

**TOWN OF PARKER COUNCIL
MINUTES
MARCH 2, 2020**

Mayor Mike Waid called the meeting to order at 5:30 P.M. All Councilmembers were present.

Town Attorney Jim Maloney announced that the topics for discussion in Executive Session were five (5) items; under C.R.S. § 24-6-402(4)(b) there was one (1) item which was Vista South, LLC, et al., v. City of Centennial, et al., Douglas County District Court, Case No. 2018CV030354; under § 24-6-402(4)(e) there were four (4) items, the first was listing agreement for Town properties between NavPoint Real Estate Group and the Town (My Mainstreet) (Extension of Listing Period), the second was listing agreement for Town properties between NavPoint Real Estate Group and the Town (My Mainstreet) (East Main), the third was listing agreement for Town properties between NavPoint Real Estate Group and the Town (My Mainstreet) (PACE Lot 2) and the fourth was agreement for Sale and Purchase of Land (Schoolhouse) between the Town and ACG, LLC.

EXECUTIVE SESSION

Joshua Rivero moved and Renee Williams seconded to go into Executive Session at 5:35 P.M. 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) and to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiations, pursuant to C.R.S. § 24-6-402(4)(e).

The motion was approved unanimously.

Renee Williams moved and Debbie Lewis seconded to come out of Executive Session at 6:09 P.M. and to recess the regular meeting .

The motion was approved unanimously.

REGULAR MEETING

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

The Pledge of Allegiance was led by several youth who were in the audience.

SPECIAL PRESENTATIONS

Shawn Shulsi, COO for the Red Cross in Colorado and Wyoming and Nayeli Trejos, Aquatics Program Manager, Western U.S., presented the Red Cross Life Saving Award to Parker Recreation employees Hayden Clark and Madeline Vender.

PARKER CHAMBER OF COMMERCE UPDATES

Omar Castilla, 1509 Prince St., provided the Parker Chamber of Commerce monthly update.

DOWNTOWN BUSINESS ALLIANCE UPDATES

Chris Schnel, Chair for the DBA, provided the monthly update.

PUBLIC COMMENTS

There were none.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

Councilmembers provided an update on meetings they each attended since the last Council meeting.

CONSENT AGENDA

- A. *APPROVAL OF MINUTES - February 18, 2020*

- B. *ORDINANCE NO. 9.307 - First Reading*
A Bill for an Ordinance Approving the Agreement Regarding Construction of Fee-In-Lieu Drainage and Flood Control Improvements for Lemon Gulch Upstream of Crowfoot Valley Road (Agreement No. 20-01.13, Project No. 107087) By and Between Urban Drainage and Flood Control District d/b/a Mile High Flood District and the Town of Parker
 Department: Engineering and Public Works, Alex Mestdagh
 Second Reading: March 16, 2020

- C. *ORDINANCE NO. 9.267.3 - First Reading*
A Bill for an Ordinance Approving the Second Amendment to Agreement Regarding Design and Construction of Drainage and Flood Control Improvements for Cherry Creek at the KOA Property Town of Parker (Agreement No. 17-05.19C Project No. 106722) By and Between Urban Drainage and Flood Control District, the Town of Parker, and Cherry Creek Basin Water Quality Authority
 Department: Engineering/Public Works, Michael Grabczyk
 Engineering/Public Works, Alex Mestdagh
 Second Reading: March 16, 2020

- D. *ORDINANCE NO.1.539.1 - First Reading*
A Bill for an Ordinance to Adopt the 2020 Revised Budget for the Town of Parker and to Make Appropriations for the Same
 Department: Finance, Mary Lou Brown
 Finance, Rhonda Willey
 Second Reading: March 16, 2020

- E. *RESOLUTION NO. 20-010*
A Resolution Accepting the Conveyance of Real Property from Anthology West Master Homeowners Association, Inc., (Slope Easement) for a Portion of the Southeast Quarter of Section 44, Township 6 South, Range 66 West
 Department: Engineering and Public Works, Alex Mestdagh

F. *RESOLUTION NO. 20-011*

A Resolution Accepting the Conveyance of a Drainage Easement from Anthology West Master Homeowners Association, Inc., for a Portion of Tract A-1, Stroh Ranch Filing No. 17b, 1st Amendment

Department: Engineering and Public Works, Alex Mestdagh

G. *RESOLUTION NO. 20-012*

A Resolution to Amend Resolution No. 18-054, Series of 2018, Concerning the Town of Parker Policy Manual by the Adoption of a New Town of Parker Policy Statement Number 1-10 Concerning Telephonic Participation Policy

Department: Town Attorney, Kristin Schledorn

H. *RESOLUTION NO. 20-013*

A Resolution to Amend Resolution No. 18-054, Series of 2018, Concerning the Town of Parker Policy Manual by the Adoption of a New Town of Parker Policy Statement Number 1-11 Concerning the Veterans Memorial Banner Program Policy

Department: Engineering and Public Works, Tom Williams

I. *RESOLUTION NO. 20-014*

A Resolution Authorizing the Possession and Consumption of Alcoholic Beverages in Discovery Park, Subject to Certain Conditions

Department: Town Attorney, Kristin Schledorn

J. *RESOLUTION NO. 20-015*

A Resolution to Amend the Administrative Organization Plan for the Town of Parker

Department: Town Administrator, Michelle Kivela

K. *CONTRACTS ABOVE \$100,000*

1. *2020 Townwide Diamond Grind and Joint Seal Program (CIP20-005)*

Amount: \$762,737.06

Contractor: Penhall Company

Department: Engineering/Public Works, Danny Smith

2. *Central Square/TriTech*

Amount: \$192,104.90

Contractor: Central Square/TriTech

Department: Finance, Jason Long

Joshua Rivero moved and Renee Williams seconded to approve Consent Agenda Items 7A through 7K.

The motion was approved unanimously.

PUBLIC HEARINGS

A. ORDINANCE NO. 3.262.1 - Rezoning - Second Reading (Continued from 2/3/20) A Bill for an Ordinance to Amend the Dransfeldt Place Development Guide, Pursuant to the Town of Parker Land Development Ordinance, and Amending the Zoning Ordinance and Map to Conform Therewith

Applicant: Dan Myers, Colorado Steel Systems
Location: Generally located at the west side of Dransfeldt Road between
 Lincoln Meadows Parkway and Plaza Drive
Department: Community Development, BrieAnna Simon
TRAKiT No.: Z19-013

7:25 P.M.

The applicant proposed to amend the Dransfeldt Place Planned Development (PD) zoning to permit certain light industrial uses as a use-by-right. The intent of this PD zoning amendment is to better align the permitted uses with the Parker 2035 Master Plan which designates this area as part of the Light Industrial Character Area.

The current zoning for the subject property was adopted at annexation in 2008 and requires a Use by Special Review approval for all light industrial uses. The proposal will improve the PD zoning by reflecting the light industrial character of the area and better implementing the Master Plan designation for land use.

Applicant

The applicant was available for questions.

Public Comment - None

The Public Hearing was closed at 7:30 P.M.

Joshua Rivero moved to approve Ordinance No. 3.262.1 on second reading.

Debbie Lewis seconded the motion.

The motion was approved unanimously.

B. TAX AND FEE ASSISTANCE PROGRAM AGREEMENT FOR EUCLID AVENUE CHOCOLATES CORP.

Department: Economic Development, Matt Carlson

7:31 P.M.

Euclid Avenue Chocolates Corporation (Kilwins Parker) has filed an application with the Town to participate in the Town of Parker Tax and Fee Assistance Program (TAP), pursuant to Parker Municipal Code 4.02.

The project meets the following goals of the Town's Tax and Fee Assistance Program (TAP):

- *Creates new jobs (employment)
- * Creates new sales tax
- * Contributes to the diversity of jobs and employment opportunities
- * Represents retail diversity

The proposed TAP agreement with Euclid Avenue Chocolates Corp. will include:

1. A rebate of 50% of increased sales tax (excluding Parks & Recreation taxes) for a period not to exceed 3 years.
2. A maximum rebate of all taxes that shall not exceed \$25,000.

Public Comment:

Chris Schnell, DBA, Parker, CO, spoke in favor.

The Public Hearing was closed at 7:37 P.M.

Cheryl Poage moved to approve the Tax and Fee Program Assistance Agreement for Euclid Avenue Chocolates Corporation.

Jeff Toborg seconded the motion.

The motion was approved unanimously.

ORDINANCES

A. ORDINANCE NO. 1.544 - Second Reading

A Bill for an Ordinance Conveying Certain Real Property by Easement to Parker Water and Sanitation District for the Cherry Creek Interceptor Project

Department: Engineering/Public Works, Alex Mestdagh

This ordinance proposes to dedicate sanitary sewer easements and temporary construction easements to Parker Water and Sanitation District (PWSD) over multiple Town-owned parcels. These easements are being requested to accommodate the construction of a major sanitary sewer main known as the Cherry Creek Interceptor project.

Parker Water & Sanitation District will be responsible for the restoration and re-vegetation of all disturbed areas through a Town Grading Permit. The project will also be responsible for any necessary tree mitigation in accordance with Town Code and policies.

Rebecca Tejada of Parker Water & Sanitation District answered questions from Council.

Public Comment - None

Cheryl Poage moved to approve Ordinance No. 1.544 on second reading.

Renee Williams seconded the motion.

The motion was approved unanimously.

B. ORDINANCE NO. 9.269.3 - Second Reading

A Bill for an Ordinance Approving the Second Amendment to Agreement Regarding Design and Construction of Drainage and Flood Control Improvements for Lemon Gulch Downstream of Crowfoot Valley Road (Agreement No. 17-06.08c, Project No. 106741) By and Between Urban Drainage and Flood Control District d/b/a Mile High Flood District and the Town of Parker

**Department: Engineering/Public Works, Michael Grabczyk
 Engineering/Public Works, Alex Mestdagh**

This is an amendment to an Intergovernmental Agreement (IGA) between the Town of Parker and the Mile High Flood District (MHFD - formerly the Urban Drainage and Flood Control District). The amendment is necessary to provide additional funds from both entities to fund the master-planned improvements to Lemon Gulch downstream of Crowfoot Valley Road.

Additional contributions to this project were included within the 2020 budget approved by Town Council. The Town will contribute \$400,000 to the project and the MHFD will contribute an additional \$200,000 to the project for a total supplemental budget of \$600,000. This additional budget will allow for complete funding of the first reach within the project through construction, including construction administrative services. A total project cost of \$2,745,423 is anticipated with a detailed breakdown of funding contributions below.

Project Budget with Proposed Amendment

Mile High Flood District	\$ 350,000
Meritage Homes	\$ 1,996,423
Town of Parker	\$ 400,000
TOTAL PROJECT BUDGET:	\$ 2,746,423

Public Comment - None

Joshua Rivero moved to approve Ordinance No. 9.269.3 on second reading.

Renee Williams seconded the motion.

The motion was approved unanimously.

C. ORDINANCE NO. 5.06.44 - Second Reading**A Bill for an Ordinance to Amend Sections 7.04.010, 7.04.020 and 7.04.030 of the Parker Municipal Code Concerning Abandoned Vehicles****Department: Town Attorney, Jamie Wynn**

The purpose of these amendments is to update the Parker Municipal Code and provide a process for enforcement action to be taken when vehicles, that are considered to be abandoned vehicles, are parked long term in public parking lots.

Public Comment - None

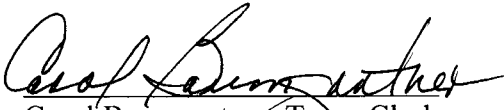
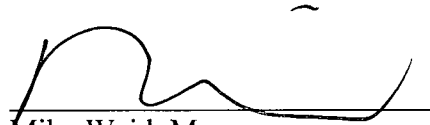
Joshua Rivero moved to approve Ordinance No. 5.06.44 on second reading.

Renee Williams seconded the motion.

The motion was approved unanimously.

PUBLIC COMMENTS CONTINUED IF NECESSARY

The meeting was adjourned at 8:04 P.M.


Carol Baumgartner, Town Clerk
Mike Waid, Mayor