
Council Newsletter



CITY MANAGER'S NOTES July 11, 2013

Upcoming Council Meetings

City Council will meet on **Monday, July 15, 2013**. The Study Session will begin at 6:00 p.m. in the Community Room. The Regular Meeting will begin at 7:30 p.m. in Council Chambers. The agendas are attached. Sandwiches will be available at 5:30 p.m. in the Community Room.

The following meeting will be held on **Monday, July 22, 2013**.

Informative Memoranda

The following are memoranda in response to City Council's requests, as well as other informational items.

1. YourHub article concerning the July 4th Fireworks
2. YourHub Letter to the Editor regarding Englewood Depot story from June 27, 2013.
3. YourHub article regarding the Englewood Depot
4. YourHub.com article regarding hiring of new Englewood Fire Chief.
5. YourHub article regarding Duncan Park improvement grants.
6. YourHub article regarding KidStage Family night performances.
7. E-mail expressing appreciation for the July 4th fireworks display.
8. Memorandums regarding proposed November 2013 Initiatives.
9. Memorandum concerning the Project Update.
10. Municipal Court 2nd Quarter Statistics, 2013.
11. Calendar of Events.
12. Tentative Study Session Topics.
13. Minutes from the Cultural Arts Commission meeting of May 1, 2013 and cancellation notice for the June 5, 2013 meeting.
14. Minutes from the Liquor and Medical Marijuana Licensing Authority telephone poll of June 5 and June 19, 2013.



Parks and Recreation Department

On July 10th, the KidsConnection RecZone camp helped the Parks department with a volunteer clean-up of the Plaza area in addition to the Lincoln Lot and the Acoma Lot. Twenty-nine campers participated in cleaning up trash and weeds. This is part of the volunteer component of summer camp.

Briefing

ENGLEWOOD

POLICE ADDING EXTRA PATROLS TO ENFORCE FIREWORKS ORDINANCE

The Englewood Police Department will strictly enforce fireworks violations over this year's Independence Day holiday. Englewood Police always take fireworks violations seriously; with the recent open burning ban in Englewood and Arapahoe County, officers will be cracking down even harder this summer. Extra patrols are being added before, during and after the Fourth of July holiday, with several officers assigned specifically to enforce fireworks violations.

It is illegal to possess, store, sell, use or ignite fireworks in the city without a permit from the fire marshal.

Candidate packets for November election available. The Nov. 5 Englewood municipal election is still months away, but it is not too early for prospective candidates to start planning. Candidate information packets are available and can be picked up at the city clerk's office in the Englewood Civic Center, 1000 Englewood Parkway.

Englewood voters will elect three city council members: one from District 2, one from District 4 and one at-large representative. Voters also will elect a municipal judge.

For more information, go to englewoodgov.org.

Briefs contributed by city of Englewood

Your Voice

» JOIN THE CONVERSATION: Make your voice heard

Letter to the Editor

Tomasso responds to story

Re: "Not a done deal; Englewood panel recommends letterpress-museum proposal for Depot, but questions remain," June 27 news story

Contrary to what was reported, the Depot review panel did not solely recommend the Parson project based on the purchase price. Their evaluation was based on four criteria: proposed use, commitment to preservation, financial capability and proposed payment. Jim Jordan, president of the Englewood Historic Preservation Society, may feel that his group presented the better argument, but each of the five panelists rated the Parson proposal higher than that of the society. Overall, the EHPS proposal rated 236 points. The Parson proposal rated 371 points.

I have never made an offer to purchase the Depot. In May 2012, the Englewood City Council considered the sale of the Depot to Pillar Property Services, LLC for \$50,000. Paul Malinowski, CEO of Pillar, who withdrew that offer, had previously served as executive director of the Englewood Housing Authority for nine years. I had nothing whatsoever to do with the Pillar offer.

Also, the land adjoining the Depot already serves as a community garden, established by the city in 2010.

The Parson proposal offers a vital historical and cultural center for our city, including activities in cooperation with Englewood Schools, Englewood Recreation, the adjacent community garden and any other Englewood community groups that wish to use the exhibit and meeting spaces to celebrate Englewood and its history.

To my knowledge, Tom Parson was completely unknown to Jim Jordan and the members of his group until he filed his proposal in response to Englewood's request for proposal for the sale and reuse of the Depot on Feb. 28.

Speaking for myself, if there is "bad blood" on the part of any members of Mr. Jordan's group, it is entirely one-sided. I bear none of them any ill will.

Finally, the (online) sub-headline, "Panel prefers bid that would turn historic structure into letterpress museum, but backers of other bid question selling the property for only \$30,000" is somewhat disingenuous, given that the "backers of the other bid" offered to buy the building for \$1.

Ray Tomasso, Englewood

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By Fred B
YourHub C

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Your City

Depot done?

Council votes to approve depot sale for letterpress museum, but the issue might go before voters

By Clayton Woullard
YourHub Reporter

Englewood City Council voted 5-2 to approve the sale of the Englewood Depot to a Denver man, sparking two residents to register a ballot initiative to sell the historical structure to the Englewood Historic Preservation Society.

Council voted July 1 to approve the sale of the railroad depot built in 1915 to Tom Parson of Now It's Up To You Publications, who plans to turn the depot into a living letterpress museum. Earlier this spring, council appointed a panel of two residents and three historic-preservation experts to determine the viability and potential success of Parson's plan and the plan of the preservation society to turn the building into a museum dedicated to Englewood history.

The society had proposed to buy the depot for \$1 and return 10 percent of the museum's profits to the city as rent. Parson proposed buying the depot for \$30,000 and offered money up front to restore the building. The panel unanimously voted for Parson's project.

Two women, Bev Cummins and Elaine Hurts, have filed a petition for a ballot initiative in November that would allow residents to vote on whether or not to give the depot to the society for the terms stated during the request-for-proposal process. Both women are members of the society.

Society president Jim Jordan emphasized the women are doing this for the community and not to represent the society, which can't legally support such an initiative for tax reasons.

"They seem to think it's theirs when it's (the citizens')," Cummins said. "We've been paying taxes on it for 20 years."

Cummins said she has 519 signatures and plans to get more before the Aug. 7 deadline for the petition. She feels there was a lack of a public voice during the process and

that the council, by relegating the decision to a panel, "passed the buck."

Councilman Rick Gillit, who voted against the decision to sell the depot to Parson, agreed it wasn't right to give away public property for \$30,000 when the depot and land is probably worth more.

"It was one of the last historical sites we have and we should've at least given citizens the right to say what was done on it," Gillit said.

But mayor pro tem Jim Woodward, who voted in favor of selling the depot to Parson, said Parson presented a more sustainable plan and accounted for more variables, like the Americans with Disabilities Act requirement, than the preservation society.

"(The society's proposal) is something I believe the citizens and the taxpayers of Englewood would continue paying for and they would be coming back for additional funds in the foreseeable future," Woodward said.

Deputy city manager Mike Flaherty said the property could be sold to Parson before the November election. Cummins said if that happened, she would mount a campaign to recall the five members of city council who voted to sell the depot to Parson for "making us jump through loopholes."

Parson said he wants to move on the sale quickly because he wants to take care of some infrastructure repairs before winter. He estimates \$300,000-\$400,000 in repairs and renovations.

Council is seeking right of first refusal on the deal, which could be complicated because Parson plans to change his business from a limited liability company to a nonprofit when he takes over the depot.

Parson said he is considering a Kickstarter campaign, teaching workshops, renting the printing equipment and fundraising among the arts, poetry and letterpress community as ways to raise funds for renovations.

Your Contribution

Andrew Marsh named new Englewood fire chief

By Leigh Ann Hoffhines
YourHub Contributor

City Manager Gary Sears announced the appointment of Andrew Marsh as Englewood's new fire chief.



Marsh

Marsh has served for the last 10 years as fire chief at the City of Federal Heights. He comes to Englewood with strong credentials and a background in fire service at national and local levels. He holds a bachelor's degree in political science from Bucknell University in Pennsylvania and an MBA from Mount St. Mary's University in Emmitsburg, Md. In addition, he is a graduate of the National Fire Academy in Emmitsburg, where he completed the academy's executive fire officer program.

Prior to his service at Federal Heights, Marsh held a variety of positions in fire

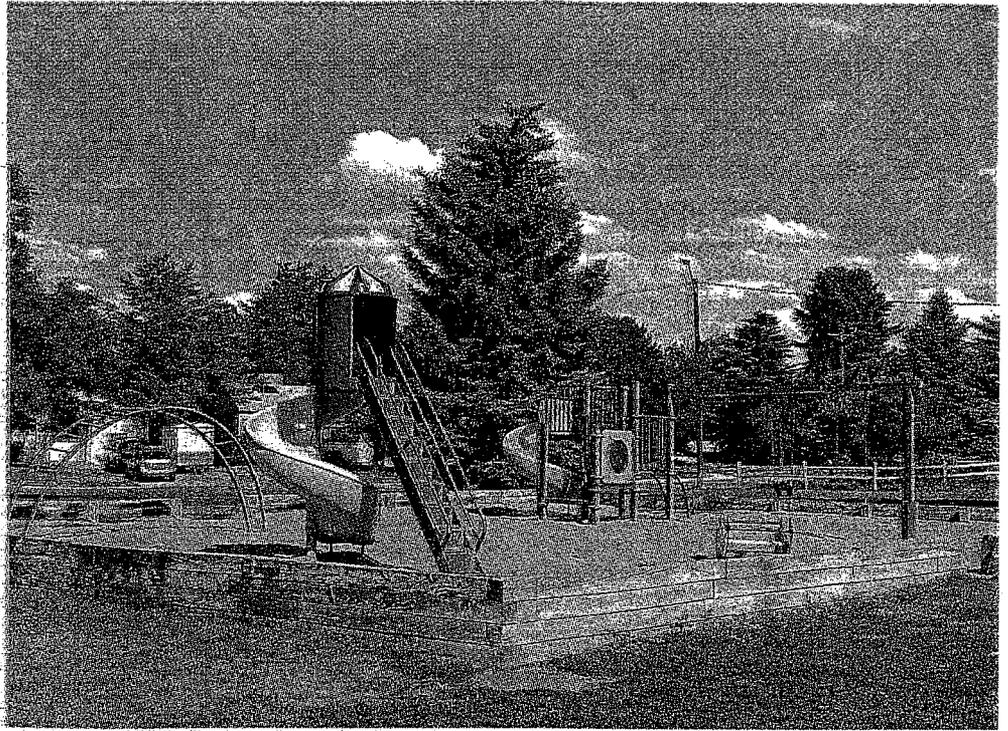
administration in Maryland and he is a member of several professional organizations, including the Metro Denver Fire Chiefs' Association (in which he served as president), the Colorado State Fire Chiefs' Association, the International Association of Fire Chiefs and the National Fire Protection Association.

Sears is confident that Marsh has what it takes to lead the Englewood Fire Department forward.

"Andrew's strong credentials, combined with his background in fire service administration, will help take us into the future," Sears said.

Marsh will begin his employment in Englewood on Aug. 19. His appointment follows the retirement of chief Mike Pat-tarozzi, who served the Englewood Fire Department for 35 years.

Leigh Ann Hoffhines is communications coordinator for the City of Englewood.



A new accessible playground area is on the list of improvements for Duncan Park. Englewood has received a \$350,000 grant from Greater Outdoors Colorado and a \$250,000 Arapahoe County Open Space grant for the work, and the city has set aside an additional \$600,000. *Seth A. McConnell, YourHub*

Your Recreation

Englewood to spend \$1.25 million on Duncan Park improvements

By Clayton Woullard
YourHub Reporter

Englewood will spend about \$1.25 million in enhancements this fall or early next year to Duncan Park, the city's only neighborhood park in the southeast section of the community.

In 2008, the Englewood School District was proposing to sell the park, which shared property with a school the district was closing. The city stepped in and agreed to buy the land for about \$1.25 million. The sale was completed in December 2010, according to Jerrell Black, director of parks and recreation.

As a result, the city applied for a variety of grants, including from Greater Outdoors Colorado, which is funded by lottery sales, and Arapahoe County Open Space. The city received \$50,000 in design grant money and more recently \$350,000 from GOCO, as well as \$250,000 from Arapahoe County Open Space. The city had set aside \$600,000 for the project.

Enhancements include two new playgrounds, one for 2- to 5-year-olds and the other for 5- to 11-year-olds, a new shelter, basketball court, restroom, Americans with Disabilities Act access, new landscaping, a picnic pavilion, a small athletic field, a horseshoe pit,

new lighting, new irrigation and a dog drinking fountain at the off-leash park.

"Of all the small neighborhood parks, it is the most heavily used of any park of that size," Black said. "The demand in that area for a neighborhood park is tremendous."

The park size is about 3 acres and a third of it was taken up by the school building. Dave Lee, open space manager for Englewood, said there was a proposal to build 18 homes on the land when it was being sold because new residential space is hard to come by in land-locked Englewood. The city held a number of public meetings a few years ago to get feedback on what the public wanted to see in the park, so all enhancements are from public input, Lee said.

"There's a lot of young families moving into that neighborhood with young kids, and that playground was extremely important to them," Lee said.

He said on July 15, council will approve the use of grant funds and construction should begin in mid- to late fall and be finished next year. The park is located at 4800 S. Pennsylvania St.

Clayton Woullard: 303-954-2052

twitter.com/yhclayton

The final budget is scheduled to go before council Oct. 1 (first reading) and Oct. 15 for a public hearing and second reading.

Briefs contributed by City of Littleton

ENGLEWOOD

KidStage Family Night performances continue through Aug. 6.

This summer's KidStage Family Night performances kicked off July 9. Performances take place Tuesday nights at 6:30 p.m. through Aug. 6 at the CityCenter Englewood amphitheater, 1000 Englewood Parkway. Bring a lawn chair and a picnic dinner and enjoy family entertainment.

Find the complete KidStage schedule under "Englewood Happenings" at englewoodgov.org.

City of Englewood

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Webmaster

From: Webmaster
Subject: FW: City of Englewood, Colorado Comment Form

1. I'd like to comment or inquire about:

- Animal Control
- Building Permits
- City Council
- Code Enforcement
- Library
- Traffic
- Website
- Zoning
- Other

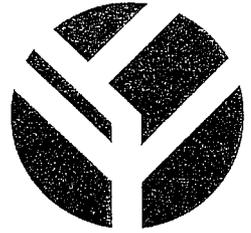
If other, please specify: Fireworks display

Your Name: Susan Sutton

Email Address: _____

Question or Comment: Our family loved, absolutely loved the fireworks!
The family environment with no alcohol and dogs on leashes was wonderful!
When we were leaving I felt safe. The crowds were mellow.
Thank you for a wonderful evening. Susan Sutton Centennial, Co

MEMORANDUM



TO: Lou Ellis, City Clerk 

FROM: Dan Brotzman, City Clerk

DATE: July 8, 2013

REGARDING: November 2013 Initiatives.

There are several issues with the Initiative deeding the Depot to the Englewood Historical Preservation Society.

The first issue is that this is an administrative issue rather than a legislative matter. The process for initiatives is set forth under the Englewood Home Rule Charter Article VI. Courts have determined that initiative questions are to address questions of legislation not administrative matters. Const. Art. 5, §1. The initiative and referendum powers are nothing more than added powers of legislation under which the people themselves may enact laws without resorting to the legislative branch. Margolis v. District Court, In and For Arapahoe County, 638 P.2^d 297 (Colo. 1981). A proposal is legislative in character if it initiates a new plan or policy, whereas an administrative function merely pursues or executes a plan that is already properly in place Gateway Green Alliance v. Welch, 23 S.W. 3d 861 (200) at 864. Since the sale of the Englewood Depot is administrative, it would be inappropriate to have as an initiative question on the ballot.

The second issue is more practical. Council approved a Resolution Monday night that directed the City Manager to negotiate the sale of the Englewood Depot to the Parsons. Gary Sears indicated to the Englewood Herald that such negotiation should take 30-60 days. An Ordinance to approve the sale of the Depot would then come before Council. Sale of the Depot would be completed prior to the election in November. The Initiative would try to transfer property that the City no longer owns.

The other Initiative changing the Code as to the sale of City owned property is legislative. The difficulty is that it would not be effective in this case. The Initiative language attempts to create a Code provision restricting the sale of City owned property. That language conflicts with language in the Englewood Home Rule Charter.

Englewood Home Rule Charter
72: Restrictions on sales and leases of land and other real property.

Lands granted to or purchased by the City for park purposes, and so dedicated, shall not be sold or conveyed without majority vote of the electors voting thereon at any general or special election, subject to the limitations contained in Section 14 hereof. Nothing in this provision shall be so construed as to prevent the City from selling or conveying, as hereinafter provided, lands purchased for purposes other than parks and not so dedicated, even though such lands may be used for park purposes. Real property of the City may be sold, subject to the restrictions contained in Sections 72 and 121 of this Charter without a vote of the

electors, but only by ordinance, enacted, not using the emergency provision. Real property of the City may be leased, provided that no lease of any real property shall exceed a period of twenty (20) years, except leases to other municipalities or governmental agencies, or leases approved by a vote of the electors at any general or special election, subject to the limitations contained in Section 14 hereof.

The Charter language would control over the language in the Code, much as the Constitution supersedes a statute. The language of the Initiative if adopted would have no meaning. The Charter language may be amended by an initiative; however, the Sponsors will have to follow the election rules and petitioning requirements for a Charter change.

Attachment

CC: Gary Sears
Mike Flaherty ✓
Mayor Penn
City Council Members

DB/nf

For the Preservation of the City of Englewood's ~~Historical~~ ^{History}, Shall THE CITY of ENGLEWOOD, Colorado Deed the Englewood Train Depot to the Englewood Historical Preservation Society a 501-C-3 Non Profit Organization at no Cost? This transfer will allow the Englewood Historical Preservation Society to receive Grants, Donations, In Kind Donations, and allow Fund Raisers to restore the Englewood Train Depot to Historical Standards while Maintaining Historical Easements, and allow usage as an Englewood Historical Museum while allowing Public access to view Displays, shows, and other events set up by the Englewood Historical Society. All Water, Sewer, and Electrical Tap fees will be waived by the City of Englewood. The Property that the Englewood Depot is now associated with will be Leased for a period of 25 Years for \$100 per year for the 25 Years and with an Option of 35 Additional years at \$250 per Year. Should the Englewood Historical Society default in Annual Payments, the City may levy a \$50 Late Fee. If the Payment is more than 6-Months late, the City may take possession of the property.

submitted for placement on the November 5th, 2013 ballot.

Petition Sponsors:

Beverly Cummins

Signature: _____

7/3/2013

Elaine Hults

Signature: _____

7/3/2013

RECEIVED
CITY OF ENGLEWOOD, CO
JUL 3 2013
OFFICE OF
THE CITY CLERK

RESERVATION

EXECUTED

Shall THE ENGLEWOOD MUNICIPAL CODE of the City of Englewood, Colorado be amended by changing the Code to provide: In order to preserve property rights of the people of Englewood and their public property access and use rights, No Gifting, Deeding, Giving Away, or Sale of City Property, Parks, Land, Historic Structures, Historic Train Depot, shall be allowed without a majority vote of the people in a City Wide Election. City may Lease property as needed and negotiate property and structure Leases as beneficial to both City and its residents.

Submitted for placement on the November 5th, 2013 ballot.

Petition Sponsors:

RECEIVED

Beverly Cummins

RECEIVED

Signature:

7/8/2013

Elaine Hults

Signature:

(Handwritten signature)

(Handwritten signature)

7/9/2013

RECEIVED
CITY OF ENGLEWOOD, CO

JUL 9 2013

OFFICE OF
THE CITY CLERK

MEMORANDUM



TO: Lou Ellis, City Clerk

FROM: Dan Brotzman, City

DATE: July 10, 2013

REGARDING: November 2013 Initiative.

The proposed Initiative language “designating” Parks is legislative. I believe there is a typo, “designate” should read “dedicate” to conform with Section 72 of the Englewood Home Rule Charter.

The issue previously discussed in the memo dated July 8, 2013, concerning sale of the Depot property prior to the November 2013 election still exists. The Initiative would not be effective as to property the City no longer owns.

Attachment

CC: Gary Sears
Mike Flaherty ✓
Mayor Penn
City Council Members
Jerrell Black

DB/nf

Shall The Englewood Municipal Code of the City of Englewood, Colorado be amended to include official designation of Park property within the City of Englewood in order to protect the people of Englewood and their right to vote on the sale of Park property by: designating as "Park" any property identified on 2006 Englewood Parks and Recreation Master Plan as a Park including but not limited to: Baker, Barde, Bates-Logan, Bellview, Centennial, Clarkson, Cushing, Depot, Duncan, Emerson, Hosanna, Jason, Miller Fields, Romans and Rotolo?

Beverly Cummins

Signature: _____

7/8/13

Elaine Hults

Signature _____

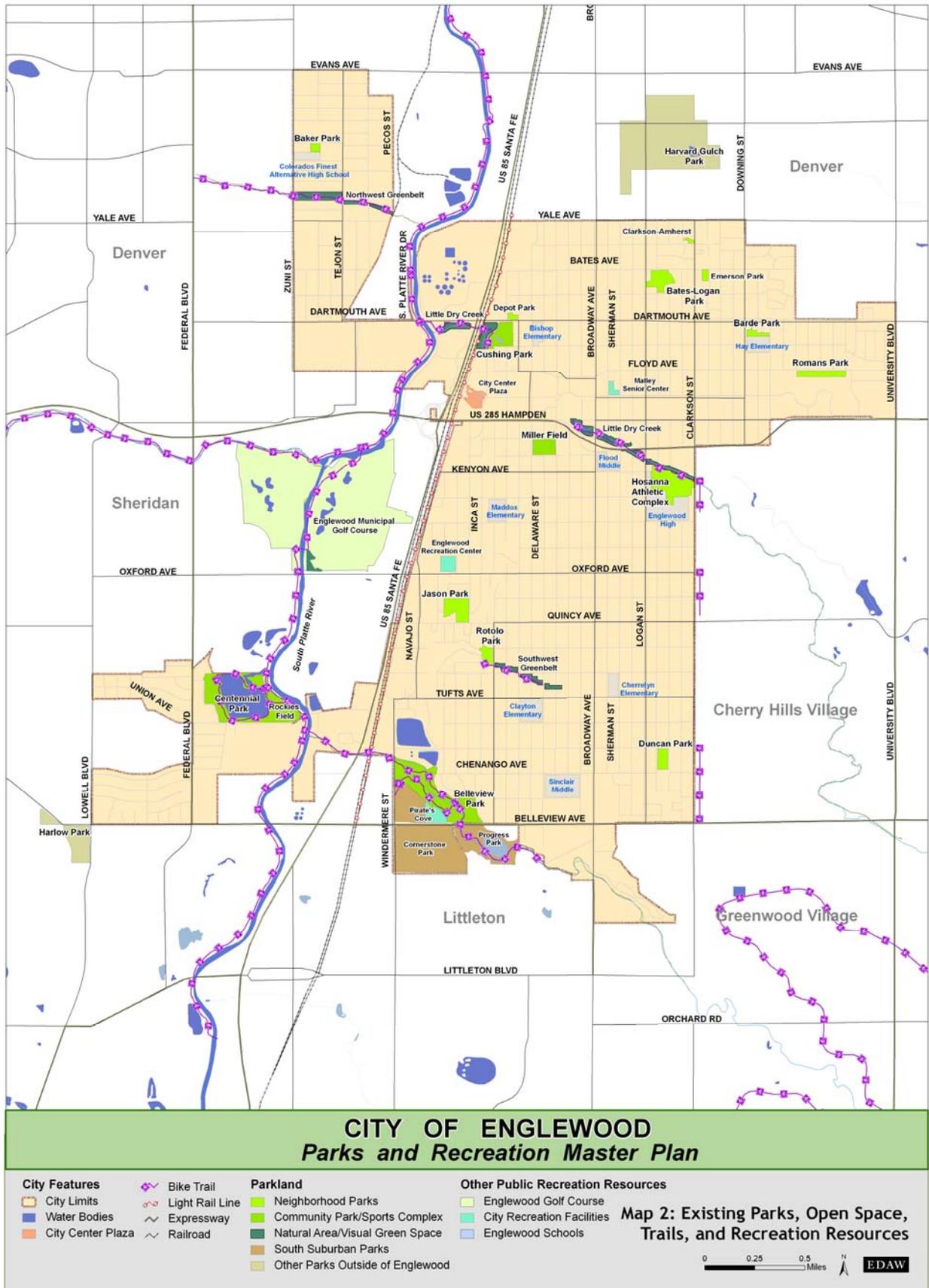
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CITY OF ENGLEWOOD, CO

JUL 9 2013

OFFICE OF
THE CITY CLERK



Map 2. Existing Parks, Open Space, Trails and Recreation Resources

Name	Acres	Dev.	Classification	Baseball/Softball	Basketball Court	Bicycle or Pedestrian Path	Concessions	Flowerbeds	Horseshoe Pits	Native Landscaping Area	Parking Lot	Picnic Shelter/Tables	Play Field	Playground	Pond/Lake/Creek	Restrooms	Sculpture	In-Line Hockey Rink	Soccer Field	Tennis Court	Volleyball Court	Comments
School Parkland																						
Clayton Elementary School (school property)	0.92	X	School										1						1			Youth soccer field; playfield for football/soccer practice; informal backstop; only playfield maintained by EPR
Flood Middle School (school property)	0.34	X	School															1				One open space rectangular area: may be used for youth soccer, youth baseball/softball, youth football; Only the roller hockey rink maintained by EPR
Sinclair Middle School (school property)	0.67	X	School		x													1	2	4		New in-line hockey rink in 2006; under utilized handball courts;
TOTAL SCHOOL PARKLAND	1.93																					
TOTAL ALL PARKLAND	151.55																					
Open Space																						
City Center Plaza	3.50	X	Visual Green Space																			Adjacent to city center; passive use; fountain; some turf.
Little Dry Creek	14.20	X	Visual Green Space																			Plaza; water feature; deteriorating in some places; surfaces and landscaping need renovation; in the center of the city.
NW Greenbelt	10.75		Open Space	1							x		1	x								Steep turf embankments banks; nice lounging and picnic areas; irrigated; paved trail runs the length - does not connect to S. Platte River Trail.
SW Greenbelt	5.51		Open Space			x						2										Steep turf embankments; nice lounging and picnic areas; irrigated; asphalt trail; scattered benches; public art on bridge abutments.
TOTAL OPEN SPACE	33.96																					
Recreation Facilities																						
Malley Senior Center	2.13	X	Rec. Center	1				x			x					x	x					Heavily used facility; nicer facility in Metro area.
Recreation Center	3.53	X	Rec. Center		2			x			x					x					2	Full recreation center w/ leisure pool and competitive lap pool; full fitness facility.
TOTAL RECREATION FACILITIES	5.66																					
TOTAL ACREAGE - ALL PARKS, OPEN SPACE, AND RECREATION FACILITIES	191.17																					

() denotes lighted facility.



MEMORANDUM

TO: Gary Sears, City Manager

THROUGH: Rick Kahm, Director of Public Works ✓

FROM: David Henderson, Deputy Public Works Director ✓

DATE: July 10, 2013

SUBJECT: PROJECT UPDATES – The Englewood Campus, Concrete Utility Project 2013, Craig Hospital Expansion, Xcel Energy Projects, Kent Place, Street Maintenance Projects 2013, CityCenter Site Development, Englewood McLellan Reservoir Foundation, Air Quality/Energy Savings Projects, GPS in City Vehicles

THE ENGLEWOOD CAMPUS

Englewood School District continues construction of the new campus on South Logan Street. The contractor continued concrete and retaining wall work on Lehigh Avenue, west of Clarkson Street. Staff is monitoring the public right-of-way construction to assure conformance with approved plans and agreements.

Construction of a new softball field in the detention area began last week.

CONCRETE UTILITY PROJECT 2013

Council approved a motion to award a construction contract to NORAA Concrete Construction for the 2013 project at the Council meeting on April 1st. NORAA Concrete completed removal and replacement of concrete in the southwest quadrant. Work began in the area north of Hwy. 285, east of Broadway. Questions regarding the program should be directed to the Concrete Utility, 303-762-2360 or concreteutility@englewoodgov.org.

CRAIG HOSPITAL EXPANSION

The 3400 block of South Clarkson Street was closed on January 22nd. Construction of the new campus continued.

Installation of radar speed signs and upgraded pedestrian flashers on Hampden Avenue is complete. Concrete sidewalk and ramp improvements should be completed over the next two weeks.

XCEL ENERGY PROJECTS

Gas Line Replacement Projects

Xcel's contractor, Q3 Contracting, completed potholing for the installation of gas main piping along Union Avenue from Windermere to Clarkson Street. A temporary construction yard has been set up by Q3 on private property in the 4700 block of S. Windermere Street. Installation of gas piping continues. The contractor has three crews working simultaneously in different areas. Street Division and Traffic Engineering crews are monitoring the work on a daily basis. The work is expected to take about 27 weeks to complete. Updates will be posted on the City's web site.

KENT PLACE

The contractor continued work on the residential apartments.

STREET MAINTENANCE PROJECTS 2013

The Street Division continued the 2013 in-house overlay program. Updates will be posted on the City's website.

Alley grading

The Englewood Streets division plans to grade all Englewood alleys at least three times during the year. **Street Division crews continued alley grading and maintenance as time and weather allow.**

CITYCENTER SITE DEVELOPMENT

Alexan East and West Parcels

438 residential units. Alexan's occupancy level for March, 2013 is 91%. Commercial uses: Let It Bead, Liquor Store, State Farm, Lifetime Family Practice, Cuttin' It Loose, Foothills Physical Therapy, CityCenter Community, Nixon's Coffee House, Weingarten Realty, and King Liquor Store.

Parkway Retail / Office Buildings

Commercial uses: The International House of Pancakes (IHOP), Qdoba, GNC, Supercuts, Nails Center, CityCenter Dental Group, Tableaux Interior Design, Englewood Eyecare, Collective Licensing Int'l, Inc., Quizno's, "Insurance Company of the West", Fred Astaire Dance Studio, Wellness Treatment Center, SB Clark Companies, Unifocus, Bartertown Comics, and XL Edge.

Bally's Building

Tenants include Bally's, "Blondies Fire House Pub and Restaurant", and MaxFour.

Retail South of the Parkway

Tenants: Petco, Ross, Coldstone Creamery, Noodles, Office Depot, and Einstein Bagels.

Gold Mine Pad

Tenants include: Jamba Juice, Tokyo Joe's, and Doctors Express.

CityCenter Site

EEFI continues project management of all infrastructure on the site. Staff is monitoring the security, sweeping, snow removal, and day porter services performed under the Common Area Maintenance. **Comcast is installing new high speed internet infrastructure at CityCenter to serve the Alexan Apartments and Weingarten's office tenants.**

ENGLEWOOD MCLELLAN RESERVOIR FOUNDATION (EMRF)

PA-84 West

The Mike Ward Infiniti dealership opened on Monday, August 29, 2011.
The Larry Miller Nissan Dealership opened on February 11.

PA-85 (RTD site)

RTD paid the final billing in the amount of \$591,836.86. Finance has deposited this money in the LTAR fund.

PA-85 (Benjamin Franklin Charter School)

The Benjamin Franklin Charter School is open.

AIR QUALITY/ENERGY SAVING PROJECTS

Flex Fuel Program

Currently, 39 of our fleet vehicles are running on E-85 ethanol fuel. All new replacement vehicles (less than ¾ ton) will be compatible with E-85. Approximately 50 Flex Fuel vehicles will be in our fleet within two years. Currently, the cost of E-85 fuel is approximately \$0.40 per gallon less than regular unleaded gasoline. Ten of our fleet vehicles run on Compressed Natural Gas (CNG). 39 on-road vehicles and 23 off-road (construction equipment) run on biodiesel fuel.

Hybrid Vehicle Purchase

Two hybrid vehicles are in service, one in the Fire Department and one in the Building Division.

"Green" Programs

We continue to work with our vendors to expand the Green product line as it becomes available. 90% of our custodial paper supplies are from recycled sources. The Servicenter is now "single-streaming" waste at the Servicenter and a dumpster has been supplied for *cardboard only* recycling.

Energy Saving Projects

In 2001, the Public Works Traffic Division began an ongoing program to convert traffic signals from incandescent lamps to Light-Emitting-Diode (LED) bulbs. To date, 80% of our City maintained signals have been converted. LED traffic signals use 90% less energy than incandescent lamps, last five times longer, and provide better visibility.

Our Servicenter has received a grant from the Regional Air Quality Commission to install aerodynamic fairings on four Wastewater trailers. The grant covers 50% of the cost (total estimated cost is \$6,500 for the four trailers). These fairings will increase fuel mileage by up to 10% (1/2 mile/gallon).

GPS IN VEHICLES

The City received a grant, through RAQC (Regional Air Quality), to install 37 GPS units in some of our fleet vehicles. Our match to the project is the installation. The Servicenter Garage will install with in-house labor. The GPS units will be installed in Police patrol vehicles, Public Works vehicles, Fire Department equipment, and some Wastewater Treatment Plant vehicles. GPS equipment installation is complete. Police and Fire have gone live with the system and are now able to track emergency vehicle locations 24/7. The system will allow us to track locations, easily obtain information regarding quantities of ice slicer dispensed, monitor idle times, and allow the public to track where plow trucks have been.

2nd Quarter Englewood Municipal Court Statistics 2013

	2nd Qtr 2012	2nd Qtr 2013	Difference	% Change	YTD 2012	YTD 2013	Difference	% Change
FILINGS								
Criminal	539	510	-29	-5%	1096	871	-225	-21%
(Domestic Viol)*	(26)	(32)	6	23%	(69)	(63)	-6	-9%
Traffic Infractions	1998	1980	-18	-1%	4235	4028	-207	-5%
Traffic Offenses	379	440	61	16%	928	938	10	1%
Parking	1526	1401	-125	-8%	3273	2778	-495	-15%
TOTAL	4442	4331	-111	-2%	9532	8615	-917	-10%
HEARINGS								
Video Arrn's	123	152	29	24%	260	259	-1	0%
Juv Arrn's	112	93	-19	-17%	226	152	-74	-33%
Other Arrn's	632	561	-71	-11%	1327	1038	-289	-22%
Court Pre Trials	813	582	-231	-28%	1631	1317	-314	-19%
Jury Pre Trials	47	19	-28	-60%	91	55	-36	-40%
Court Trials Set	20	25	5	25%	50	43	-7	-14%
Jury Trials Set	2	8	6	300%	5	13	8	160%
Probation	54	56	2	4%	111	111	0	0%
Deferred Pros	33	43	10	30%	69	72	3	4%
Def Judgment	145	165	20	14%	307	307	0	0%
Conditional Stay	185	200	15	8%	414	414	0	0%
Stays	342	231	-111	-32%	655	480	-175	-27%
All Other Hearings	425	495	70	16%	797	973	176	22%
TOTAL	2933	2630	-303	-10%	5943	5234	-709	-12%
WARRANTS / DEFAULTS								
Bench	264	281	17	6%	482	508	26	5%
Execution	79	86	7	9%	164	155	-9	-5%
Default Judgments	238	244	6	3%	596	536	-60	-10%
TOTAL	581	611	30	5%	1242	1199	-43	-3%
REVENUES								
VBLC	\$1,320.00	\$1,260.00	-\$60.00	-5%	\$3,085.00	\$2,560.00	-\$525.00	-17%
Ct. Fines	\$66,211.01	\$62,820.00	-\$3,391.01	-5%	\$143,783.33	\$129,944.00	-\$13,839.33	-10%
Parking	\$27,410.00	\$22,820.00	-\$4,590.00	-17%	\$57,450.00	\$48,635.00	-\$8,815.00	-15%
VB Fines	\$217,634.00	\$218,821.00	\$1,187.00	1%	\$482,273.00	\$467,941.00	-\$14,332.00	-3%
Costs	\$27,634.99	\$27,112.95	-\$522.04	-2%	\$58,073.38	\$56,395.85	-\$1,677.53	-3%
Prob, DJH, DP	\$8,953.00	\$8,281.00	-\$672.00	-8%	\$21,274.00	\$16,675.00	-\$4,599.00	-22%
Witness	\$0.00	\$10.00	\$10.00	1000%	\$0.00	\$10.00	\$10.00	1000%
Bond Forfeitures	\$640.00	\$0.00	-\$640.00	-100%	\$1,115.00	\$400.00	-\$715.00	-64%
OJWC	\$4,620.00	\$4,590.00	-\$30.00	-1%	\$10,020.00	\$9,865.00	-\$155.00	-2%
Jury	\$0.00	\$0.00	\$0.00	0%	\$0.00	\$0.00	\$0.00	0%
Success	\$120.00	\$180.00	\$60.00	50%	\$520.00	\$323.00	-\$197.00	-38%
Community Service	\$0.00	\$0.00	\$0.00	0%	\$0.00	\$0.00	\$0.00	0%
DUI's	\$11,621.11	\$12,397.16	\$776.05	7%	\$19,526.99	\$22,154.20	\$2,627.21	13%
TOTAL	\$366,164.11	\$358,292.11	-\$7,872.00	-2%	\$797,120.70	\$754,903.05	-\$42,217.65	-5%

**CITY OF ENGLEWOOD
2013 CALENDAR OF EVENTS**



Mon., July 15	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues., July 16	7:00 p.m.	Planning and Zoning, City Council Conf. Room/Council Chambers
Wed., July 17	6:30 p.m.	Code Enforcement Advisory Board, City Council Conf. Rm.
	7:00 p.m.	Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers
Mon., July 22	6:00 p.m.	Study Session, Community Room
Mon., July 29	Cancelled	Study Session
Mon., Aug. 5	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues., Aug. 6	7:00 p.m.	Planning and Zoning, City Council Conf. Room/Council Chambers
Wed., Aug. 7	4:00 p.m.	Englewood Housing Authority Board Meeting, Housing Authority Board Room
	5:45 p.m.	Cultural Arts Commission, City Council Conference Room
	6:30 p.m.	Englewood Urban Renewal Authority, Community Development Conference Room
	7:00 p.m.	Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers
Thurs., Aug. 8	11:30 a.m.	Alliance for Commerce, City Council Conference Room
	3:00 p.m.	Police Officers Pension Plan Bd., Public Works Conf. Rm.
	3:30 p.m.	Firefighters Pension Plan Board, Public Works Conf. Rm.
	5:30 p.m.	Parks and Recreation Commission, Pirates Cove Aquatic Center
Mon., Aug. 12	6:00 p.m.	Study Session, Community Room
Tues., Aug. 13	5:00 p.m.	Water and Sewer Board, Comm. Dev. Conference Room

	6:30 p.m.	Keep Englewood Beautiful, Council Conference Room
	7:00 p.m.	Library Board, Library Board Room
Wed., Aug. 14	7:00 p.m.	Board of Adjustment and Appeals, Council Chambers
	6:30 p.m.	Englewood Urban Renewal Authority, City Council Conference Room
Mon., Aug. 19	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Tues., Aug. 20	3:00 p.m.	NonEmergency Employees Retirement Plan Board, Public Works Conference Room
	7:00 p.m.	Planning and Zoning, City Council Conf. Room/Council Chambers
Wed., Aug. 21	7:00 p.m.	Local Liquor and Medical Marijuana Licensing Authority, City Council Chambers
Mon., Aug. 26	6:00 p.m.	Study Session, Community Room
Mon., Sept. 2		City Hall closed – Labor Day
Tues., Sept. 3	6:00 p.m.	Study Session, Community Room
	7:30 p.m.	Council Meeting, Council Chambers
Wed., Sept. 4	4:00 p.m.	Englewood Housing Authority Board Meeting, Housing Authority Board Room
	5:45 p.m.	Cultural Arts Commission, City Council Conference Room
	Cancelled	Local Liquor and Medical Marijuana Licensing Authority, Telephone Poll
	7:00 p.m.	Planning and Zoning, Community Development Conf. Room
Mon., Sept. 9	6:00 p.m.	Study Session, Community Room
Tue., Sept. 10	5:00 p.m.	Water and Sewer Board, Comm. Dev. Conference Room
	6:30 p.m.	Keep Englewood Beautiful, Council Conference Room
	7:00 p.m.	Library Board, Library Board Room
Wed., Sept. 11	7:00 p.m.	Board of Adjustment and Appeals, Council Chambers
	6:30 p.m.	Englewood Urban Renewal Authority, Community Development Conference Room

TENTATIVE

**STUDY SESSIONS TOPICS
FOR ENGLEWOOD CITY COUNCIL**



July 22	Study Session Executive Session - Real Estate (Depot) Breweries and Distilleries
July 29	No meeting scheduled - 5 th Monday
August 5	Study Session & Regular Meeting Executive Session - Personnel
August 12	Study Session Executive Session - Real Estate (EMRF)
August 19	Study Session & Regular Meeting Financial Report Board and Commission Reports
August 26	Study Session 2014 Proposed Budget
September 3	Study Session & Regular Meeting (Tuesday) Metro Fire Training Center Options Fire Department Plan and Permit Fees
September 9	Study Session 2014 Proposed Budget
September 16	Study Session & Regular Meeting Financial Report Board and Commission Reports
September 23	Study Session 2014 Proposed Budget Workshop
September 30	No meeting scheduled - 5 th Monday
October 7	Study Session & Regular Meeting

October 14	Study Session
October 21	Study Session & Regular Meeting Financial Report Aid To Other Agencies
October 28	Study Session Board and Commission Reports
November 4	Study Session & Regular Meeting Board and Commission Members Reappointment Discussion
November 11	Study Session - Veteran's Day Holiday – no meeting scheduled
November 18	Study Session & Regular Meeting New Council Swearing-In Ceremony @ Regular Meeting
November 25	Study Session Board and Commission Reports
December 2	Study Session & Regular Meeting City Council's participation on Boards/Commissions
December 9	Study Session Board and Commission Reports
December 16	Regular Meeting Holiday Dinner – No Study Session Scheduled

FUTURE STUDY SESSION TOPICS

Water Conservation Plan
Citizen Engagement/Mindmixer
Public Comment Process
Nextdoor Network
Gun Legislation/Community Safety
Security Camera Update
DRT Event Process
Englewood Chamber Event Fees
City Manager/City Attorney Council Review

**City of Englewood
CULTURAL ARTS COMMISSION
Minutes of May 1, 2013**

I. Call to Order

The regular monthly meeting of the City of Englewood Cultural Arts Commission was called to order at 5:45pm by Chairperson Kristy Reed at the City Council Conference Room at the Civic Center building, 1000 Englewood Parkway.

Present: Kristy Reed, Chairperson
Donna Schnitzer, Vice Chairperson
Tamara Emmanuel, Commission Member (left at 5:53pm)
Amy Martinez, Commission Member
Maggie Stewart, Commission Member
Martha Kirkpatrick, Alternate Member (arrived at 5:50pm)
Carly Sellaro, Youth Commission Member (arrived at 5:51pm)
Jill Wilson, City Council Liaison
Jerrell Black, ex officio

Absent: Karen Kenney, Commission Member
Kaylene McCrum, Commission Member

Also Present: Joe Sack, Recreation Manager
Tim Vacca, Museum of Outdoor Arts Representative
Bill Gian, Artist, Community Garden Art (left at 6:12pm)

II. Review of Agenda

There were no changes or additions to the agenda.

III. Approval of Minutes

Chairperson Reed asked if there were any changes or corrections to the minutes of April 3, 2013. There were none. The minutes were approved as presented.

IV. Introduction of Guests

Director Black introduced Bill Gian, artist of the community garden art. . Black informed the Board that the art is close to being completed and ready for installation. Recreation Manager Joe Sack stated that he, Black and City Council Liaison Jill Wilson went to Mr. Gian's studio to look at the art. Photos of the art were shown to board members.

Discussion was turned over to Mr. Gian. Mr. Gian reported that there was an issue with color which has been resolved and the only thing different from the contract is the totem with the round head has been changed to a square head so that it is stronger. Mr. Gian stated that he is pretty happy with how everything turned out. In regard to the plant baskets on two of the heads, Mr. Gian stated that he tried to put them on but that he did

not like them from an artistic stand point so he made them where they can be removed. The Board was told that the art is ready to go if it gives its approval. Discussion followed regarding the color of the face of one of the pieces.

Reed asked what is next. Mr. Gian stated that the concrete is ready to go so he will be installing the art this weekend. Reed asked the Board what they think. Commission Member Emmanuel spoke in regard to a miniature totem that Mr. Gian also made and said that she thinks it would be cute to put it at the entrance to the garden. Mr. Gian responded that they will need to figure out how it should be installed. Commission Member Schnitzer stated that before they get into that, they need to talk about what was commissioned. In regard to the plant baskets, Schnitzer said that she is kind of curious about them. Black showed a picture of the baskets. Mr. Gian explained how he made them and that they will be easy to remove and clean. Black suggested that they let the gardeners decide what they want to put in them. Black told the Board that one of the other things that was talked about was a piece of art for the art bus. Mr. Gian said that he has the perfect piece to go into a spot. Black showed a photo of the piece. Reed asked if there were any other questions. There were not. Board members thanked Mr. Gian. Mr. Gian told the Board that they are welcome to come to his studio any time.

Schnitzer asked Mr. Gian to explain the circle on the head of one of the pieces. Mr. Gian explained that he tried to match the headdress, and that personally, he likes it but that it is easy to remove if the Board does not agree. Schnitzer commented that she is not sure what the gardeners will think of it, adding that the ball in the center of the circle bothers her. Mr. Gian stated that the plant will be behind it and he can go ahead and install the piece and if it becomes an issue, it can be removed.

Reed asked the Board if they are ready to move forward with a motion to approve the pieces for installation.

A motion was made by Commission Member Emmanuel and seconded by Commission Member Martinez to accept the three community garden art pieces under the terms of the contract.

Ayes: Reed, Schnitzer, Emmanuel, Martinez, Stewart
Nays: None

The motion passed.

Black told the Board that of all of the people that they have worked with, Mr. Gian has been as good and accommodating and responsive as anyone they have worked with. Mr. Gian thanked Black and stated that he would love to work with the City more. Wilson thanked Commission Member Stewart for bringing Mr. Gian to the City. Discussion followed regarding installation of the art and painting the benches. Mr. Gian stated that he will be painting the benches this weekend with his own materials.

While Mr. Gian was at the meeting, discussion turned to a date for the Soiree. Board members were informed that they are now looking at a different date for the Soiree. Black explained that any time there is a grand opening, they try to make sure City Council

and the Boards and Commissions are invited, and in this instance, the artist. Black stated that the proposed dates of May 22nd or 23rd were too soon and he would suggest the first week in June so that there is plenty of time to plan it out and notify people and the community. The Board was also told that this is a community project that needs to include the neighbors and gardeners. Discussion followed. Board members decided to look at June 4th or 5th for the Soiree.

Reed asked Mr. Gian how he sees his involvement at the unveiling. Mr. Gian said just being there and being able to talk to the people who come. Mr. Gian went on to say that he sees it as a fairly informal event, and that he will try to talk to everyone there. Mr. Gian thanked the Board and told everyone that he has enjoyed working on the sculptures and that he can't wait to see them in the garden. Mr. Gian left the meeting.

V. New Business

There were no items for New Business.

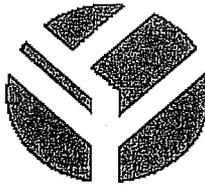
VI. Old Business

Discussion turned to planning of the Soiree. Reed stated that she has not heard from Commission Member Kenney in regard to her suggestion to do a game at the beginning of the Soiree to get people to intermingle. Copies of the invitations that Youth Member Sellaro had created were passed around for board members to look at. MOA Representative Tim Vacca suggested that MOA could share the invite in its newsletter and on its Facebook. Reed asked in regard to the invite list. Discussion followed in regard to who should be invited to the celebration including City Council, the Parks and Recreation Commission and Department Directors. Schnitzer stated that she would like some invitations that she could hand out to the surrounding neighbors to the garden and to the people at the food banks that are recipients of food from the community garden. Discussion followed in regard to who else should be invited to the celebration.

Reed announced that she was able to acquire a \$250 gift card from King Soopers in addition to a verbal confirmation from Trompeau Bakery for light refreshments. Vacca stated that MOA could also provide a \$100 King Soopers gift card. Discussion followed in regard to the agenda and musicians for the Soiree. Black suggested a sub-committee be formed to finalize the planning for the event. The sub-committee would consist of Reed and Martinez. Stewart said that she could assist in the set-up.

VII. Committee Reports

In regard to the marble artwork "The Bagel" by Lee Milmon that Emmanuel has previously discussed with the Board, Emmanuel gave information to Black and Sack and told them that all the information she has on it is in there for them to review and decide if it is feasible for the Board to purchase. Stewart asked Emmanuel where it could go. Emmanuel stated that it is very heavy and would need to be outside where it can hang and turn in the wind. Reed asked how much the piece will cost. Emmanuel stated that she thinks it is in the \$5,000 range plus installation and engineering costs. Black told Emmanuel to give them a couple of months to look over the information.



City of Englewood

**ENGLEWOOD LIQUOR AND MEDICAL MARIJUANA LICENSING AUTHORITY
Telephone Poll
June 5, 2013**

1. Consideration of Minutes

- a) Results of the minutes of the telephone poll of May 15, 2013.

Vote results:

Ayes: Members Michael Buchanan, Diane Ostmeier, Robyn VanDerLeest, Steven Ward, Carolyne Wilmoth

Nays: None

The minutes were approved.

2. Renewals

- | | |
|--|---|
| a) Englenook
3470 S. Broadway | Tavern Liquor License
Expires July 6, 2013 |
| b) Liquor Depot
5138 S. Broadway | Retail Liquor Store Liquor License
Expires August 12, 2013 |
| c) Off the Vine
500 E. Hampden Ave. | Beer/Wine Liquor License
Expires May 24, 2013 |
| d) Shop N Go
3501 S. Logan St. | 3.2% Off Premises
Expires July 19, 2013 |

Vote results:

Ayes: Members Michael Buchanan, Diane Ostmeier, Robyn VanDerLeest, Steven Ward, Carolyne Wilmoth

Nays: None

The renewals were approved.

3. Special Event Permits

- a) All Souls Home and School Association
4951 S. Pennsylvania St.
For an event to be held on November 2, 2013 from 6:00 p.m. – 11:00 p.m.

The special event permit was temporarily approved for the All Souls Home and School Association, pending the ten (10) day posting of the property and with the public hearing date of June 19, 2013, which will be vacated if no written protests to the issuance of the permit are received by the City Clerk, during the ten-day posting. If no protests are received, the permit will be approved with the June 13, 2013 date. Neighborhood boundaries are set at: Quincy Avenue to the north, Powers Avenue to the south, Downing Street to the east and Kalamath Street to the west.

4. Modification of Premises

- a) Massey Discount Liquor & Wine
4692 S. Federal Blvd.

Vote results:

Ayes: Members Michael Buchanan, Diane Ostmeier, Robyn VanDerLeest, Steven Ward,Carolyn Wilmoth
Nays: None

The Modification of Premises was approved.

5. Transfer of License and Temporary Permit

- a) Seale 76 dba Jimano's Pizzeria
2950 S. Broadway, Unit G
Beer/Wine liquor license

Vote results:

Ayes: Members Michael Buchanan, Diane Ostmeier, Robyn VanDerLeest, Steven Ward,Carolyn Wilmoth
Nays: None

The Transfer of Liquor License and Temporary Permit were approved.

6. New Application for a Beer/Wine Liquor License (set boundaries and hearing date)

- a) Modmarket LLC dba Modmarket
3475 S. University Blvd., Suite A
Beer/Wine Liquor License

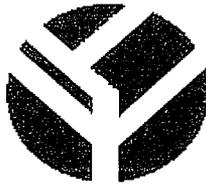
Vote results:

Ayes: Members Michael Buchanan, Diane Ostmeier, Robyn VanDerLeest, Steven Ward,Carolyn Wilmoth
Nays: None

The application was accepted and the date for the public hearing will be on July 17, 2013 at 7:00 p.m. in City Council Chambers. The boundaries were set at: Yale Avenue on the north, Quincy Avenue on the south, Adams Street on the east and Marion Street on the west.

* * * * *

/s/ Kerry Bush, MMC
Deputy City Clerk



City of Englewood

**ENGLEWOOD LIQUOR AND MEDICAL MARIJUANA LICENSING AUTHORITY
Telephone Poll
June 19, 2013**

1. Consideration of Minutes

- a) Results of the minutes of the telephone poll of June 5, 2013.

Vote results:

Ayes: Members Michael Buchanan, Diane Ostmeyer, Robyn VanDerLeest, Steven Ward, Carolyne Wilmoth

Nays: None

The minutes were approved.

2. Renewals

- | | | |
|----|---|---|
| a) | Liquor Barn
4415 S. Broadway | Retail Liquor Store Liquor License
Expires September 9, 2013 |
| b) | Patxi's Chicago Pizza
3455 S. University Blvd. | Hotel/Restaurant License
Expires June 24, 2013 |

Vote results:

Ayes: Members Michael Buchanan, Diane Ostmeyer, Robyn VanDerLeest, Steven Ward, Carolyne Wilmoth

Nays: None

The renewals were approved.

3. Transfer of Liquor License and Temporary Permit

- a) RS LLC dba King Liquor
851 Englewood Parkway
Retail Liquor Store

Vote results:

Ayes: Member Steven Ward

Nays: Members Michael Buchanan, Diane Ostmeyer, Robyn VanDerLeest, Carolyne Wilmoth

The Transfer of Liquor License and Temporary Permit were denied.

4. Findings of Fact, Conclusions and Order of Authority

- a) Beverly Long – The Altitude Bar & Grill
3484 S. Broadway

* * * * *

/s/ Kerry Bush, MMC
Deputy City Clerk