



TOWN COUNCIL STUDY SESSION AGENDA
July 22, 2019
5:30 PM

I. Town Council Items

II. Study Session Items

1. DC Housing Partnership Community Contribution Recipient Presentation - Guests - 15 minutes
2. Parker Area Chamber of Commerce Community Contribution Recipient Presentation - Guests - 15 minutes
3. Discussion of Wildlife Management - Fussa - 15 minutes
4. Bills Regarding Smoking and Tobacco Sales Regulation - Schledorn - 20 minutes
5. Resolution Related to the Citizen Initiatives - Waid - 15 minutes
6. Sharefile Training - Schledorn - 15 minutes

Douglas County Housing Partnership



2018 ACCOMPLISHMENTS

JULY 2019



Town of Parker



The mission of the
Town of Parker is to
enrich the lives of
residents by providing
exceptional services...

DCHP Programs/Services



- ☐ Reverse Mortgage Counseling
- ☐ Foreclosure Mitigation Counseling
- ☐ Homebuyer Education & Credit Counseling
- ☐ Home Ownership Program
- ☐ Rental Housing

Parker's cost



Parker provides DCHP with \$35,000 annually

The estimated population of Parker is

53,528

\$0.65 per person

Parker Resident's Benefit



☐ Reverse Mortgage Counseling for seniors 62+

2014	50	5 Parker senior families	10%
2015	94	9 Parker senior families	10%
2016	77	6 Parker senior families	8%
2017	100	16 Parker senior families	16%
2018	102	12 Parker senior families	12%

Parker Resident's Benefit



☐ Foreclosure Counseling

2014	554	161 Parker families	29%
2015	106	36 Parker families	34%
2016	61	16 Parker families	26%
2017	68	12 Parker families	18%
2018	63	11 Parker families	17%

Parker Resident's Benefit



□ Home Buyer Education classes

2014	251	53 Parker families attended	21%
2015	290	75 Parker families attended	26%
2016	341	92 Parker families attended	27%
2017	387	54 Parker families attended	14%
2018	310	65 Parker families attended	21%

Parker Resident's Benefit



☐ Homeownership Program Down Payment Assistance

2014	20	5 homes in Parker	25%
2015	20	10 homes in Parker	50%
2016	18	8 homes in Parker	44%
2017	7	2 homes in Parker	29%
2018	8	3 homes in Parker	29%

Occupations/ Employers



Project Administrator	Construction
Medical Assistant	Kaiser Permanente
Sales	Colorado Rockies
Teacher	Private school
Property Manager	Shea Properties
Pharmacy Tech	Safeway
Postal Worker	USPS

The homes



LIHTC Rental Housing



☐ Copper Steppe	264 units
☐ Apex Meridian	156 units
☐ Parker Hilltop	125 units
☐ Lincoln Pointe Lofts	220 units

Planned:

☐ Apex Meridian II	156 units
☐ South Range Crossings	204 units

Compare the Rent



	Market Rent	60% LIHTC rent	Annual Savings
1-bedroom	\$1,269+	\$1,044	\$2,700
2-bedroom	\$1,627+	\$1,254	\$4,476
3-bedroom	\$1,957+	\$1,448	\$6,108

AMI		1 Bed	2 Bed	3 Bed		1 Person	2 Person	3 Person	4 Person
60%		\$1,044	\$1,254	\$1,448		\$39,000	\$44,580	\$50,160	\$55,680
50%		\$870	\$1,045	\$1,206		\$32,500	\$37,150	\$41,800	\$46,400
40%		\$696	\$836	\$965		\$26,000	\$29,720	\$33,440	\$37,120
30%		\$522	\$627	\$724		\$19,500	\$22,290	\$25,080	\$27,840



MEMORANDUM

TO: Mayor Waid and Members of Town Council
FROM: John Fussa, Community Development Director
DATE: July 22, 2019
SUBJECT: Wildlife Management Discussion

ISSUE:

Town Council has asked for a discussion of the following:

1. **Prairie Dogs:** Growth and development is impacting existing prairie dog colonies and habitat. How to effectively and humanely manage the impacts?
2. **Wildlife Management:** Growth and development is impacting existing wildlife, wildlife habitat and natural ecosystems. How to protect animals, preserve habitat and provide opportunity for wildlife to re-establish?

FISCAL/BUDGET IMPACT:

N/A

BACKGROUND:

N/A

RECOMMENDATION:

1. **Prairie Dogs:** Amend Municipal Code to create management standards that encourage relocation and require humane mitigation.
2. **Wildlife Management:** Amend Land Development Ordinance to create a requirement for an Environmental Assessment triggered by certain development proposals having substantive environmental considerations.

REQUESTED DIRECTION:

For discussion and direction purposes only

ATTACHMENT:

1. Wildlife Presentation

DRAFT

Town Council Study Session

July 22, 2019

Discussion of Wildlife Management



Prairie Dog Management

- **Issue:** Growth and development is impacting existing prairie dog colonies and habitat. How to effectively and humanely manage the impacts?
- **Option 1:** Status quo
- **Option 2:** Encourage relocation
- **Option 3:** Encourage relocation, require humane mitigation *Staff recommendation*
- **Option 4:** Require relocation, require humane mitigation

Prairie Dog Management

- **Option 3:** Encourage relocation, require humane mitigation
- **Issue 1:** How to encourage relocation? Incentives?
- **Issue 2:** Humane mitigation options?
- **Issue 3:** Require approval, permit?
- **Issue 4:** Require public notice?
- **Issue 5:** Demonstration or pilot project?



Wildlife Management

- **Issue:** Growth and development is impacting existing wildlife, wildlife habitat and natural ecosystems. How to protect animals, preserve habitat and provide opportunity for wildlife to re-establish?
- **Option 1:** Status quo
- **Option 2:** Status quo but seek greater review by C.P.W., U.S.F.W. and other relevant entities
- **Option 3:** Create Environmental Assessment Requirement **Staff recommendation**
- **Option 4:** Create Environmental Impact Statement Requirement

Wildlife Management

- **Option 3:** Create Environmental Assessment Requirement
- **Issue 1:** Best practices?
- **Issue 2:** What are the triggers?
- **Issue 3:** Establish model format and standards?
- **Issue 4:** How apply results to development proposals?
- **Issue 5:** What are Priorities? Corridors, Linkages, Mitigating Conflict, Open Space, Wildlife, etc...



Wildlife Management

Next Steps if Town Council directs action:

Prairie Dog Management

- Complete research and identification of best practices
- Determine public outreach
- Finalize policy and draft ordinance(s)
- Consult w/Council
- Public hearing on proposed ordinance(s)

Wildlife Management

- Complete research and identification of best practices
- Determine public outreach
- Finalize policy and draft ordinance(s)
- Consult w/Council
- Public hearing on proposed ordinance(s)

Proposed Completion

- Q4 2019





MEMORANDUM

TO: Mayor and Town Council
FROM: Kristin Schledorn, Deputy Town Attorney
DATE: July 22, 2019
SUBJECT: Bills Regarding Smoking and Tobacco Sales Regulation

ISSUE:

Whether (1) to increase the no-smoking distance requirements from entryways from 15 feet to 25 feet; (2) to raise the minimum legal age in the Town for the purchase or possession of tobacco products; and (3) to explore a ballot measure regarding a municipal special sales tax on tobacco and nicotine products or to impose licenses or fees as a condition of engaging in the business of selling cigarettes in the Town.

FISCAL/BUDGET IMPACT:

Because HB 19-1033 maintains the prohibition on the sharing of the state cigarette sales tax to municipalities that enact their own local cigarette sales tax, it is not recommended that the Town pursue a local sales tax at this time. Additionally, such a tax question could not be submitted to Town voters until the 2020 state general election. The bill does, however, now permit the share-back to a municipality that imposes a fee or a license (such action was previously grounds for eliminating the share-back).

BACKGROUND:

HB 19-1033 - Increase Legal Age to Purchase Tobacco Products

Fourteen (14) states and more than 470 local governments have enacted legislation to raise the legal age to purchase tobacco products to 21 years of age (see attached list). House Bill 19-1033 allows Colorado's local governments to increase the legal age to purchase tobacco and institute a local sales tax on tobacco products. The new legislation revises language prohibiting the purchase of cigarettes, tobacco, and nicotine products to those under 18 years of age, to allow local governments the discretion to introduce legislation that prohibits the sales or possession of these products to any individual who is a "minor", as defined by the locality, which may include those up to 21 years of age. The new legislation also provides municipalities with the option to impose more stringent requirements for such sales.

A second component to the legislation authorizes local governments to levy, collect, enforce, and administer a special sales tax upon the sale of cigarettes, tobacco products, and nicotine products, following approval by eligible Town electors.

The Town's current Municipal Code currently defines the minimum legal age for the purchase, use or possession of tobacco products as 18 years of age.

HB 19-1076 - Amendment to Colorado Clean Indoor Air Act

In 2006, the Colorado Clean Indoor Air Act, C.R.S. 25-14-202, was adopted in an effort to protect nonsmokers from involuntary exposure to smoke from tobacco and marijuana in most indoor areas open to the public. The Town of Parker adopted ordinances in compliance with these restrictions.

House Bill 19-1076 amends the Colorado Clean Indoor Air Act and was primarily aimed at protecting the public from the involuntary exposure to emissions from secondhand smoke and electronic smoking devices, commonly referred to as e-cigarettes. The new legislation also contains stricter requirements regarding signage related to minors, prohibits minors' access to cigar-tobacco bars and retail tobacco businesses including vaping establishments, and allows municipalities to adopt legislation to increase the minimum distance from which an individual is permitted to smoke near the entryway of specified businesses and public buildings from 15 feet to 25 feet. If the Town would like to keep the minimum distance set at 15 feet, it can do so under the new law; it can also establish a distance greater than 25 feet. The amended Clean Indoor Air Act also tightens up restrictions on secondhand emissions in workplaces by requiring all employers to prohibit smoking of any type in the workplace. Hotels and motels are no longer listed as an exception under the new legislation and are no longer permitted to have smoking rooms.

RECOMMENDATION:

Staff recommends amendments to Chapter 6.02 (Smoking Regulations) to revise the locations where smoking is no longer allowed, to update the definition of "smoking" and to add in the signage requirements. Staff requests direction on the increased no-smoking radius from entryways, increasing the minimum age for tobacco and nicotine sales and possession to 21 years and further exploring the possibility of imposing a fee or license as a condition of engaging in the business of selling cigarettes.

REQUESTED DIRECTION:

Provide direction on (1) whether to increase the no-smoking distance requirements from entryways; (2) whether to raise the minimum legal age in the Town for the purchase or use of tobacco products; and (3) whether to explore a ballot measure regarding a municipal special sales tax on tobacco and nicotine products or to impose licenses or fees as a condition of engaging in the business of selling cigarettes in the Town.

ATTACHMENT:

1. States and Localities with Increased Age to Purchase Tobacco Products



STATES AND LOCALITIES THAT HAVE RAISED THE MINIMUM LEGAL SALE AGE FOR TOBACCO PRODUCTS TO 21

As of June 20, 2019, sixteen states – Arkansas, California, Connecticut, Delaware, Hawaii, Illinois, Maine, Maryland, Massachusetts, New Jersey, Oregon, Texas, Utah, Vermont, Virginia and Washington – have raised the tobacco age to 21, along with Washington, DC and at least 470 localities. Some of the localities are in states that subsequently enacted statewide laws. The strength of state and local laws, such as their enforcement and penalties, varies substantially.

States

Hawaii (effective 1/1/16)
California (effective 6/9/16)
New Jersey (effective 11/1/17)
Oregon (effective 1/1/18)
Maine (effective 7/1/18)
Massachusetts (effective 12/31/18)
Illinois (effective 7/1/19)
Virginia (effective 7/1/19)

Delaware (effective 7/16/19)
Arkansas (effective 9/1/19)
Texas (effective 9/1/19)
Vermont (effective 9/1/19)
Connecticut (effective 10/1/19)
Maryland (effective 10/1/19)
Washington (effective 1/1/20)
Utah (effective 7/1/21)

Localities

Alaska (1)

1. Sitka

Arizona (2)

1. Cottonwood
2. Douglas

Arkansas (3)

1. Harrison
2. Helena/West Helena
3. Phillips County

California (16)¹

1. Arvin
2. Elk Grove
3. Fairfax
4. Healdsburg
5. Kern County
6. Los Gatos
7. Novato
8. Palo Alto
9. San Francisco City/Ctny
10. Santa Clara County
11. Santa Cruz County
12. Saratoga
13. Scotts Valley
14. Sonoma County
15. South El Monte
16. South Pasadena

Colorado (6)

1. Aspen
2. Avon
3. Basalt
4. Carbondale
5. Edgewater
6. Snowmass

Connecticut (8)

1. Bridgeport
2. Hartford
3. Meriden
4. Milford
5. Southington
6. South Windsor
7. Trumbull
8. Wallingford

Florida (1)

1. Alachua County

Hawaii (1)

1. Hawaii County

Illinois (35)

1. Arlington Heights
2. Aurora
3. Barrington
4. Berwyn
5. Bolingbrook
6. Buffalo Grove

Illinois (cont'd)

7. Chicago
8. Cook County
9. Deerfield
10. Des Plaines
11. Elgin
12. Elk Grove
13. Evanston
14. Glen Ellyn
15. Gurnee
16. Highland Park
17. Hoffman Estates
18. Hopkins Park
19. Lake County²
20. Lake Zurich
21. Lincolnshire
22. Maywood
23. Mundelein
24. Naperville
25. Normal
26. Oak Park
27. Peoria
28. Riverwoods
29. Rolling Meadows
30. Skokie
31. Vernon Hills
32. Washington
33. West Chicago
34. Wheaton
35. Wilmette

Kansas (22)

1. Bonner Springs
2. Douglas County²
3. Garden City
4. Holcomb
5. Iola
6. Johnson County²
7. Kansas City/Wyandotte Cty
8. Lansing
9. Leavenworth
10. Leawood
11. Lenexa
12. Merriam
13. Mission Hills
14. Olathe
15. Overland Park
16. Parsons
17. Prairie Village
18. Roeland Park
19. Shawnee County²
20. Topeka³
21. Westwood Hills
22. Westwood

Maine (1)

1. Portland

Massachusetts (237) ⁴

1. Acton
2. Acushnet
3. Adams
4. Agawam
5. Amesbury
6. Amherst
7. Andover
8. Arlington
9. Ashburnham
10. Ashby
11. Ashland
12. Athol
13. Attleboro
14. Avon
15. Ayer
16. Barnstable
17. Bedford
18. Belchertown
19. Bellingham
20. Belmont
21. Beverly
22. Billerica
23. Blackstone
24. Bolton
25. Boston
26. Bourne
27. Braintree
28. Brewster
29. Bridgewater
30. Brimfield
31. Brockton
32. Brookline
33. Buckland
34. Burlington
35. Cambridge
36. Canton
37. Carver
38. Charlemont
39. Chatham
40. Chelmsford
41. Chelsea
42. Chicopee
43. Chilmank
44. Clinton
45. Cohasset
46. Concord
47. Conway
48. Dalton
49. Danvers
50. Dartmouth
51. Dedham
52. Deerfield
53. Dighton
54. Dover
55. Dracut
56. Duxbury
57. East Longmeadow
58. Eastham
59. Easthampton
60. Easton
61. Edgartown
62. Egremont
63. Essex
64. Everett
65. Fairhaven
66. Fall River
67. Falmouth
68. Fitchburg
69. Foxboro
70. Framingham
71. Franklin
72. Georgetown
73. Gill
74. Gloucester
75. Grafton
76. Great Barrington
77. Greenfield
78. Groton
79. Hadley
80. Halifax
81. Hamilton
82. Hanover
83. Harvard

Massachusetts (cont'd)

84. Harwich
85. Hatfield
86. Haverhill
87. Heath
88. Hingham
89. Hinsdale
90. Holbrook
91. Holden
92. Holliston
93. Holyoke
94. Hopedale
95. Hopkinton
96. Hubbard
97. Hudson
98. Hull
99. Ipswich
100. Kingston
101. Lancaster
102. Lanesborough
103. Lawrence
104. Lee
105. Lenox
106. Leominster
107. Leverett
108. Lexington
109. Lincoln
110. Littleton
111. Longmeadow
112. Lowell
113. Ludlow
114. Lynn
115. Lynnfield
116. Malden
117. Manchester
118. Mansfield
119. Marblehead
120. Marion
121. Marlborough
122. Marshfield
123. Mashpee
124. Maynard
125. Medfield
126. Medford
127. Medway
128. Melrose
129. Mendon
130. Methuen
131. Middleton
132. Milford
133. Millbury
134. Millis
135. Milton
136. Montague
137. Nantucket
138. Natick

Massachusetts (cont'd)

139. Needham
140. New Bedford
141. Newton
142. Norfolk
143. North Adams
144. North Andover
145. North Attleboro
146. Northborough
147. Northbridge
148. Northampton
149. North Reading
150. Norton
151. Norwell
152. Norwood
153. Oak Bluffs
154. Orange
155. Orleans
156. Otis
157. Oxford
158. Palmer
159. Peabody
160. Pembroke
161. Pittsfield
162. Plainville
163. Plymouth
164. Provincetown
165. Quincy
166. Randolph
167. Raynham
168. Reading
169. Revere
170. Rockland
171. Rockport
172. Rowley
173. Rutland
174. Salem
175. Salisbury
176. Saugus
177. Scituate
178. Sharon
179. Sheffield
180. Shelburne
181. Sherborn
182. Shrewsbury
183. Somerville
184. South Hadley
185. Southampton
186. Southborough
187. Southbridge
188. Southwick
189. Spencer
190. Springfield
191. Stockbridge
192. Stoneham
193. Stoughton

Massachusetts (cont'd)

194. Stow
195. Sturbridge
196. Sudbury
197. Sunderland
198. Sutton
199. Swampscott
200. Swansea
201. Taunton
202. Templeton
203. Tewksbury
204. Tisbury
205. Topsfield
206. Townsend
207. Tyngsboro
208. Uxbridge
209. Wakefield
210. Walpole
211. Waltham
212. Wareham
213. Watertown
214. Wayland
215. Wellesley
216. Wellfleet
217. Wenham
218. Westboro
219. West Boylston
220. Westfield
221. Westford
222. Weston
223. Westport
224. West Tisbury
225. Westwood
226. Weymouth
227. Whately
228. Whitman
229. Wilbraham
230. Williamstown
231. Wilmington
232. Winchendon
233. Winchester
234. Winthrop
235. Woburn
236. Worcester
237. Yarmouth

Michigan (2)

1. Ann Arbor
2. Genesee County³

Minnesota (34)

1. Albert Lea
2. Arden Hills
3. Austin
4. Beltrami County
5. Bemidji

Minnesota (cont'd)

6. Bloomington
7. Brooklyn Center
8. Duluth
9. Eden Prairie
10. Edina
11. Excelsior
12. Falcon Heights
13. Hermantown
14. Isanti County
15. Lauderdale
16. Lilydale
17. Little Canada
18. Mankato
19. Mendota Heights
20. Minneapolis
21. Minnetonka
22. North Mankato
23. North Oaks
24. Olmsted County
25. Otter Tail County
26. Plymouth
27. Pope County
28. Richfield
29. Robbinsdale
30. Roseville
31. Shoreview
32. St. Louis Park
33. St. Peter
34. Waseca

Mississippi (1)

1. Adams County²

Missouri (18)

1. Columbia
2. Crestwood
3. Des Peres
4. Excelsior Springs
5. Gladstone
6. Grandview
7. Independence
8. Jackson County²
9. Jefferson City
10. Kansas City
11. Lee's Summit
12. Liberty
13. Parkville
14. Peculiar
15. Raymore
16. St. Louis City
17. St. Louis County
18. Smithville

New Hampshire (2)

1. Dover
2. Keene

New Jersey (28)

1. Belleville
2. Bergenfield
3. Bloomingdale
4. Bogota
5. Bradley Beach
6. Cedar Grove
7. East Orange
8. East Rutherford
9. Englewood
10. Fairlawn
11. Garfield
12. Haledon
13. Hanover
14. Highland Park
15. Maplewood
16. Oradell
17. Paterson
18. Princeton
19. Raritan
20. Rutherford
21. Sayreville
22. Teaneck
23. Tenafly
24. Trenton
25. Union City
26. West Orange
27. Westwood
28. Wyckoff

New York (25)

1. Albany County
2. Baxter Estates
3. Cattaraugus County
4. Chautauqua County
5. Cortland County
6. Essex County
7. Great Neck Plaza
8. Hempstead
9. Long Beach
10. Nassau County
11. New Castle
12. New York City
13. North Hempstead
14. Onondaga County
15. Orange County
16. Port Washington North
17. Putnam County
18. Rockland County
19. Schenectady County
20. Suffolk County
21. Sullivan County

New York (cont'd)

22. Tompkins County
23. Ulster County
24. Westchester County
25. Williston Park

Ohio (23)

1. Akron
2. Bexley
3. Cincinnati
4. Cleveland
5. Cleveland Heights
6. Columbus
7. Dublin
8. Euclid
9. Grandview Heights
10. Green
11. Kent
12. Lakewood
13. Mogadore
14. New Albany
15. Newburgh Heights
16. Norton
17. Powell
18. Richfield
19. Summit County²
20. Twinsburg
21. Upper Arlington
22. Wickliffe
23. Worthington

Oregon (1)

1. Lane County

Rhode Island (2)

1. Barrington³
2. Central Falls

Texas (3)

1. Kirby
2. Leon Valley
3. San Antonio

Utah (2)

1. Cedar Hills
2. Lehi

Washington, DC**US Territories**

1. Guam

¹CA localities courtesy of ANR

² Only applies to unincorporated areas of the County

³Challenged in court

⁴ MA localities courtesy of the Municipal Tobacco Control Technical Assistance Program