

**TOWN OF PARKER COUNCIL
MINUTES
JANUARY 4, 2021**

Mayor Jeff Toborg called the meeting to order at 5:33 P.M. All Councilmembers were present.

Town Attorney Jim Maloney announced the topics for discussion in Executive Session were four (4) items under C.R.S. § 24-6-402(4)(b), the first was to receive legal advice on specific legal questions concerning Town-Sponsored Personal Liability Insurance Coverage for Officers under Senate Bill 20-217 - Law Enforcement Integrity Act; the second item was to receive legal advice on specific legal questions concerning HB20B-1004 Qualified Retailer Retain Sales Tax For Assistance/Sales Tax Retention; the third item was to receive legal advice on specific legal questions concerning HB20B-1005 – Local Authority To Impose Food Delivery Fee Restrictions; and the fourth item was to receive legal advice on specific legal questions concerning Colo. Rev. Stat. Sections 32-9-105 and 32-9-158, concerning the process to consolidate the status of the Town as completely included in or completely excluded from the boundaries of the Regional Transportation District .

EXECUTIVE SESSION

John Diak moved and Cheryl Poage seconded to go into Executive Session at 5:50 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).

The motion was approved unanimously.

Todd Hendreks moved and John Diak seconded to come out of Executive Session at 7:04 P.M.

The motion was approved unanimously.

Todd Hendreks moved and John Diak seconded to recess the regular meeting at 7:04 P.M.

The motion was approved unanimously.

REGULAR MEETING

Mayor Toborg reconvened the meeting at 7:07 P.M. All Councilmembers were present.

Cub Scout Jackson Cuccurullo led the Pledge of Allegiance.

PARKER CHAMBER OF COMMERCE UPDATES

Kara Massa provided a brief update for the month of December.

DOWNTOWN BUSINESS ALLIANCE UPDATES

Chris Schnell provided a brief update for the month of December.

PUBLIC COMMENTS – None.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

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

CONSENT AGENDA

- A. *APPROVAL OF MINUTES - December 14, 2020*
- B. *ORDINANCE NO. 3.324.2 First Reading*
A Bill for an Ordinance to Amend Section 13.09.040 of the Parker Municipal Code to Add a New Paragraph 13.09.040(b)(4) Concerning the Registration of Temporary Signs Between March 20 and May 1 of Each Calendar Year
Department: Town Attorney, Jim Maloney
Second January 19, 2021
Reading:
- C. *ORDINANCE NO. 12.05.13 – First Reading*
A Bill for an Ordinance to Amend Sections 2.04.020 and 2.04.030 of the Parker Municipal Code Concerning Eliminating the Ex Officio Member for the Cultural and Scientific Commission
Department: Town Attorney, Jim Maloney
Second January 19, 2021
Reading:
- D. *RESOLUTION NO. 21-001*
A Resolution to Amend Resolution No. 20-001 Establishing a Designated Public Place for the Posting of Meeting Notices as Required by the Colorado Open Meetings Law
Department: Town Clerk, Carol Baumgartner
- E. *RESOLUTION NO. 21-003*
A Resolution to Appoint Regular Members to the Parker Cultural and Scientific Commission, and to Appoint the Chair
Department: Cultural Department, Carrie Glassburn

Cheryl Poage moved to remove Consent Agenda items 6D and 6E.

John Diak seconded the motion.

A roll call vote was taken:

Todd Hendreks - yes

Cheryl Poage - yes

John Diak - yes

Laura Hefta - yes

The motion was approved unanimously.

Cheryl Poage moved to approve Consent Agenda items 6A through 6C.

John Diak seconded the motion.

A roll call vote was taken:

Todd Hendreks - yes

Cheryl Poage - yes

John Diak - yes

Laura Hefta - yes

The motion was approved unanimously.

Item 6D - Resolution No. 21-001:

Attorney Jim Maloney stated as required by the Colorado Open Meetings Law, each year the Town must designate a public place for posting of meeting notices. This Resolution designates Town Hall as the public place for posting notices.

Laura Heft moved to approve Resolution 21-001.

Todd Hendreks seconded the motion.

A roll call vote was taken:

Todd Hendreks - yes

Cheryl Poage - yes

John Diak - yes

Laura Hefta - yes

The motion was approved unanimously.

Item 6E - Resolution No. 21-003:

Acting Cultural Director Carrie Glassburn stated that the terms of Commissioners Alexis Watts, Annie Day, Lisa Hinz, and Diane Roth expired on December 31, 2020. The Commission recommends that all four Commissioners be reappointed for another two-year term, ending December 31, 2022.

The Commission also recommended reappointing Diane Roth as Chair for the term ending December 31, 2021.

Todd Hendreks moved to approve Resolution No. 21-003.

Cheryl Poage seconded the motion.

A roll call vote was taken:

Todd Hendreks - yes

Cheryl Poage - yes

John Diak - yes

Laura Hefta - yes

The motion was approved unanimously.

RESOLUTIONS**A. RESOLUTION NO. 21-002**

A Resolution Calling a Special Election for the Town of Parker to be Held on April 20, 2021, to Fill a Second Vacancy on the Town Council of the Town of Parker, Pursuant to Section 2.9c. of the Town of Parker Home Rule Charter

Department: Town Attorney, Jim Maloney

Town Attorney Jim Maloney stated that Councilmember Jeff Toborg was elected to the office of Mayor on November 3, 2020. On December 14, 2020, Councilmember Toborg resigned as a Councilmember in order to be sworn in as the Mayor for the Town of Parker. The resignation of Councilmember Toborg created a second vacancy on Town Council. Under the Town Charter, the Town Council is required to appoint no sooner than 10 days nor later than 30 days from the date of the vacancy or schedule a special election within 90 days of the date of the vacancy.

The Town Council did not fill this vacancy by appointment, and the Town Council desires to call a special election to be held on April 20, 2021, to fill the second vacancy on the Town Council. The date of April 20, 2021, is also the date of the special election that was set by Town Council to fill the vacancy created by the resignation of Renee Williams, pursuant to Resolution No. 20-061, Series of 2020, which was approved by Town Council on December 7, 2020. Due to the cost of holding a special election, Town Council selected one election date that will allow the registered electors of the Town to fill both vacancies at one election.

Cheryl Poage moved to approve Resolution No. 21-002.

Laura Hefta seconded the motion.

The motion was approved unanimously.

B. RESOLUTION NO. 21-005

A Resolution to Adopt Town Council Policy Statement 1-2021 Concerning Investments

Department: Town Attorney, Jim Maloney

John Diak moved to continue this item to a date certain of January 19, 2021, so that Council could discuss this item in more detail at the January 11, 2021 Study Session.

Cheryl Poage seconded the motion .

The motion was approved unanimously.

ADJOURNMENT

Cheryl Poage moved to adjourn the meeting at 7:37 P.M.

Todd Hendreks seconded the motion.

A roll call vote was taken:

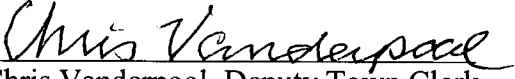
Todd Hendreks - yes

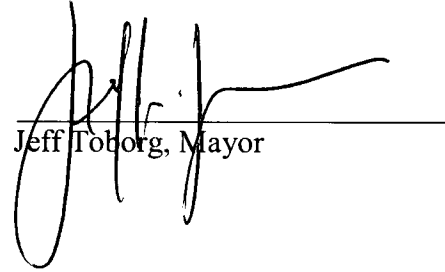
Cheryl Poage - yes

John Diak - yes

Laura Hefta - yes

The motion was approved unanimously.


Chris Vanderpool, Deputy Town Clerk


Jeff Toborg, Mayor