

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

Regular Session

December 17, 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 7:31 p.m.

A moment of silence was observed honoring those who lost their lives, as well as for their families, in the Newtown, Connecticut school shooting incident this past Friday, December 14, 2012.

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 White, Community Development
Director Fonda, Utilities
Director Konishi, Information Technology
Engineering/Capital Projects Administrator Henderson, Public Works
Economic Development Manager Hollingsworth
Engineer IV Brennan, Utilities
Recreation Services Manager/Golf Spada, Parks and Recreation
Engineering/Maintenance Manager Woo, Wastewater Treatment Plant
Planner I Kirk, Community Development
Police Commander Watson

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF DECEMBER 3, 2012.**

Vote results:

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

Nays: None

Motion carried.

6. Recognition of Scheduled Public Comment

(a) Two Keep Englewood Beautiful members (Roger Mattingly and Jennifer Jones), along with Planner 1 Kirk and Council Member McCaslin, presented the 2012 Holiday Lighting Awards to the recipients.

Mayor's Choice:	5041 South Elati Street	The Kloewer Family
Commissioner's Choice: Santa's Race Cars	4403 South Acoma Street	Chris and Cori Tiffany
Santa's 55 Award:	4399 South Acoma Street	The Schaffer Family
Old Fashioned Christmas Award:	3850 South Lincoln Street	The Stewart Family
Gingerbread House Award:	3031 South Fox Street	Chris Fiederbach
Clubhouse Christmas Award	4329 South Clarkson Street	The Griswold's
Honorable Mentions:	4536 South Sherman Street 4600 South Sherman Street 4597 South Acoma Street 5051 South Fox Street 2987 South Cherokee Street 3942 South Lincoln Street 3974 South Sherman Street 2940 South Logan Street	Doug Haas David Alfred Lemay Esther and Soloman Rogers The Miller Family Krieger, Herwig, and Barnes Family Mary Darkin and Terry Tadlock Freda Fenton The Powers Family

7. Recognition of Unscheduled Public Comment

(a) Ken Haraldsen, an Englewood resident, spoke regarding his military involvement and how he was asked to participate in a historical documentary.

(b) Christine Stirling, the new branch manager of Chase Bank at Kent Place, introduced herself and her assistant managers. She stated how she and the bank want to become involved in the community.

(c) Ted Vasilas, an Englewood business owner, spoke regarding the personnel changes to the South Broadway Business Improvement District's Board.

Council responded to Public Comment.

8. Communications, Proclamations and Appointments

There were no communications, proclamations or appointments.

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 (a).)

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

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 65, SERIES OF 2012 (COUNCIL BILL NO. 64, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE APPROVING THE GOLF COURSE RESTAURANT CONCESSIONAIRE AGREEMENT BETWEEN THE CITY OF ENGLEWOOD AND BROKEN TEE GRILL, LLC.

(ii) ORDINANCE NO. 66, SERIES OF 2012 (COUNCIL BILL NO. 65, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE AMENDING TITLE 12, CHAPTER 5, SECTION 9, OF THE ENGLEWOOD MUNICIPAL CODE 2000, ENTITLED PROHIBITED DISCHARGES.

(iii) ORDINANCE NO. 67, SERIES OF 2012 (COUNCIL BILL NO. 66, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE APPROVING SUPPLEMENT NO. 168 TO THE SOUTHGATE SANITATION DISTRICT CONNECTOR'S AGREEMENT FOR THE INCLUSION OF LAND WITHIN THE DISTRICT BOUNDARIES.

(iv) ORDINANCE NO. 68, SERIES OF 2012 (COUNCIL BILL NO. 67, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE AUTHORIZING THE FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT FOR OPEN SPACE SALES AND USE TAX SHAREBACK FUNDS.

(c) Resolutions and Motions

(i) A MOTION FOR THE CONTINUANCE OF THE ANNUAL MAINTENANCE CONTRACT FOR THE CITY'S ORACLE SYSTEM FOR 2013.

(ii) RESOLUTION NO. 90, SERIES OF 2012

A RESOLUTION AMENDING FEES FOR PUBLIC WORKS RIGHT-OF-WAY PERMITS.

Vote results:

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

Motion carried.

10. **Public Hearing Items**

No public hearing was scheduled before Council.

11. **Ordinances, Resolutions and Motions**

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO CONTINUE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 68 AND AGENDA ITEM 11 (a) (ii) - COUNCIL BILL NO. 69 TO THE REGULAR CITY COUNCIL MEETING ON JANUARY 22, 2013.

(a) Approval of Ordinances on First Reading

(i) COUNCIL BILL NO. 68 OF 2012

A BILL FOR AN ORDINANCE APPROVING THE W H PLANNED UNIT DEVELOPMENT (PUD) LOCATED AT 3001 SOUTH GALAPAGO STREET IN THE CITY OF ENGLEWOOD, COLORADO.

(ii) COUNCIL BILL NO. 69 OF 2012

A BILL FOR AN ORDINANCE APPROVING THE SAND CREEK INVESTORS, L.L.C. PLANNED UNIT DEVELOPMENT (PUD) LOCATED AT 601 WEST BATES AVENUE IN THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

Motion carried.

(iii) Police Commander Watson presented a recommendation from the Police Department to adopt a bill for an ordinance authorizing an Intergovernmental Agreement with the Metro Gang Task Force.

COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (iii) - COUNCIL BILL NO. 70.

COUNCIL BILL NO. 70, INTRODUCED BY COUNCIL MEMBER GILLIT

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL MEMORANDUM OF UNDERSTANDING FOR PARTICIPATING AGENCIES ENTITLED "METRO GANG TASK FORCE (MGTF)".

Vote results:

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

Motion carried.

(iv) Director Fonda presented a recommendation from the Utilities Department to adopt a bill for an ordinance authorizing a pedestrian/bike path along the Littleton section of the City Ditch.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (iv) - COUNCIL BILL NO. 71.

COUNCIL BILL NO. 71, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF LITTLETON AND THE CITY OF ENGLEWOOD, COLORADO FOR THE DEVELOPMENT AND OPERATION OF A PEDESTRIAN AND BICYCLE TRAIL ALONG THE CITY DITCH IN THE CITY OF LITTLETON FROM PRENTICE AVENUE TO LITTLETON BOULEVARD.

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 (b) - Consent Agenda.)

(c) Resolutions and Motions

(i) Economic Development Manager Hollingsworth presented a recommendation from the South Broadway Business Improvement District to adopt a resolution approving the updated slate of Board of Directors for the South Broadway Business Improvement District.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) – RESOLUTION NO. 91, SERIES OF 2012.

RESOLUTION NO. 91, SERIES OF 2012

A RESOLUTION APPOINTING THE SOUTH BROADWAY ENGLEWOOD BUSINESS IMPROVEMENT DISTRICT BOARD OF DIRECTORS.

Vote results:

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

Motion carried.

(ii) Director Fonda and Engineering/Maintenance Manager Woo presented a recommendation from the Littleton/Englewood WWTP Supervisory Committee to authorize, by motion, a professional services contract with Brown and Caldwell Engineers to conduct a Master Plan Update for the Littleton/Englewood Wastewater Treatment Plan in the amount of \$250,000.00.

COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (ii) - A PROFESSIONAL SERVICES CONTRACT WITH BROWN AND CALDWELL ENGINEERS TO CONDUCT A MASTER PLAN UPDATE FOR THE LITTLETON/ENGLEWOOD WASTEWATER TREATMENT PLAN IN THE AMOUNT OF \$250,000.00.

Vote results:

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

Motion carried.

12. **General Discussion**

(a) Mayor's Choice

(i) Travel and funding to the National League of Cities Conference, in Washington D.C., and the Colorado Municipal League Conference, in Vail, was discussed. The possibilities discussed were that Council Members Jefferson, Wilson, and Mayor Penn would go to CML; Council Members Gillit and Olson would go to NLC; and Council Members McCaslin and Woodward would go to both conferences. Any amount over the budgeted amount and/or their discretionary funds would be paid by the individual personally.

(b) Council Members' Choice

(i) A resolution approving the City of Englewood's "Aid to Other Agencies" contributions for 2013 was discussed.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO APPROVE AGENDA ITEM 11 (b) (i) – RESOLUTION NO. 92, SERIES OF 2012.

RESOLUTION NO. 92, SERIES OF 2012

A RESOLUTION SPECIFYING AID TO OTHER AGENCIES FOR 2013 BY THE CITY OF ENGLEWOOD, COLORADO.

Vote results:

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

Motion carried.

13. **City Manager's Report**

14. **City Attorney's Report**

City Attorney Brotzman did not have any matters to bring before Council.

15. **Adjournment**

MAYOR PENN MOVED TO ADJOURN. The meeting adjourned at 9:03 p.m.

City Clerk