:

- a. Martha Kirkpatrick
- b. Ron Pickens

Motion: To close the Public Hearing gathering input on Council Bill No. 24, a proposed bill for an ordinance approving the Denver Seminary Planned Unit Development (PUD) Amendment 3 adding Financial Institution with Drive-Through Service to the Table of Allowed Uses.

Moved by: Woodward Seconded by: Wilson

Vote: **Motion Approved**(summary: Yes = 6 No = 0)

11. Ordinances, Resolutions and Motions

a. Approval of Ordinances on First Reading.

- i. Housing Finance Specialist Grimmert presented a recommendation from the Community Development Department to adopt a bill for an ordinance authorizing the execution of a three-year Intergovernmental Cooperation Agreement with Arapahoe County relating to the conduct of Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) programs for program grant years 2013 through 2015.

Motion: To approve Agenda Item 11 (a) (i), Council Bill No. 26.

Moved by: Wilson Seconded by: Woodward

Vote: **Motion Approved**(summary: Yes = 6 No = 0)

b.Approval of Ordinances on Second Reading.

i. Council Bill No. 20 --- Amending the Unified Development Code to establish the **ORD # 23** Mixed Use High Density Residential and Limited Office Zone District and the related zoning change (Medical Sub-area 3).

Motion: To approve Agenda Item 11 (b) (i), Council Bill No. 20.

Moved by: Gillit Seconded by: McCaslin

Vote: **Motion Approved**(summary: Yes = 6 No = 0)

ii.Council Bill No. 21 --- Amending the Unified Development Code to establish the Neighborhood Preservation Overlay Zone District and the related zoning change (Medical District Sub-area 2).

Motion: To approve Agenda Item 11 (b) (ii), Council Bill No. 21.

Moved by: Penn Seconded by: Wilson

Motion: To amend Council Bill No. 21, 16-5-2, E (4) to read “Any multi-unit structure or Office Type 1 or Office Type 2 in existence at the time of the effective date of the ordinance...”

Moved by: Woodward Seconded by: Jefferson

Vote: **Motion Approved as amended**(summary: Yes = 6 No = 0)

Motion: To amend Council Bill No. 21, 16-5-2, E (4) to read “ up to a ten percent (10%) increase or the same number of units or less or the same floor area for Office Type _____in its previous location on the lot...”

Moved by: Woodward Seconded by: McCaslin

Vote: **Motion Approved as amended**(summary: Yes = 6 No = 0)

Council Member Olson arrived at 8:58 p.m.

Vote: **Council Bill No. 21 approved as amended**(summary: Yes = 7 No = 0)

c.Resolutions and Motions.

- i.Engineering/Maintenance Manager Woo presented a recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee to approve, by motion, a contract for the Capital Infrastructure Projects in the Littleton/Englewood Waste Water Treatment Plant 2012 Budget. Staff recommends awarding the contract to the lowest acceptable bidder, Calahan Construction Services, in the amount of \$365,981.00.

Motion: To approve Agenda Item 11 (c) (i), a contract for the Capital Infrastructure Projects in the Littleton/Englewood Waste Water Treatment Plant 2012 Budget, awarding the contract to Calahan Construction Services, in the amount of \$365,981.00.

Moved by: WoodwardSeconded by: Gillit

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

12.General Discussion. 

a.Mayors Choice.

b.Council Members Choice.

Motion: To approve using discretionary funds or aid to other agencies funds to support Destination ImagiNation for their trip to Knoxville, Tennessee, in the amount of \$250.00.

Moved by: WoodwardSeconded by: McCaslin

A Friendly amendment was made and accepted by both Council Member Woodward and Council Member McCaslin to lower the amount to \$200.00.

Vote: **Motion Approved**(summary: Yes = 6 No = 0, Abstain=1 (Olson))

13.City Managers Report. 

14.City Attorneys Report. 

15.Adjournment.  9:36 p.m.