

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

Regular Session

July 2, 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 7:36 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, 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
Assistant City Attorney Reid
Director White, Community Development
Housing Finance Specialist Grimmert, Community Development
Police Sergeant Fender
Police Commander Condreay

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF JUNE 18, 2012.**

Vote results:

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

Motion carried.

6. Recognition of Scheduled Public Comment

There were no scheduled visitors.

7. Recognition of Unscheduled Public Comment

(a) Steve Scott spoke regarding Unite Englewood and the success, support, and encouragement they have received. Donations raised in memory of Englewood Police Officer Bitner were \$1,180.00. They are waiting for Mrs. Bitner's decision as to what to do with the funds raised.

(b) Erick Dietrich spoke regarding the Depot and the involvement of sales tax and community enhancement. They hope to have a museum that runs on its own, but it needs City Council's full support. They want to generate income, further education, and get historical information out to the public.

(c) Ida Mae Nicholl thanked Council for allowing their posters to be put up. They want this project to be a community project.

8. Communications, Proclamations and Appointments

(a) A proclamation congratulating our Sister City, Belm, Germany on their 40th Anniversary was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 8 (a) - A PROCLAMATION CONGRATULATING OUR SISTER CITY, BELM, GERMANY ON THEIR 40TH ANNIVERSARY.

Vote results:

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

Motion carried.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEMS 8 (b) Through 8 (q) – RESOLUTION NOS. 56 THROUGH 71, SERIES OF 2012.

(b) A resolution reappointing Susan Bayless to the Code Enforcement Advisory Board was considered.

RESOLUTION NO. 56, SERIES OF 2012

A RESOLUTION REAPPOINTING SUSAN BAYLESS TO THE CODE ENFORCEMENT ADVISORY COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(c) A resolution reappointing Mary Berger to the Code Enforcement Advisory Board was considered.

RESOLUTION NO. 57, SERIES OF 2012

A RESOLUTION REAPPOINTING MARY BERGER TO THE CODE ENFORCEMENT ADVISORY COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

(d) A resolution recommending the appointment of Judy Browne to the Englewood Housing Authority was considered.

RESOLUTION NO. 58, SERIES OF 2012

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

(e) A resolution reappointing Vic Calonder to the Alliance for Commerce in Englewood was considered.

RESOLUTION NO. 59, SERIES OF 2012

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

- (f) A resolution appointing Brianna Carey to the Cultural Arts Commission was considered.

RESOLUTION NO. 60, SERIES OF 2012

A RESOLUTION APPOINTING BRIANNA CAREY AS A MEMBER OF THE CULTURAL ARTS COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

- (g) A resolution appointing Miguel Drake to the Code Enforcement Advisory Committee was considered.

RESOLUTION NO. 61, SERIES OF 2012

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

- (h) A resolution reappointing Linda Hart to the Code Enforcement Advisory Committee was considered.

RESOLUTION NO. 62, SERIES OF 2012

A RESOLUTION REAPPOINTING LINDA HART TO THE CODE ENFORCEMENT ADVISORY COMMITTEE FOR THE CITY OF ENGLEWOOD, COLORADO.

- (i) A resolution appointing Mike Freemire as an alternate member of the Planning and Zoning Commission was considered.

RESOLUTION NO. 63, SERIES OF 2012

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

- (j) A resolution appointing Amy Martinez as an alternate member of the Cultural Arts Commission was considered.

RESOLUTION NO. 64, SERIES OF 2012

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

- (k) A resolution appointing Amy Martinez to the Englewood Public Library Board was considered.

RESOLUTION NO. 65, SERIES OF 2012

A RESOLUTION APPOINTING AMY MARTINEZ TO THE ENGLEWOOD PUBLIC LIBRARY BOARD FOR THE CITY OF ENGLEWOOD, COLORADO.

- (l) A resolution reappointing Diane Ostmeyer to the Local Liquor and Medical Marijuana Licensing Authority was considered.

RESOLUTION NO. 66, SERIES OF 2012

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

(m) A resolution reappointing Kristy Reed to the Cultural Arts Commission was considered.

RESOLUTION NO. 67, SERIES OF 2012

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

(n) A resolution reappointing Jeannette Sarconi to the Alliance for Commerce in Englewood was considered.

RESOLUTION NO. 68, SERIES OF 2012

A RESOLUTION REAPPOINTING JEANNETTE SARCONI TO THE ALLIANCE FOR COMMERCE IN ENGLEWOOD (ACE) FOR THE CITY OF ENGLEWOOD, COLORADO.

(o) A resolution appointing Carly Sellaro as youth member of the Cultural Arts Commission was considered.

RESOLUTION NO. 69, SERIES OF 2012

A RESOLUTION APPOINTING CARLY SELLARO AS YOUTH LIAISON TO THE CULTURAL ARTS COMMISSION FOR THE CITY OF ENGLEWOOD, COLORADO.

(p) A resolution appointing Steve Ward to the Local Liquor and Medical Marijuana Licensing Authority was considered.

RESOLUTION NO. 70, SERIES OF 2012

A RESOLUTION APPOINTING STEVE WARD TO THE ENGLEWOOD LOCAL LIQUOR AND MEDICAL MARIJUANA LICENSING AUTHORITY FOR THE CITY OF ENGLEWOOD, COLORADO.

(q) A resolution reappointing Carlyne Wilmoth to the Local Liquor and Medical Marijuana Licensing Authority was considered.

RESOLUTION NO. 71, SERIES OF 2012

A RESOLUTION REAPPOINTING CAROLYNE WILMOTH TO THE ENGLEWOOD LOCAL LIQUOR AND MEDICAL MARIJUANA LICENSING AUTHORITY 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

(a) Approval of Ordinances on First Reading

There were no additional items submitted for approval on first reading. (See Agenda Item 11.)

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE CONSENT AGENDA ITEMS 9 (b) (i), (ii), (iii), (iv), (v) and (vi).

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 37, SERIES OF 2012 (COUNCIL BILL NO. 35, INTRODUCED BY COUNCIL MEMBER JEFFERSON)

AN ORDINANCE APPROVING SUPPLEMENT NO. 166 TO THE SOUTHGATE SANITATION DISTRICT CONNECTOR'S AGREEMENT FOR THE INCLUSION OF LAND WITHIN THE DISTRICT BOUNDARIES.

(ii) ORDINANCE NO. 38, SERIES OF 2012 (COUNCIL BILL NO. 36, INTRODUCED BY COUNCIL MEMBER JEFFERSON)

AN ORDINANCE APPROVING SUPPLEMENT NO. 167 TO THE SOUTHGATE SANITATION DISTRICT CONNECTOR'S AGREEMENT FOR THE INCLUSION OF LAND WITHIN THE DISTRICT BOUNDARIES.

(iii) ORDINANCE NO. 39, SERIES OF 2012 (COUNCIL BILL NO. 38, INTRODUCED BY COUNCIL MEMBER JEFFERSON)

AN ORDINANCE AMENDING TITLE 3, CHAPTER 4, ENTITLED "CITY OF ENGLEWOOD NONEMERGENCY EMPLOYEES RETIREMENT PLAN AND TRUST" AS AMENDED AND RESTATED EFFECTIVE DECEMBER 31, 2012 OF THE ENGLEWOOD MUNICIPAL CODE 2000.

(iv) ORDINANCE NO. 40, SERIES OF 2012 (COUNCIL BILL NO. 40, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE APPROVING AND AUTHORIZING THE EXECUTION OF TWO INTERGOVERNMENTAL SUBGRANTEE AGREEMENTS FOR 2012 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) BETWEEN THE ARAPAHOE BOARD OF COUNTY COMMISSIONERS AND THE CITY OF ENGLEWOOD, COLORADO.

(v) ORDINANCE NO. 41, SERIES OF 2012 (COUNCIL BILL NO. 41, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE APPROVING AUTHORIZING A LEASE AGREEMENT BETWEEN CENTENNIAL WATER AND SANITATION DISTRICT AND THE CITY OF ENGLEWOOD, COLORADO, ENTITLED "AGREEMENT FOR TEMPORARY LEASE AND/OR RE-DIVERSION OF REUSABLE RETURN FLOWS OF WATER".

(vi) ORDINANCE NO. 42, SERIES OF 2012 (COUNCIL BILL NO. 42, INTRODUCED BY COUNCIL MEMBER JEFFERSON)

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF ENGLEWOOD AND THE MARMOT LIBRARY NETWORK.

Vote results:

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

Motion carried.

(c) Resolutions and Motions

There were no resolutions or motions submitted for approval

10. **Public Hearing Items**

No public hearing was scheduled before Council.

11. **Ordinances, Resolution and Motions**

(a) Approval of Ordinances on First Reading

(i) Director White presented a recommendation from the Community Development Department to approve a bill for an ordinance authorizing amendments to 16-6-13: Signs and associated amendments regarding signs to Title 16: Unified Development Code and Title 11: Public Ways and Property of the Englewood Municipal Code. Staff further recommends that Council set a public hearing for July 16, 2012 to gather public input on this matter.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 39.

COUNCIL BILL NO. 39

A BILL FOR AN ORDINANCE AMENDING TITLE 16, CHAPTER 6, SECTION 13 ENTITLED "SIGNS" OF THE ENGLEWOOD MUNICIPAL CODE 2000.

THE MOTION WAS WITHDRAWN.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO DELAY THE FIRST READING OF THIS COUNCIL BILL NO. 39 UNTIL THE FIRST MEETING IN AUGUST, AUGUST 6, 2012.

Vote results:

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

Motion carried.

(ii) Housing Finance Specialist Grimmert presented a recommendation from the Community Development Department to adopt a bill for an ordinance authorizing the sale of 905 W Stanford Avenue, a Project Rebuild home funded through the Neighborhood Stabilization Program Grant.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (ii) - COUNCIL BILL NO. 43.

COUNCIL BILL NO. 43, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE APPROVING THE SALE ON THE OPEN MARKET OF THE LAST PROPERTY THAT WAS PURCHASED AND REHABILITATED WITH FUNDS FROM THE FEDERAL NEIGHBORHOOD STABILIZATION PROGRAM GRANT AND FUND 46.

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

There were no resolutions or motions submitted for approval.

12. **General Discussion**

