

**Agenda for the  
Regular Meeting of the  
Englewood City Council  
Monday, August 19, 2013  
7:30 pm**

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

1.Call to Order.  7:31 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 August 5, 2013.

**Motion:** To approve the minutes of August 5, 2013.

**Moved by:** Gillit **Seconded by:** Woodward

**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.Frank Tsu was not present to address Council.

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. Shawn Thompson, an Englewood resident, showed photographs and then spoke regarding flooding at his mother's house. Many other residents are being affected by this as well. The cost of repair is too high for many of the people.
- b. Grace Thompson, an Englewood resident, spoke regarding the damage to her house from flooding and the expense of repair.
- c. Paul Skizinski, an Englewood resident, spoke against the sale of the Depot. He said there are many historic societies in the State of Colorado and there is a spirit of cooperation and respect between the elected officials and the staff of each municipality and the various groups of volunteers. In some cases, there is a line item on the budget for support for the historic organization.
- d. Janet Pasterkamp, an Englewood resident, spoke against the sale of the Depot. A few years ago there was an offer for a chocolate factory and a shop...a chocolate museum. It could become like Hershey, Pennsylvania. It was for a higher dollar offer. She is not excited about a letterpress museum.
- e. Sara Harkness, an Englewood resident, spoke against the sale of the Depot. She expressed her concerns regarding the sale of the Depot and considers it to be a park. She believes that a vote of the citizens is required. She doesn't understand the benefits to the City and urged Council to reconsider.
- f. Seth Sacks, an Englewood resident, spoke against the sale of the Depot. The sale is below the land valuation.
- g. Bill McCaslin, an Englewood resident, spoke, as a former railroad employee, in favor of the sale of the Depot. He has lived in Englewood for many years and the Depot has just sat there with nothing happening to it.
- h. Pam Beets, an Englewood resident, spoke in opposition regarding the sale of our parks and public light rail expansion. She addressed precautionary principle. Selling parks is not for the public good.
- i. Michael Freemire, an Englewood resident and former elected official in another municipality, spoke regarding the difficulties in making a decision. Failure to make a decision only leads to emotional choices and is that what you want to do? Is there a requirement to sell? Is this offer the best that you are going to get? He asked the audience to think about being in Council's shoes when making this decision. What would be the best decision based on the information available?

- j. Steve Yates, an Englewood resident, asked questions of council regarding the selling of the Depot. He addressed the initiative and its petition. He questioned the term dedication.
- k. Norma Wier, an Englewood resident, said Council should listen to the people and allow the Historical Society have the Depot.
- l. Laurrett Barrentine, an Englewood resident, spoke about the right to vote on the sale of the Depot and park land.
- m. Tom Parson, a Denver resident, tried to correct the impression that is out there. He thanked everyone involved in the selection. He will be building a non-profit community center. He will not be destroying the history. The check he writes to the City and the amount he will invest are vastly different amounts. He hopes to have a public event in September.
- n. Kurt Suppes, an Englewood resident, spoke about full disclosure and allowing the people to vote on the Depot. The finances of this project bother him.
- o. Christian Wentz, an Englewood resident, disagreed with the decision and this business deal. Although he cannot vote because he is not old enough, he wanted to have his voice heard as a future voter. He believes that the right to vote is being denied.
- p. Lewis Fowler, an Englewood resident, came for the light rail presentation but thinks the finances are too low. He hopes that this be reconsidered and to form a committee to re-study it.
- q. Jan Moore, a Parker resident, wanted to know where the signup sheet was to get in line to buy land for \$30,000.00.
- r. Rosanna Frechette said she supported Tom Parsons and thanked Council for selecting him. His visions for the building will bring people from all around to Englewood. You cannot go wrong with this decision.
- s. Matthew Crabtree, an Englewood resident, read an email questioning the connection between the Parsons and the Tomassos. He questioned the prior sale opportunities of the property. He stated that the Englewood Historical Society offered to lease the land to the City.
- t. Joseph Barrentine, an Englewood resident, said your choice does not reflect the voice of your citizens. The citizens deserve a vote.
- u. Elaine Hults, an Englewood resident, said she wondered about the money. She attended meetings about the land across the street from the Depot. She wondered why the Depot is

being sold.

- v. Richard Kelley, a Littleton resident, said he is a published historian. He is excited about Mr. Parsons vision. He is making an item donation to Mr. Parson. He views Mr. Parsons vision as a gift to the community.

#### Council Response to Public Comment

#### 8. Communications, Proclamations, and Appointments.

NONE

#### 9. Consent Agenda Items.

##### a. Approval of Ordinances on First Reading.

NONE

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

**Moved by:** Woodward **Seconded by:** McCaslin

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

##### b. Approval of Ordinances on Second Reading.

i. Council Bill No. 33 --- Authorizing the application for, and acceptance of, a grant award from **ORD # 36** the Bureau of Justice Assistance Edward Byrne Memorial Justice Assistance Grant (JAG) Program.

ii. Council Bill No. 34 -- Approving a lease agreement for the Byers Biosolids Farm.  
**ORD # 37**

iii. Council Bill No. 36 -- Authorizing the execution of two Intergovernmental Subgrantee **ORD # 38** Agreements with Arapahoe County for the 2013 Community Development Block Grant (CDBG).

iv. Council Bill No. 38 --- Authorizing changes to 4-4-2 of the Englewood Municipal Code **ORD # 39** (Building Use Taxes).

v. Council Bill No. 39 --- Eliminating Title 5, Chapter 17, Going Out of Business and Damaged **ORD # 40** Goods Sales and adding a new Section 10 to Chapter 1 of the Englewood Municipal Code.

vi. Council Bill No. 40 --- Amending Title 5, Chapter 6 (Adult Entertainment Establishments) of

**ORD # 41** the Englewood Municipal Code to reflect actual practices and procedures.

vii. Council Bill No. 42 -- Vacating utilities easements at 5001 South Broadway and 5084 South

**ORD # 42** Acoma Street.

c. Resolutions and Motions.

NONE

10. Public Hearing Items. 

i. A Public Hearing to gather input on Council Bill No. 37, authorizing amendments to Title 16: Unified Development Code regarding distilleries, breweries and wineries.

**Motion:** To open the Public Hearing gathering input on Council Bill No. 37.

**Moved by:** Olson **Seconded by:** Wilson

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

All testimony was given under oath.

Chris Neubecker, Senior Planner from Community Development, presented the amendments to Title 16: Unified Development Code regarding distilleries, breweries and wineries.

Those who spoke:

a. Amy Sposato, an Englewood resident, spoke for the progressiveness in Englewood. She said Englewood is lacking great restaurants and great bars. She said we need to bring people to Englewood and considers this a positive movement.

**Motion:** To close the Public Hearing gathering input on Council Bill No. 37.

**Moved by:** Gillit **Seconded by:** McCaslin

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

ii. A Public Hearing to gather input on adopting the Englewood Light Rail Corridor Plan as a Supplementary Planning Document in support of Roadmap Englewood: The 2003 Englewood Comprehensive Plan. 

**Motion:** To open the Public Hearing gathering input on adopting the Englewood Light Rail Corridor Plan as a Supplementary Planning Document in support of Roadmap Englewood: The 2003 Englewood Comprehensive Plan.

**Moved by: Jefferson** Seconded by: Wilson

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

All testimony was given under oath.

John Vorboril, Planner II from the Community Development Department, presented the Englewood Light Rail Corridor Plan as a Supplementary Planning Document in support of Roadmap Englewood: The 2003 Englewood Comprehensive Plan. He detailed zoning changes, plans, and byways.

Those who spoke include:

a. Aaron Coalwell, an Englewood resident, said he and his boss do not have a problem with this plan. Their main concern is their employee expansion and they don't want to be forced out of the property. They just signed a long term lease.

b. Michael Sroczyński, an Englewood business owner, said that this meeting is only a formality. He doesn't think Council knows what they do or how they do it. Mr. Sroczyński thinks this will be very expensive. Parking will be an issue. Commercial workers do not want residents in their areas.

c. John Spedding, an Englewood property owner, said his property now looks toward the Sheridan apartments. There are many companies who support this change. The project is already mixed use. He is in favor of this project. He is glad that CDOT is involved with this project. He encouraged citizens to come out and support the vision.

d. Pam Beets, an Englewood resident, said she has mixed feelings about this project. There are many opportunities but she is concerned about traffic through the neighborhoods. There are problems that need to be solved first. Trust is a factor that is missing.

e. Lewis Fowler, an Englewood resident, said the ratio of equity properties to rental properties should be looked at.

f. Seth Sacks, an Englewood resident, asked if the City of Sheridan owns the land west of Santa Fe. He inquired about a light rail parking lot in Sheridan.

g. Clinton Keithline, an Englewood business owner, feels that City Council does not recognize the businesses that currently exist. They are afraid that they will lose their business and have to relocate.

h. Bev Cummins, an Englewood resident, said she is here for the little people. You keep selling all of the property that is Englewood. You are taking Englewood away from us.

i. Aaron Reid, an Englewood resident, said a common thread with the comments is that Englewood is growing and some people do not want this growth. He stated that we need to have safety awareness and use common sense when placing buildings at a location.

j. Marilyn Anderson, an Englewood resident, said her son would not rent in Englewood.

**Motion:** To close the Public Hearing gathering input on adopting the Englewood Light Rail Corridor Plan as a Supplementary Planning Document in support of Roadmap Englewood: The 2003 Englewood Comprehensive Plan.

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

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

Recessed at 9:30 p.m.

Reconvened at 9:43 p.m. with all City Council Members present.

## 11. Ordinances, Resolutions and Motions

### a. Approval of Ordinances on First Reading.

i. Council Bill No. 41 --- Recommendation from the Community Development Department to approve a bill for an ordinance authorizing the redemption and sale of 3685 South Fox Street. **Staff Source: Harold Stitt, Senior Planner and Janet Grimmet, Housing Finance Specialist.**

**Motion:** To approve Agenda Item 11 (a) (i), Council Bill No. 41.

**Moved by:** Gillit Seconded by: Olson

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

ii. Council Bill No. 43 --- Recommendation from the City Clerks Office to adopt a bill for an ordinance submitting to a vote of the registered electors of the City of Englewood at the next scheduled Municipal Election a proposed initiative relating to dedication of Park property. **Staff Sources: Frank Gryglewicz, Director of Finance and Administrative Services and Loucrishia Ellis, City Clerk.**

**Motion:** To approve Agenda Item 11 (a) (ii), Council Bill No. 43.

**Moved by:** Gillit Seconded by: Jefferson

**Motion:** To amend Agenda Item 11 (a) (ii), Council Bill No. 43 to remove the whereases from the bill as they were not in the ballot language.

**Moved by:** Gillit Seconded by: Jefferson

Vote as amended: **Motion defeated**(summary: Yes = 1 (Gillit) No = 6)

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

b.Approval of Ordinances on Second Reading

i.Council Bill No. 35 – Approving the sale of the Historic Englewood Depot to Tom and Patti Parson.

**ORD # 43**

**Motion:** To approve Agenda Item 11 (b) (i), Council Bill No. 35.

**Moved by:** WoodwardSecoded by: McCaslin

Vote: **Motion approved**(summary: Yes = 5 No = 2 (Jefferson, Gillit )

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.  10:45 p.m.