

TOWN OF PARKER COUNCIL AGENDA

May 18, 2020

Notes:

Town Council meeting packets are prepared several days prior to the meeting. This information is reviewed and studied by the Councilmembers eliminating lengthy discussions to gain a basic understanding. Timely action and short discussion on agenda items does not reflect lack of thought or analysis on the part of Council.

Ordinances listed for first reading are being approved to introduce them. Public comment will be held upon second reading.

Start times for regular agenda items are tentative; some items may be held earlier than scheduled time.

Town Administrator Emergency Order No. 2-2020: All municipal facilities, including Town Hall where Town Council meetings are physically held, are closed to all members of the general public in response to the COVID-19 pandemic.

Town Administrator Emergency Order No. 4-2020: Town Council meetings are closed to members of the general public in response to the COVID-19 pandemic. The Town will provide for electronic participation by the general public, including applicants, residents and other interested parties during regular and special Town Council meetings. Information regarding such electronic participation will be included on the Town Council's website www.ParkerOnline.org/VirtualTownCouncilMeetings.

Town Administrator Emergency Order No. 8-2020: Public comment for items that are not on the agenda may be made electronically at <http://parkeronline.org/CouncilPublicComment>. For those unable to provide comments electronically through the website, please contact the Clerk's Office to make alternative arrangements. The Town Clerk can be reached at 303-805-3198. Public comments that are provided by 5:00 p.m. on the day of the regular or special Town Council meeting will be provided to the Town Council and will be included with the approved minutes of the Town Council meeting.

1. **TOWN COUNCIL MEETING SCHEDULE**
 - A. **5:30 P.M. – Call to Order Town Council Meeting and Roll Call**
 - B. **Executive Session – Immediately following Call to Order/Roll Call – (See Attached)**
 - C. **Reconvene Town Council Meeting at 7:00 P.M. or as soon thereafter as the regular public meeting can be conducted.**
2. **PUBLIC COMMENTS** (No action will be taken on these items.) *Public Comment for items that are not on the agenda will be addressed in the manner provided by Town Administrator Emergency Order No. 8-2020.*
3. **REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL**
4. **CONSENT AGENDA**

Consent Agenda Items are considered to be routine and will be enacted by one motion and vote. There will be no separate discussion of Consent Agenda Items unless Council votes to remove an item for individual discussion. Ordinances on the Consent Agenda are for introduction only and will not be removed for discussion.

 - A. *APPROVAL OF MINUTES - April 27, 2020 and May 4, 2020*

- B. *ORDINANCE NO. 1.545 - First Reading*
A Bill for an Ordinance Stating the Intent of the Town of Parker to Acquire Temporary Construction Easements for the Purpose of Constructing and Improving Cottonwood Drive, a Town Roadway, through the Utilization of the Town's Power of Eminent Domain, and Directing the Town's Staff and Town Attorney to Notify All Persons Affected Thereby of the Above-Stated Intent of the Town, and Thereafter to Comply with all Pertinent Provisions of C.R.S. § 38-1-101, et seq. Relating to Good Faith Negotiations

Department: Engineering/Public Works, Chris Hudson
Second Reading: June 1, 2020

- C. *ORDINANCE NO. 5.06.40.1 - First Reading*
A Bill for an Ordinance to Amend Section 8.07.110 of the Parker Municipal Code Concerning Sitting or Lying Down in the Public Right-of-Way

Department: Town Attorney, Jamie Wynn
Second Reading: June 1, 2020

- D. *ORDINANCE NO. 4.89.6 - First Reading*
A Bill for an Ordinance to Amend Sections 11.01.030 of the Parker Municipal Code Concerning the Parker Administrative Code

Department: Town Attorney, Kristin Schledorn
Town Administrator, Dannette Robberson
Community Development, Randy Sale
Second Reading: June 1, 2020

- E. *ORDINANCE NO. 3.01.122 - First Reading*
A Bill for an Ordinance to Amend Section 13.01.080 of the Parker Municipal Code Concerning Fees to be Established by Council Resolution

Department: Town Attorney, Kristin Schledorn
Second Reading: June 1, 2020

- F. *RESOLUTION NO. 20-016*
A Resolution to Accept Donations from the Greater Parker Foundation

Department: Finance, Rhonda Willey

- G. *RESOLUTION NO. 20-019*
A Resolution Rescinding Resolution No. 20-014, A Resolution Authorizing Possession and Consumption of Alcoholic Beverages in Discovery Park, Subject to Certain Conditions

Department: Town Attorney, Kristin Schledorn

- H. *CONTRACTS OVER \$100,000*

1. *Town of Parker Microsoft Licensing Contract*

Amount: \$529,784.49 for 3 years (\$176,594.83 annually)

Contractor: Dell, Inc.

*Department: Information Technology, Lori Gold
Information Technology, Matt Lynch
Finance, Traci Gorman*

5. **PUBLIC HEARINGS**

- A. **ORDINANCE NO. 1.539.2 - Second Reading (continued from 5/4/20)**
A Bill for an Ordinance to Adopt the 2020 Revised Budget for the Town of Parker and to Make Appropriations for Same

Department: Finance, Mary Lou Brown

- B. **CHERRY CREEK SOUTH METROPOLITAN DISTRICT NO. 10**
(To be continued to 6-1-20)

Department: Town Attorney, Kristin Schledorn

1. **RESOLUTION NO. 20-020**
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 10
2. **ORDINANCE NO. 9.315 - Second Reading**
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No.10

**C. CHERRY CREEK SOUTH METROPOLITAN DISTRICTS NOs. 4-9 and 11
(To be continued to 6-1-20)**

Department: Town Attorney, Kristin Schledorn

- 1. RESOLUTION NO. 20-021
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 4**
- 2. ORDINANCE NO. 9.309 - Second Reading
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 4**
- 3. RESOLUTION NO. 20-022
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 5**
- 4. ORDINANCE NO. 9.310 - Second Reading
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 5**
- 5. RESOLUTION NO. 20-023
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 6**
- 6. ORDINANCE NO. 9.311 - Second Reading
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 6**
- 7. RESOLUTION NO. 20-024
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 7**
- 8. ORDINANCE NO. 9.312 - Second Reading
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 7**
- 9. RESOLUTION NO. 20-025
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 8**

10. **ORDINANCE NO. 9.313 - Second Reading**
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 8
11. **RESOLUTION NO. 20-026**
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 9
12. **ORDINANCE NO. 9.314 - Second Reading**
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 9
13. **RESOLUTION NO. 20-027**
A Resolution to Approve the First Amended and Restated Service Plan for Cherry Creek South Metropolitan District No. 11
14. **ORDINANCE NO. 9.316 - Second Reading**
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No.11

6. **ADJOURNMENT**

Parker Town Council

Executive Session Agenda

May 18, 2020

“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).”

1. Section 15.5 of the Town of Parker Home Rule Charter (acquisition of temporary construction easements for the Cottonwood bridge project).
2. Section 10.01.060 of the Parker Municipal Code (Pedestrians on medians)
3. Section 15.14 of the Town of Parker Home Rule Charter (emergency powers)

“To determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402(4)(e).”

4. My Mainstreet proposed purchase and sale of the PACE Lot 2 property
5. My Mainstreet proposed purchase and sale of the Schoolhouse property

**TOWN OF PARKER
TOWN COUNCIL
SPECIAL MEETING
April 27, 2020**

Mayor Mike Waid called the meeting to order at 5:35 P.M. All Councilmembers were present.

Town Attorney Jim Maloney announced that the topic for discussion in Executive Session was one (1) item under C.R.S. § 24-6-402(4)(b) which was to receive legal advice on specific legal questions concerning Section 15.14 of the Parker Home Rule Charter (emergency powers).

John Diak moved to go into Executive Session at 5:36 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).

Joshua Rivero seconded the motion.

The motion was approved unanimously.

Joshua Rivero moved and Renee Williams seconded to come out of Executive Session at 6:26 P.M.

A Roll call vote was taken:	Joshua Rivero	-	Yes
	Cheryl Poage	-	Yes
	Jeff Toborg	-	Yes
	Renee Williams	-	Yes
	Debbie Lewis	-	Yes
	John Diak	-	Yes

The motion was approved unanimously.

Joshua Rivero moved and Renee Williams seconded to adjourn the Special Meeting at 6:28 P.M.

A Roll call vote was taken:	Joshua Rivero	-	Yes
	Cheryl Poage	-	Yes
	Jeff Toborg	-	Yes
	Renee Williams	-	Yes
	Debbie Lewis	-	Yes
	John Diak	-	Yes

The motion was approved unanimously.

Carol Baumgartner, Town Clerk

Mike Waid, Mayor

**TOWN OF PARKER COUNCIL
MINUTES
MAY 4, 2020**

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

Mayor Waid advised that on Item No. 8 of the Executive Session Agenda Cheryl Poage had a conflict of interest and will leave when that item is up for discussion.

Town Attorney Jim Maloney announced that the topics for discussion in Executive Session were eight (8) items; under C.R.S. 24-6-402(4)(b) there were four (4) items, the first was to receive legal advice on specific legal questions concerning Community Development Block Grant (CDBG Program), the second was to receive legal advice on specific legal questions concerning Development User Fees, the third was to receive legal advice on specific legal questions concerning Section 8.07.100 of the Parker Municipal Code (unauthorized camping on public property prohibited) and the fourth was to receive legal advice on specific legal questions concerning Section 8.07.110 of the Parker Municipal Code (sitting or lying down in the public right-of-way); under C.R.S 24-6-402(4)(e) there were four items, the first was Letter of Intent to purchase the Pine Curve Property, the second was My Mainstreet proposed purchase and sale of the Schoolhouse property, the third was Intergovernmental Service Agreement between the Town and Parker Water and Sanitation District - Developer request for waiver and the fourth was Chapter 1 of Title 32 of the Colorado Revised Statutes and Chapter 10.11 of the Town of Parker Municipal Code concerning the proposed service plans and intergovernmental agreements with the Cherry Creek South Metropolitan District Nos. 4-11.

EXECUTIVE SESSION

Joshua Rivero moved and Renee Williams seconded to go into Executive Session at 5:34 P.M.

The motion was approved unanimously.

Josh Rivero moved and Jeff Toborg seconded to recess the Executive Session until after the regular Town Council meeting.

The motion was approved unanimously.

Joshua Rivero moved and Debbie Lewis seconded to recess the regular meeting at 6:41 P.M.

The motion was approved unanimously.

REGULAR MEETING

The Mayor reconvened the Town Council meeting at 7:00 PM.

The Mayor led the Pledge of Allegiance.

PARKER CHAMBER OF COMMERCE UPDATES

There was none.

DOWNTOWN BUSINESS ALLIANCE UPDATES

There was none.

PUBLIC COMMENTS

There were none.

CONSENT AGENDA

A. *APPROVAL OF MINUTES - April 20, 2020*

B. *TRANSIT SHELTER AGREEMENT - Outdoor Promotions of Colorado, LLC*

Department: Community Development, Mary Munekata

C. *ORDINANCE NO. 1.539.2 - First Reading*

A Bill for an Ordinance to Adopt the 2020 Revised Budget for the Town of Parker and to Make Appropriations for Same

Department: Finance, Mary Lou Brown

Second Reading: May 18, 2020

D. *CHERRY CREEK SOUTH METROPOLITAN DISTRICTS*

Department: Town Attorney, Kristin Schledorn

Second Reading: May 18, 2020

1. *ORDINANCE NO. 9.309 - First Reading*

A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 4

2. *ORDINANCE NO. 9.310 - First Reading*

A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 5

3. *ORDINANCE NO. 9.311 - First Reading*

A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 6

4. *ORDINANCE NO. 9.312 - First Reading*
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No.7
 5. *ORDINANCE NO. 9.313 - First Reading*
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No. 8
 6. *ORDINANCE NO. 9.314 - First Reading*
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No.9
 7. *ORDINANCE NO. 9.315 - First Reading*
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No.10
 8. *ORDINANCE NO. 9.316 - First Reading*
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and Cherry Creek South Metropolitan District No.11
- E. *PROCLAMATION - National Public Works Week 2020 -- May 17 - 23*

Department: Town Council

- F. *PROCLAMATION - Building Safety Month - May 2020*

Department: Town Council

Joshua Rivero moved and Debbie Lewis seconded to approve Consent Agenda Items 5A, 5B, 5C, 5D7.

A roll call vote was taken:	Joshua Rivero	- Yes
	Cheryl Poage	- Yes
	Jeff Toborg	- Yes
	Renee Williams	- Yes
	Debbie Lewis	- Yes
	John Diak	- Yes

The motion was approved unanimously.

Joshua Rivero moved and Renee Williams seconded to remove Item 5D1 through 5D6 and 5D8.

A roll call vote was taken::	Joshua Rivero	- Yes
	Cheryl Poage	- Yes

Jeff Toborg	- Yes
Renee Williams	- Yes
Debbie Lewis	- Yes
John Diak	- Yes

The motion was approved unanimously.

Joshua Rivero moved and Debbie Lewis seconded to approve Consent Agenda Items 5D1 through 5D6 and 5D8.

A roll call vote was taken:	Joshua Rivero	- Yes
	Cheryl Poage	- Abstained
	Jeff Toborg	- Yes
	Renee Williams	- Yes
	Debbie Lewis	- Yes
	John Diak	- Yes

The motion was approved 5-0-1 abstention.

It was pointed out that Cheryl Poage has a conflict of interest with Consent Agenda Items 5D1 through 5D6 and 5D8.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

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

PUBLIC HEARINGS

- A. ORDINANCE NO. 1.539.2 - Second Reading (to be continued to 5/18/20)**
A Bill for an Ordinance to Adopt the 2020 Revised Budget for the Town of Parker and to Make Appropriations for Same

Department: Finance, Mary Lou Brown

Renee Williams moved to continue the Public Hearing for Ordinance No. 1.539.2 to May 18, 2020.

Debbie Lewis seconded the motion.

A roll call vote was taken:	Joshua Rivero	- Yes
	Cheryl Poage	- Yes

Jeff Toborg	- Yes
Renee Williams	- Yes
Debbie Lewis	- Yes
John Diak	- Yes

The motion was approved unanimously.

B. ORDINANCE NO. 3.354 Second Reading

A Bill for an Ordinance Rezoning Certain Property Within the Town of Parker, Colorado, Known as the Lot 2, Mark Six Business Subdivision Property from C-Commercial District to LI-Light Industrial District Pursuant to the Town of Parker Land Development Ordinance and Amending the Zoning Ordinance and Zoning Map to Conform Therewith

Department: Community Development, BrieAnna Simon
Trakit No.: Z18-021

7:09 PM

The applicant submitted an application to rezone the Mark Six Office/Warehouse Condominiums from C-Commercial to LI-Light Industrial. The subject property is developed and located on Clarke Road east of Dransfeldt Road. The intent of the rezoning application is to allow light industrial uses consistent with the Parker 2035 Master Plan. The proposal responds to and takes the light industrial character of this area into account.

Applicant

John Kopasz spoke in favor of light industrial zoning.

Public Comment - None

The Public Hearing was closed at 7:16 P.M.

Debbie Lewis moved to approve Ordinance No. 3.354 on second reading.

Joshua Rivero seconded the motion.

A roll call vote was taken:	Josh Rivero	- Yes
	Cheryl Poage	- Yes
	Jeff Toborg	- Yes
	Renee Williams	- Yes
	Debbie Lewis	- Yes
	John Diak	- Yes

The motion was approved unanimously.

ORDINANCES

A. ORDINANCE NO. 8.20.5 - Second Reading

A Bill for an Ordinance to Amend Chapter 4.07 of the Parker Municipal Code Concerning Development Excise Tax

Department: **Town Attorney, Kristin Schledorn**
 Town Administrator, Jim Cleveland

This ordinance amends Chapter 4.07 of the Parker Municipal Code to provide for a residential development excise tax credit for regional recreational trails and facilities. The credit is structured almost identically to the one that was provided for under the previous impact fee ordinance, although the definitions have been revised to more specifically address what types of trails and facilities will qualify for the credit.

The Town anticipates collecting approximately \$55 million in excise taxes, with approximately \$13.5 million of that being credited back as a result of this amendment to the Municipal Code.

Public Comment - None

Jeff Toborg moved to approve Ordinance No. 8.20.5 on second reading.

Debbie Lewis seconded the motion.

A roll call vote was taken:	Josh Rivero	- Yes
	Cheryl Poage	- Yes
	Jeff Toborg	- Yes
	Renee Williams	- Yes
	Debbie Lewis	- Yes
	John Diak	- Yes

The motion was approved unanimously.

B. ORDINANCE NO. 1.352.2 - Second Reading

A Bill for an Ordinance Affirming the Passage of Emergency Ordinance No. 1.352.1, Series of 2020, A Bill for an Emergency Ordinance to Amend Section 2.01.070 of the Parker Municipal Code Concerning Emergency Meetings

Department: **Town Attorney, Kristin Schledorn**

Section 2.01.070 of the Town Code authorizes the Town Council to hold Town Council meetings by telephone, electronically or by other means of communication when meeting in person is not prudent due to a health pandemic or other extraordinary affecting the Town. This section of the Code does not provide the same authority to the Planning Commission or the

Special Licensing Authority. The proposed ordinance affirms the passage of Emergency Ordinance 1.352.1, which extended this authority to the Planning Commission and the Special Licensing Authority.

Public Comment - None

Joshua Rivero moved to approve Ordinance 1.352.2 on second reading.

Debbie Lewis seconded the motion.

A roll call vote was taken:	Josh Rivero	- Yes
	Cheryl Poage	- Yes
	Jeff Toborg	- Yes
	Renee Williams	- Yes
	Debbie Lewis	- Yes
	John Diak	- Yes

The motion was approved unanimously.

Jeff Toborg commended the Town Administrator, Michelle Kivela, for the work she is doing on the Covid-19 situation.

The regular meeting was recessed at 7:25 P.M.

Joshua Rivero moved and Debbie Lewis seconded to go back into Executive Session at 7:30 P.M.

The motion was approved unanimously.

Councilmember Poage left the Executive Session at approximately 8 P.M. when Item #8 was discussed.

Debbie Lewis moved and Renee Williams seconded to come out of Executive Session at 8:14 P.M.

The motion was approved unanimously.

The meeting was then adjourned.

Carol Baumgartner, Town Clerk

Mike Waid, Mayor



Request for Town Council Action

Date: May 18, 2020

Submitted By: Chris Hudson, Deputy Director of Engineering

Reviewed By: Michelle Kivela, Town Administrator

Title: **ORDINANCE NO. 1.545 - First Reading**
A Bill for an Ordinance Stating the Intent of the Town of Parker to Acquire Temporary Construction Easements for the Purpose of Constructing and Improving Cottonwood Drive, a Town Roadway, through the Utilization of the Town's Power of Eminent Domain, and Directing the Town's Staff and Town Attorney to Notify All Persons Affected Thereby of the Above-Stated Intent of the Town, and Thereafter to Comply with all Pertinent Provisions of C.R.S. § 38-1-101, et seq. Relating to Good Faith Negotiations

Department: Engineering/Public Works, Chris Hudson

Second Reading: June 1, 2020

EXECUTIVE SUMMARY

This item is for an ordinance to provide notice of the Town's intent to acquire needed temporary construction easements for proposed improvements at Cottonwood Drive between Jordan Road and Parker Road.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

The Town is anticipating commencing construction on the Cottonwood Drive widening/improvement project between Jordan Road and Parker Road (State Highway 83) in the second half of 2020. Due to continued growth in the area, the traffic on Cottonwood Drive has reached a point that it needs to be widened as originally planned in the 1980's to the ultimate four (4) lane configuration.

As part of this planned roadway improvement project, Town Council approved an intergovernmental agreement (IGA) with the Cottonwood Metropolitan District (CMD) on April 20, 2020. This IGA approved the conveyance of the Cottonwood trailhead parcel to the Town and requires that CMD grant a temporary construction easement on its property for the construction of their improvements. As consideration of the temporary construction easements, the IGA required that the Town replace the privacy fence on the south side of Cottonwood Drive between Cherry Creek and Cottonwood Way. This fence replacement will affect ten (10) residential lots in Cottonwood Filing 2. Ten (10) separate temporary construction easements are needed to complete the privacy fence replacements for each residential lot. These fence related temporary easements total 3,041 square feet (0.07 acres) in area.

The Town has identified an additional five (5) temporary construction easement areas that are needed to construct the proposed roadway improvements that are outside of the Cottonwood Metropolitan District property. Although the proposed roadway improvements are within existing Town owned right-of-way, temporary construction easements are needed to properly construct the improvements. These additional easement are 9,886 square feet (0.23 acres) in area.

Vicinity maps showing the easement areas are attached to this Town Council item. As there are no permanent public improvements in the areas, only temporary construction easements are needed. Temporary construction easements are of a fixed time duration and terminate at the end of the time period established in the easement agreement.

Town staff and our consultant will utilize good faith negotiations with the affected property owners. In the case of the ten (10) residential Cottonwood lots, the consideration for the temporary construction easement for each property owner is the construction of a new replacement fence. Another temporary easement location is adjacent to the recently constructed King Soopers gas station. Town staff is optimistic that the adjacent property owners will grant these needed temporary easements at no cost to the Town.

This ordinance authorizes Town staff and/or consultant to initiate the acquisition of these needed temporary construction easements areas.

FINANCIAL IMPACT

Funding for the acquisition of these temporary easements is part of the approved funding for the Cottonwood Drive improvements line item of the Highway and Streets Capital Projects accounts (301-4310).

STRATEGIC GOAL(S)



**DEVELOP A VISIONARY
COMMUNITY THROUGH
BALANCED GROWTH**



**PROMOTE A SAFE AND
HEALTHY COMMUNITY**

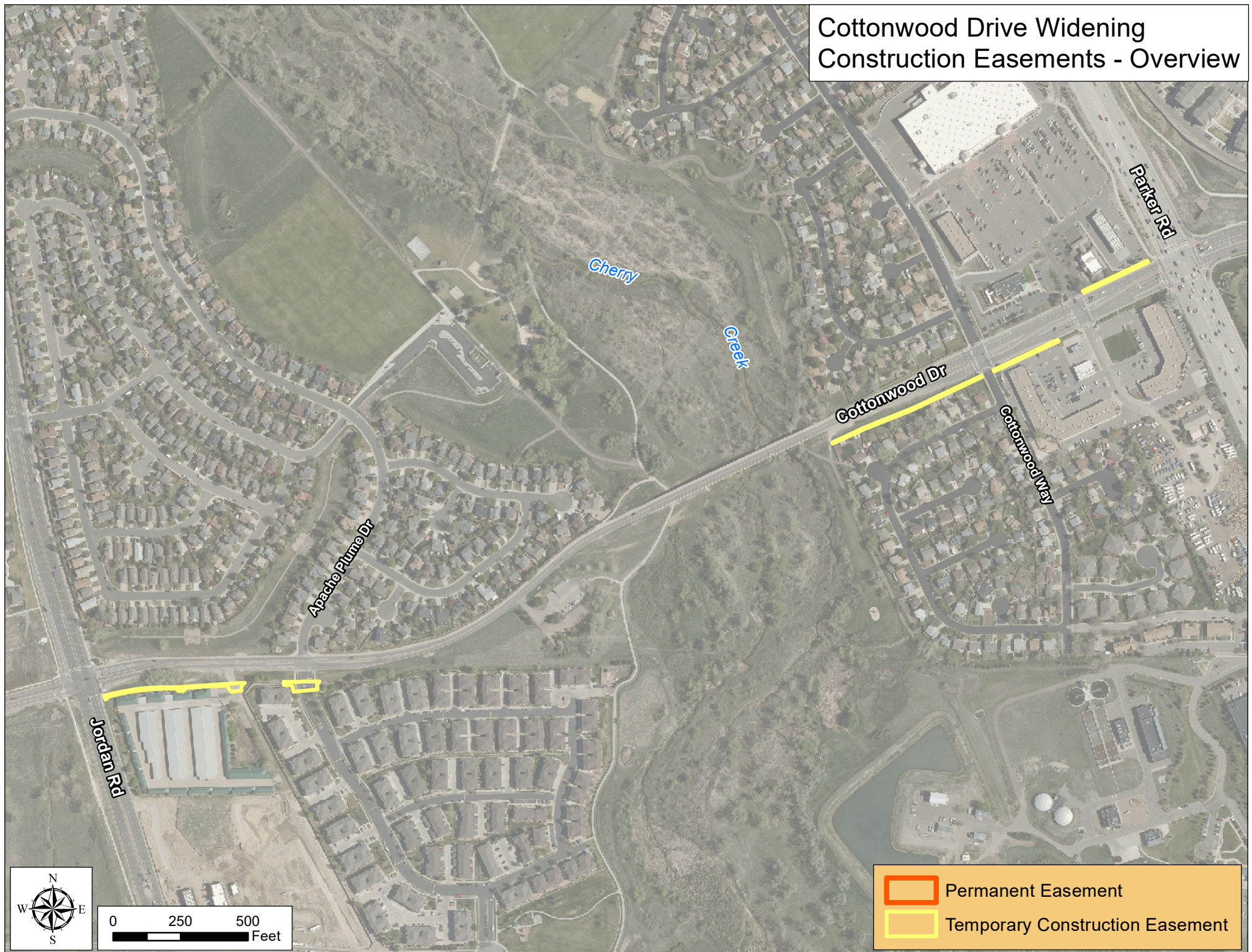
ATTACHMENTS

1. Cottonwood Drive Widening Construction Easements - Overview Map
2. Cottonwood Drive Widening Construction Easements - West
3. Cottonwood Drive Widening Construction Easements - East
4. Ordinance No. 1.545

RECOMMENDED MOTION

I move to approve Ordinance No. 1.545 on first reading and to schedule second reading for June 1, 2020, as part of the consent agenda.

Cottonwood Drive Widening Construction Easements - Overview



Cottonwood Drive Widening Construction Easements - West



Cottonwood Drive Widening Construction Easements - East



ORDINANCE NO. 1.545, Series of 2020

TITLE: A BILL FOR AN ORDINANCE STATING THE INTENT OF THE TOWN OF PARKER TO ACQUIRE TEMPORARY CONSTRUCTION EASEMENTS FOR THE PURPOSE OF CONSTRUCTING AND IMPROVING COTTONWOOD DRIVE, A TOWN ROADWAY, THROUGH THE UTILIZATION OF THE TOWN'S POWER OF EMINENT DOMAIN, AND DIRECTING THE TOWN'S STAFF AND TOWN ATTORNEY TO NOTIFY ALL PERSONS AFFECTED THEREBY OF THE ABOVE-STATED INTENT OF THE TOWN, AND THEREAFTER TO COMPLY WITH ALL PERTINENT PROVISIONS OF C.R.S. § 38-1-101, *ET SEQ.*, RELATING TO GOOD FAITH NEGOTIATIONS

WHEREAS, the Town of Parker, Colorado possesses the power of eminent domain pursuant to the provisions of Article XX, § 1 of the Colorado Constitution, Section 15.5 of the Town of Parker Home Rule Charter, C.R.S. § 38-1-101, *et seq.*, and C.R.S. § 38-6-101, *et seq.*;

WHEREAS, the Town of Parker wishes to acquire certain temporary construction easements more particularly described in **Exhibit A**, attached hereto and incorporated herein by this reference (collectively, the "Subject Properties"), for the purpose of constructing and improving Cottonwood Drive, a Town roadway, as generally depicted on **Exhibit B**; and

WHEREAS, the Town Council of the Town of Parker wishes to comply with all applicable provisions of C.R.S. § 38-1-101, *et seq.*, including, but not limited to, the notice and negotiation requirements and provisions thereof.

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF PARKER, COLORADO, ORDAINS:

Section 1. Notice is hereby given pursuant to C.R.S. § 38-1-121(1) that the Town of Parker, Colorado intends to acquire the temporary construction easements more particularly described in **Exhibit A** (the "Subject Properties").

Section 2. The acquisition of the Subject Properties serves a public purpose and is necessary and essential to the Town's ability to provide public streets and roadways for the residents of the Town of Parker.

Section 3. The Town Attorney is hereby directed to provide a copy of this Ordinance to all persons who presently own or maintain an ownership interest in the Subject Properties notifying them of the intent of the Town of Parker to acquire such property through the use of the Town's power of eminent domain.

Section 4. The staff of the Town, together with the Town Attorney, and any and all persons retained or employed by the Town of Parker in the prosecution of this matter, are directed to comply with all notice and good faith negotiation requirements set forth in C.R.S. § 38-1-101, *et seq.*, in the conduct of the within authorized eminent domain actions.

Section 5. In the prosecution of the within authorized eminent domain actions, the Town shall retain all rights and powers lawfully delegated to it by the Colorado Constitution, the Town of Parker Home Rule Charter, and C.R.S. § 38-1-101, *et seq.*

Section 6. Safety Clause. The Town Council hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Parker, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Town Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be obtained. The Town Council further finds that the title to this Ordinance was posted in two (2) public places two (2) days before the Town Council meeting, as provided by Section 7.5e. of the Town of Parker Home Rule Charter.

Section 7. Severability. If any clause, sentence, paragraph or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 8. This Ordinance shall become effective ten (10) days after final publication.

INTRODUCED AND PASSED ON FIRST READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

ADOPTED ON SECOND AND FINAL READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

APPROVED AS TO FORM:

James S. Maloney, Town Attorney

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 4, COTTONWOOD COMMERCIAL FILING NO. 2, AMENDED PLAT, RECORDED AT RECEPTION NO. 8618484 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 4;

THENCE ALONG THE EASTERLY LINE OF SAID LOT 4, SOUTH 25°09'14" EAST, A DISTANCE OF 5.00 FEET;

THENCE DEPARTING SAID EASTERLY LINE, SOUTH 64°50'46" WEST, A DISTANCE OF 263.18 FEET TO THE WESTERLY LINE OF SAID LOT 4;

THENCE ALONG SAID WESTERLY LINE NORTH 25°09'14" WEST, A DISTANCE OF 5.00 FEET TO THE NORTHERLY LINE OF SAID LOT 4;

THENCE ALONG SAID NORTHERLY LINE, NORTH 64°50'46" EAST, A DISTANCE OF 263.18 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.030 ACRES, (1,316 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

LOT 4A
COTTONWOOD
COMMERCIAL
SUBDIVISION FILING
NO. 1 AMENDMENT
NO. 5
REC. NO. 2003073920

SE1/4 SEC. 4,
T.6S., R.66W.,
SIXTH P.M.

COTTONWOOD DRIVE

COTTONWOOD SUBDIVISION
FILING NO. 1
REC. NO. 271807

COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808

TRACT E

POINT OF BEGINNING
NORTHEAST CORNER OF LOT
4 COTTONWOOD COMMERCIAL
FILING NO. 2

N64°50'46"E 263.18'
S64°50'46"W 263.18'

S25°09'14"E
5.00'

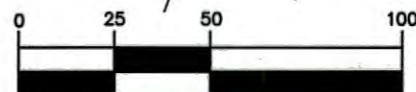
N25°09'14"W
5.00'

PARCEL CONTAINS
1,316 (SQ.FT.)
0.030 ACRES
MORE OR LESS

UTILITY
EASEMENT
PER
PLAT

COTTONWOOD WAY

LOT 4
COTTONWOOD
COMMERCIAL FILING
NO. 2
AMENDED PLAT
REC. NO. 8618484



1 inch = 50 ft.

NOTE: THIS DRAWING DOES NOT REPRESENT A FIELD MONUMENTED SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\24916-05 - Cottonwood Drive Design Survey\Draw
DWG NAME: LOT 4 COMMERCIAL ESMT.DWG
DWG: AMB CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



300 East Mineral Ave,
Suite 1
Littleton, Colorado 80122
Phone: (303)713-1898
Fax: (303)713-1897
www.aztecconsultants.com

EXHIBIT A
COTTONWOOD COMMERCIAL SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 1-B1, COTTONWOOD SOUTH 2ND AMENDMENT, RECORDED AT RECEPTION NO. 2003173839 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1-B1;

THENCE ALONG THE NORTHERLY LINE OF SAID LOT 1-B1 NORTH 89°00'04" EAST, A DISTANCE OF 32.34 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHEASTERLY HAVING A RADIUS OF 20.00 FEET, THE RADIUS POINT OF SAID CURVE BEARS SOUTH 00°59'56" EAST;

THENCE DEPARTING SAID NORTHERLY LINE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 116°31'48", AN ARC LENGTH OF 40.68 FEET TO THE WESTERLY LINE OF SAID LOT 1-B1;

THENCE ALONG SAID WESTERLY LINE NON-TANGENT TO SAID CURVE NORTH 27°31'44" WEST, A DISTANCE OF 32.34 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (240 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

**POINT OF
BEGINNING**

NW CORNER OF
LOT 1-B1

COTTONWOOD DRIVE

N89°00'04"E
32.34'

TRACT B
COTTONWOOD SOUTH
REC. NO. 2003029540

S00°59'56"E
RADIAL

PARCEL CONTAINS
240 (SQ.FT.)
0.006 ACRES
MORE OR LESS

N27°31'44"W
32.34'

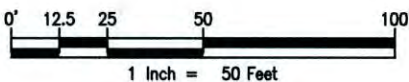
$\Delta=116^{\circ}31'48''$
R=20.00'
L=40.68'

COTTONWOOD WATER AND
SANITATION DISTRICT UTILITY
EASEMENT BOOK 1152 PAGE 831

LOT 1-B1
COTTONWOOD
SOUTH, 2ND
AMENDMENT
REC. NO. 2003173839

SW1/4 SEC. 4,
T.6S., R.66W., SIXTH P.M.

APACHE PLUME DRIVE
MULTI USE EASEMENT PER PLAT
MULTI USE EASEMENT PER PLAT



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:24916-05\DWG\EXHIBITS\
DWG NAME: LOT 1- B1 COTTONWOOD SOUTH.DWG
DWG: DLL CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



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www.aztecconsultants.com

EXHIBIT A
LOT 1-B1, COTTONWOOD SOUTH 2ND AMEND.
DOUGLAS COUNTY, COLORADO
JOB NUMBER 24916-05 2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 1-B1, COTTONWOOD SOUTH 2ND AMENDMENT, RECORDED AT RECEPTION NO. 2003173839 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHEAST CORNER OF SAID LOT 1-B1;

THENCE ALONG THE EASTERLY LINES OF SAID LOT 1-B1 THE FOLLOWING (2) COURSES:

- 1) SOUTH 01°50'51" EAST, A DISTANCE OF 3.09 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 200.00 FEET;
- 2) SOUTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 08°31'34", AN ARC LENGTH OF 29.76 FEET;

THENCE DEPARTING SAID EASTERLY LINE NON-TANGENT TO SAID CURVE, SOUTH 83°52'53" WEST, A DISTANCE OF 36.26 FEET;

THENCE NORTH 09°26'51" WEST, A DISTANCE OF 17.27 FEET;

THENCE NORTH 46°42'41" WEST, A DISTANCE OF 12.68 FEET;

THENCE SOUTH 89°00'04" WEST, A DISTANCE OF 26.84 FEET;

THENCE NORTH 00°59'56" WEST, A DISTANCE OF 10.00 FEET TO THE NORTHERLY LINE OF SAID LOT 1-B1;

THENCE ALONG SAID NORTHERLY LINE NORTH 89°00'04" EAST, A DISTANCE OF 71.88 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.038 ACRES, (1,650 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

COTTONWOOD DRIVE

**POINT OF
BEGINNING**
NE CORNER OF LOT 1-B1

TRACT B
COTTONWOOD SOUTH
REC. NO. 2003029540

LOT 1-A1
COTTONWOOD
SOUTH, 2ND
AMENDMENT
REC. NO. 2003173839

SW1/4 SEC. 4,
T.6S., R.66W., SIXTH P.M.

PARCEL CONTAINS
1,650 (SQ.FT.)
0.038 ACRES
MORE OR LESS

LOT 1-B1
COTTONWOOD
SOUTH, 2ND
AMENDMENT
REC. NO. 2003173839

LOT 1
COTTONWOOD
MIXED
COMMERCIAL /
INDUSTRIAL
SUBDIVISION
FILING NO. 1

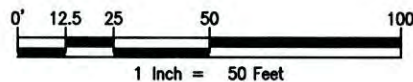
APACHE PLUME DRIVE
MULTI USE EASEMENT REC. NO. 2003173839
MULTI USE EASEMENT
REC. NO. 2003173839

LINE TABLE

LINE	BEARING	LENGTH
L1	S01°50'51"E	3.09'
L2	S83°52'53"W	36.26'
L3	N09°26'51"W	17.27'
L4	N46°42'41"W	12.68'
L5	S89°00'04"W	26.84'
L6	N00°59'56"W	10.00'

CURVE TABLE

CURVE	DELTA	RADIUS	LENGTH
C1	8°31'34"	200.00'	29.76'



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:24916-05\DWG\EXHIBITS\
DWG NAME: LOT 1- B1 COTTONWOOD SOUTH#2.DWG
DWG: DLL CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



AZTEC
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EXHIBIT A

LOT 1- B1, COTTONWOOD SOUTH 2ND AMEND.
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 1-A1, COTTONWOOD SOUTH 2ND AMENDMENT, RECORDED AT RECEPTION NO. 2003173839 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1-A1;

THENCE ALONG THE NORTHERLY LINE OF SAID LOT 1-A1 NORTH 89°00'04" EAST, A DISTANCE OF 58.11 FEET;

THENCE DEPARTING SAID NORTHERLY LINE SOUTH 41°10'35" WEST, A DISTANCE OF 13.13 FEET;

THENCE SOUTH 04°12'54" EAST, A DISTANCE OF 18.73 FEET;

THENCE SOUTH 83°52'53" WEST, A DISTANCE OF 47.84 FEET TO THE WESTERLY LINE OF SAID LOT 1-A1 AND THE BEGINNING OF A NON-TANGENT CURVE CONCAVE EASTERLY HAVING A RADIUS OF 200.00 FEET, THE RADIUS POINT OF SAID CURVE BEARS NORTH 79°37'35" EAST;

THENCE ALONG SAID WESTERLY LINE THE FOLLOWING (2) COURSES:

- 1) NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 08°31'34", AN ARC LENGTH OF 29.76 FEET;
- 2) TANGENT TO SAID CURVE NORTH 01°50'51" WEST, A DISTANCE OF 3.09 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.035 ACRES, (1,538 SQUARE FEET), MORE OR LESS

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

COTTONWOOD DRIVE

POINT OF BEGINNING
NW CORNER
OF LOT 1-A1

PARCEL CONTAINS
1,538 (SQ.FT.)
0.035 ACRES
MORE OR LESS

TRACT B
COTTONWOOD SOUTH
REC. NO. 2003029540

COTTONWOOD WATER AND
SANITATION DISTRICT UTILITY
EASEMENT BOOK 1152 PAGE 831

SW1/4 SEC. 4,
T.6S., R.66W., SIXTH P.M.

LOT 1-B1
COTTONWOOD
SOUTH, 2ND
AMENDMENT
REC. NO. 2003173839

LOT 1-A1
COTTONWOOD
SOUTH, 2ND
AMENDMENT
REC. NO.
2003173839

L5 L1 L2
C1 L3
L4

N79°37'35"E
(RADIAL)

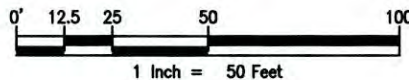
APACHE PLUME DRIVE
MULTI USE EASEMENT PER PLAT
MULTI USE EASEMENT PER PLAT

LINE TABLE

LINE	BEARING	LENGTH
L1	N89°00'04"E	58.11'
L2	S41°10'35"W	13.13'
L3	S04°12'54"E	18.73'
L4	S83°52'53"W	47.84'
L5	N01°50'51"W	3.09'

CURVE TABLE

CURVE	DELTA	RADIUS	LENGTH
C1	8°31'34"	200.00'	29.76'



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:24916-05\DWG\EXHIBITS\
DWG NAME: LOT 1- A1 COTTONWOOD SOUTH
DWG: DLL CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



300 East Mineral Ave,
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Littleton, Colorado 80122
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EXHIBIT A
LOT 1-A1, COTTONWOOD SOUTH 2ND AMEND.
DOUGLAS COUNTY, COLORADO
JOB NUMBER 24916-05 2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 3, COTTONWOOD COMMERCIAL FILING NO. 1, AMENDMENT NO. 8 RECORDED AT RECEPTION NO. 2014068104 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 3;

THENCE ALONG THE SOUTHERLY AND WESTERLY LINES OF SAID LOT 3 THE FOLLOWING TWO (2) COURSES:

- 1) SOUTH 64°50'46" WEST, A DISTANCE OF 126.25 FEET;
- 2) NORTH 34°29'41" WEST, A DISTANCE OF 5.07 FEET;

THENCE DEPARTING SAID WESTERLY LINE, NORTH 64°50'46" EAST, A DISTANCE OF 127.04 FEET TO THE EASTERLY LINE OF SAID LOT 3 AND THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHWESTERLY HAVING A RADIUS OF 5,630.00 FEET, THE RADIUS POINT OF SAID CURVE BEARS SOUTH 64°24'42" WEST;

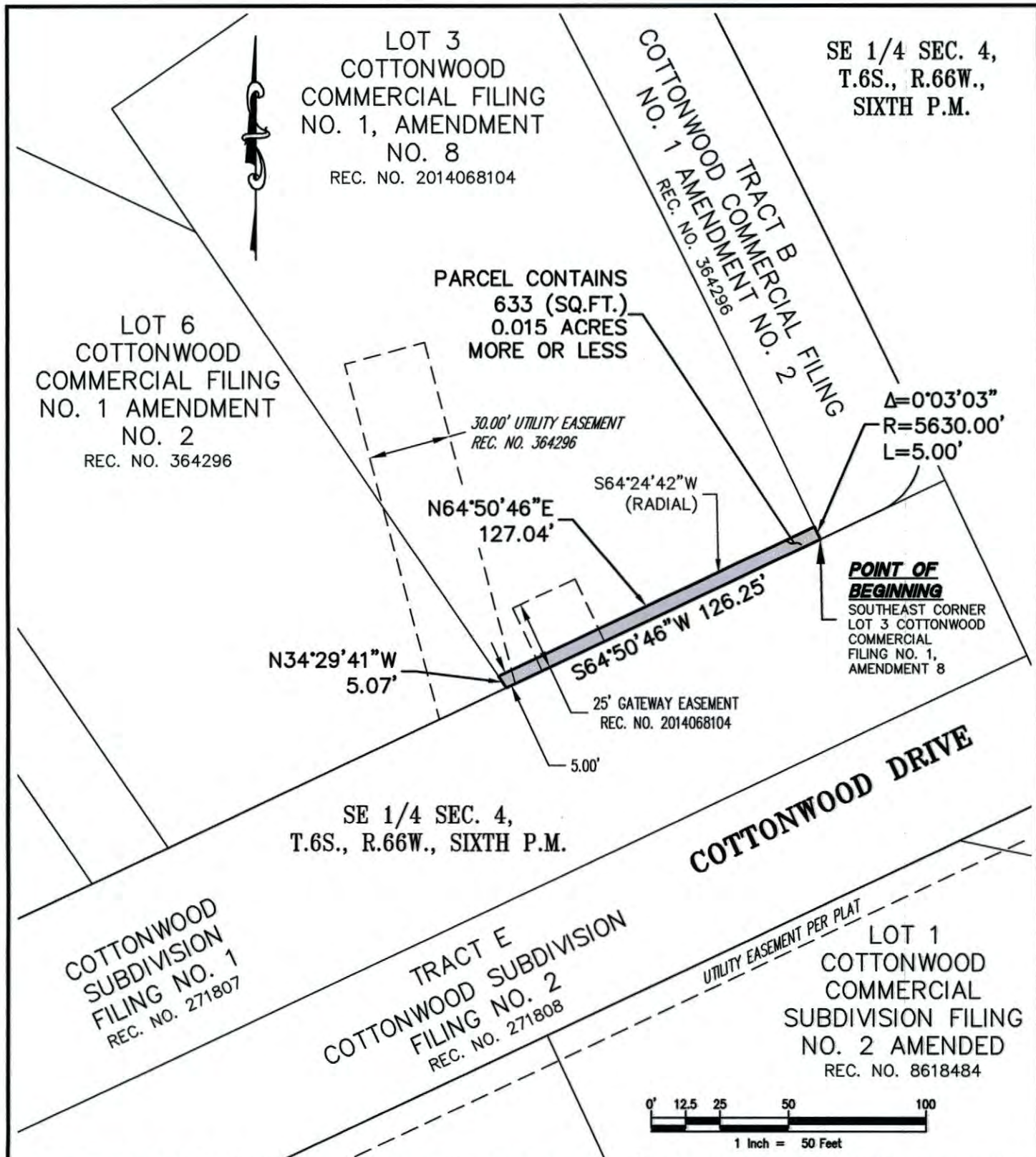
THENCE ALONG SAID EASTERLY LINE SOUTHEASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 00°03'03", AN ARC LENGTH OF 5.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.015 ACRES, (633 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH:
DWG NAME: LOT 3 CCF1A8.DWG
DWG: DLL CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



AZTEC
CONSULTANTS, INC.

300 East Mineral Ave,
Suite 1
Littleton, Colorado 80122
Phone: (303)713-1898
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Q:24916-05 Cottonwood Drive Design Survey \DWG\Easements

EXHIBIT A

**COTTONWOOD COMMERCIAL FILING NO. 1, AMENDMENT NO. 8
DOUGLAS COUNTY, COLORADO**

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 6, COTTONWOOD COMMERCIAL FILING NO. 1, AMENDMENT NO. 2 RECORDED AT RECEPTION NO. 364296 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID LOT 6;

THENCE ALONG THE SOUTHERLY AND WESTERLY LINES OF SAID LOT 6 THE FOLLOWING TWO (2) COURSES:

- 1) SOUTH 64°50'46" WEST, A DISTANCE OF 136.16 FEET;
- 2) NORTH 34°29'41" WEST, A DISTANCE OF 5.07 FEET;

THENCE DEPARTING SAID WESTERLY LINE, NORTH 64°50'46" EAST, A DISTANCE OF 136.16 FEET TO THE EASTERLY LINE OF SAID LOT 6;

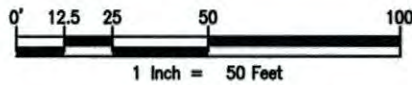
THENCE ALONG SAID EASTERLY LINE, SOUTH 34°29'41" EAST, A DISTANCE OF 5.07 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.016 ACRES, (681 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



LOT 6
COTTONWOOD
COMMERCIAL FILING
NO. 1 AMENDMENT
NO. 2
REC. NO. 364296

LOT 3
COTTONWOOD COMMERCIAL
FILING NO. 1, AMENDMENT
NO. 8
REC. NO. 2014068104

TRACT B
COTTONWOOD COMMERCIAL
SUBDIVISION FILING NO. 1
REC. NO. 364296

30.00' UTILITY EASEMENT
REC. NO. 364296

PARCEL CONTAINS
681 (SQ.FT.)
0.016 ACRES
MORE OR LESS

SE 1/4 SEC. 4,
T.6S., R.66W.,
SIXTH P.M.

S34°29'41"E
5.07'

POINT OF BEGINNING
SOUTHEAST CORNER LOT 6
COTTONWOOD COMMERCIAL
FILING NO. 1 AMENDMENT
NO. 2

N34°29'41"W
5.07'

N64°50'46"E 136.16'
S64°50'46"W 136.16'

COTTONWOOD
SUBDIVISION
FILING NO. 1
REC. NO. 271807

COTTONWOOD DRIVE

TRACT E
COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808

NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH:
DWG NAME: LOT 6 CCSF1A2.DWG
DWG: DLL CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



AZTEC
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Q: 24916-05 Cottonwood Drive Design Survey\DWG\Easements

EXHIBIT A

COTTONWOOD COMMERCIAL FILING NO. 1, AMENDMENT NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 1, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY MOST CORNER OF SAID LOT 1;

THENCE ALONG THE NORTHERLY AND EASTERLY LINES OF SAID LOT 1 THE FOLLOWING TWO (2) COURSES;

1. NORTH 64°50'46" EAST, A DISTANCE OF 69.00 FEET;
2. SOUTH 25°09'14" EAST, A DISTANCE OF 5.00 FEET

THENCE DEPARTING SAID EASTERLY LINE SOUTH 64°50'46" WEST, A DISTANCE OF 69.00 FEET TO THE WESTERLY LINE OF SAID LOT 1;

THENCE ALONG SAID WESTERLY LINE NORTH 25°09'14" WEST, A DISTANCE OF 5.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.008 ACRES, (345 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

COTTONWOOD SUBDIVISION
FILING NO. 1
REC. NO. 271807

COTTONWOOD DRIVE

TRACT D
COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808

POINT OF BEGINNING

WESTERLY MOST CORNER
OF LOT 1 COTTONWOOD
SUBDIVISION FILING NO. 2

N64°50'46"E 69.00'

S64°50'46"W 69.00'

S25°09'14"E
5.00'

PARCEL CONTAINS
345 (SQ.FT.)
0.008 ACRES
MORE OR LESS

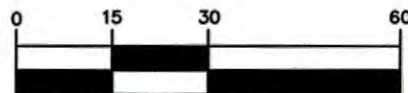
N25°09'14"W
5.00'

10' DRAINAGE & UTILITY
EASEMENT REC. NO. 271808

COTTONWOOD WAY

COTTONWOOD
SUBDIVISION
FILING NO. 2
REC. NO. 271808

SE1/4 SEC. 4,
T.6S., R.66W.,
SIXTH P.M.



1 inch = 30 ft.



NOTE: THIS DRAWING DOES NOT REPRESENT A FIELD MONUMENTED SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\24916-05 - Cottonwood Drive Design Survey\DWG
DWG NAME: LOT 1 ESMT.DWG
DWG: RA CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 30'



300 East Mineral Ave,
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EXHIBIT A

COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 2, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHERLY MOST CORNER OF SAID LOT 2;

THENCE ALONG THE EASTERLY LINE OF SAID LOT 2 SOUTH 25°09'14" EAST, A DISTANCE OF 5.00 FEET;

THENCE DEPARTING SAID EASTERLY LINE SOUTH 64°50'46" WEST, A DISTANCE OF 52.00 FEET TO THE WESTERLY LINE OF SAID LOT 2;

THENCE ALONG THE WESTERLY AND NORTHERLY LINES OF SAID LOT 2 THE FOLLOWING TWO (2) COURSES;

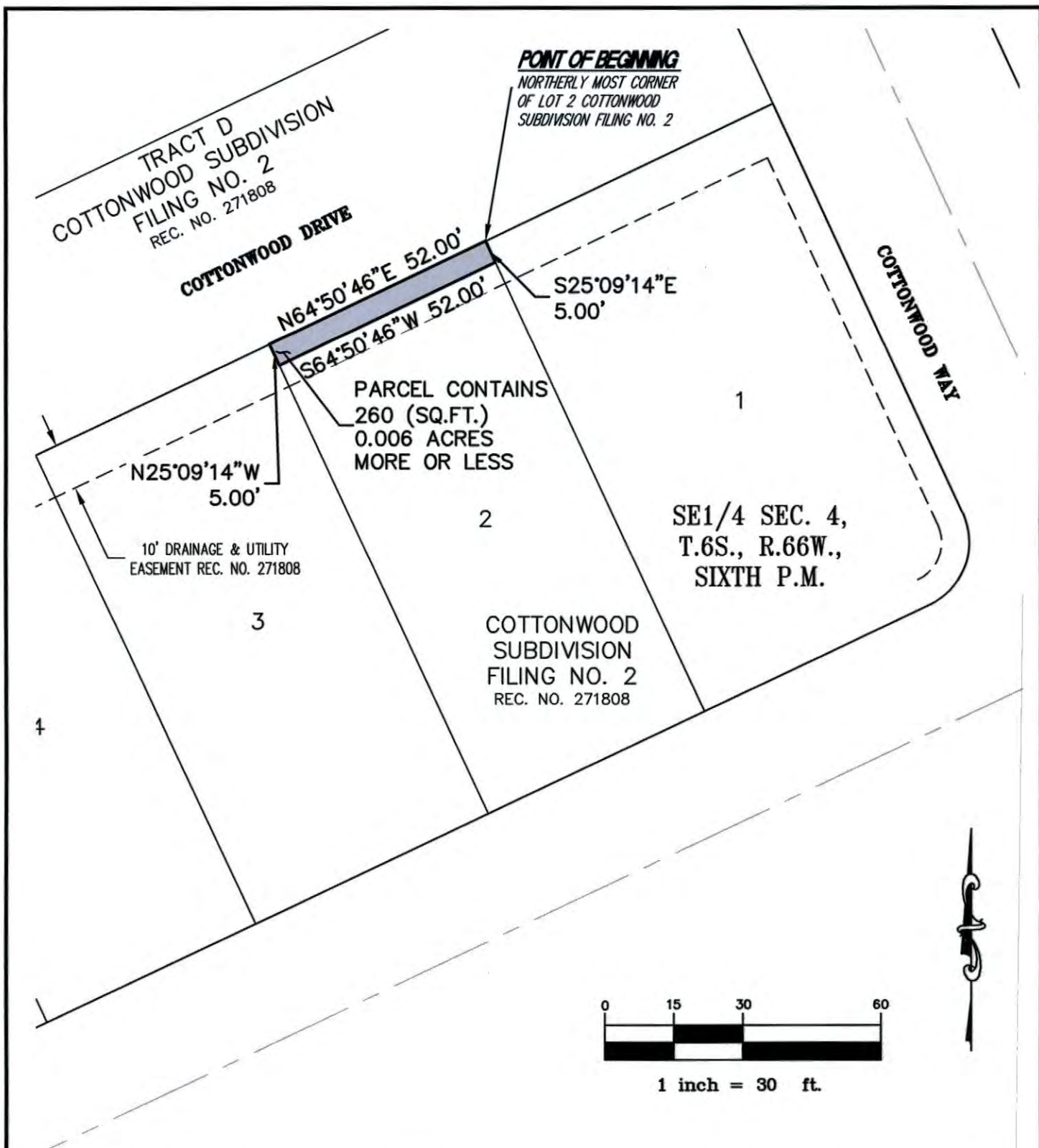
1. NORTH 25°09'14" WEST, A DISTANCE OF 5.00 FEET;
2. NORTH 64°50'46" EAST, A DISTANCE OF 52.00 FEET TO **THE POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (260 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE PART HEREOF



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



NOTE: THIS DRAWING DOES NOT REPRESENT A FIELD MONUMENTED SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\24916-05 - Cottonwood Drive Design Survey\DWG
DWG NAME: LOT 2 ESMT CSF2.DWG
DWG: RA CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 30'



AZTEC
CONSULTANTS, INC.

300 East Mineral Ave,
Suite 1
Littleton, Colorado 80122
Phone: (303) 713-1898
Fax: (303) 713-1897
www.aztecconsultants.com

EXHIBIT A

COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

**EXHIBIT A
LEGAL DESCRIPTION**

A PARCEL OF LAND BEING A PART OF LOT 3, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY MOST CORNER OF SAID LOT 3;

THENCE ALONG THE NORTHERLY AND EASTERLY LINES OF SAID LOT 3 THE FOLLOWING TWO (2) COURSES;

1. NORTH 64°50'46" EAST, A DISTANCE OF 56.00 FEET;
2. SOUTH 25°09'14" EAST, A DISTANCE OF 5.00 FEET;

THENCE DEPARTING SAID EASTERLY LINE, SOUTH 64°50'46" WEST, A DISTANCE OF 56.00 FEET TO THE WESTERLY LINE OF SAID LOT 3;

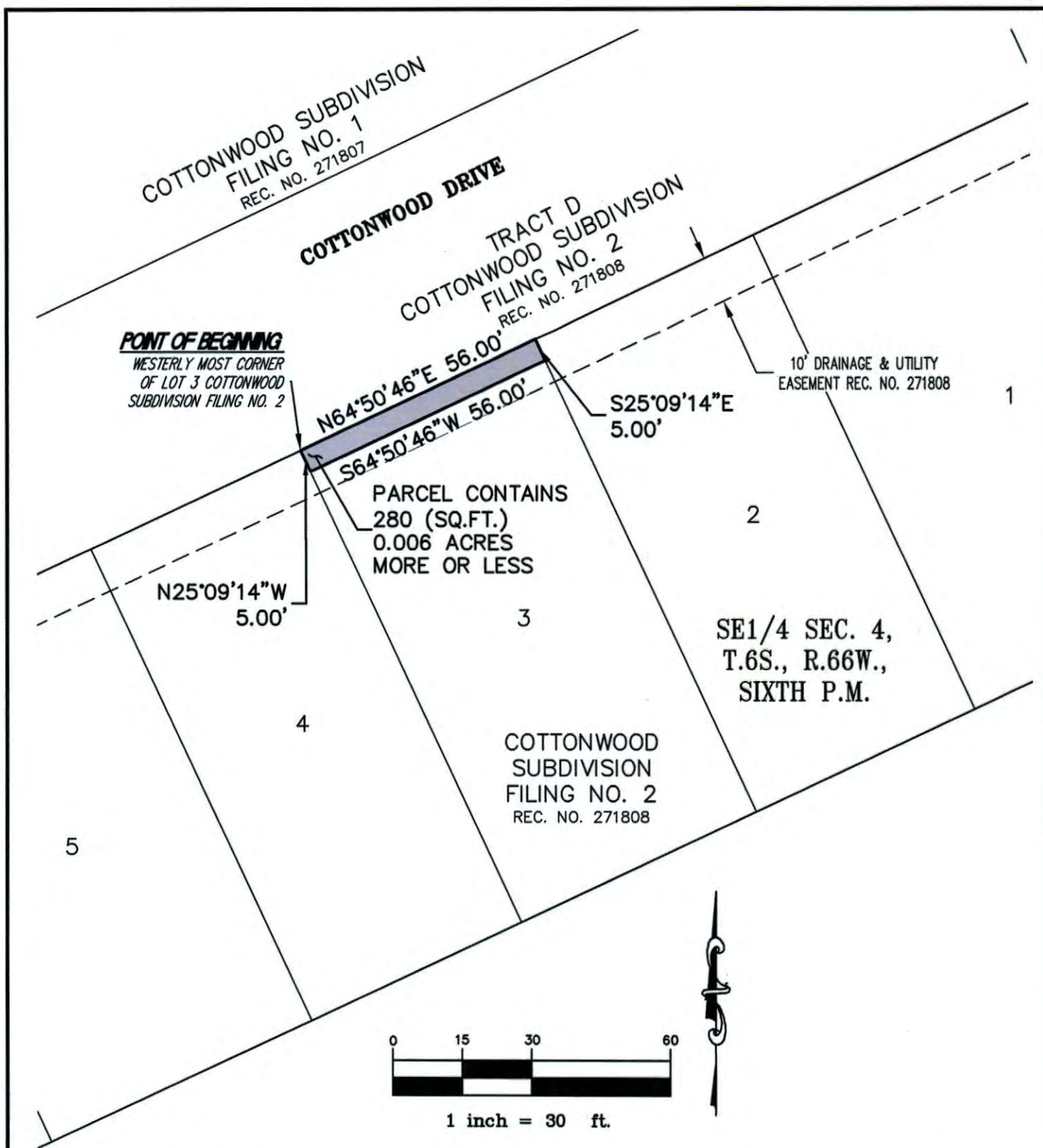
THENCE ALONG SAID WESTERLY LINE, NORTH 25°09'14" WEST, A DISTANCE OF 5.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (280 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



NOTE: THIS DRAWING DOES NOT REPRESENT A FIELD MONUMENTED SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\24916-05 - Cottonwood Drive Design Survey\DWG
DWG NAME: LOT 3 ESMT CSF2.DWG
DWG: RA CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 30'



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EXHIBIT A

COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

**EXHIBIT A
LEGAL DESCRIPTION**

A PARCEL OF LAND BEING A PART OF LOT 4, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY MOST CORNER OF SAID LOT 4;

THENCE ALONG THE NORTHERLY AND EASTERLY LINES OF SAID LOT 4 THE FOLLOWING TWO (2) COURSES;

1. NORTH 64°50'46" EAST, A DISTANCE OF 50.00 FEET;
2. SOUTH 25°09'14" EAST, A DISTANCE OF 5.00 FEET;

THENCE DEPARTING SAID EASTERLY LINE, SOUTH 64°50'46" WEST, A DISTANCE OF 50.00 FEET TO THE WESTERLY LINE OF SAID LOT 4;

THENCE ALONG SAID WESTERLY LINE, NORTH 25°09'14" WEST, A DISTANCE OF 5.00 FEET TO **THE POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (250 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

COTTONWOOD SUBDIVISION
FILING NO. 1
REC. NO. 271807

COTTONWOOD DRIVE

TRACT D
COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808

POINT OF BEGINNING
WESTERLY MOST CORNER
OF LOT 4 COTTONWOOD
SUBDIVISION FILING NO. 2

N64°50'46"E 50.00'
S64°50'46"W 50.00'

PARCEL CONTAINS
250 (SQ.FT.)
0.006 ACRES
MORE OR LESS

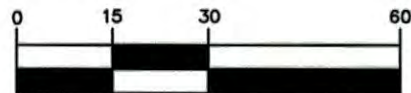
S25°09'14"E
5.00'

10' DRAINAGE & UTILITY
EASEMENT REC. NO. 271808

N25°09'14"W
5.00'

SE1/4 SEC. 4,
T.6S., R.66W.,
SIXTH P.M.

COTTONWOOD
SUBDIVISION
FILING NO. 2
REC. NO. 271808



1 inch = 30 ft.



NOTE: THIS DRAWING DOES NOT REPRESENT A FIELD MONUMENTED SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\24916-05 - Cottonwood Drive Design Survey\DWG
DWG NAME: LOT 4 ESMT CSF2.DWG
DWG: RA CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 30'



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EXHIBIT A

COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 5, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY MOST CORNER OF SAID LOT 5;

THENCE ALONG THE NORTHERLY AND EASTERLY LINES OF SAID LOT 5 THE FOLLOWING THREE (3) COURSES;

1. NORTH 67°42'31" EAST, A DISTANCE OF 4.00 FEET;
2. NORTH 64°50'46" EAST, A DISTANCE OF 58.00 FEET;
3. SOUTH 25°09'14" EAST, A DISTANCE OF 5.00 FEET;

THENCE DEPARTING SAID EASTERLY LINE, SOUTH 64°50'46" WEST, A DISTANCE OF 58.00 FEET;

THENCE SOUTH 67°42'31" WEST, A DISTANCE OF 3.87 FEET TO THE WESTERLY LINE OF SAID LOT 5;

THENCE ALONG SAID WESTERLY LINE NORTH 25°09'14" WEST, A DISTANCE OF 5.01 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.007 ACRES, (310 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



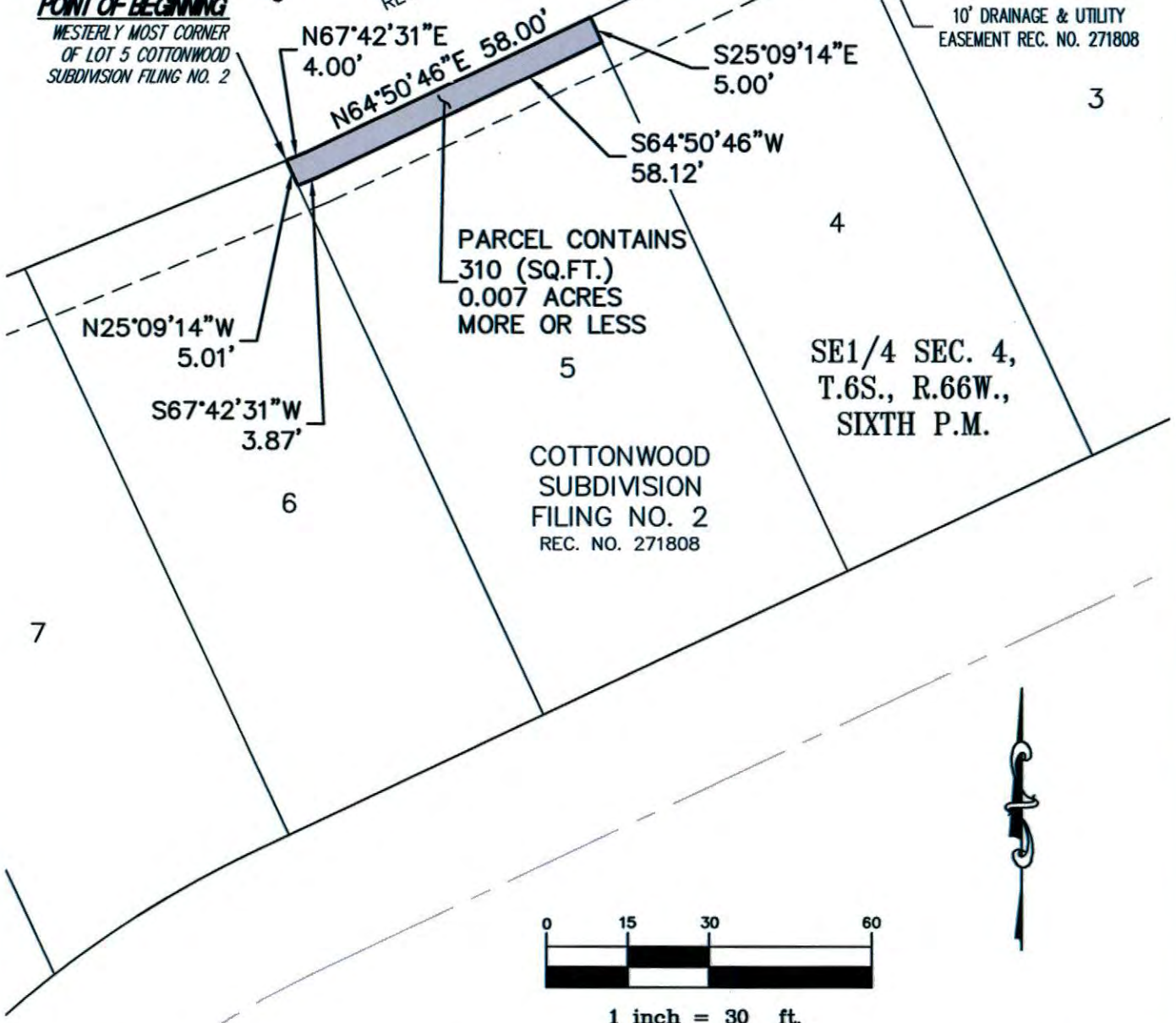
DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

COTTONWOOD SUBDIVISION
FILING NO. 1
REC. NO. 271807

COTTONWOOD DRIVE
TRACT D
COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808

POINT OF BEGINNING

WESTERLY MOST CORNER
OF LOT 5 COTTONWOOD
SUBDIVISION FILING NO. 2



NOTE: THIS DRAWING DOES NOT REPRESENT A FIELD MONUMENTED SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\24916-05 - Cottonwood Drive Design Survey\DWG
DWG NAME: LOT 5 ESMT CSF2.DWG
DWG: RA CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 30'



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EXHIBIT A

COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 6, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHEAST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHERLY MOST CORNER OF SAID LOT 6;

THENCE ALONG THE EASTERLY LINE OF SAID LOT 6 SOUTH 25°09'14" EAST, A DISTANCE OF 5.01 FEET;

THENCE DEPARTING SAID EASTERLY LINE SOUTH 67°42'31" WEST, A DISTANCE OF 52.07 FEET TO THE WESTERLY LINE OF SAID LOT 6;

THENCE ALONG THE WESTERLY AND NORTHERLY LINES OF SAID LOT 6 THE FOLLOWING TWO (2) COURSES:

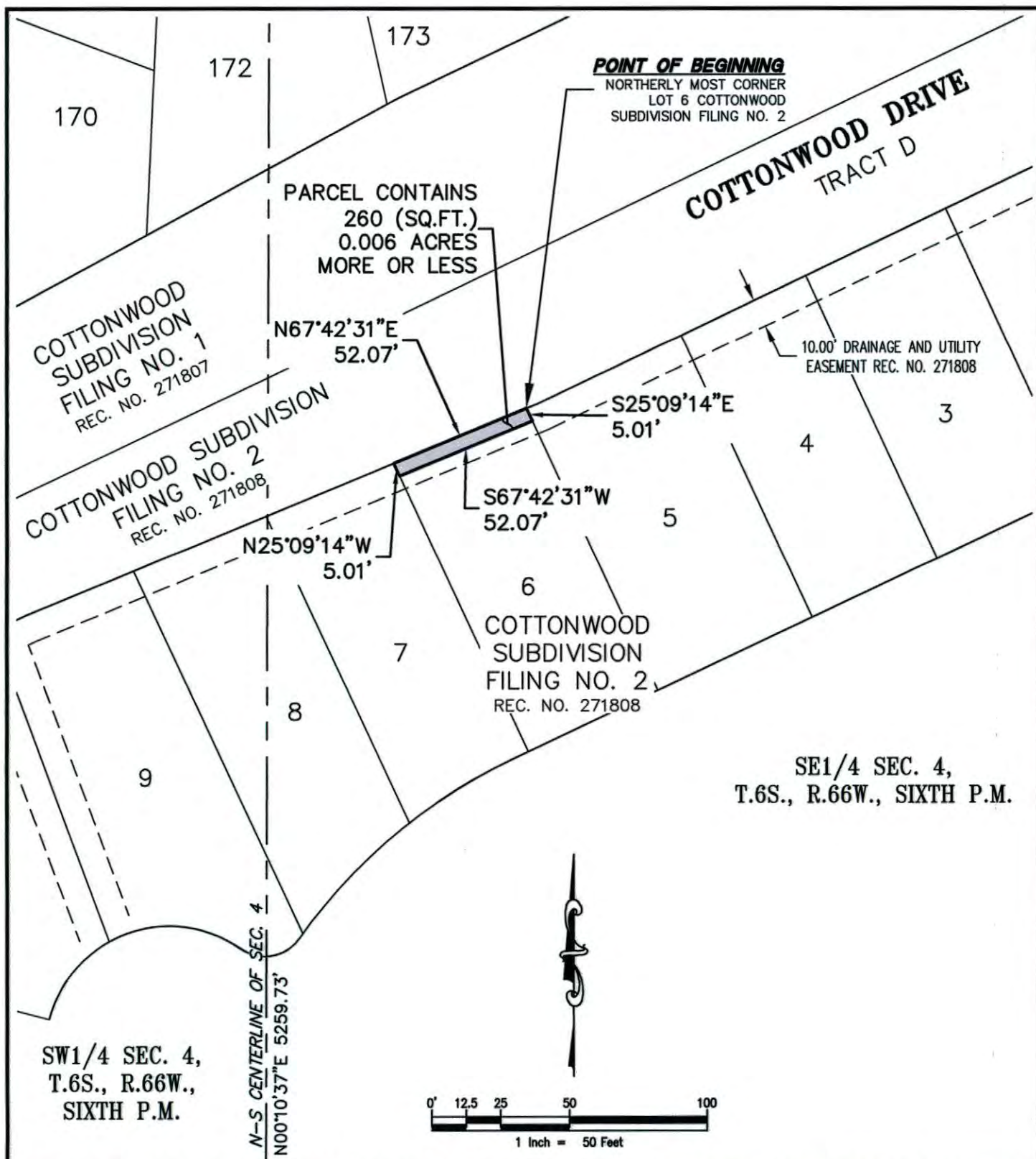
- 1) NORTH 25°09'14" WEST, A DISTANCE OF 5.01 FEET;
- 2) NORTH 67°42'31" EAST, A DISTANCE OF 52.07 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (260 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH:
 DWG NAME: LOT 6 CSF2.DWG
 DWG: BAM CHK: DEC
 DATE: 2017-04-27
 SCALE: 1" = 50'



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Q:24916-05 COTTONWOOD DRIVE DESIGN SURVEY/DWG/EASEMENTS

EXHIBIT A

LOT 6, COTTONWOOD SUBDIVISION FILING NO. 2
 DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

**EXHIBIT A
LEGAL DESCRIPTION**

A PARCEL OF LAND BEING A PART OF LOT 7, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTH HALF OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHERLY MOST CORNER OF SAID LOT 7;

THENCE ALONG THE EASTERLY LINE OF SAID LOT 7 SOUTH 25°09'14" EAST, A DISTANCE OF 5.01 FEET;

THENCE SOUTH 67°42'31" WEST, A DISTANCE OF 50.06 FEET TO THE WESTERLY LINE OF SAID LOT 7;

THENCE ALONG THE WESTERLY AND NORTHERLY LINES OF SAID LOT 7 THE FOLLOWING TWO (2) COURSES:

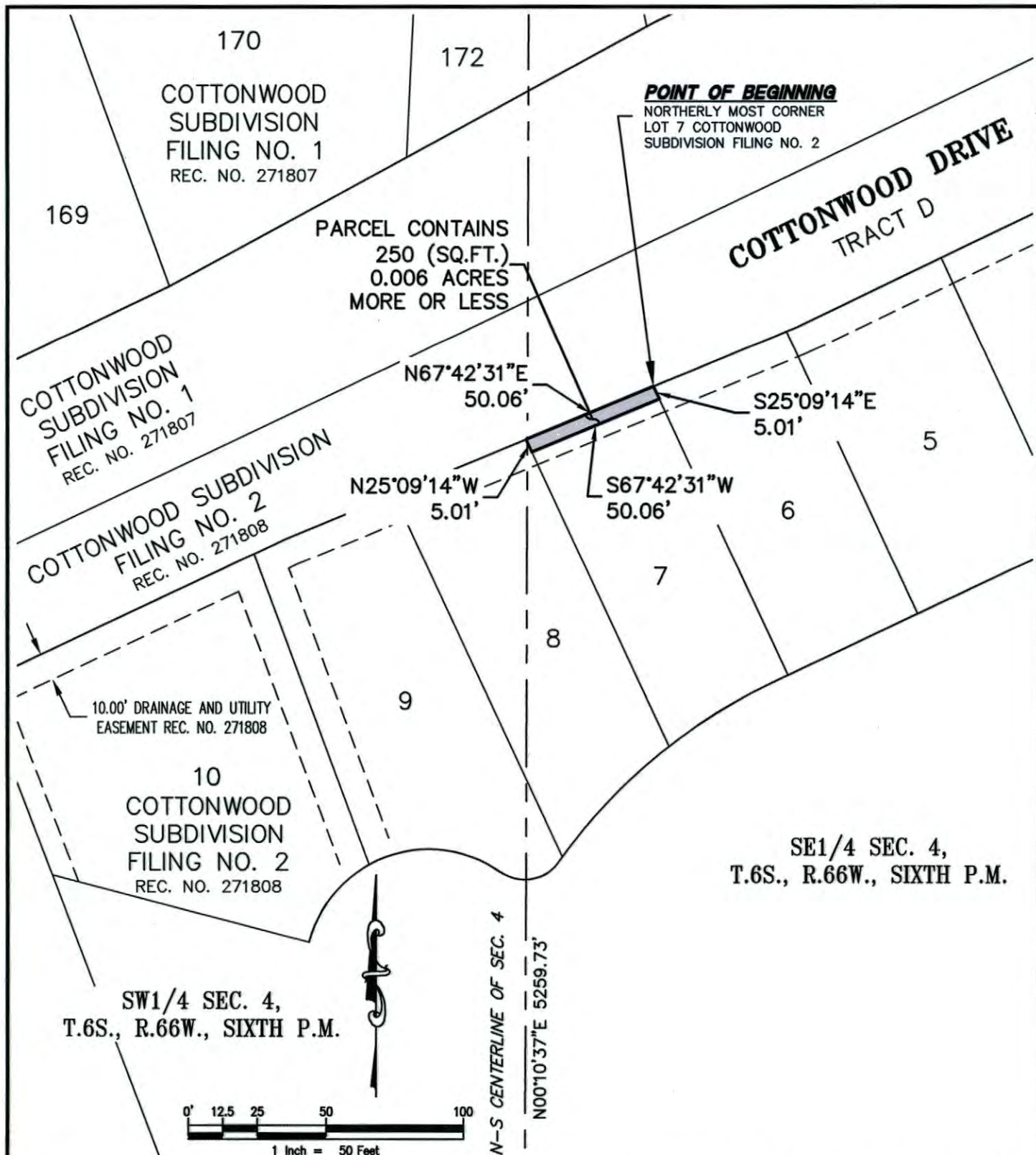
- 1) NORTH 25°09'14" WEST, A DISTANCE OF 5.01 FEET;
- 2) NORTH 67°42'31" EAST, A DISTANCE OF 50.06 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (250 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH:
DWG NAME: LOT 7 CSF2.DWG
DWG: BAM CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



AZTEC
CONSULTANTS, INC.

300 East Mineral Ave,
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Littleton, Colorado 80122
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www.aztecconsultants.com

Q:24916-05 COTTONWOOD DRIVE DESIGN SURVEY/DWG/EASEMENTS

EXHIBIT A

LOT 7, COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 8, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHERLY MOST CORNER OF SAID LOT 8;

THENCE ALONG THE EASTERLY LINE OF SAID LOT 8 SOUTH 25°09'14" EAST, A DISTANCE OF 5.01 FEET;

THENCE DEPARTING SAID EASTERLY LINE SOUTH 67°42'31" WEST, A DISTANCE OF 52.07 FEET TO THE WESTERLY LINE OF SAID LOT 8;

THENCE ALONG THE WESTERLY AND NORTHERLY LINES OF SAID LOT 8 THE FOLLOWING TWO (2) COURSES:

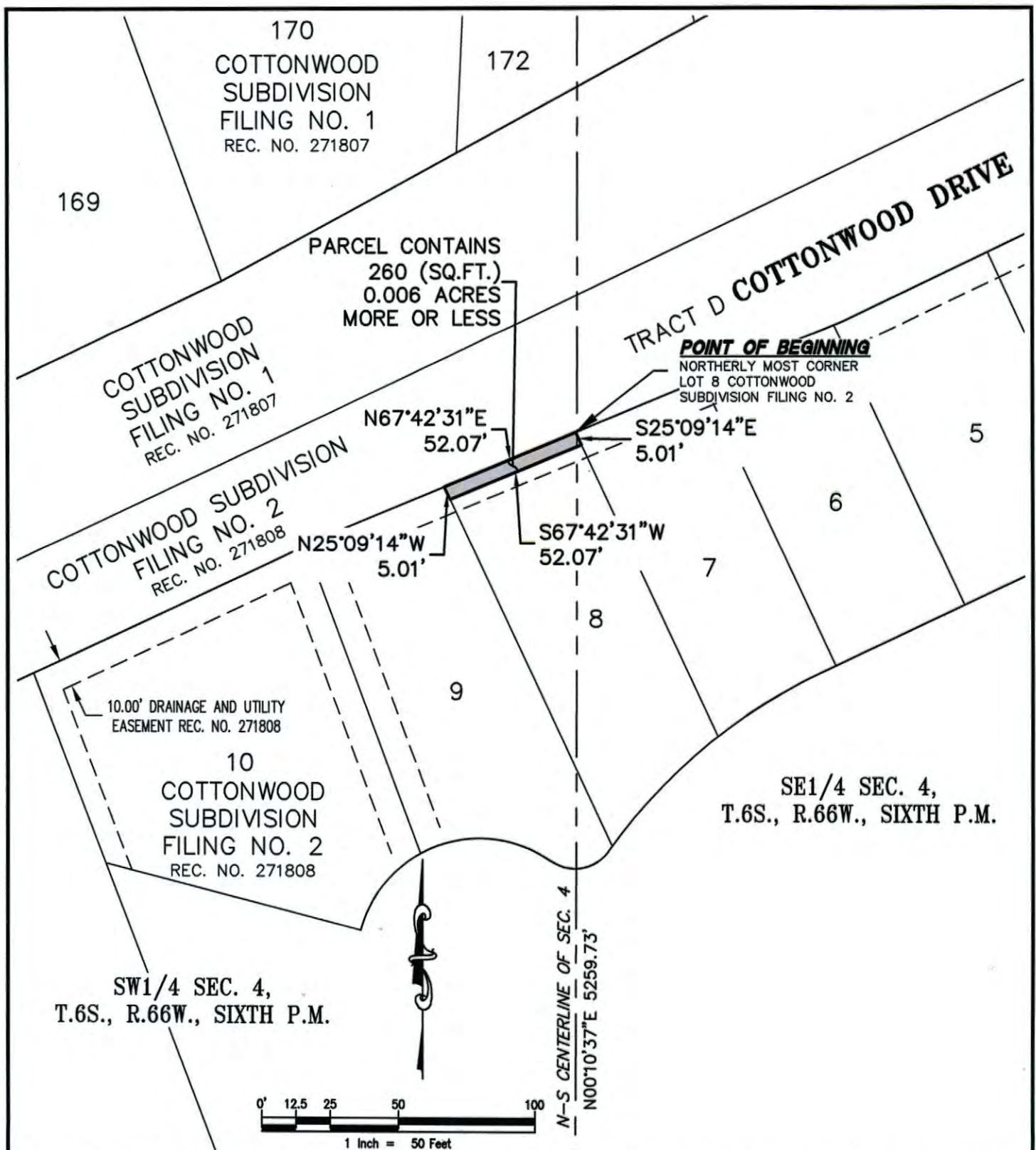
- 1) THENCE NORTH 25°09'14" WEST, A DISTANCE OF 5.01 FEET;
- 2) THENCE NORTH 67°42'31" EAST, A DISTANCE OF 52.07 FEET; TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (260 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH:
DWG NAME: LOT 8 CSF2.DWG
DWG: BAM CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



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Q:24916-05 COTTONWOOD DRIVE DESIGN SURVEY\DWG\EASEMENT

EXHIBIT A

LOT 8, COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 9, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHERLY MOST CORNER OF SAID LOT 9;

THENCE ALONG THE EASTERLY LINE OF SAID LOT 9, SOUTH 25°09'14" EAST, A DISTANCE OF 5.01 FEET;

THENCE DEPARTING SAID EASTERLY LINE SOUTH 67°42'31" WEST, A DISTANCE OF 42.18 FEET;

THENCE SOUTH 64°50'46" WEST, A DISTANCE OF 13.29 FEET TO THE WESTERLY LINE OF SAID LOT 9;

THENCE ALONG THE WESTERLY AND NORTHERLY LINES OF SAID LOT 9 THE FOLLOWING THREE (3) COURSES:

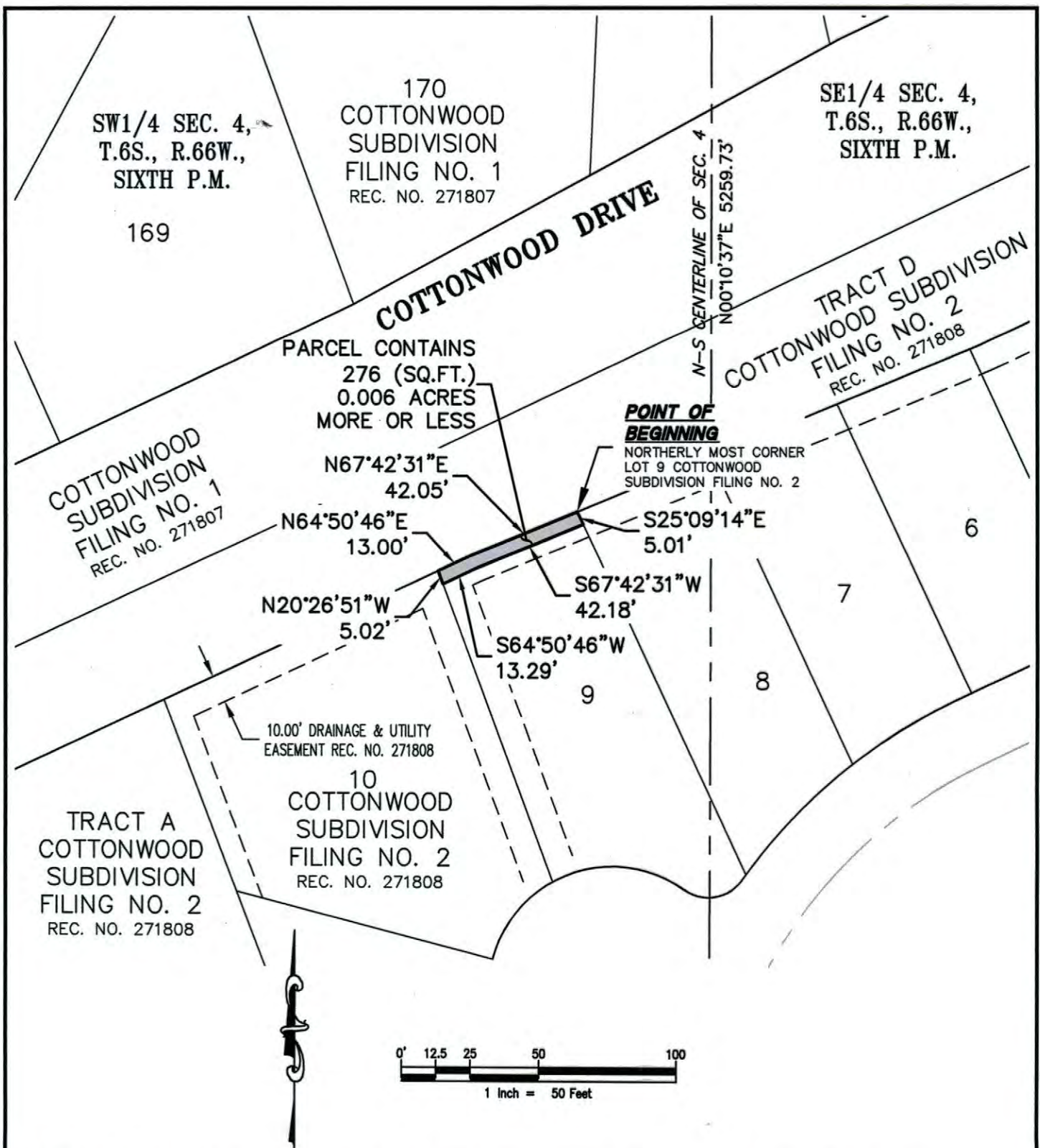
- 1) NORTH 20°26'51" WEST, A DISTANCE OF 5.02 FEET;
- 2) NORTH 64°50'46" EAST, A DISTANCE OF 13.00 FEET;
- 3) NORTH 67°42'31" EAST, A DISTANCE OF 42.05 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.006 ACRES, (276 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH:
DWG NAME: LOT 9 CSF2.DWG
DWG: DLL CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 50'



AZTEC
CONSULTANTS, INC.

Q:24916-05 Cottonwood Drive Design Survey\DWG\Easement

300 East Mineral Ave,
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Fax: (303)713-1897
www.aztecconsultants.com

EXHIBIT A

LOT 9, COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 10, COTTONWOOD SUBDIVISION FILING NO. 2, RECORDED AT RECEPTION NO. 271808 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHWEST QUARTER OF SECTION 4, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHERLY MOST CORNER OF LOT 10;

THENCE ALONG THE EASTERLY BOUNDARY OF SAID LOT, SOUTH 20°26'51" EAST, A DISTANCE OF 5.02 FEET;

THENCE DEPARTING SAID EASTERLY BOUNDARY, SOUTH 64°50'46" WEST, A DISTANCE OF 109.96 FEET TO THE WESTERLY BOUNDARY OF SAID LOT;

THENCE ALONG SAID WESTERLY BOUNDARY, NORTH 20°53'29" WEST, A DISTANCE OF 5.01 FEET TO THE NORTHERLY BOUNDARY OF SAID LOT;

THENCE ALONG SAID NORTHERLY BOUNDARY, NORTH 64°50'46" EAST, A DISTANCE OF 110.00 FEET TO THE **POINT OF BEGINNING**.

CONTAINING AN AREA OF 0.013 ACRES, (550 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

SW1/4 SEC. 4,
T.6S., R.66W.,
SIXTH P.M.

COTTONWOOD SUBDIVISION
FILING NO. 1
REC. NO. 271807

COTTONWOOD DRIVE

POINT OF BEGINNING
NORTHERLY MOST CORNER
OF LOT 10 COTTONWOOD
SUBDIVISION FILING NO. 2

TRACT D
COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808

S20°26'51"E
5.02'

N20°53'29"W
5.01'

N64°50'46"E 110.00'
S64°50'46"W 109.96'

10' DRAINAGE & UTILITY
EASEMENT REC. NO. 271808

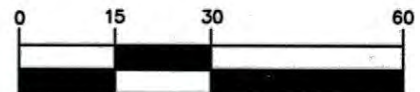
9

PARCEL CONTAINS
550 (SQ.FT.)
0.013 ACRES
MORE OR LESS

10

COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808

TRACT A
COTTONWOOD SUBDIVISION
FILING NO. 2
REC. NO. 271808



1 inch = 30 ft.

NOTE: THIS DRAWING DOES NOT REPRESENT A FIELD MONUMENTED SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\24916-05 - Cottonwood Drive Design Survey\Draw
DWG NAME: LOT 10 ESMT.DWG
DWG: AMB CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 30'



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300 East Mineral Ave,
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EXHIBIT A

COTTONWOOD SUBDIVISION FILING NO. 2
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

2 OF 2 SHEETS

EXHIBIT A
LEGAL DESCRIPTION

A PARCEL OF LAND BEING A PART OF LOT 1, COTTONWOOD MIXED COMMERCIAL / INDUSTRIAL SUBDIVISION FILING NO. 1, RECORDED AT RECEPTION NO. 8734028 IN THE RECORDS OF THE CLERK AND RECORDER OF THE COUNTY OF DOUGLAS, STATE OF COLORADO, SITUATED IN THE SOUTHWEST QUARTER OF SECTION 4 AND THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 6 SOUTH, RANGE 66 WEST OF THE SIXTH PRINCIPAL MERIDIAN, SAID COUNTY AND STATE BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 1;

THENCE ALONG THE WESTERLY LINE OF SAID LOT 1 NORTH 17°13'42" WEST, A DISTANCE OF 374.03 FEET TO THE **POINT OF BEGINNING**;

THENCE ALONG THE WESTERLY, NORTHERLY AND EASTERLY LINES OF SAID LOT 1 THE FOLLOWING SIX (6) COURSES:

- 1) NORTH 17°13'42" WEST, A DISTANCE OF 11.83 FEET TO THE BEGINNING OF A NON-TANGENT CURVE CONCAVE SOUTHERLY HAVING A RADIUS OF 790.00 FEET, THE RADIUS POINT OF SAID CURVE BEARS SOUTH 16°30'11" EAST;
- 2) EASTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 15°30'15", AN ARC LENGTH OF 213.77 FEET;
- 3) TANGENT TO SAID CURVE NORTH 89°00'04" EAST, A DISTANCE OF 71.23 FEET;
- 4) NORTH 86°08'19" EAST, A DISTANCE OF 200.25 FEET;
- 5) NORTH 89°00'04" EAST, A DISTANCE OF 10.74 FEET;
- 6) SOUTH 27°31'44" EAST, A DISTANCE OF 32.34 FEET;

THENCE DEPARTING SAID EASTERLY LINE, SOUTH 82°03'43" WEST, A DISTANCE OF 37.15 FEET;

THENCE NORTH 27°31'44" WEST, A DISTANCE OF 30.35 FEET;

THENCE SOUTH 86°08'19" WEST, A DISTANCE OF 154.38 FEET;

THENCE SOUTH 47°52'53" WEST, A DISTANCE OF 16.96 FEET;

THENCE SOUTH 64°05'10" WEST, A DISTANCE OF 3.88 FEET;

THENCE SOUTH 80°17'27" WEST, A DISTANCE OF 3.87 FEET;

THENCE NORTH 83°54'55" WEST, A DISTANCE OF 3.71 FEET;

THENCE NORTH 68°31'54" WEST, A DISTANCE OF 3.69 FEET;

THENCE NORTH 53°08'54" WEST, A DISTANCE OF 3.69 FEET;

THENCE NORTH 37°45'54" WEST, A DISTANCE OF 10.27 FEET;

THENCE SOUTH 89°00'04" WEST, A DISTANCE OF 55.54 FEET TO THE BEGINNING OF A TANGENT CURVE CONCAVE SOUTHERLY HAVING A RADIUS OF 785.00 FEET;

THENCE WESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 14°26'33", AN ARC LENGTH OF 197.88 FEET;

THENCE NON-TANGENT TO SAID CURVE SOUTH 48°32'32" WEST, A DISTANCE OF 15.88 FEET TO THE **POINT OF BEGINNING**.

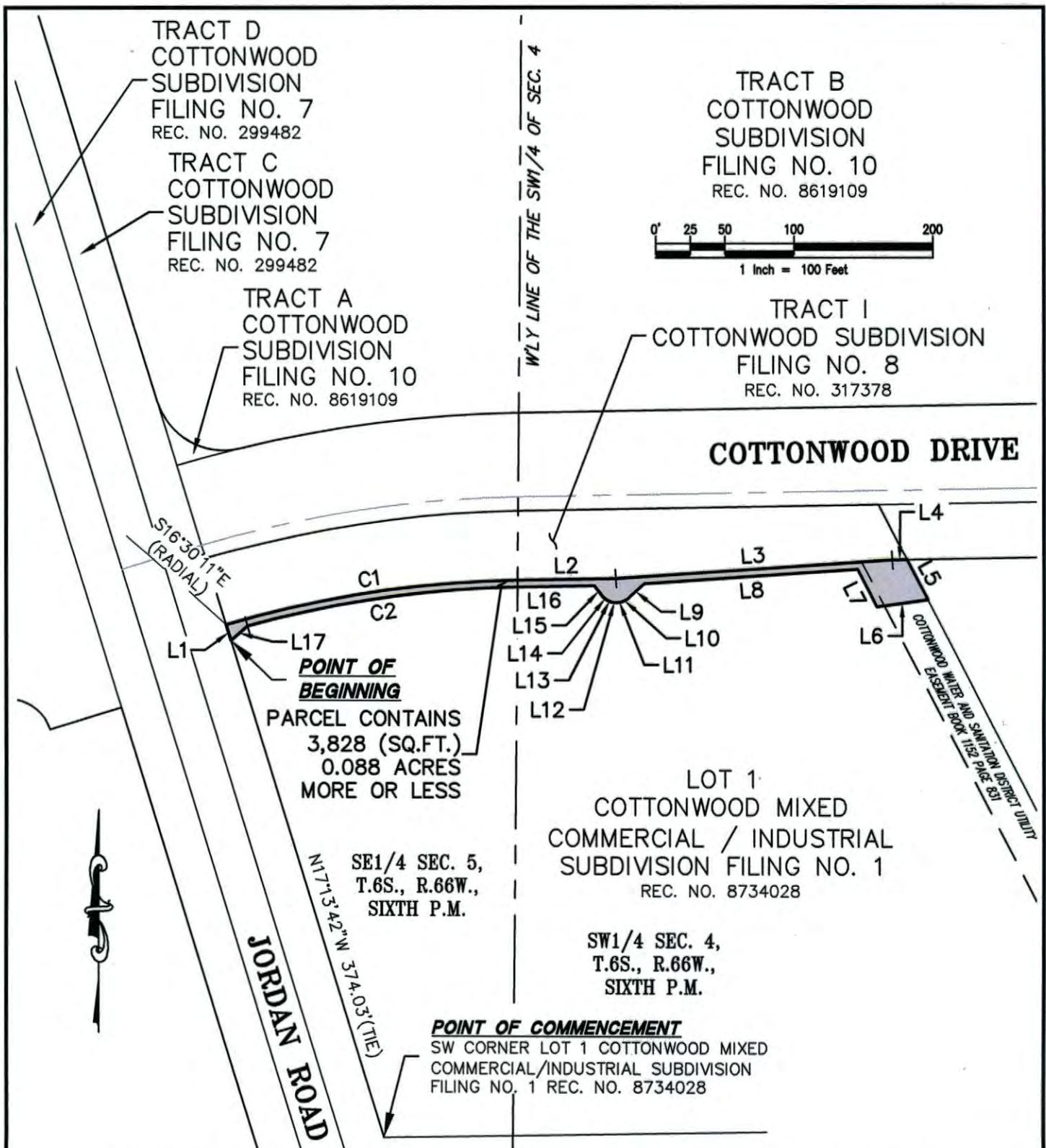
CONTAINING AN AREA OF 0.088 ACRES, (3,828 SQUARE FEET), MORE OR LESS.

EXHIBIT ATTACHED AND MADE A PART HEREOF.



DEAN E. CATES,
COLORADO P.L.S. NO. 22561
FOR AND ON BEHALF OF AZTEC CONSULTANTS, INC.
300 E. MINERAL AVENUE, SUITE 1
LITTLETON, COLORADO 80122
303-713-1898

ILLUSTRATION TO EXHIBIT A



NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\DWG\EXHIBITS\
DWG NAME: LOT 1 COTTONWOOD MIXED.DWG
DWG: DLL CHK: DEC
DATE: 2017-04-27
SCALE: 1" = 100'



Aztec
CONSULTANTS, INC.

300 East Mineral Ave,
Suite 1
Littleton, Colorado 80122
Phone: (303)713-1898
Fax: (303)713-1897
www.aztecconsultants.com

EXHIBIT A

COTTONWOOD MIXED COMMERCIAL/INDUSTRIAL SUBDIVISION FILING NO. 1
DOUGLAS COUNTY, COLORADO

JOB NUMBER 24916-05

3 OF 4 SHEETS

ILLUSTRATION TO EXHIBIT A

LINE TABLE		
LINE	BEARING	LENGTH
L1	N17°13'42"W	11.83'
L2	N89°00'04"E	71.23'
L3	N86°08'19"E	200.25'
L4	N89°00'04"E	10.74'
L5	S27°31'44"E	32.34'
L6	S82°03'43"W	37.15'
L7	N27°31'44"W	30.35'
L8	S86°08'19"W	154.38'
L9	S47°52'53"W	16.96'
L10	S64°05'10"W	3.88'
L11	S80°17'27"W	3.87'
L12	N83°54'55"W	3.71'
L13	N68°31'54"W	3.69'
L14	N53°08'54"W	3.69'
L15	N37°45'54"W	10.27'
L16	S89°00'04"W	55.54'
L17	S48°32'32"W	15.88'

CURVE TABLE			
CURVE	DELTA	RADIUS	LENGTH
C1	15°30'15"	790.00'	213.77'
C2	14°26'33"	785.00'	197.88'

NOTE: THIS DRAWING DOES NOT REPRESENT A MONUMENTED LAND SURVEY AND IS ONLY INTENDED TO DEPICT THE ATTACHED LEGAL DESCRIPTION.

PATH: Q:\DWG\EXHIBITS\
 DWG NAME: LOT 1 COTTONWOOD MIXED.DWG
 DWG: DLL CHK: DEC
 DATE: 2017--04-27
 SCALE: 1" = 100'

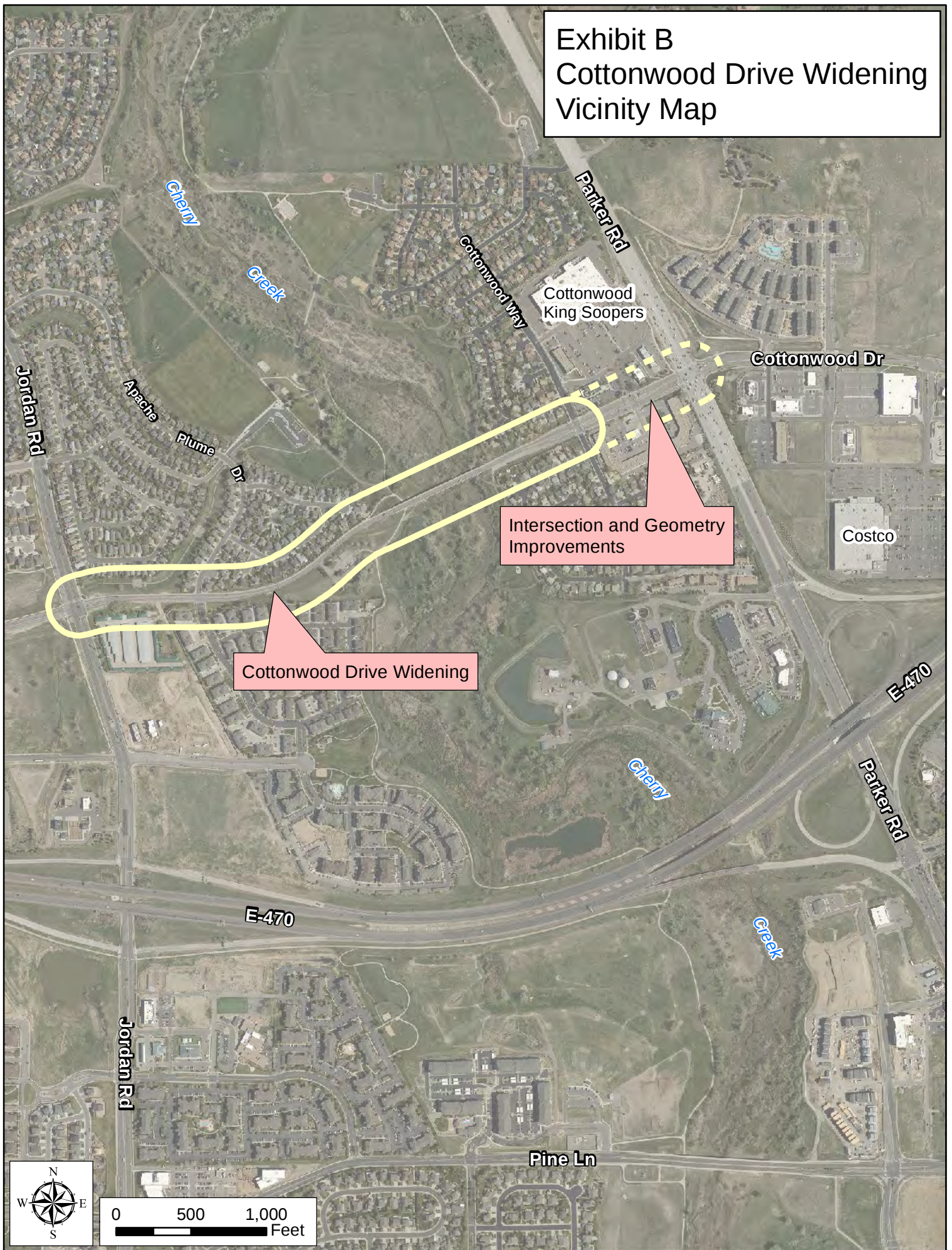


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EXHIBIT A
 COTTONWOOD MIXED COMMERCIAL/INDUSTRIAL SUBDIVISION FILING NO. 1
 DOUGLAS COUNTY, COLORADO
 JOB NUMBER 24916-05 4 OF 4 SHEETS

Exhibit B Cottonwood Drive Widening Vicinity Map





Request for Town Council Action

Date: May 18, 2020

Submitted By: Jamie Wynn, Assistant Town Attorney

Reviewed By: Michelle Kivela, Town Administrator

Title: **ORDINANCE NO. 5.06.40.1 - First Reading**
A Bill for an Ordinance to Amend Section 8.07.110 of the
Parker Municipal Code Concerning Sitting or Lying Down in
the Public Right-of-Way

Department: Town Attorney, Jamie Wynn
Second Reading: June 1, 2020

EXECUTIVE SUMMARY

The purpose of this amendment is to update The Parker Municipal Code and provide clarification by removing the term "high traffic areas" and replacing it with terms already defined in the Code, as well as modifying provisions to focus more specifically on safety concerns.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

Section 8.07.110 of the Parker Municipal Code is focused on providing safe passage on public right-of-ways. In an effort to clarify the intent of this Code section, language is being added to include specific terms already defined in the Code, as well as to further focus on the safety concerns which are caused when there is an interference with the safe passage of pedestrians, bicycles, or vehicles on a public right-of-way.

FINANCIAL IMPACT

None.

STRATEGIC GOAL(S)



PROMOTE A SAFE AND
HEALTHY COMMUNITY

ATTACHMENTS

1. Ordinance No. 5.06.40.1

RECOMMENDED MOTION

I move to approve Ordinance No. 5.06.40.1 on first reading and to schedule second reading for June 1, 2020, as part of the consent agenda.

ORDINANCE NO. 5.06.40.1, Series of 2020

TITLE: A BILL FOR AN ORDINANCE TO AMEND SECTION 8.07.110 OF THE PARKER MUNICIPAL CODE CONCERNING SITTING OR LYING DOWN IN THE PUBLIC RIGHT-OF-WAY

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF PARKER, COLORADO, ORDAINS:

Section 1. Section 8.07.110 of the Parker Municipal Code is amended to read as follows:

8.07.110 Sitting or lying down in the public right-of-way.

(a) Legislative findings. The Town Council finds and determines that intentionally blocking, obstructing or interfering with the safe or free passage of a pedestrian or vehicle by any means ~~in high-traffic areas~~ **on collector and arterial roadways, as defined by the Town of Parker Roadway Design and Construction Criteria Manual and adopted pursuant to Section 10.09.010,** including unreasonably causing a pedestrian or vehicle operator to take evasive action to avoid contact, is a public safety concern without regard to the speech of the individual who is intentionally blocking, obstructing or interfering with the safe or free passage of a pedestrian or vehicle, and that such conduct should be regulated to address the public safety concerns caused by individuals taking evasive action to avoid such contact.

(b) Unlawful. It shall be unlawful for any person to sit, kneel, recline or lie down upon the surface of any public right-of-way, or upon any bedding, chair, stool, or any other object placed upon the surface of the public right-of-way, **such that they are interfering with the safe and/or free passage of any pedestrian, bicyclist, or vehicle.** ~~between the hours of seven o'clock (7:00) a.m. and ten o'clock (10:00) p.m. daily and between the hours of ten o'clock (10:00) p.m. and three o'clock (3:00) a.m. on Friday and Saturday nights.~~

(c) Definitions. For the purposes of this Section, the term below shall have the following meaning:

Public right-of-way means any street, sidewalk, trail, path, alley, parkway, curb, median, jersey wall, traffic island or any other publicly owned property intended or used for pedestrian, recreational or vehicular travel ~~located adjacent to nonresidentially zoned areas of the Town.~~

(d) Defense. It is an affirmative defense to a violation of this Section that a person:

* * *

(6) Sits upon a public sidewalk at or near a transit stop while waiting for public transportation.

Section 2. **Safety Clause.** The Town Council hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Parker, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Town Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be obtained. The Town Council further finds that the title to this Ordinance was posted in two public places two days before the Town Council meeting, as provided by Section 7.5e. of the Town of Parker Home Rule Charter.

Section 3. **Severability.** If any clause, sentence, paragraph or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. This Ordinance shall become effective ten (10) days after final publication.

INTRODUCED AND PASSED ON FIRST READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

ADOPTED ON SECOND AND FINAL READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

APPROVED AS TO FORM:

James S. Maloney, Town Attorney



Request for Town Council Action

Date: May 18, 2020

Submitted By: Randy Sale, Chief Building Official
Kristin Schledorn, Deputy Town Attorney
Dannette Robberson, Assistant to the Town Administrator

Reviewed By: Michelle Kivela, Town Administrator

Title: **ORDINANCE NO. 4.89.6 - First Reading**
A Bill for an Ordinance to Amend Sections 11.01.030 of the
Parker Municipal Code Concerning the Parker
Administrative Code

Department: Town Attorney, Kristin Schledorn
Town Administrator, Dannette
Robberson
Community Development, Randy Sale

Second Reading: June 1, 2020

EXECUTIVE SUMMARY

This ordinance adopts by reference a new edition of the Parker Administrative Code.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

The new edition of the Parker Administrative Code removes the specific permit fees from Section 304.1 and instead references that fees will be established by Town Council resolution. The fee resolution will be presented to Town Council on June 1, 2020.

FINANCIAL IMPACT

Positive. Base fees are being increased approximately seventeen percent; assuming building permits remain consistent with past years, the Town would anticipate seeing a corresponding increase in revenue.

STRATEGIC GOAL(S)



**ENHANCE ECONOMIC
VITALITY**

ATTACHMENTS

1. Ordinance No. 4.89.6

RECOMMENDED MOTION

I move to approve Ordinance No. 4.89.6 on first reading and to schedule second reading on June 1, 2020, as part of the consent agenda.

ORDINANCE NO. 4.89.6, Series of 2020

TITLE: A BILL FOR AN ORDINANCE TO AMEND SECTION 11.01.030 OF THE PARKER MUNICIPAL CODE CONCERNING THE PARKER ADMINISTRATIVE CODE

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF PARKER, COLORADO, ORDAINS:

Section 1. Section 11.01.030 of the Parker Municipal Code is amended to read as follows:

11.01.030 Parker Administrative Code adopted.

Pursuant to Section 7.7 of the Town of Parker Home Rule Charter, the Parker Administrative Code, ~~November 2018~~ **May 2020** Edition, as published by the Town of Parker, Colorado, 20120 E. Mainstreet, Parker, CO 80138-7344, is adopted by reference and incorporated into this Chapter as though fully set forth herein. The Parker Administrative Code is adopted in full, including the outline of contents, index and appendices contained therein.

Section 2. Safety Clause. The Town Council hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Parker, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Town Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be obtained. The Town Council further finds that the title to this Ordinance was posted in two public places two days before the Town Council meeting, as provided by Section 7.5e. of the Town of Parker Home Rule Charter.

Section 3. Severability. If any clause, sentence, paragraph or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. This Ordinance shall become effective ten (10) days after final publication.

INTRODUCED AND PASSED ON FIRST READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

ADOPTED ON SECOND AND FINAL READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

APPROVED AS TO FORM:

James S. Maloney, Town Attorney



Request for Town Council Action

Date: May 18, 2020

Submitted By: Kristin Schledorn, Deputy Town Attorney
Dannette Robberson, Assistant to the Town Administrator

Reviewed By: Michelle Kivela, Town Administrator

Title: **ORDINANCE NO. 3.01.122 - First Reading**
A Bill for an Ordinance to Amend Section 13.01.080 of the
Parker Municipal Code Concerning Fees to be Established by
Council Resolution

Department: Town Attorney, Kristin Schledorn
Second Reading: June 1, 2020

EXECUTIVE SUMMARY

This ordinance amends Section 13.01.080 of the Land Development Ordinance to provide that application fees shall be established by resolution. The resolution establishing the fees shall be presented at the June 1, 2020, Town Council meeting.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

The Town of Parker initiated a development-related user fee study to understand the full cost of providing development-related services. The Town retained TischlerBise, Inc., a leading firm on fiscal and economic analysis and cost of growth strategies, to conduct the study. Such an analysis had not been conducted for the Town in over ten years. The results were used to inform the cost recovery policy decisions. Development-related user fee studies are considered a municipal government best practice in establishing a sustainable user fee program to identify what costs should be user fee supported versus general tax subsidy. The final report assumes 100% cost recovery of personnel, the largest cost to the Town, as well as other overhead and long-term planning related costs. In addition to utilizing the cost recovery analysis, staff also compared the derived cost recovery fees to neighboring jurisdictions to determine the cost recovery policy.

This ordinance amends Section 13.01.080 of the Land Development Ordinance to provide that application fees shall be established by resolution. The resolution establishing those fees will be presented at the June 1, 2020, Town Council meeting.

FINANCIAL IMPACT

The proposed User Fee amendments will be revenue positive to the Town by increasing the cost recovery rate of providing Community Development services to applicants, builders and the development community.

The fiscal impact associated with the proposed Engineering/Public Works User Fees is relatively minor, with the exception of the administrative expenses currently charged to the Developers/Permittees. The existing system utilized by the Engineering/Public Works Department collects fees through a charge back agreement executed with Developers/Permittees with each application/project. The charge back agreement allows the Town to bill each Developer/Permittee on a monthly basis for the actual time staff spends on reviews and inspections (100% recovery) plus an administrative cost (15%). The proposed fee system will charge each Developer/Permittee an upfront fee as part of each application/project (rather than monthly). The proposed fee system will significantly reduce the administrative expenses (for the Town and Developer/Permittee) compared to the existing system since the monthly billing and collections will no longer be necessary.

STRATEGIC GOAL(S)



ATTACHMENTS

1. Ordinance No. 3.01.122

RECOMMENDED MOTION

I move to approve Ordinance No. 3.01.122 on first reading and to schedule second reading on June 1, 2020, as part of the consent agenda.

ORDINANCE NO. 3.01.122, Series of 2020

TITLE: A BILL FOR AN ORDINANCE TO AMEND SECTION 13.01.080 OF THE PARKER MUNICIPAL CODE CONCERNING FEES TO BE ESTABLISHED BY COUNCIL RESOLUTION

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF PARKER, COLORADO, ORDAINS:

Section 1. Section 13.01.080 of the Parker Municipal Code is amended to read as follows:

13.01.080 Fees.

(a) Reasonable fees sufficient to cover the costs of administration, inspection, publication of notice and similar matters may be charged to applicants for zoning permits, conditional-use permits, special-use permits, subdivision plat approval, zoning amendments, variances and other administrative relief. The amount of the fees charged shall be established by resolution of the Council ~~filed in the office of the Town Clerk.~~

~~(b) The Town will bill developers for any and all costs of professional or consulting services which the Town incurs as a result of a developer or his or her project. Professional or consulting services include but are not limited to: legal, engineering or hydrological services.~~

~~(e)-(b)~~ Fees established in accordance with Subsection (a) above shall be paid upon submission of a completed land use application or notice of appeal. All applications for which there is a fee shall be accompanied by the appropriate fee. Applications which are not accompanied by the appropriate fee shall be considered incomplete and shall not be processed nor shall any permit be issued unless the appropriate fee accompanies the application. The applicant shall pay the Town ~~the actual cost to the Town~~ the amount of fees as established by the Town Council by resolution for engineering, planning, surveying, inspection and legal services rendered in connection with the review of the proposed development application ~~plus fifteen percent (15%) to cover administrative costs.~~

(c) The Town will bill developers for any and all costs of professional or consulting services which the Town incurs as a result of a developer or the project. Professional or consulting services include, but are not limited to: legal, engineering, materials testing or construction inspection services.

The Town will send the applicant a statement for the ~~actual and administrative costs incurred by the Town for the services rendered by the Town~~ professional or consulting services which the Town incurs in accordance with this Subsection (c). The applicant shall pay the Town the amount due on the statement within fifteen (15) days of the date of the issuance of such statement. In

the event the applicant fails to pay the amount due on the statement within the time period specified above, the Town shall immediately stop the review process for the proposed development. The application will be deemed withdrawn if the statement is not paid in full within thirty (30) days of the date of the issuance of the statement.

If the statement is not paid in full within thirty (30) days after issuance of the statement, in addition to the application being withdrawn, the Town shall impose interest on the amount due and outstanding at the rate of one and one-half of one percent (1.5%) per month from the date when due.

In addition to the Town's remedies to stop the review process upon nonpayment of such statement, and to impose penalty interest, the Town shall additionally possess the right to initiate an enforcement action against the applicant for nonpayment of such fees. Such enforcement action may be initiated either in the Douglas County Court or in the Parker Municipal Court. In the event such collection action is determined in favor of the Town, the Town shall be awarded its attorneys' fees and court costs in addition to the unpaid fees as part of any judgment.

The payment of fees of the costs of professional and consulting services under this Section shall be due and payable as set forth within this Section, regardless of whether the project is completed, approved and/or regardless of whether the owner/developer chooses to complete the Town's land review process under the Town's Land Development Ordinance.

(d) The applicant shall pay any impact fees as established by Town ordinances in effect at the time the development application is approved by Town Council. The impact fees shall be paid at the time specified by such ordinance.

Section 2. **Safety Clause.** The Town Council hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Parker, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Town Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be obtained. The Town Council further finds that the title to this Ordinance was posted in two public places two days before the Town Council meeting, as provided by Section 7.5e. of the Town of Parker Home Rule Charter.

Section 3. **Severability.** If any clause, sentence, paragraph or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. This Ordinance shall become effective ten (10) days after final publication.

INTRODUCED AND PASSED ON FIRST READING this ____ day of _____,
2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

ADOPTED ON SECOND AND FINAL READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

APPROVED AS TO FORM:

James S. Maloney, Town Attorney



Request for Town Council Action

Date: May 18, 2020
Submitted By: Rhonda Willey, Accounting Manager
Reviewed By: Michelle Kivela, Town Administrator
Title: **RESOLUTION NO. 20-016**
A Resolution to Accept Donations from the Greater Parker Foundation

Department: Finance, Rhonda Willey

EXECUTIVE SUMMARY

Donations raised through Greater Parker Foundation are passed to the Town of Parker as they are received and used by the Town for the specific purpose of the donation. This resolution formalizes the Town's acceptance of the donations that were given to the Town for years 2016 through 2019 according to Section 15.7 of the Town of Parker Home Rule Charter.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

The last acceptance of donations was for 2015. This resolution will bring the donation acceptance current.

FINANCIAL IMPACT

Donations to the Town through the Greater Parker Foundation:

2016 - \$29,147

2017 - \$8,000

2018 - \$7,910

2019 - \$2,250

STRATEGIC GOAL(S)



ATTACHMENTS

1. Resolution No. 20-016

RECOMMENDED MOTION

I move to approve Resolution No. 20-016, as part of the consent agenda.

RESOLUTION NO. 20-016, Series of 2020

TITLE: A RESOLUTION TO ACCEPT DONATIONS FROM THE GREATER PARKER FOUNDATION

WHEREAS, Section 15.7 of the Town of Parker Home Rule Charter provides that the Town Council of the Town of Parker may "receive or refuse bequests, gifts and donations;"

WHEREAS, the Town received a donation from the Greater Parker Foundation in the amount of Twenty-Nine Thousand One Hundred Forty-Seven Dollars (\$29,147) for fiscal year 2016;

WHEREAS, the Town received a donation from the Greater Parker Foundation in the amount of Eight Thousand Dollars (\$8,000) for fiscal year 2017;

WHEREAS, the Town received a donation from the Greater Parker Foundation in the amount of Seven Thousand Nine Hundred Ten Dollars (\$7,910) for fiscal year 2018;

WHEREAS, the Town received a donation from the Greater Parker Foundation in the amount of Two Thousand Two Hundred Fifty Dollars (\$2,250) for fiscal year 2019 (the donations from 2016-2019 are collectively referred to as the "Donations"); and

WHEREAS, the Town Council desires to accept the Donations.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARKER, COLORADO, AS FOLLOWS:

Section 1. The Town Council of the Town of Parker hereby accepts the Donations, as provided by Section 15.7 of the Parker Home Rule Charter.

RESOLVED AND PASSED this ____ day of _____, 2020.

TOWN OF PARKER, COLORADO

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk



Request for Town Council Action

Date: May 18, 2020

Submitted By: Kristin Schledorn, Deputy Town Attorney

Reviewed By: Michelle Kivela, Town Administrator

Title: **RESOLUTION NO. 20-019**
A Resolution Rescinding Resolution No. 20-014, A
Resolution Authorizing Possession and Consumption of
Alcoholic Beverages in Discovery Park, Subject to Certain
Conditions

Department: Town Attorney, Kristin Schledorn

EXECUTIVE SUMMARY

This resolution rescinds Resolution 20-014, which authorized the possession and consumption of alcohol in Discovery Park during the 2020 summer concerts.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

On March 2, 2020, the Town Council approved Resolution 20-014, which authorized the possession and consumption of alcohol in Discovery Park on dates when the summer concerts were to be held.

Due to the COVID-19 pandemic, large gatherings, such as the summer concerts, are prohibited. It was intended that the authorization of alcohol at Discovery Park only be allowed in conjunction with the concerts. Therefore, this resolution rescinds Resolution 20-014.

FINANCIAL IMPACT

None.

STRATEGIC GOAL(S)



PROMOTE A SAFE AND
HEALTHY COMMUNITY

ATTACHMENTS

1. Resolution No. 20-019

RECOMMENDED MOTION

I move to approve Resolution No. 20-019, as part of the consent agenda.

RESOLUTION NO. 20-019, Series of 2020

TITLE: A RESOLUTION RESCINDING RESOLUTION 20-014, A RESOLUTION AUTHORIZING THE POSSESSION AND CONSUMPTION OF ALCOHOLIC BEVERAGES IN DISCOVERY PARK, SUBJECT TO CERTAIN CONDITIONS

WHEREAS, on March 2, 2020, the Town Council approved Resolution 20-014 to allow the possession and consumption of alcohol in Discovery Park on certain days and times during the summer of 2020;

WHEREAS, the designated days and times were intended to coincide with the Discovery Park Free Summer Concert Series;

WHEREAS, in response to the COVID-19 pandemic, gatherings of large groups of individuals have been prohibited, in compliance with public health orders to protect the health and safety of the residents of Colorado and prevent the spread of the virus; and

WHEREAS, in light of such restrictions, the Discovery Park Free Summer Concert Series scheduled for the summer of 2020 has been cancelled and it was the intent of the Town Council to allow the possession and consumption of alcohol in Discovery Park only during such concerts.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF PARKER, COLORADO, AS FOLLOWS:

Section 1. The Town Council of the Town of Parker hereby rescinds Resolution No. 20-014, A Resolution Authorizing the Possession and Consumption of Alcoholic Beverages in Discovery Park, Subject to Certain Conditions.

RESOLVED AND PASSED this _____ day of _____, 2020.

TOWN OF PARKER, COLORADO

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk



Request for Town Council Action

Date: May 18, 2020

Submitted By: Matt Lynch, Sr. Systems Administrator
Lori Gold, System Administrator
Traci Gorman, Procurement Officer

Reviewed By: Michelle Kivela, Town Administrator

Title: Town of Parker Microsoft Licensing Contract

Amount: \$529,784.49 for 3 years (\$176,594.83 annually)

Contractor: Dell, Inc.

Department: Information Technology, Lori Gold
Information Technology, Matt Lynch
Finance, Traci Gorman

EXECUTIVE SUMMARY

The awarding of this contract to Dell will allow for the software licensing and support of all the Microsoft products the Town uses on a daily basis. This includes our email system, server and workstation operating systems, and other software like SQL and Office.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

The Town of Parker has utilized Microsoft services for email, software and operating systems for many years now. Microsoft is the leading provider of these services to government entities. We utilize Microsoft services throughout the Town, in every department and every employee uses Microsoft systems to perform their duties.

FINANCIAL IMPACT

\$529,784.49 for 3 years (\$176,594.83 annually)

STRATEGIC GOAL(S)



INNOVATE WITH
COLLABORATIVE
GOVERNANCE



FOSTER COMMUNITY
CREATIVITY AND
ENGAGEMENT

ATTACHMENTS

None

RECOMMENDED MOTION

I move to approve the staff recommendation, as a part of the consent agenda.



Request for Town Council Action

Date: May 18, 2020

Submitted By: Mary Lou Brown, Finance Director

Reviewed By: Michelle Kivela, Town Administrator

Title: **ORDINANCE NO. 1.539.2 - Second Reading (continued from 5/4/20)**
A Bill for an Ordinance to Adopt the 2020 Revised Budget for the Town of Parker and to Make Appropriations for Same

Department: Finance, Mary Lou Brown

EXECUTIVE SUMMARY

The General Fund, along with several other Funds, are highly dependent upon sales tax revenue. The responses to the COVID-19 virus, along with the high probability of a recession and unemployment, will also impact the Town's sales tax revenue. In addition, the Town will incur expenses related to the COVID-19 virus that were not anticipated in the 2020 Budget and may, or may not, be partially reimbursed by FEMA. The attached budget adjustments address the decline in revenue and increase in expenses related to the virus.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

A total of nine of the Town's Funds are impacted by the forecasted drop in sales and other tax revenues. The Town went through two budget adjustment exercises in 2018 and has maintained tight control over expense growth in the following two years. This made the implementation of further budget reductions in response to the COVID-19 virus very difficult to identify and implement.

A common approach to discretionary funds and personnel expense was applied to each Fund, as appropriate. Several of the Funds listed below do not have personnel; those that do are all incorporating the impact of employee furlough days, limited hiring for open positions and workforce adjustments.

The following are highlights for each of the Funds:

General Fund: Total revenues are forecasted to drop up to \$13 million which equates to a 25% reduction to total revenues. The offset to the revenue decline is derived from three different areas - 1) use of cash reserves of \$6 million; 2) transfers from two funds of \$4 million to offset the provision of law enforcement services and capital expenditures; and 3) reduction in net expenses of \$3 million. The change in expenditures includes an increase for COVID-19 related expenses of \$1 million and a decrease of other expenses of \$4 million. Community impacting reductions include digital delivery only of Talk of the Town, reduced number and/or footprint of community events such as Stars and Stripes, Holiday Tree Lighting, etc., elimination of a major street resurfacing project, holiday lighting scaled back, reduced economic development incentives and limited replacement of plantings throughout the season. Internal impacting reductions include discretionary and personnel-related reductions. New projects for the year have also been rolled back.

Parks and Recreation Fund: Sales tax is forecast to drop \$2.4 million in this Fund and cash reserves will be used to offset the majority of that amount. The transfer to the Recreation Fund will be reduced \$0.2 million.

Cultural Fund: Revenue has been impacted \$0.8 million by the closure of facilities and the expectation there will be a change in how events are offered in the future. To offset this reduction, the following changes will occur: digital-only version of the season brochure; Discovery Park concerts cancelled; budget for national touring acts reduced; expense reductions related to the closure; and the discretionary and personnel-related reductions.

Recreation Fund: Revenue will be reduced \$1.2 million to reflect the impacts of the closure along with program-delivery changes going forward. Expense reductions of \$1.0 million include digital-only program brochure; reduced number of part-time staff that may impact hours of operation and/or swim lesson availability; shortened H2O'Brien Pool season; reduced number of third-party services for camps; expense reductions related to the closure; and the discretionary and personnel-related reductions.

Capital Renewal and Replacement Reserve Fund: Expense will increase due to a transfer to the General Fund to offset some streets repair and maintenance projects and capital projects at the PD building. This will total \$0.5 million.

Public Improvements Fund: Capital expenditures will be reduced \$53,000 for the elimination of one sidewalk gap project.

Excise Tax Fund: Expense will increase \$4.0 million to reflect the transfer to the General Fund for the partial offset of the cost of law enforcement services.

Storm Water Utility Fund: Discretionary and personnel expense will be reduced by \$36,500.

Internal Services Fund: The Fleet, Facilities and Information Technology areas will reduce expenses by a total of \$230,000, including discretionary and personnel-related expenses.

FINANCIAL IMPACT

See Exhibit A of the ordinance for a more complete summary of the financial impacts discussed above. In total, across all Funds, revenue is reduced \$13.0 million, expense is reduced \$1.3 million and cash reserves of \$11.7 million are utilized from several different Funds.

STRATEGIC GOAL(S)

ENHANCE ECONOMIC
VITALITY

ATTACHMENTS

1. Ordinance 1.539.2

RECOMMENDED MOTION

I move to approve Ordinance No. 1.539.2 on second reading.

ORDINANCE NO. 1.539.2, Series of 2020

TITLE: A BILL FOR AN ORDINANCE TO ADOPT THE 2020 REVISED BUDGET FOR THE TOWN OF PARKER AND TO MAKE APPROPRIATIONS FOR THE SAME

WHEREAS, the Home Rule Charter of the Town of Parker specifies that Town Council may make additional appropriations by ordinance during the fiscal year for unanticipated expenditures; and

WHEREAS, upon due and proper notice published and posted in accordance with the Town of Parker Home Rule Charter, said proposed budget revisions are open for inspection by the public at the Town Hall.

NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF PARKER, COLORADO, ORDAINS:

Section 1. The 2020 Revised Budget for the Town of Parker, Colorado, which is attached hereto as **Exhibit A** and incorporated by this reference, is hereby adopted and the monies are appropriated to the various funds as the same are budgeted.

Section 2. Safety Clause. The Town Council hereby finds, determines and declares that this Ordinance is promulgated under the general police power of the Town of Parker, that it is promulgated for the health, safety and welfare of the public, and that this Ordinance is necessary for the preservation of health and safety and for the protection of public convenience and welfare. The Town Council further determines that the Ordinance bears a rational relation to the proper legislative object sought to be obtained. The Town Council further finds that the title to this Ordinance was posted in two public places two days before the Town Council meeting, as provided by Section 7.5e. of the Town of Parker Home Rule Charter.

Section 3. Severability. If any clause, sentence, paragraph or part of this Ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

Section 4. This Ordinance shall become effective ten (10) days after final publication.

INTRODUCED AND PASSED ON FIRST READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

ADOPTED ON SECOND AND FINAL READING this ____ day of _____, 2020.

Mike Waid, Mayor

ATTEST:

Carol Baumgartner, Town Clerk

APPROVED AS TO FORM:

James S. Maloney, Town Attorney

Town of Parker
Summary of Revisions to 2019 Budget Ordinance 1.539.2
 1st reading 05/04/2020
 2nd reading 05/18/2020

Exhibit A

	Expenditure Adjustment	Revenue Adjustment	Net Cash Impact
General Fund	\$ (3,568,096)	\$ (8,547,118)	\$ (4,979,022)
Parks and Recreation Fund	(237,675)	(2,433,258)	(2,195,583)
Cultural Fund	(717,635)	(816,542)	(98,907)
Recreation Fund	(965,863)	(1,162,425)	(196,562)
Capital Renewal and Replacement Reserve Fund	501,536	-	(501,536)
Public Improvements Fund	(53,000)	-	53,000
Excise Tax Fund	4,000,000	-	(4,000,000)
Stormwater Fund	(36,519)	-	36,519
Fleet Services Fund	(48,774)	-	48,774
Information Technology Fund	(167,149)	-	167,149
Facility Services Fund	(13,708)	-	13,708
Total all funds	\$ (1,306,882)	\$ (12,959,343)	\$ (11,652,461)

Town of Parker
2020 Revised Budget Ordinance 1.539.2
 1st Reading
 2nd Reading

Exhibit A

May 4, 2020
 May 18, 2020

	Revision	2020 Revised Budget
<u>General Fund</u>		
Beginning fund balance (unaudited)		\$ 18,251,211
Revenue		53,642,495
Revenue revision	(8,547,118)	(8,547,118)
Total revised revenue		45,095,377
Total available		63,346,588
Expenditures		54,536,654
Expenditures revision	(3,568,096)	(3,568,096)
Total expenditure revision		50,968,558
Ending fund balance		\$ 12,378,030
<u>Parks and Recreation Fund</u>		
Beginning fund balance (unaudited)		\$ 15,368,030
Revenue		8,804,880
Revenue revision	(2,433,258)	(2,433,258)
Total revised revenue		6,371,622
Total available		21,739,652
Expenditures		17,031,453
Expenditures revision	(237,675)	(237,675)
Total revised expenditures		16,793,778
Ending fund balance		\$ 4,945,874

Town of Parker
2020 Revised Budget Ordinance 1.539.2
 1st Reading
 2nd Reading

May 4, 2020
 May 18, 2020

Exhibit A

	Revision	2020 Revised Budget
<u>Cultural Fund</u>		
Beginning fund balance (unaudited)		\$ 278,036
Revenue		5,119,141
Revenue revision	(816,542)	(816,542)
Total revised revenue		4,302,599
Total available		4,580,635
Expenditures		5,260,922
Expenditures revision	(717,635)	(717,635)
Total revised expenditures		4,543,287
Ending fund balance		\$ 37,348
<u>Recreation Fund</u>		
Beginning fund balance (unaudited)		\$ 1,297,557
Revenue		8,847,495
Revenue revision	(1,162,425)	(1,162,425)
Total revised revenue		7,685,070
Total available		8,982,627
Expenditures		9,403,178
Expenditures revision	(965,863)	(965,863)
Total revised expenditures		8,437,316
Ending fund balance		\$ 545,311
<u>Capital Renewal and Replacement Reserve Fund</u>		
Beginning fund balance (unaudited)		\$ 1,969,679
Revenue		30,000
Revenue revision	-	-
Total revised revenue		30,000
Total available		1,999,679
Expenditures		-
Expenditures revision	501,536	501,536
Total revised expenditures		501,536
Ending fund balance		\$ 1,498,143

Town of Parker
2020 Revised Budget Ordinance 1.539.2
 1st Reading
 2nd Reading

Exhibit A

May 4, 2020
 May 18, 2020

	Revision	2020 Revised Budget
<u>Public Improvements Fund</u>		
Beginning fund balance (unaudited)		\$ 24,841,589
Revenue		19,714,705
Revenue revision	-	-
Total revised revenue		19,714,705
Total available		44,556,294
Expenditures		26,647,980
Expenditures revision	(53,000)	(53,000)
Total revised expenditures		26,594,980
Ending fund balance		\$ 17,961,314
<u>Excise Tax Fund</u>		
Beginning fund balance (unaudited)		\$ 9,224,453
Revenue		2,745,000
Revenue revision	-	-
Total revised revenue		2,745,000
Total available		11,969,453
Expenditures		2,120,000
Expenditures revision	4,000,000	4,000,000
Total revised expenditures		6,120,000
Ending fund balance		\$ 5,849,453
<u>Stormwater Utility Fund</u>		
Beginning fund balance (unaudited)		\$ 5,613,963
Revenue		19,031,300
Revenue revision	-	-
Total revised revenue		19,031,300
Total available		24,645,263
Expenditures		19,870,041
Expenditures revision	(36,519)	(36,519)
Total revised expenditures		19,833,522
Ending fund balance		\$ 4,811,741

Town of Parker
2020 Revised Budget Ordinance 1.539.2
 1st Reading
 2nd Reading

May 4, 2020
 May 18, 2020

Exhibit A

	Revision	2020 Revised Budget
<u>Fleet Services Fund</u>		
Beginning fund balance (unaudited)		\$ 1,499,622
Revenue		2,721,689
Revenue revision	-	-
Total revised revenue		2,721,689
Total available		4,221,311
Expenditures		2,528,554
Expenditures revision	(48,774)	(48,774)
Total revised expenditures		2,479,780
Ending fund balance		\$ 1,741,531
<u>Technology Management Fund</u>		
Beginning fund balance (unaudited)		\$ 1,179,182
Revenue		4,057,039
Revenue revision	-	-
Total revised revenue		4,057,039
Total available		5,236,221
Expenditures		4,125,462
Expenditures revision	(167,149)	(167,149)
Total revised expenditures		3,958,312
Ending fund balance		\$ 1,277,909
<u>Facility Services Fund</u>		
Beginning fund balance (unaudited)		\$ 56,861
Revenue		1,157,551
Revenue revision	-	-
Total revised revenue		1,157,551
Total available		1,214,412
Expenditures		1,137,035
Expenditures revision	(13,708)	(13,708)
Total revised expenditures		1,123,327
Ending fund balance		\$ 91,085



Request for Town Council Action

Date: May 18, 2020

Submitted By: Kristin Schledorn, Deputy Town Attorney

Reviewed By: Michelle Kivela, Town Administrator

Title: **CHERRY CREEK SOUTH METROPOLITAN DISTRICT
NO. 10**
(To be continued to 6-1-20)

Department: Town Attorney, Kristin Schledorn

EXECUTIVE SUMMARY

The resolution approves the service plan for Cherry Creek South Metropolitan District No. 10. The ordinance approves the intergovernmental agreement with the District.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

In October 2004, the Town Council approved the Consolidated Service Plan (the “Original Service Plan”) for Cherry Creek South Metropolitan District Nos. 2 – 11 (the “Cherry Creek Districts”). At the time of Town approval of the Original Service Plan it was anticipated that the Cherry Creek Districts would collectively undertake the financing and construction of the public improvements. However, as a result of the sale of the property to differing interests with differing development plans, it is no longer feasible or practicable for the Cherry Creek Districts to operate under the Original Service Plan.

In 2016, the Town Council approved the amended and restated consolidated service plan for District Nos. 2 and 3, and they operate independently from District Nos. 4-11. District No. 10 has submitted an application to amend and restate its service plan. This plan is submitted and processed under the recently approved metropolitan district policies.

FINANCIAL IMPACT

Under the terms of the intergovernmental agreement, the District agrees to impose a property tax of 5 mills, which will be remitted to the Town for the planning, design, financing, acquisition, construction, operation and maintenance of the Town infrastructure identified in Exhibit B of

the intergovernmental agreement.

STRATEGIC GOAL(S)



INNOVATE WITH
COLLABORATIVE
GOVERNANCE



ENHANCE ECONOMIC
VITALITY

ATTACHMENTS

None

RECOMMENDED MOTION

I move to continue this item to a date certain of June 1, 2020.



Request for Town Council Action

Date: May 18, 2020

Submitted By: Kristin Schledorn, Deputy Town Attorney

Reviewed By: Michelle Kivela, Town Administrator

Title: **CHERRY CREEK SOUTH METROPOLITAN DISTRICTS
NOs. 4-9 and 11
(To be continued to 6-1-20)**

Department: Town Attorney, Kristin Schledorn

EXECUTIVE SUMMARY

These resolutions approve the service plans for Cherry Creek South Metropolitan District Nos. 4-9 and 11. The ordinances approve the intergovernmental agreements with the Districts.

STAFF RECOMMENDATION

Approve

BACKGROUND/DISCUSSION

In October 2004, the Town Council approved the Consolidated Service Plan (the “Original Service Plan”) for Cherry Creek South Metropolitan District Nos. 2 – 11 (the “Cherry Creek Districts”). At the time of Town approval of the Original Service Plan it was anticipated that the Cherry Creek Districts would collectively undertake the financing and construction of the public improvements. However, as a result of the sale of the property to differing interests with differing development plans, it is no longer feasible or practicable for the Cherry Creek Districts to operate under the Original Service Plan.

In 2016, the Town Council approved the amended and restated consolidated service plan for District Nos. 2 and 3, and they operate independently from District Nos. 4-11. District Nos. 4-9 and 11 have submitted an application to amend and restate their service plans (one for District Nos. 4-6 and one for District Nos. 7-9 and 11; and one for District No. 10). These plans are submitted and processed under the recently approved metropolitan district policies.

FINANCIAL IMPACT

Under the terms of the intergovernmental agreements, the Districts agree to impose a property tax of 5 mills, which will be remitted to the Town for the planning, design, financing,

acquisition, construction, operation and maintenance of the Town infrastructure identified in Exhibit B of the intergovernmental agreements.

STRATEGIC GOAL(S)



INNOVATE WITH
COLLABORATIVE
GOVERNANCE



ENHANCE ECONOMIC
VITALITY

ATTACHMENTS

None

RECOMMENDED MOTION

I move to continue this item to a date certain of June 1, 2020.