

**TOWN OF PARKER COUNCIL
MINUTES
JANUARY 19, 2021**

Mayor Jeff Toborg called the meeting to order at 5:30 P.M. All Councilmembers were present. Councilmember Diak participated virtually.

Town Attorney Jim Maloney announced the topics for discussion in Executive Session were four (4) items. Under C.R.S. § 24-6-402(4)(e), there were two (2) items, the first item was Hills Drive / School District / Pine Drive Annexation; the second item was My Mainstreet proposed purchase and sale of the Eastmain Property (20117 E. Mainstreet). Under C.R.S. § 24-6-402(4)(b) there were two items, the first item was to receive legal advice on specific legal questions concerning C.R.S. Section 38-1-121, Notice of Intent to Acquire Right-of-Way for Motsenbocker Road Improvements; and the second item was to receive legal advice on specific legal questions concerning C.R.S. Section 24-10-109, Notice of Claim by Catherine E. Laansma dated October 26, 2020, concerning a vehicular accident at the intersection of Colorado Highway 83 and Lincoln Avenue.

EXECUTIVE SESSION

Laura Hefta moved and Todd Hendreks seconded to go into Executive Session at 5:32 P.M. to hold a conference with the Town's attorney 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), and 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.

Cheryl Poage moved and Todd Hendreks seconded to come out of Executive Session at 6:42 P.M.

The motion was approved unanimously.

Todd Hendreks moved and Laura Hefta seconded to recess the regular meeting at 6:42 P.M.

The motion was approved unanimously.

Cheryl Poage wanted to explain that she may have a possible conflict of interest as her step-granddaughter's husband works for the Town in the Public Works Department.

Todd Hendreks moved that this matter was not a conflict of interest.

Laura Hefta seconded the motion

A roll call vote was taken:

Todd Hendreks - yes

Cheryl Poage - yes (voted to maintain a quorum)

John Diak - yes
 Laura Hefta - yes

The motion was passed unanimously.

REGULAR MEETING

Mayor Toborg reconvened the meeting 7:10 P.M. All Councilmembers were present. Councilmember Diak participated virtually.

Collin Francis led the Pledge of Allegiance.

SPECIAL PRESENTATIONS

Carrie Glassburn introduced the newly appointed Cultural Commission members and did a brief presentation about what the Commission does and how it represents the Town of Parker.

PUBLIC COMMENTS

There were two general public comments that will be attached to the minutes.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

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

Councilmember Diak was asked by the E-470 Board to consider writing a letter to support two of his previous actions. There was a group that provided the E-470 Board with a proposal, both on August 8, 2019, and June 11, 2020. As the representative of the Town of Parker, Councilmember Diak voted to reject unsolicited proposals. The Board would like a letter on Town letterhead stating the rejection was acceptable to Council. Councilmember Diak stated he has discussed this issue with the other Councilmembers. No one opposed such a letter being written.

TOWN ADMINISTRATOR

The Town Administrator's Report is available on the Town's web site.

CONSENT AGENDA

- A. *APPROVAL OF MINUTES - January 4, 2021*
- B. *ORDINANCE NO. 9.326 - First Reading*
A Bill for an Ordinance Approving the Intergovernmental Agreement Between the Douglas County Clerk and Recorder and the Town of Parker Regarding the April 20, 2021, Special Election
Department: Town Attorney, Jim Maloney
Town Clerk, Carol Baumgartner
Second Reading: February 1, 2021
- C. *Dransfeldt Road Extension – Preliminary Design*
Amount: \$414,545
Contractor: RS&H
Department: Engineering and Public Works, Chris Hudson

D. Janitorial Service Agreement

Amount: \$485,163.00

Contractor: The Key People

Department: Engineering and Public Works, Jim Gilbert

Todd Hendreks moved to approve Consent Agenda Items 6A through 6D.

Laura Hefta seconded the motion.

The motion was approved unanimously.

CONTRACTS OVER \$100,000

A. Fleet Capital Pickup Trucks with Dump Body

Amount: \$116,082.00

Contractor: Korf Continental

Department: Engineering and Public Works, Jim Gilbert

B. Fleet Capital – Single and Tandem Axle Cab and Chassis

Amount: \$240,365.00

Contractor: McCandless Truck Center

Department: Engineering and Public Works, Jim Gilbert

C. Fleet Capital – Snow Plow and Swap Loader Unit Upfit

Amount: \$260,965.00

Contractor: OJ Watson

Department: Engineering and Public Works, Jim Gilbert

D. Fleet Capital – Pickup and Police Vehicles

Amount: \$322,847.00

Contractor: Spradely Barr

Department: Engineering and Public Works, Jim Gilbert

E. Fleet Capital – Aerial Truck

Amount: \$198,750

Contractor: Custom Truck One Source

Department: Engineering and Public Works, Jim Gilbert

F. Fleet Capital – Fleet Upfit (Police and Utility Vehicles)

Amount: \$111,100.00

Contractor: L.A.W.S.

Department: Engineering and Public Works, Jim Gilbert

G. Fleet Capital - Replacement Machinery and Equipment

Amount: \$104,936.00

Contractor: Bobcat of the Rockies

Department: Engineering and Public Works, Jim Gilbert

Staff reviewed the items with Council.

Cheryl Poage moved to approve Contracts Over \$100,000 Items 7A through 7G.

Todd Hendreks seconded the motion.

The motion was approved unanimously.

RESOLUTIONS

A. RESOLUTION NO. 21-006

A Resolution to Appoint New Members and Alternates on the Town of Parker Special Licensing Authority and to Appoint the Chairperson and Vice Chairperson

Department: Town Council

Section 5.08.050 of the Parker Municipal Code provides that the term of Authority members is two years and alternates is one year. The term of three members of the Authority and the term of the one alternate ended on December 31, 2020. Section 5.08.060 of the Parker Municipal Code provides that the Town Council shall appoint a Chairperson and Vice Chairperson. The purpose of this resolution is to appoint three regular members, David Chung, Kelli Narde and Jon Brusco; two alternates, Greg Simpson and Brandi Wilks. Town Council appoint David Chung as Chair, and Kelli Narde as Vice Chair.

Public Comment: None.

Laura Hefta moved to approve Resolution No. 21-006.

Todd Hendreks seconded the motion.

The motion was approved unanimously.

ORDINANCES

ORDINANCE NO. 12.05.13 – Second 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

Section 2.04.020 of the Parker Municipal Code provides for the appointment of one Town Councilmember to serve as an ex officio member of the Cultural and Scientific Commission. Section 2.04.030 of the Parker Municipal Code provides for the term of an ex officio member.

The Parker Municipal Code does not provide for the appointment of Town Councilmembers to serve as ex officio members on the Town's other two boards/commissions (the Planning Commission and the Special Licensing Authority). The Town Council desires to treat all boards and commissions in a similar manner. Moving forward the Town Council will request direct communication to the entire Town Council from its boards and commissions. As a result, the Town Council desires to eliminate the appointment of a Town Councilmember to serve as an ex officio member of the Cultural and Scientific Commission.

Public Comment: None.

Cheryl Poage moved to approve Ordinance No. 12.05.13 on second reading.

Laura Hefta seconded the motion.

The motion was approved unanimously.

B. ORDINANCE NO. 3.324.2 - Second 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

Under the Parker Municipal Code, election signs are treated as temporary signs. All temporary signs are required to be registered with the Planning Department prior to being displayed on a property. The Parker Municipal Code currently suspends the registration requirement for temporary signs between October 1 and November 15 of each calendar year, which allows candidates for elections to post election signs without registering the signs. The proposed Ordinance will also suspend the registration requirement for temporary signs between March 20 and May 1, to accommodate the special election scheduled on April 20, 2021. The Ordinance, if approved, will sunset on June 1, 2021, and will not be in effect in future years.

Public Comment: None.

Todd Hendreks moved to approve Ordinance No. 3.324.2 on second reading.

Laura Hefta seconded the motion.

The motion was approved unanimously.

Cheryl Poage moved to adjourn the meeting at 8:24 P.M.

Todd Hendreks seconded the motion.

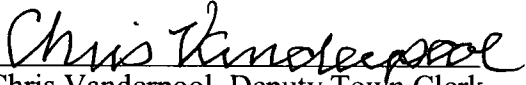
A roll call vote was taken:

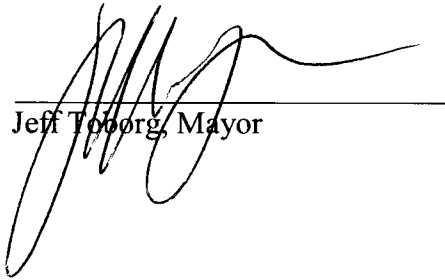
Todd Hendreks - yes

Cheryl Poage - yes

John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.


Chris Vanderpool, Deputy Town Clerk


Jeff Toborg, Mayor

Vanderpool, Chris

From: noreply@civicplus.com
Sent: Saturday, January 16, 2021 9:36 PM
To: Clerk; Cleveland, Jim; Robberson, Dannette; Anderson, Andy; Penington, Elise
Subject: Online Form Submittal: Town Council Meetings - General Public Comment

Follow Up Flag: Follow up
Flag Status: Flagged

Town Council Meetings - General Public Comment

Regular Town Council meetings are held on the first and third Monday of each month, unless announced otherwise. As per Town Emergency Order No. 8-2020, general public comment rules regarding participation have been adjusted due to the COVID-19 health emergency. In lieu of attending in person, community members may submit a general public comment online starting at noon on the Friday prior to the next meeting until 5 p.m. Monday (the day of the meeting).

This online form will also be used for other virtual meetings held by the Town of Parker's Special Licensing Authority. Public comments that are provided by 5 p.m. on the day of the Special Licensing Authority meeting will be provided to the Authority and will be included with the approved meeting minutes.

General Public Comment is an opportunity for Town residents and other interested individuals to speak about items that are NOT on the agenda. No action will be taken on these items. Public comments will be provided to the Town Council and will be included with the approved minutes of the Town Council meeting. For those unable to provide comments electronically through this form, please contact the Clerk's Office to make arrangements. The Town Clerk can be reached by phone at 303.805.3198.

First Name Dianne

Last Name Bailey

Address 21557 Omaha Ave

City Parker

State CO

Zip Code 80138-7240

General Public Comment Even though the work of Town Council is non-partisan, because Republicans have a large number of registered voters in the Town (the majority is now unaffiliated), candidates for

Council work to make sure residents know that they are also registered Republican. Candidates have put the GOP logo on signs, put "Republican" on their post cards, place ads in the Chronicle saying to "vote for conservatives," and the Douglas County Republican Party lists republican candidates on their website. In the past, the DC GOP listed only the slate of Republican candidates it preferred. In 2020, they listed all Republican candidates. As Jack Hilbert told me in 2000, "You do [and say] whatever it takes to get votes." In the 2020 election, David Casiano tells Town residents to ask council candidates what their Party affiliation is and not to take "it's a non-partisan election" as an answer.

So, regardless of the fact that the work of Town Council is non-partisan, the truth is, Parker's elections are partisan. So, let's change the laws and choose council members by proportional representation. That way, candidates will still need 25 signatures to get on the ballot, unaffiliated candidates are not excluded from the process (as they can be in some partisan elections), and elected officials end up more representative of the ideology of the population.

At your request, I would be happy to discuss how elections by proportional representation would work for Parker Council Elections and what portions of the Town Charter would need to change.

Dianne Bailey
MA Research Psychology, NAU
MA Public Policy, CU
Former Parker Planning Commission Member
Former County Public Trustee

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Vanderpool, Chris

From: noreply@civicplus.com
Sent: Thursday, January 14, 2021 12:03 PM
To: Clerk; Cleveland, Jim; Robberson, Dannette; Anderson, Andy; Penington, Elise
Subject: Online Form Submittal: Town Council Meetings - General Public Comment

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First Name Kyra

Last Name Storojev

Address 10626 Clarkeville Way

City Parker

State CO

Zip Code 80134

General Public Comment With regards to the recent events in our nation's Capitol and the potential issues with "echoes" by Mayor Toborg I would like to know if he could make a remark or comment to allow the people of Parker to have a perspective and settle the concern among so many people in this town. It would be helpful to have

assurance of his neutrality being a Mayor, and if that is indeed the case. Thank you.

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