

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

Regular Session

October 15, 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 7:30 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
Director Gryglewicz, Finance and Administrative Services
Director White, Community Development
Director Fonda, Utilities
Engineering/Maintenance Manager Woo, Wastewater Treatment Plant
Planner I Kirk, Community Development
Fire Marshall Wilcox
Acting Battalion Fire Chief Frederick
Training Chief Stovall, Fire
Fire Lieutenant Nicholson
Acting Fire Lieutenant Osgood
EMS/Emergency Management Coordinator Green, Fire
Driver Operator Engineer Harrelson, Fire
Firefighter Blacke
Executive Assistant Norconk Fire
Police Sergeant Contos

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF OCTOBER 1, 2012.**

Vote results:

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

Motion carried.

6. Recognition of Scheduled Public Comment

(a) Stacey Candella, from Freedom Service Dogs, presented a slide show and thanked Pirates Cove and the City of Englewood for hosting the September 8, 2012 "Doggie Plunge" fundraiser.

(b) Fire Chief Michael Pattarozzi recognized the following business representatives for their contributions to the Englewood Fire Department:

(i) Tracy Holmberg from Health One Swedish Medical Center. Accepting with Tracy Holmberg was her supervisor Phyllis Uribe.

(ii) Ralph Lee from Meadow Gold Dairy.

(iii) Jeff McFarland from Meadow Gold Dairy.

Accepting for Ralph Lee and Jeff McFarland was their supervisor, Mike Zimmerman.

7. Recognition of Unscheduled Public Comment

(a) Lewis Fowler, an Englewood resident, said there was a question from the Planning and Zoning hearing regarding the traffic reports and the traffic queuing at Kenyon and Broadway. He requests the calculation for the traffic computation and asked that the City review this calculation methodology and its impact on the traffic statistics on the Flood development.

Council responded to Public Comment.

8. Communications, Proclamations and Appointments

(a) A proclamation declaring the week of October 21 through 27, 2012 as National Save for Retirement Week was considered.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE THE PROCLAMATION DECLARING THE WEEK OF OCTOBER 21 THROUGH 27 AS NATIONAL SAVE FOR RETIREMENT WEEK.

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 14 (a).)

(b) Approval of Ordinances on Second Reading

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

(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, Resolutions and Motions**

(a) Approval of Ordinances on First Reading

There were no additional items submitted for approval on first reading. (See Agenda Item 14 (a).)

(b) Approval of Ordinances on Second Reading

(i) Council Bill No. 49 - approving the vacation of 3400 block of South Clarkson Street was considered.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (b) (i) – ORDINANCE NO. 50, SERIES OF 2012.

ORDINANCE NO.50, SERIES OF 2012 (COUNCIL BILL NO. 49, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE VACATING THE 3400 BLOCK OF SOUTH CLARKSON STREET BETWEEN GIRARD AND HAMPDEN AVENUES IN THE CITY OF ENGLEWOOD, COLORADO BUT RESERVING UTILITY EASEMENTS AND CITY BICYCLE ROUTE ON SOUTH CLARKSON.

Vote results:

Ayes: Council Members McCaslin, Wilson, Penn, Woodward, Olson

Nays: Council Members Jefferson, Gillit

Motion carried.

(ii) Council Bill No. 51 - establishing the 2012 Mill Levy to be collected in 2013 was considered.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (b) (ii) – ORDINANCE NO. 51, SERIES OF 2012.

ORDINANCE NO.51, SERIES OF 2012 (COUNCIL BILL NO. 51, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE FIXING THE TAX LEVY IN MILLS UPON EACH DOLLAR OF THE ASSESSED VALUATION OF ALL TAXABLE PROPERTY WITHIN THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

Ayes: Council Members Jefferson, McCaslin, Wilson, Penn, Woodward, Olson, Gillit

Nays: None

Motion carried.

(iii) Council Bill No. 52 - adopting the City of Englewood Budget for Fiscal Year 2013 was considered.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (b) (iii) – ORDINANCE NO. 52, SERIES OF 2012.

ORDINANCE NO.52, SERIES OF 2012 (COUNCIL BILL NO. 52, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE ADOPTING THE BUDGET OF THE CITY OF ENGLEWOOD, COLORADO, FOR THE FISCAL YEAR 2013.

Vote results:

Ayes: Council Members McCaslin, Wilson, Penn, Woodward, Olson

Nays: Council Members Jefferson, Gillit

Motion carried.

(iv) Council Bill No. 53 - appropriating funds for the City of Englewood for Fiscal Year 2013 was considered.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (b) (iv) – ORDINANCE NO. 53, SERIES OF 2012.

ORDINANCE NO.53, SERIES OF 2012 (COUNCIL BILL NO. 53, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE APPROPRIATING MONIES FOR ALL MUNICIPAL PURPOSES IN THE CITY OF ENGLEWOOD, COLORADO, FOR THE FISCAL YEAR BEGINNING JANUARY 1, 2013, AND ENDING DECEMBER 31, 2013, CONSTITUTING WHAT IS TERMED THE ANNUAL APPROPRIATION BILL FOR THE FISCAL YEAR 2013.

Vote results:

Ayes: Council Members Jefferson, McCaslin, Wilson, Penn, Woodward, Olson, Gillit

Nays: None

Motion carried.

(v) Council Bill No. 54 - adopting the Budget for the Littleton/Englewood Wastewater Treatment Plant for Fiscal Year 2013 was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (b) (v) – ORDINANCE NO. 54, SERIES OF 2012.

ORDINANCE NO.54, SERIES OF 2012 (COUNCIL BILL NO. 54, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE ADOPTING THE BUDGET FOR THE LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLANT FOR THE FISCAL YEAR 2013.

Vote results:

Ayes: Council Members Jefferson, McCaslin, Wilson, Penn, Woodward, Olson, Gillit

Nays: None

Motion carried.

(vi) Council Bill No. 55 - appropriating funds for the Littleton/Englewood Wastewater Treatment Plant for 2013 was considered.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (b) (vi) – ORDINANCE NO. 55, SERIES OF 2012.

ORDINANCE NO.55, SERIES OF 2012 (COUNCIL BILL NO. 55, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE APPROPRIATING MONIES FOR LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLANT PURPOSES IN THE FISCAL YEAR BEGINNING JANUARY 1, 2013, AND ENDING DECEMBER 31, 2013, CONSTITUTING WHAT IS TERMED THE ANNUAL APPROPRIATION BILL FOR THE FISCAL YEAR 2013.

Vote results:

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

Motion carried.

(c) Resolutions and Motions

(i) Director of Utilities Fonda and Engineering/Maintenance Manager Woo presented a recommendation from the Littleton/Englewood Wastewater Treatment Plant to approve, by motion, a construction contract for a roof replacement project at the administration building. Staff recommends awarding the bid to the lowest acceptable bidder, D & D Roofing, Inc., in the amount of \$137,720.00.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) – A MOTION FOR A CONSTRUCTION CONTRACT WITH D & D ROOFING, INC. FOR A ROOF REPLACEMENT PROJECT AT THE WASTEWATER TREATMENT PLANT ADMINISTRATION BUILDING IN THE AMOUNT OF \$137,720.00.

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

13. **City Manager's Report**

City Manager Sears did not have any matters to bring before Council.

14. **City Attorney's Report**

(a) Council Bill No. 56 – an emergency bill for an ordinance enacting a moratorium on marijuana was considered.

COUNCIL MEMBER JEFFERSON MOVED, AND MAYOR PENN SECONDED, TO APPROVE AGENDA ITEM 14 (a) - COUNCIL BILL NO. 56.

COUNCIL BILL NO. 56, INTRODUCED BY COUNCIL MEMBER JEFFERSON

A BILL FOR AN EMERGENCY ORDINANCE CREATING A TEMPORARY SUSPENSION OR MORATORIUM ON THE ESTABLISHMENT OF ANY NEW BUSINESS WHICH SELLS, MANUFACTURES OR CULTIVATES MARIJUANA SHOULD AMENDMENT 64 BE APPROVED BY THE VOTERS.

Vote results:

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

Motion carried.

15. **Adjournment**

MAYOR PENN MOVED TO ADJOURN. The meeting adjourned at 8:34 p.m.

_____/s/Loucrishia A. Ellis_____
City Clerk