

**TOWN OF PARKER COUNCIL
MINUTES
JULY 8, 2019**

Mayor Mike Waid called the meeting to order at 6:06 P.M. Councilmember Joshua Rivero was absent.

Town Attorney Jim Maloney announced the topic for discussion in Executive Session was one item pursuant to C.R.S. § 24-6-402(4)(b) to receive legal advice on specific legal questions concerning Section 10-11.080 of the Parker Municipal Code (amended and restated service plans for Hess Ranch Metropolitan District Nos. 4-8 and related intergovernmental agreements).

EXECUTIVE SESSION

Debbie Lewis moved and Renee Williams seconded to go into Executive Session to hold a conference with the Town's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. §24-6-402(4)(b).

The motion was approved unanimously.

Debbie Lewis moved and Renee Williams seconded to come out of Executive Session at 6:34 P.M.

The motion was approved unanimously.

REGULAR MEETING

Mayor Waid reconvened the meeting at 7:00 P.M.

The Pledge of Allegiance was led by Otto, a Boy Scout in the audience.

PARKER CHAMBER OF COMMERCE UPDATES

None.

DOWNTOWN BUSINESS ALLIANCE UPDATES (First Meeting of Month)

Ann Bearrington provided an update for the Downtown Business Alliance.

PUBLIC COMMENTS

Beth Huffman, 9782 Sara Gulch Circle (unincorporated Douglas County) asked if there will be any more recreation areas in the Town, as another pool is needed.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

Councilmembers reported on meetings they attended since the last Council meeting.

CONSENT AGENDA

- A. *APPROVAL OF MINUTES - June 3, 2019 and June 17, 2019*

- B. *ORDINANCE NO. 8.30 - First Reading*
A Bill for an Ordinance to Add a New Chapter 4.11, Entitled Impact Fees, to the Parker Municipal Code
Department: Town Attorney, Kristin Schledorn
Town Administrator, Dannette Robberson
Second Reading: July 15, 2019
- C. *ORDINANCE NO. 8.20.4 - First Reading*
A Bill for an Ordinance Repealing Chapter 4.11 of the Parker Municipal Code, Entitled Impact Fees, and Amending Chapter 4.07 of the Parker Municipal Code, Entitled Development Excise Tax, Subject to the Approval of the Registered Electors of the Town at the Special Election on November 5, 2019
Department: Town Attorney, Kristin Schledorn
Finance, Mary Lou Brown
Second Reading: July 15, 2019
- D. *ORDINANCE NO. 1.534 - First Reading*
A Bill for an Ordinance Submitting a Ballot Question to the Registered Electors of the Town of Parker at the November 5, 2019, Special Election to Raise Additional Revenue Through an Increase in the Excise Tax Imposed on New Residential Development
Department: Town Attorney, Kristin Schledorn
Second Reading: July 15, 2019
- E. *ORDINANCE NO. 1.523.3 - First Reading*
A Bill for an Ordinance to Adopt the 2019 Revised Budget for the Town of Parker and to Make Appropriations for the Same
Department: Finance, Mary Lou Brown
Finance, Rhonda Willey
Second Reading: July 15, 2019
- F. *ORDINANCE NO. 9.292 - First Reading*
A Bill for an Ordinance to Approve the Delegation and Participation Agreement By and Between the Town of Parker and the City and County of Denver for the Metro Mortgage Assistance Plus Program
Department: Community Development, Bryce Matthews
Second Reading: July 15, 2019
- G. *ORDINANCE NO. 1.535 - First Reading*
A Bill for an Ordinance to Approve the Memorandum of Understanding Among the Board of County Commissioners of the County of Douglas, the Douglas County Mental Health Initiative, Caring Communities of Colorado, LLC, the Town of Parker and the Douglas County Sheriff's Office Concerning a Community Response Team
Department: Police, Jim Tsurapas
Second Reading: July 15, 2019

- H. *ORDINANCE NO. 1.533.1 - First Reading*
A Bill for an Ordinance Amending Ordinance No. 1.533, Series 2019, Finally Adopted and Approved on May 23, 2019, Relating to the Leasing of Certain Town Property and the Execution and Delivery By the Town of a Site Lease, a Lease Purchase Agreement and Other Financing Documents in Connection Therewith
Department: Finance, Mary Lou Brown
Finance, Rhonda Willey
Second Reading: July 15, 2019
- I. *ORDINANCE NO. 9.293 - First Reading*
A Bill for an Ordinance Approving the Intergovernmental Agreement Between the Douglas County Clerk and Recorder and the Town of Parker Regarding the Conduct and Administration of the November 5, 2019, Coordinated Election
Department: Town Attorney, Jim Maloney
Town Clerk, Carol Baumgartner
Second Reading: July 15, 2019
- J. *RESOLUTION NO. 19-051*
A Resolution to Amend Resolution No. 10-046, Series 2010, and to Adopt the Updated Town of Parker Emergency Operations Plan
Department: Police, Andy Coleman
Police, Greg Thornton
- K. *CHAMBERS ROAD ANNEXATIONS*
Department: Community Development, Stacey Nerger
1. *RESOLUTION NO. 19-042*
A Resolution Finding Substantial Compliance of the Chambers Road No. 1 Property's Annexation Petition with C.R.S. § 31-12-107 and Setting a Public Hearing on August 19, 2019, for the Purpose of Considering Said Annexation
2. *RESOLUTION NO. 19-043*
A Resolution Finding Substantial Compliance of the Chambers Road No. 2 Property's Annexation Petition with C.R.S. § 31-12-107 and Setting a Public Hearing on August 19, 2019, for the Purpose of Considering Said Annexation
3. *RESOLUTION NO. 19-044*
A Resolution Finding Substantial Compliance of the Chambers Road No. 3 Property's Annexation Petition with C.R.S. § 31-12-107 and Setting a Public Hearing on August 19, 2019, for the Purpose of Considering Said Annexation
4. *RESOLUTION NO. 19-045*
A Resolution Finding Substantial Compliance of the Chambers Road and Public Service Company of Colorado Right-of-Way Property's Annexation Petition with C.R.S. § 31-12-107 and Setting a Public Hearing on August 19, 2019, for the Purpose of Considering Said Annexation

L. CONTRACTS OVER \$100,000

1. *Kings Point Way - Cottonwood Drive to Aurora Parkway (CIP18-001)*
Amount: \$3,054,315.00
Contractor: HEI Civil
Department: Engineering and Public Works, Tom Gill
2. *Lincoln Avenue Extension & Auxiliary Lane (CIP 19-0013)*
Amount: \$706,380.15
Contractor: Brannan Sand & Gravel, Inc
Department: Engineering/Public Works, Danny Smith
3. *2019 Townwide Concrete Replacement Program Contract Modification (CIP 19-006)*
Amount: \$86,000
Contractor: Stone & Concrete, Inc
Department: Engineering/Public Works, Danny Smith
4. *Auburn Hills Park Project Professional Services Agreement*
Amount: \$122,218
Contractor: Wenk Associates
Department: Engineering and Public Works, Bob Exstrom
5. *Asset Management Software Professional Services Agreement*
Amount: \$234,400.00
Contractor: Beehive Industries
Department: Engineering and Public Works, Danny Smith

Renee Williams moved and Debbie Lewis seconded to approve Consent Agenda Items 6A through 6L.

The motion was approved unanimously.

PUBLIC HEARINGS

2019 BUDGET AMENDMENT

Department: Finance, Mary Lou Brown
Engineering/Public Works, Jim Gilbert

1. **ORDINANCE NO. 1.523.2 Second Reading**
A Bill for an Ordinance to Adopt the 2019 Budget Amendment for the Town of Parker and to Make Appropriations for the Same

7:18 P.M.

The purpose of this budget revision is to amend the appropriated funds for 2019.

The Town is refunding the 2009 COPS. As part of this transaction \$3,500,000 will be paid towards the existing principal.

There is also a budget adjustment request to add \$750,000 to the budgeted sales tax revenue.

Public Comment - None

Cheryl Poage moved to approve Ordinance No. 1.523.2 on second reading.

Renee Williams seconded the motion.

The motion was approved unanimously.

2. Repairs to PACE Center Roof

Amount: \$230,000

Contractor: Exterior Solutions

Cultural Fund -- The PACE center roof has failed and requires a new one. The quote for the replacement is \$230,000 of which \$30,000 has already been budgeted. This will provide the Town with a new 20-year warranty on the roof inclusive of a 99 mile per hour wind rider. The quote from Exterior Solutions for this work is \$196,425. An additional \$33,575 in provisional funds are included to address any unforeseen repairs required to the concrete substructure or project as a whole. Work is scheduled from August 5, 2019 through August 15, 2019.

Public Comment - None

The Public Hearing was closed at 7:23 P.M.

Cheryl Poage moved to approve the staff recommendation for this contract.

Renee Williams seconded the motion.

The motion was approved unanimously.

ORDINANCES

ORDINANCE NO. 9.291- Second Reading

A Bill for an Ordinance Approving the Agreement Regarding Final Design and Construction of Fee-In-Lieu Drainage and Flood Control Improvements for Green Acres Tributary at Compark Village South (Agreement No. 19-06.01, Project No. 107382) By and Between Urban Drainage and Flood Control District and the Town of Parker

Department: Engineering/Public Works, Jacob James

The purpose of this agreement with the Urban Drainage and Flood Control District is to transfer funds received from the developer to the District. The funds will be used to design improvements to the Green Acres Tributary located on the Compark South property. Design

and construction of the improvements is an obligation of the developer and providing these funds to the District satisfies this Town requirement.

Public Comment - None

Debbie Lewis moved to approve Ordinance No. 9.291 on second reading.

Renee Williams seconded the motion.

The motion was approved unanimously.

RESOLUTIONS

RESOLUTION NO. 19-052

A Resolution to Approve the Mutual Release and Settlement, by and between the Town of Parker, Colorado, and South Metro Fire Rescue Fire Protection District

Department: Town Attorney, Jim Maloney

Councilmember Poage left the meeting at 7:29 P.M. because she had a conflict of interest on this item.

The purpose of this agenda item is for the Town Council to approve the Mutual Release and Settlement Agreement (the "Agreement"), by and between the Town of Parker, Colorado (the "Town") and South Metro Fire Rescue Fire Protection (the "District"). The Town and the District desire to finally resolve the Litigation by addressing impacts to the District that are created by new development in the Town.

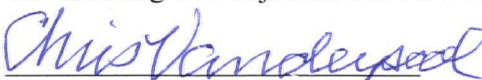
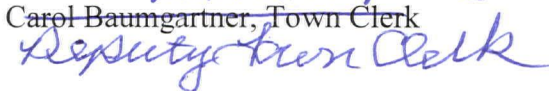
The Town and the District desire to enter into the Agreement and include as a component of the Town Excise Tax an excise tax for public safety services, subject to Town voter approval (the "Public Safety Services Component"), which Public Safety Services Component would be remitted by the Town to the District on an annual basis for a minimum of twenty (20) years. For the reason that the Town Excise Tax, including the Public Safety Services Component, is subject to voter approval by the registered electors of the Town at an election to be conducted on November 5, 2019, the Town and the District desire to conditionally resolve the Litigation through the Agreement, subject to the conditions contained in the Agreement.

John Diak moved to approve Resolution No. 19-052.

Debbie Lewis seconded the motion.

The motion was approved unanimously.

The meeting was adjourned at 7:38 P.M.


Carol Baumgartner, Town Clerk



Mike Waid, Mayor