

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

**Regular Session**

**September 3, 2013**

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/inside-city-hall/city-council/agendas-and-minutes>

**1. Call to Order**

The regular meeting of the Englewood City Council was called to order by Mayor Penn at 7:41 p.m.

**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 Gryglewicz, Finance and Administrative Services  
Director Fonda, Utilities  
Director White, Community Development  
Revenue and Budget Manager Nolan, Finance and Administrative Services  
Planner II Bell, Community Development  
Engineering/Maintenance Manager Woo, Littleton/Englewood Wastewater Treatment Plant  
Engineer VI Abouaish, Utilities  
Senior Planner Neubecker, Community Development  
Fire Chief Marsh  
Police Sergeant O'Connor

**5. Consideration of Minutes of Previous Session**

(a) **COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF AUGUST 19, 2013.**

**Vote results:**

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

Nays: None

Motion carried.

**6. Recognition of Scheduled Public Comment**

There were no scheduled speakers.

**7. Recognition of Unscheduled Public Comment**

(a) Joseph Barrentine, an Englewood resident, said my speech, prepared for tonight, will not change your minds.

(b) Kathy Haake, an Englewood resident, said I grew up in a small town that had a historical society. She wanted to know what the rush is to sell the Depot. Why do we not have a right to vote on that? Why is the Council ignoring the petitions? She is bothered by things that are happening.

(c) Elaine Hults, an Englewood resident, said I understand the Acoma property discussed at Study Session and it doesn't make sense. Englewood is not, never has been, and never will be an upscale community. Englewood is an average community. Look at what traffic and parking is during the day. We are losing businesses left and right. They are moving to Littleton. The parking on Broadway doesn't make sense.

(d) Amy Sposato, an Englewood resident, said the problem I have with this project is that not one City Council member has walked into our business and told us about it. This impacts not only my residence, but also the business I work in. We are a blue collar town. The parking lot will impact the current businesses. Where is your vision? There needs to be more transparency between the City and the developer. People are upset about this project. Does Council ever visit the businesses?

(e) John R. Feters III, representing the building next door to the Acoma project, said the building owner has not ever been contacted. Local businesses have some concerns. Parking spaces are needed for the businesses. If they are too far away, they are ineffectual. We are entitled to parking as we paid a tax for them. The parking is a disconnect. I am excited about the project, but also have some concerns. There are some unintended costs associated with this project.

(f) Ida May Nicholl, an Englewood resident, said I am speaking on the sale of the park land. It is amazing what you can find out by visiting folks. We brought before you petitions to show you people care about Englewood. Let the citizens win on this one. People do not think their voice will be heard. Please put the ordinance on the November ballot and let the citizens' vote on it. It is important to uphold our City Charter.

(g) Laurrett Barrentine, an Englewood resident, said she is here to speak about our legal representation. He allows City Council to do what they want to do. He is not elected but hired by you. The City Attorney used a case that is still in court to justify not accepting the protest of the ordinance. You have one last chance to put the sale of the land on the ballot. We have the right to protest.

Council responded to Public Comment.

**8. Communications, Proclamations and Appointments**

There were no communications, proclamations or appointments.

**9. Consent Agenda**

**COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE CONSENT AGENDA ITEMS 9 (a) (i), (ii), (iii), and 9 (b) (i).**

(a) Approval of Ordinances on First Reading

(i) COUNCIL BILL NO. 44, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL WASTEWATER CONNECTOR'S AGREEMENT BETWEEN BOW MAR WATER AND SANITATION DISTRICT AND THE CITY OF ENGLEWOOD, COLORADO.

(ii) COUNCIL BILL NO. 45, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE AUTHORIZING AN INTERGOVERNMENTAL WASTEWATER CONNECTOR'S AGREEMENT BETWEEN COLUMBINE WATER AND SANITATION DISTRICT AND THE CITY OF ENGLEWOOD, COLORADO.

(iii) COUNCIL BILL NO. 46, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE APPROVING SUPPLEMENT NO. 22 TO THE VALLEY SANITATION DISTRICT CONNECTOR'S AGREEMENT WITH THE CITY OF ENGLEWOOD TO INCLUDE ADDITIONAL LAND WITHIN THE DISTRICT'S BOUNDARIES.

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 44, SERIES OF 2013 (COUNCIL BILL NO. 41, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE AUTHORIZING THE REDEMPTION AND SALE OF PROPERTY ACQUIRED THROUGH THE HOUSING REHABILITATION PROGRAM LOCATED AT 3685 SOUTH FOX STREET IN THE CITY OF ENGLEWOOD, COLORADO

**Vote results:**

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

Nays: None

Motion carried.

(c) Resolutions and Motions

There were no additional resolutions or motions submitted for approval. (See Agenda Item 11 (c).)

**10. Public Hearing Items**

There was no public hearing scheduled.

**11. Ordinances, Resolutions and Motions**

(a) Approval of Ordinances on First Reading

(i) Planner II Bell presented a recommendation from the Community Development Department to adopt a bill for an ordinance approving the proposed Navajo Apartments Planned Unit Development. Staff further recommends that Council set a Public Hearing for September 16, 2013 to gather public input on the proposed Planned Unit Development.

**COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 21 AND TO SET A PUBLIC HEARING DATE OF SEPTEMBER 16, 2013 TO GATHER PUBLIC INPUT ON THE PROPOSED PLANNED UNIT DEVELOPMENT.**

COUNCIL BILL NO. 21, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE APPROVING THE REZONING OF 4201 SOUTH NAVAJO STREET FROM I-1 TO NAVAJO APARTMENTS PLANNED UNIT DEVELOPMENT (PUD).

**Vote results:**

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

Motion carried.

(ii) Director of Utilities Fonda and Engineer VI Abouaish presented a recommendation from the Utilities Department to adopt a bill for an ordinance approving the proposed 2013 Water Conservation Plan.

**COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 11 (a) (ii) - COUNCIL BILL NO. 47.**

COUNCIL BILL NO. 47, INTRODUCED BY COUNCIL MEMBER WOODWARD

A BILL FOR AN ORDINANCE APPROVING THE "ENGLEWOOD UTILITIES DEPARTMENT 2013 WATER CONSERVATION PLAN."

**Vote results:**

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

Motion carried.

(b) Approval of Ordinances on Second Reading

(i) Council Bill No. 37, authorizing amendments to Title 16: Unified Development Code regarding distilleries, breweries and wineries was considered.

**COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (b) (i) – ORDINANCE NO. 45, SERIES OF 2013.**

ORDINANCE NO. 45, SERIES OF 2013 (COUNCIL BILL NO. 37, INTRODUCED BY COUNCIL MEMBER WOODWARD)

AN ORDINANCE AMENDING TITLE 16, CHAPTERS 5 AND 11 PERMITTING DISTILLARIES, BREWERIES AND WINERIES IN THE CITY OF ENGLEWOOD.

**Vote results:**

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

Motion carried.

(ii) Council Bill No. 43, authorizing amendments to Title 16: Unified Development Code regarding distilleries, breweries and wineries was considered.

**COUNCIL MEMBER GILLIT MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (b) (ii) – ORDINANCE NO. 46, SERIES OF 2013.**

ORDINANCE NO. 46, SERIES OF 2013 (COUNCIL BILL NO. 43, INTRODUCED BY COUNCIL MEMBER GILLIT)

AN ORDINANCE SUBMITTING TO A VOTE OF THE REGISTERED ELECTORS OF THE CITY OF ENGLEWOOD AT THE NEXT SCHEDULED MUNICIPAL ELECTION A QUESTION REGARDING OFFICIAL DESIGNATION OF PARK PROPERTY WITHIN THE CITY OF ENGLEWOOD.

**Vote results:**

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

Motion carried.

(c) Resolutions and Motions

(i) Director of Community Development White presented a recommendation from the Community Development Department to approve a resolution adopting the Englewood Light Rail Corridor Plan as a Supplementary Planning Document in support of Roadmap Englewood: The 2003 Englewood Comprehensive Plan.

**COUNCIL MEMBER WOODWARD MOVED, AND COUNCIL MEMBER WILSON SECONDED, TO APPROVE AGENDA ITEM 11 (c) (i) – RESOLUTION NO. 70, SERIES OF 2013.**

RESOLUTION NO. 70, SERIES OF 2013

A RESOLUTION APPROVING THE ADOPTION OF THE “ENGLEWOOD LIGHT RAIL CORRIDOR PLAN” AS A SUPPLEMENTARY PLANNING DOCUMENT IN SUPPORT OF “ROADMAP ENGLEWOOD: The 2003 ENGLEWOOD COMPREHENSIVE PLAN.”

**Vote results:**

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

Motion carried.

(ii) Director of Utilities Fonda and Engineering/Maintenance Manager Woo presented a recommendation from the Littleton/Englewood Wastewater Treatment Plant Supervisory Committee to authorize, by motion, a professional services agreement with Brown and Caldwell for engineering support and design services for the Interim Disinfection Improvements Projects.

**COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER GILLIT SECONDED, TO APPROVE AGENDA ITEM 11 (c) (ii) – A MOTION TO AUTHORIZE A PROFESSIONAL SERVICES AGREEMENT WITH BROWN AND CALDWELL FOR ENGINEERING SUPPORT AND DESIGN SERVICES FOR THE INTERIM DISINFECTION IMPROVEMENTS PROJECTS.**

**Vote results:**

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

Motion carried.

**12. General Discussion**

- (a) Mayor's Choice
- (b) Council Members' Choice

**13. City Manager's Report**

City Manager Sears did not have any matters to bring before Council.

**14. City Attorney's Report**

**15. Adjournment**

**MAYOR PENN MOVED TO ADJOURN.** The meeting adjourned at 9:25 p.m.

          /s/ Loucrishia A. Ellis            
City Clerk