

**Agenda for the
Regular Meeting of the
Englewood City Council
Monday, August 5, 2013
7:30 pm**

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

1.Call to Order.  7:33 p.m.

2.Invocation.  **McCaslin**

3.Pledge of Allegiance.  **McCaslin**

4.Roll Call. 

Present: Jefferson, Penn, Gillit, McCaslin, Wilson, Woodward
Absent: Olson

5.Consideration of Minutes of Previous Session. 

a.Minutes from the Regular City Council Meeting of July 15, 2013.

Motion: To approve the minutes of July 15, 2013.

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

Vote: **Motion approved**(summary: Yes = 6 No = 0, Absent: Olson)

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.Justin Motzer, member of a local Neighborhood Watch program, discussed nuisance abatement. Our block has had a positive experience with police involvement in some recent events. Our block has been completely transformed due to the Impact Team. He congratulated Officers Reid and Jose on their efforts.

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. Ida May Nicholl, an Englewood resident, is asking the question why. Why is the City Council going to sell the Englewood Depot Park for \$30,000.00? Do you not have a choice? When it is sold, the last piece of Englewood History is gone. You will forever be known as selling the Depot for \$30,000.00. There have been previous offers that have been turned down. The Englewood citizens will lose again. Why are you in a hurry to sell the land now?

b. Doug Cohn, an Englewood resident, said the Historical Society was to lease the land, not to purchase it. There is going to be a vote, later on tonight, and three of them are up for election this year. Look to see how they vote and think of how you will cast your vote in November.

c. Sharlene Barker, an Englewood resident, said she spent the day with the Littleton Museum Historian to help her understand how we could have a museum here and preserve our history. Littleton has a wonderful museum and I think it is because they work together. There are people willing to work together for the Englewood Depot, just like they have in Littleton.

Council Response to Public Comment

8. Communications, Proclamations, and Appointments. ►

a. An email from Catherine Townley announcing her resignation from Keep Englewood Beautiful.

Motion: To accept the resignation from Catherine Townley from Keep Englewood Beautiful.

Moved by: Woodward Seconded by: Wilson

Vote: **Motion approved** (summary: Yes = 6 No = 0, Absent: Olson)

9. Consent Agenda Items. ►

Motion: To approve Consent Agenda Items 9 (a) (i), (ii), (iii), (iv), (v), (vi), and 9 (b) (i), (ii), (iii), (iv), (v), (vi), and 9 (c) (i).

Moved by: Woodward Seconded by: Gillit

Vote: **Motion approved** (summary: Yes = 6 No = 0, Absent: Olson)

a. Approval of Ordinances on First Reading.

i. Council Bill No. 33 --- Recommendation from the Police Department to adopt a bill for an ordinance authorizing the application for, and acceptance of, a grant award from the Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) Program. **Staff Source:** Deputy Chief Jeff Sanchez.

- ii. Council Bill No. 36 -- Recommendation from the Community Development Department to adopt a bill for an ordinance authorizing the execution of two Intergovernmental Subgrantee Agreements with Arapahoe County for the 2013 Community Development Block Grant (CDBG). **Staff Source: Harold Stitt, Senior Planner and Janet Grimmatt, Housing Finance Specialist.**

- iii. Council Bill No. 38 --- Recommendation from the Finance and Administrative Services Department to adopt a bill for an ordinance authorizing changes to 4-4-2 of the Englewood Municipal Code (Building Use Taxes). **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

- iv. Council Bill No. 39 --- Recommendation from the Finance and Administrative Services Department to adopt a bill for an ordinance eliminating Title 5, Chapter 17, Going Out of Business and Damaged Goods Sales and adding a new Section 10 to Chapter 1 of the Englewood Municipal Code. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

- v. Council Bill No. 40 --- Recommendation from the Finance and Administrative Services Department to adopt a bill for an ordinance amending Title 5, Chapter 6 (Adult Entertainment Establishments) of the Englewood Municipal Code to reflect actual practices and procedures. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

- vi. Council Bill No. 42 -- Recommendation from the Community Development Department to adopt a bill for an ordinance vacating utilities easements at 5001 South Broadway and 5084 South Acoma Street. **Staff Source: Audra Kirk, Planner I.**

b. Approval of Ordinances on Second Reading.

- i. Emergency Council Bill No. 27 --- Authorizing the issuance of Golf Course Bonds.

ORD # 30

- ii. Council Bill No. 28 – Authorizing the application for, and acceptance of, a 2013 Emergency Management Performance Grant from the State of Colorado Department of Emergency Management in the amount of \$3,600.00.

ORD # 31

- iii. Council Bill No. 29 – Authorizing the application for, and acceptance of, a 2013 Emergency Management Performance Grant the State of Colorado Department of Emergency Management in the amount of \$1,700.00.

ORD # 32

ORD # 33 iv. Council Bill No. 30 --- Approving an intergovernmental agreement with Urban Drainage and Flood Control District to support funding of a study of Big Dry Creek Drainageway.

ORD # 34 v. Council Bill No. 31 --- Approving an intergovernmental agreement accepting grant funds from Great Outdoors Colorado (GOCO) for the Duncan Park development.

ORD # 35 vi. Council Bill No. 32 --- Approving an intergovernmental agreement accepting grant funds from Arapahoe County Open Space (ACOS) for the Duncan Park development.

c. Resolutions and Motions.

RESO # 69 i. Recommendation from the Finance and Administrative Services Department to approve a resolution setting the license fees for the Purchaser of Valuable Articles licenses. **Staff Source: Frank Gryglewicz, Director of Finance and Administrative Services.**

10. Public Hearing Items. (None Scheduled)

NONE

11. Ordinances, Resolutions and Motions 

a. Approval of Ordinances on First Reading.

i. Council Bill No. 34 -- Recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee to adopt a bill for an ordinance approving a lease agreement for the Byers Biosolids Farm. **Staff Sources: Stewart H. Fonda, Utilities Director and Jim Tallent, Treatment Division Manager, Littleton/Englewood Wastewater Treatment Plant**

Motion: To approve Agenda Item 11 (a) (i), Council Bill No. 34.

Moved by: Woodward Seconded by: Wilson

Vote: Motion approved (summary: Yes = 6 No = 0, Absent: Olson)

ii. Council Bill No. 35 – Recommendation from the City Managers Office to consider a bill for an ordinance approving the sale of the Historic Englewood Depot to Tom and Patti Parson. **Staff Source: Michael Flaherty, Deputy City Manager.**

Motion: To approve Agenda Item 11 (a) (ii), Council Bill No. 35.

Moved by: Woodward Seconded by: Wilson

Council Member Gillit said that he would offer this amendment that he would say yes to this sale pending the November election and the results of the election of the people.

Vote: **Motion approved**(summary: Yes = 4 No = 2 (Jefferson, Gillit), Absent: Olson)

iii. Council Bill No. 37 --- Recommendation from the Community Development Department to adopt a bill for an ordinance authorizing amendments to Title 16: Unified Development Code regarding distilleries, breweries and wineries. Staff further recommends City Council set August 19, 2013 as the date for the Public Hearing on this matter. **Staff Source: Chris Neubecker, Senior Planner.**

Motion: To approve Agenda Item 11 (a) (iii), Council Bill No. 37 and to set a Public Hearing date of August 19, 2013.

Moved by: Gillit Seconded by: Woodward

Vote: **Motion approved**(summary: Yes = 6 No = 0 Absent: Olson)

b. Approval of Ordinances on Second Reading

None

c. Resolutions and Motions

i. Recommendation from the Parks and Recreation Department to authorize by motion, a contract for the construction of Northwest Greenbelt Playground Project to the lowest acceptable bidder, Richdell Construction, Inc in the amount of \$227,995.00. **Staff Source: Dave Lee, Manager of Open Space.**

Motion: To approve Agenda Item 11 (c) (i), a contract for the construction of Northwest Greenbelt Playground Project to the lowest acceptable bidder, Richdell Construction, Inc. in the amount of \$227,995.00.

Moved by: Jefferson Seconded by: McCaslin

Vote: **Motion approved**(summary: Yes = 6 No = 0 Absent: Olson)

ii. Recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee to authorize by motion, a construction contract for the Plant Gates Repair and Replacement Project located at the Littleton/Englewood Wastewater Treatment Plant. Staff recommends awarding the contract to the lowest acceptable bidder, Stanek Constructors Inc., in the amount of \$ 421,000.00. **Staff Sources: Stewart H. Fonda, Utilities Director and Dennis Stowe, Littleton/Englewood Wastewater Treatment Plant Manager.**

Motion: To approve Agenda Item 11 (c) (ii), a construction contract for the Plant Gates Repair and Replacement Project located at the Littleton/Englewood Wastewater Treatment Plant. Staff recommends awarding the contract to the lowest acceptable bidder, Stanek Constructors Inc., in the amount of \$ 421,000.00.

Moved by: WoodwardSeconded by: Wilson

Vote: **Motion approved**(summary: Yes = 6 No = 0 Absent: Olson)

12.General Discussion. 

a.Mayors Choice.

b.Council Members Choice.

Motion: To approve the use of discretionary funds for Council Member Woodward to attend the National League of Cities summer meeting in Rancho Cordova, California from August 15 -17, 2013.

Moved by: JeffersonSeconded by: McCaslin

Vote: **Motion approved**(summary: Yes = 6 No = 0 Absent: Olson)

13.City Managers Report. 

14.City Attorneys Report. 

15.Adjournment.  8:31 p.m.