

**TOWN OF PARKER COUNCIL
MINUTES
FEBRUARY 16, 2021**

Mayor Jeff Toborg called the Town Council meeting to order at 4:59 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)(e) there were two (2) items; the first item was the Potential sale of Town-owned right-of-way located in the vicinity of Mainstreet and Jordan Road, and the second item was the My Mainstreet proposed purchase and sale of the Schoolhouse property (19640 E. Mainstreet). Under C.R.S. § 24-6-402(4)(b) there were two (2) items; the first item was to receive legal advice on specific legal questions regarding C.R.S. Section 31-12-108, related to the annexation of real property located at the southeast corner of the intersection of Dransfeldt Road and Lincoln Avenue commonly known as the Peaslee Property, and the second item was to receive legal advice on specific legal questions regarding Section 13.04.200 of the Parker Municipal Code concerning uses permitted by special review (Parker Homestead Planned Development).

EXECUTIVE SESSION

Cheryl Poage moved and Todd Hendreks seconded to go into Executive Session at 5:01 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.

Laura Hefta moved and Todd Hendreks seconded to come out of Executive Session at 5:55 P.M.

The motion was approved unanimously.

Mayor Toborg recessed the meeting until 7:00 P.M.

REGULAR MEETING

Mayor Jeff Toborg reconvened the meeting at 7:00 P.M. All Councilmembers were present.

The Mayor led the Pledge of Allegiance.

SPECIAL PRESENTATIONS

None.

PUBLIC COMMENTS

There were none.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

Each Councilmember provided a report on meetings they attended since the last Town Council meeting.

CONSENT AGENDA

A. *APPROVAL OF MINUTES - February 1, 2021*

B. *CONTRACT OVER \$100,000*

2021 Townwide Pavement Markings - Long Line Project (CIP21-008)

Amount: \$185,475.00

Contractor: RoadSafe Traffic Systems, Inc.

Department: Engineering and Public Works, Spencer Raish

C. *PROCLAMATION - Health for Humanity - Yogathon, February 1 - 19, 2021*

John Diak moved to approve Consent Agenda Items 5A through 5C.

Todd Hendreks seconded the motion.

The motion was approved unanimously.

PUBLIC HEARINGS

SALISBURY EQUESTRIAN PARK LOT 1- Site Plan Amendment

Applicant: Town of Parker

Location: Generally located on the west side of Motsenbocker Road North of Hess Road

Department: Community Development, BrieAnna Simon

TRAKiT No.: SP20-028

7:10 P.M.

The applicant, the Town of Parker, submitted a site plan amendment for the Salisbury Equestrian Park that will allow the addition of parking lot lighting at the Town-owned maintenance facility. The lighting proposal would improve employee and public safety at the facility because it was originally developed more than 20 years ago without lighting. Inadequate lighting causes a safety concern because the employees that work at this facility often arrive early in the morning before sunrise or leave at night when it's dark particularly during winter snow operations.

Public Comments:

Wayne DeBlock - 12166 Windy Trail Lane - asked about the cost of the lighting.

The Public Hearing was closed at 7:17 P.M.

Cheryl Poage moved to approve the site plan amendment.

Laura Hefta seconded the motion.

The motion was approved unanimously.

ORDINANCES

- A. ORDINANCE NO. 9.136.4 - Second Reading (To be continued to March 15, 2021)**
A Bill for an Ordinance to Approve the Addendum to Amended and Restated Funding Agreement By and Between the Town of Parker and the Douglas County Emergency Telephone Service Authority Concerning the Hosted 911 NICE Recording Services
Department: Town Attorney, Jamie Wynn

John Diak moved to continue Ordinance No. 9.136.4 to March 15, 2021, for second reading.

Todd Hendreks seconded the motion.

The motion was approved unanimously.

- B. ORDINANCE NO. 9.329 - Second Reading**
A Bill for an Ordinance to Approve the Intergovernmental Agreement Between the Town of Parker and the Board of County Commissioners of the County of Douglas Regarding Cost Sharing for Construction of the High Plains Trail
Department: Parks, Recreation and Open Space, Dennis Trapp

The Town Council previously approved and budgeted funds to meet the Town's anticipated \$750,000 contribution for this project, including any funds that will pass through Parker to Arapahoe County, (i.e., Douglas County - \$750,000 and E-470 Authority - \$450,000). All project funding as listed in the staff report that will eventually be held by Arapahoe County. Arapahoe County will ultimately bid out the project, select a project contractor, and oversee all construction efforts. Current engineering cost estimates for construction of the High Plains Trail, including the grade-separated overcrossing of Parker Road, is approximately \$7,500,000. An ordinance is needed to approve this intergovernmental agreement with Douglas County to accept their \$750,000 in funding for the High Plains Trail. A subsequent intergovernmental agreement will follow between the Town of Parker and Arapahoe County to convey these funds to Arapahoe County.

Public Comment: None.

Todd Hendreks moved to approve Ordinance No.9.329 on second reading.

Laura Hefta seconded the motion.

The motion was approved unanimously.

C. ORDINANCE NO. 1.550 - Second Reading

A Bill for an Ordinance Stating the Intent of the Town of Parker to Acquire Real Property for the Purpose of Constructing and Improving Motsenbocker Road, 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 and Public Works, Chris Hudson

The Town is anticipating construction of the Motsenbocker Road/Hess Road improvements to begin in the second half of 2021. Due to continued growth in the area, the traffic on Motsenbocker Road has reached a point that it needs to be improved to handle this increased vehicular volume. The project includes the construction of a northbound-to-westbound double left hand turn lane and one additional southbound lane on Motsenbocker Road south of the Hess Road intersection. In addition, this project will eliminate a gap in the sidewalk on the west side of Motsenbocker Road south of Hess Road. The Town's design consultant advanced the project design in 2020 and identified additional right-of-way for Motsenbocker Road needed at/near the northwest corner and the southwest corner of the Hess Road intersection. Two (2) properties are affected by this need for additional right-of-way to support the operational improvements on Motsenbocker Road requiring the acquisition of 14,615 square feet (0.335 acres) of land. A vicinity map showing the areas is attached to this Town Council item.

Town staff and the consultant will utilize good faith negotiations with the affected property owners. Both property owners have been informally contacted about the project improvements. Town staff is optimistic that the affected property owners will come to an agreement with the Town on conveyance of the needed right-of-way. This ordinance authorizes Town staff and/or consultant to initiate the acquisition of these needed right-of-way parcel areas.

Public Comment: None.

Todd Hendreks moved to approve Ordinance No. 1.550 on second reading.

Laura Hefta seconded the motion.

The motion was approved unanimously.

RESOLUTIONS**A. RESOLUTION NO. 21-008**

A Resolution Finding Substantial Compliance of the Lincoln Professional Park Property's Annexation Petition with C.R.S. § 31-12-107 and Setting a Public Hearing on April 5, 2021, for the Purpose of Considering Said Annexation

Department: Community Development, Stacey Nerger

The applicant, Plaza Street Partners, LLC, proposes to annex and commercially zone approximately 4.4 acres that is currently located in Douglas County into the Town of Parker. The purpose of this resolution is to set a public hearing date to consider the annexation of the Lincoln Professional Park property on April 5, 2021.

Public Comment: None.

Cheryl Poage moved to approve Resolution No. 21-008.

John Diak seconded the motion.

The motion was approved unanimously.

B. RESOLUTION NO. 21-010

A Resolution to Determine, Upon Recommendation of the Town Administrator, that the Public Interest Will Be Served by a Select Source Contract Concerning the PACE Mainstage Theatre Rigging System Renovation Project

Department: Cultural, Carrie Glassburn

The rigging system at the PACE Center needs to be renovated. This primary system is the backbone of the theater's technical infrastructure, and it requires a very specialized company to manufacture and install a replacement. Staff requested that Barbizon be approved as the select source vendor for this project, based on their experience, relationships with the manufacturer, and knowledge of the rigging system and our specific theater space.

Public Comment: None.

John Diak moved to approve Resolution No. 21-010.

Todd Hendreks seconded the motion.

The motion was approved unanimously.

C. RESOLUTION NO. 21-013

A Resolution Accepting the Conveyance of a Drainage Easement from Vertical Bridge CC AM, LLC, Formerly Known as IHeartmedia Tower Co. I (AM), LLC, for the Northeast Quarter, Northwest Quarter of Section 27, Township 6 South, Range 66 West, of the 6th Principal Meridian

Department: Engineering and Public Works, Michael Grabczyk

This resolution accepts a permanent drainage easement over Cherry Creek within a private parcel located at 10000 South Parker Road, commonly referred to as the KOA Tower Property. This easement is to be utilized by the Town for grading and stabilization measures necessary to tie-in proposed project improvements located upstream of the easement.

Public Comment: None.

Laura Hefta moved to approve Resolution No. 21-013.

Todd Hendreks seconded the motion.

The motion was approved unanimously.

ADJOURNMENT

Laura Heft moved to adjourn the meeting at 7:55 P.M.

Todd Hendreks seconded the motion.

A roll call vote was taken:

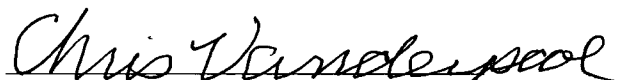
Todd Hendreks - yes

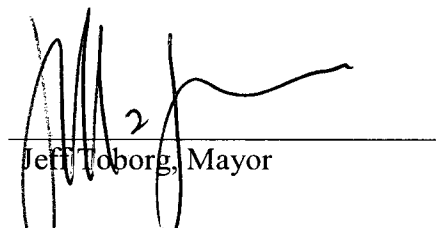
Cheryl Poage - yes

John Diak - yes

Laura Hefta - yes

The motion was approved unanimously.


Chris Vanderpool, Deputy Town Clerk


Jeff Toborg, Mayor