

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

Regular Session

January 21, 2014

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 7:37 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, McCaslin, Wilson, Yates, Penn

Absent: Council Member Gillit

A quorum was present.

Also present: City Manager Sears
City Attorney Brotzman
Deputy City Manager Flaherty
City Clerk Ellis
Deputy City Clerk Bush
Director Fonda, Utilities
Director White, Community Development
Emergency Management Coordinator Green
Senior Planner Neubecker, Community Development
Police Sergeant Contos
Fire Chief Marsh

5. Consideration of Minutes of Previous Session

(a) **COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE THE MINUTES OF THE REGULAR CITY COUNCIL MEETING OF JANUARY 6, 2014.**

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson

Nays: None

Absent: Council Member Gillit

Motion carried.

6. Recognition of Scheduled Public Comment

There were no scheduled visitors.

7. Recognition of Unscheduled Public Comment

(a) Jim Jordan, an Englewood resident, said he was going to take the Council to task. There is a one inch tall ridge on Broadway and it is hazardous to the seniors crossing the street, especially for those with walkers. It is near the intersection of Floyd and Broadway. It is near the handicap sidewalk, the asphalt, and the gutter. He stated that Mayor Penn talked to Director Kahm but nothing happened and the problem still exists. He would like Council to try again and to get this fixed.

(b) Kay Howard, a Castle Rock resident, said she is grateful for the money that Council is giving us for the EHS Military Memorial and that we will use the money wisely. She thanked Tom Munds for all of the publicity and advice about other marketing avenues.

Council responded to Public Comment.

8. Communications, Proclamations and Appointments

(a) Aid to Other Agencies recipients accepted the following City of Englewood financial contributions for 2014, presented by Mayor Penn and Mayor Pro Tem Olson:

Arapahoe County Metropolitan Mayors and Commissioners Youth Awards	Received by Nancy Doty
Arapahoe Philharmonic	Received by Walter Rowell
Arapahoe Santa Claus Shop	Received by Carolyn Walker
Brothers Redevelopment Inc.	Received by Jeff Martinez
The Denver Hospice (Hospice of Metro Denver)	Received by Amy Dobersen
Doctors Care	Received by Barb Hansen
EHS Military Memorial	Received by Kay Woodward Howard, Wix Howard, Dennis and Donna Bartlett
Englewood Education Foundation	Received by Sean Von Manowsky
Englewood Historical Preservation Society	Received by Doug Cohn
Englewood Alive!	Received by Joe Fleenor
Freedom Service Dogs	Received by Sharan Wilson, Sarah Galasinni, Bri Bove
Gateway Battered Women's Shelter	Received by Takyia Bradley
Holy Cow Food Bank/Mosiac Church	Received by Jody Been
Inter-Faith Community Services	Received by Jean Flynn Ray
Living Branch Community Fellowship	Received by Pastor Steve Scott
Rocky Mountain Railroad Heritage Foundation	Received by James Jordan, James D. Craig
Special Olympics	Received by Mark De Haven
TLC/Meals on Wheels	Received by Diane McClymonds

(b) A letter from Karen Kenney announcing her resignation from the Cultural Arts Commission was considered.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO ACCEPT THE RESIGNATION OF KAREN KENNEY FROM THE CULTURAL ARTS COMMISSION.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson

Nays: None

Absent: Council Member Gillit

Motion carried.

(c) A letter from Theavy Sok announcing her resignation from the Keep Englewood Beautiful Commission was considered.

COUNCIL MEMBER McCASLIN MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO ACCEPT THE RESIGNATION OF THEAVY SOK FROM THE KEEP ENGLEWOOD BEAUTIFUL COMMISSION.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson
Nays: None
Absent: Council Member Gillit

Motion carried.

9. Consent Agenda

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

(a) Approval of Ordinances on First Reading

(i) COUNCIL BILL NO. 4, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE AUTHORIZING AN APPLICATION FOR AND ACCEPTANCE OF THE 2014 COLORADO DIVISION OF EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) BETWEEN THE CITY OF ENGLEWOOD, COLORADO AND THE STATE OF COLORADO DIVISION OF EMERGENCY MANAGEMENT FOR ENGLEWOOD'S EMERGENCY MANAGEMENT PROGRAM.

(ii) COUNCIL BILL NO. 5, INTRODUCED BY COUNCIL MEMBER OLSON

A BILL FOR AN ORDINANCE APPROVING SUPPLEMENT NO. 5 TO THE VALLEY SANITATION DISTRICT AND COLUMBINE WATER AND SANITATION DISTRICT CONNECTOR'S AGREEMENT FOR THE INCLUSION OF LAND WITHIN THE COLUMBINE SANITATION DISTRICT BOUNDARIES.

(b) Approval of Ordinances on Second Reading

(i) ORDINANCE NO. 1, SERIES OF 2014 (COUNCIL BILL NO. 1, INTRODUCED BY COUNCIL MEMBER OLSON)

AN ORDINANCE AUTHORIZING INTERGOVERNMENTAL AGREEMENTS FOR THE APPLICATION FOR AND ACCEPTANCE OF COLORADO DEPARTMENT OF TRANSPORTATION GRANTS AWARDED TO THE CITY OF ENGLEWOOD FOR VARIOUS PROJECTS RELATED TO TRAFFIC SAFETY EDUCATION AND ENFORCEMENT DURING CALENDAR YEARS 2014, 2015 AND 2016.

(ii) ORDINANCE NO. 2, SERIES OF 2014 (COUNCIL BILL NO. 2, INTRODUCED BY COUNCIL MEMBER WILSON)

AN ORDINANCE AUTHORIZING AN APPLICATION FOR AND ACCEPTANCE OF THE ELIGIBLE GOVERNMENTAL ENTITY AGREEMENT BETWEEN THE STATEWIDE INTERNET PORTAL AUTHORITY OF THE STATE OF COLORADO AND THE CITY OF ENGLEWOOD, COLORADO FOR THE ENGLEWOOD INFORMATION TECHNOLOGY DEPARTMENT.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson
Nays: None
Absent: Council Member Gillit

Motion carried.

(c) Resolutions and Motions

There were no resolutions or motions submitted for approval.

10. **Public Hearing Items**

No public hearing was scheduled before Council.

11. **Ordinances, Resolutions and Motions**

(a) Approval of Ordinances on First Reading

(i) Senior Planner Neubecker presented a recommendation from the Community Development Department to adopt a bill for an ordinance authorizing amendments to Title 16: Unified Development Code regarding Home Occupations. Staff further recommends setting a Public Hearing for February 3, 2014 to consider public testimony on this matter.

[This matter needs an affirmative vote from 3/4 of Council to bring off the table.]

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO TABLE COUNCIL BILL NO. 60 UNTIL COUNCIL MEMBER GILLIT RETURNS.

COUNCIL MEMBER WILSON WITHDREW HER MOTION TO TABLE COUNCIL BILL NO. 60.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER JEFFERSON SECONDED, TO BRING COUNCIL BILL NO. 60 OFF OF THE TABLE.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson
Nays: None
Absent: Council Member Gillit

Motion carried.

COUNCIL MEMBER JEFFERSON MOVED, AND COUNCIL MEMBER OLSON SECONDED, TO APPROVE AGENDA ITEM 11 (a) (i) - COUNCIL BILL NO. 60, AS AMENDED WITH ALL SEVEN ISSUES, AND TO SET A PUBLIC HEARING FOR FEBRUARY 3, 2014 TO CONSIDER PUBLIC TESTIMONY ON THIS MATTER.

COUNCIL BILL NO. 60, INTRODUCED BY COUNCIL MEMBER JEFFERSON

A BILL FOR AN ORDINANCE AMENDING TITLE 16, CHAPTERS 5, 4-C (1) (a) THROUGH (g); 5-4-C (2) AND 11-2-B, OF THE ENGLEWOOD MUNICIPAL CODE 2000 PERTAINING TO HOME OCCUPATIONS AND ALLOWING THEM IN THE R-1-A ZONE DISTRICTS.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson
Nays: None
Absent: Council Member Gillit

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

There were no resolutions or motions submitted for approval.

12. **General Discussion**

(a) Mayor's Choice

(b) Council Members' Choice

(i) Council Bill No. 6, amending Rules of Order and Procedure for City Council VI, H was considered.

COUNCIL MEMBER WILSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO APPROVE AGENDA ITEM 12 (b) (i) COUNCIL BILL NO. 6.

COUNCIL BILL NO. 6, INTRODUCED BY COUNCIL MEMBER WILSON

A BILL FOR AN ORDINANCE AMENDING THE RULES OF ORDER AND PROCEDURE FOR THE CITY COUNCIL OF THE CITY OF ENGLEWOOD, COLORADO SECTION VI, DUTIES AND PRIVILEGES OF COUNCIL MEMBERS, SUBSECTION H – VOTING.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson

Nays: None

Absent: Council Member Gillit

Motion carried.

(ii) City Council discussed the 2014 Citizen of the Year nomination.

COUNCIL MEMBER OLSON MOVED, AND COUNCIL MEMBER McCASLIN SECONDED, TO NOMINATE KELLS WAGGONER AS THE 2014 CITIZEN OF THE YEAR.

Vote results:

Ayes: Council Members Yates, McCaslin, Wilson, Penn, Jefferson, Olson

Nays: None

Absent: Council Member Gillit

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 8:51 p.m.

/s/ Loucrishia A. Ellis
City Clerk