

**Agenda for the
Regular Meeting of the
Englewood City Council
Monday, November 19, 2012
7:30 pm**

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

1.Call to Order.  7:36 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 November 5, 2012.

Motion: To approve the minutes of November 5, 2012.

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

Vote: **Motion 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.Recognition of 2013 Englewood Calendar Artists. Each child was presented with a framed and matted copy of their artwork and tickets to an upcoming Englewood Arts

Concert. Presentations were made by Communications Coordinator Hoffhines, Mayor Penn, and Council Members Wilson and Jefferson.

i. Kyra Roquemore, a 9th Grader at Colorados Finest Alternative High School (absent)

ii. Diego Rios-Pineda, a 4th Grader at Clayton Elementary School

iii. Jamie Valdez, an 11th Grader at Colorados Finest Alternative High School (absent)

iv. Irae Mautoabasi, a Kindergartner at Clayton Elementary School (absent)

v. Tess Bray, a 9th Grader at East High School

vi. Cesar Aguilar-Morales, a 4th Grader at Clayton Elementary School (absent)

vii. Isaac Medrano, a 4th Grader at Clayton Elementary School

viii. Alexander LaCount, a 4th Grader at Clayton Elementary School

ix. Michaela Martinez, a 12th Grader at Englewood High School (absent)

x. Joseline Ortiz, a 1st Grader at Bishop Elementary School (absent – Joselines mom accepted on her behalf)

xi. Natalie Hiibschman, a 12th Grader at Englewood High School (absent)

xii. Kaylie Carpenter, a 6th Grader at Clayton Elementary School

xiii. Shawn Michaelis, an 11th Grader at Colorados Finest Alternative High School (absent)

xiv. Lizzy Marcoux, a 1st Grader at All Souls Catholic School

xv. Kaleb Greene, a 3rd Grader at Clayton Elementary 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. Gary Kozacek, an Englewood resident, said I was here two weeks ago and handed out some flyers to you. Mr. Kozacek provided copies to Council regarding his citation pertaining to his trailer, including pictures. He noted that Code Enforcement cited others with trailers that were unattached. He would like to see the policy regarding unattached trailers changed.
- b. Ira Sasina, an Englewood resident, spoke regarding Lehigh Avenue and the new school campus. He has contacted the school district and City Council but no one is talking to him. He has not received any offer of compensation for the property he has developed over the years as he has requested. He has hired an attorney and he feels bullied.
- c. Diana Sasina, an Englewood resident, said the issue for us is not how it is being done but what is being done to us. We need some clarification. We are expressing our concerns but not receiving any response back. The Sasinas don't understand how the school bond money was raised and where it was spent. They feel that City Council is keeping information from them purposely. They are directly impacted with this project. There appears to be a lack of communication between the school district, the City and the Sasinas.

Council Response to Public Comment

8. Communications, Proclamations, and Appointments.

- a. Letter from Katie Walsh indicating her resignation from the Keep Englewood Beautiful Board.

Motion: To accept the resignation of Katie Walsh from the Keep Englewood Beautiful Board.

Moved by: Woodward Seconded by: Wilson

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

- b. Letter from Brianna Carey indicating her resignation from the Englewood Cultural Arts Commission.

Motion: To accept the resignation of Brianna Carey from the Englewood Cultural Arts Commission.

Moved by: Wilson Seconded by: McCaslin

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

9.Consent Agenda Items. 

Motion: To approve Consent Agenda Items 9 (a) (i), 9 (c) (i) and (ii)

Moved by: WoodwardSeconded by: Gillit

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

a.Approval of Ordinances on First Reading.

- i.Council Bill No. 60 -- Recommendation from the Public Works Department to adopt a bill for an ordinance authorizing an Intergovernmental Agreement with the Denver Council Regional Council of Governments for the 2012 Traffic Signal System Equipment Purchase. **Staff Source: Rick Kahm, Director of Public Works and Ladd Vostry, Traffic Engineer.**

b.Approval of Ordinances on Second Reading.

None

c.Resolutions and Motions.

RESO # 86 i.Recommendation from the Public Works Department to approve a resolution modifying the Permit Fees for the use of the Citys Rights of Way. **Staff Source: Dave Henderson, Engineering/Capital Projects Administrator.**

RESO # 87 ii.Recommendation from the Public Works Department to approve a resolution authorizing a concrete utility fee increase. **Staff Source: Dave Henderson, Engineering/Capital Projects Administrator.**

10.Public Hearing Items. 

*** **

Agenda Items 10 (a) and 10 (b) were combined for one public hearing.

*** **

a.A Public Hearing to gather input on Council Bill No. 58, approving the rezoning of Flood Middle School from MU-B-1, MU-R-3-B and R-2-B to PUD.

b.A Public Hearing to gather input on Council Bill No. 59, approving the Alta Cherry Hills Major Subdivision.

Motion: To open the Public Hearing gathering input on Council Bill No. 58, approving the rezoning of Flood Middle School from MU-B-1, MU-R-3-B, and R-2-B to PUD and gathering input on Council Bill No. 59, approving the Alta Cherry Hills Major Subdivision.

Moved by: Wilson
Seconded by: Gillit

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

All testimony was given under oath.

Planner II Bell presented background information regarding the proposed rezoning of Flood Middle School from MU-B-1, MU-R-3-B and R-2-B to PUD and the Alta Cherry Hills Major Subdivision.

A PowerPoint presentation and discussion were provided by Edward Barsocchi (Barbury Holdings LLC.), Tim McEntee (Wood Partners), Robert Miller (PBA Architects), Billy Harris Jr. (Harris, Coker, Smith), Michael Kibbee (Harris, Coker, Smith), and Ryan McBreen (Norris Design).

Public Works Traffic Engineer Vostry spoke regarding traffic patterns and designated turn lanes in or near the development area.

Citizens who spoke include:

i. Bob Laughlin

Motion: To close the Public Hearing gathering input on Council Bill No. 58, approving the rezoning of Flood Middle School from MU-B-1, MU-R-3-B, and R-2-B to PUD and gathering input on Council Bill No. 59, approving the Alta Cherry Hills Major Subdivision.

Moved by: Gillit
Seconded by: McCaslin

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

*** **

Recessed at 9:50 p.m.

Reconvened at 9:58 p.m. with all City Council members present.

*** **

11. Ordinances, Resolutions and Motions 

a. Approval of Ordinances on First Reading.

i. Council Bill No 57 -- Recommendation from the Utilities Department to adopt a bill for an ordinance amending sections of the Englewood Municipal Code pertaining to sewer fees and charges. **Staff Sources: Stewart H. Fonda, Director of**

Utilities.

Motion: To approve Agenda Item 11 (a) (i), Council Bill No. 57.

Moved by: Woodward Seconded by: McCaslin

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

- ii. Council Bill No. 61 --- Recommendation from the City Managers Office to adopt a bill for an ordinance amending the Englewood Municipal code pertaining to use of public facilities in the City right-of-way. **Staff Source: Michael Flaherty, Deputy City Manager.**

Motion: To approve Agenda Item 11 (a) (ii), Council Bill No. 61.

Moved by: Olson Seconded by: Wilson

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

- iii. Council Bill No. 62 -- Recommendation from the Finance Department to adopt a bill for an ordinance modifying the Englewood Municipal Code to comply with the City of Englewood Firefighters Pension Plan Document and Colorado Statutes. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

Motion: To approve Agenda Item 11 (a) (iii), Council Bill No. 62.

Moved by: Woodward Seconded by: Gillit

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

- iv. Council Bill No. 63 --- Recommendation from the Englewood Office of Emergency Management to adopt a bill for an ordinance approving the application for and acceptance of a 2013 Emergency Management Program Grant. **Staff Source: Steve Green, Emergency Management Coordinator.**

Motion: To approve Agenda Item 11 (a) (iv), Council Bill No. 63.

Moved by: Woodward Seconded by: Olson

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

- b. Approval of Ordinances on Second Reading.

None

c.Resolutions and Motions.

None

12.General Discussion. ▶

a.Mayors Choice.

b.Council Members Choice.

13.City Managers Report. ▶

14.City Attorneys Report. ▶

15.Adjournment. ▶ 10:30 p.m.