

TOWN OF PARKER COUNCIL AGENDA

November 1, 2021

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.

Public comment for items that are not on the agenda may be made in person, by Zoom or electronically at <http://parkeronline.org/CouncilPublicComment>. For those unable to provide comments in person, electronically through the website or via Zoom, please contact the Clerk's Office to make alternative arrangements. The Town Clerk can be reached at 303-805-3198. Public comments provided electronically through the website 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.

Virtual Public Participation by Zoom Webinar: Instructions on how to participate in the public comment or public hearing part of the meeting are available by viewing the individual Town Council meeting listings on the Town's online calendar at www.parkeronline.org/calendar.

Public Viewing Only - Facebook Live: Town Council meetings may be viewed through Facebook Live from the Town of Parker website: www.facebook.com/townofparkerco.

PLEASE NOTE: Public participation is NOT available through Facebook Live.

1. **TOWN COUNCIL MEETING SCHEDULE**
 - A. **5:00 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. **PARKER CHAMBER OF COMMERCE UPDATES**
3. **DOWNTOWN BUSINESS ALLIANCE UPDATES**
4. **PUBLIC COMMENTS** (No action will be taken on these items.) *Public Comment is an opportunity for Town residents and other interested individuals to speak about items that are NOT on the agenda. This comment period is limited to 30 minutes total time, with each individual allowed a maximum of 3 minutes to speak. You must sign up ahead of time in order to comment, and that sign up begins 30 minutes before the start of the meeting. The Council will accommodate as many speakers as possible during this time—with preference to Town residents—but if public comment extends beyond the allotted 30 minutes, Town Council will continue the comment period at the end of the meeting, prior to adjourning for those who signed up before the meeting.*
5. **REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL**

6. **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 - October 25, 2021

B. ORDINANCE NO. 1.547.2 - First Reading

A Bill for an Ordinance to Adopt the 2021 Revised Budget for the Town of Parker and to Make Appropriations for the Same

Department: Finance, Jennifer Campbell

Second Reading: November 15, 2021

C. ORDINANCE NO. 1.552 - First Reading

A Bill for an Ordinance to Levy General Property Taxes for the Year 2021 to Help Defray the Costs of Government for the Town of Parker, Colorado, for the 2022 Budget Year

Department: Finance, Mary Lou Brown

Second Reading: November 15, 2021

D. ORDINANCE NO. 1.554 - First Reading

A Bill for an Ordinance Stating the Intent of the Town of Parker to Acquire Certain Property Interests for the Purpose of Constructing and Improving the North Sidewalk on East Mainstreet, 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

Second Reading: November 15, 2021

E. ORDINANCE NO. 1.551 – First Reading

A Bill for an Ordinance Vacating a Public Sidewalk Easement Agreement Conveyed to the Town of Parker by Parker Water and Sanitation District

Department: Engineering and Public Works, Chris Hudson

Second Reading: November 15, 2021

F. PINE DRIVE ANNEXATION

Department: Community Development, Stacey Nerger

Second Reading: November 15, 2021

1. ORDINANCE NO. 2.279 – First Reading

A Bill for an Ordinance Approving and Accomplishing the Annexation of Contiguous Unincorporated Territory Known as the Pine Drive Property in Douglas County

2. *ORDINANCE NO. 3.241.2 – First Reading*
A Bill for an Ordinance Zoning Certain Property Within the Town of Parker, Colorado, Known as the Pine Drive Property to PF-Public Facilities District Pursuant to the Town of Parker Land Development Ordinance and Amending the Zoning Ordinance and Map to Conform Therewith

- G. *ORDINANCE NO. 9.342 – First Reading*
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Douglas County School District and the Town of Parker Regarding an MS4 Participation Agreement
Department: Engineering and Public Works, Michael Grabczyk
Second Reading: November 15, 2021

- H. *ORDINANCE NO. 3.193.6 – First Reading*
A Bill for an Ordinance Amending the Parker Auto Plaza Development Guide Pursuant to the Town of Parker Land Development Ordinance
Department: Community Development, Julia Duncan
Second Reading: November 15, 2021

- I. *BUILDING CODE UPDATES*
Department: Community Development, Randy Sale
Second Reading: November 15, 2021
 1. *ORDINANCE NO. 4.85.5 - First Reading*
A Bill for an Ordinance to Amend Sections 11.05.020, 11.05.050, 11.05.060 and 11.05.080 of the Parker Municipal Code Concerning the Parker Electrical Code
 2. *ORDINANCE NO. 4.89.7 - First Reading*
A Bill for an Ordinance to Amend Sections 11.01.030, 11.01.060 and 11.01.080 of the Parker Municipal Code Concerning the Parker Administrative Code
 3. *ORDINANCE NO. 4.91.7 - First Reading*
A Bill for an Ordinance to Amend Sections 11.02.020, 11.02.050, 11.02.060 and 11.02.080 of the Parker Municipal Code Concerning the Parker Residential Code for One- and Two-Family Dwellings Building Code
 4. *ORDINANCE NO. 4.92.6 - First Reading*
A Bill for an Ordinance to Amend Sections 11.03.020, 11.03.050, 11.03.060 and 11.03.080 of the Parker Municipal Code Concerning the Parker Building Code
 5. *ORDINANCE NO. 4.93.6 - First Reading*
A Bill for an Ordinance to Amend Sections 11.04.020, 11.04.050, 11.04.060 and 11.04.080 of the Parker Municipal Code Concerning the Parker Fire Protection Code

6. *ORDINANCE NO. 4.94.5 - First Reading*
A Bill for an Ordinance to Amend Sections 11.06.020, 11.06.050, 11.06.060 and 11.06.080 of the Parker Municipal Code Concerning the Parker Mechanical Code
7. *ORDINANCE NO. 4.95.5 - First Reading*
A Bill for an Ordinance to Amend Sections 11.07.020, 11.07.050, 11.07.060 and 11.07.080 of the Parker Municipal Code Concerning the Parker Plumbing Code
8. *ORDINANCE NO. 4.96.5- First Reading*
A Bill for an Ordinance to Amend Sections 11.14.020, 11.14.050, 11.14.060 and 11.14.080 of the Parker Municipal Code Concerning the Parker Energy Code
9. *ORDINANCE NO. 4.97.5 - First Reading*
A Bill for an Ordinance to Amend Sections 11.15.020, 11.15.050, 11.15.060 and 11.15.080 of the Parker Municipal Code Concerning the Parker Fuel Gas Code
10. *ORDINANCE NO. 4.101.6 - First Reading*
A Bill for an Ordinance to Amend Sections 11.16.020, 11.16.050, 11.16.060 and 11.16.080 of the Parker Municipal Code Concerning the Parker Property Maintenance Code
11. *ORDINANCE NO. 4.105.3 - First Reading*
A Bill for an Ordinance to Amend Sections 11.08.020, 11.08.050, 11.08.060 and 11.08.080 of the Parker Municipal Code Concerning the Parker Existing Building Code
12. *ORDINANCE NO. 4.106.3 - First Reading*
A Bill for an Ordinance to Amend Sections 11.09.020, 11.09.050, 11.09.060 and 11.09.080 of the Parker Municipal Code Concerning the Parker Swimming Pool and Spa Code

J. CONTRACTS OVER \$100,000

1. *Professional Services Agreement - Give 5 Productions, Inc.*
Amount: Not to exceed \$130,000
Contractor: Give 5 Productions, Inc.
Department: Cultural, Carrie Glassburn
2. *Professional Services Agreement - Inspire Creative, d/b/a Inspire Theater Company*
Amount: Not to exceed \$130,000
Contractor: Inspire Creative, d/b/a Inspire Theater Company
Department: Cultural, Carrie Glassburn

3. 2021 Townwide Concrete Replacement Program (CIP21-006) Contract Modification
 Amount: \$1,257,509.31
 Contractor: Stone & Concrete, Inc.
 Department: Engineering and Public Works, Danny Smith

7. **PUBLIC HEARINGS**

ORDINANCE NO. 1.553 - First Reading

A Bill for an Ordinance to Adopt the 2022 Budget and to Make Appropriations for the Same

Department: Finance, Mary Lou Brown

Second Reading: November 15, 2021

8. **ORDINANCES**

A. OPIOID ITEMS

**Department: Town Attorney, Jim Maloney
 Town Attorney, Jamie Wynn**

1. ORDINANCE NO. 9.341 – Second Reading

A Bill for an Ordinance to Approve the Colorado Opioids Settlement Memorandum of Understanding between the State of Colorado Acting through its Attorney General and the Colorado Department of Law, and the Participating Local Governments, including the Town of Parker

**Department: Town Attorney, Jim Maloney
 Town Attorney, Jamie Wynn**

2. RESOLUTION NO. 21-047

A Resolution to Approve the Subdivision Settlement Participation Form, Settlement Participation Form, and Colorado Subdivision Escrow Agreement, Concerning the Nationwide Opioid Settlement

B. ORDINANCE NO. 5.28.27 – Second Reading

A Bill for an Ordinance to Amend Chapter 5.02 of the Parker Municipal Code Relating to Takeout and Delivery Permit Notification

Department: Town Attorney, Jim Maloney

C. ORDINANCE NO. 5.28.28 – Second Reading

A Bill for an Ordinance to Amend Chapter 5.02 of the Parker Municipal Code Authorizing Communal Outdoor Dining Areas

Department: Town Attorney, Jim Maloney

- D. ORDINANCE NO. 5.28.29 – Second Reading**
A Bill for an Ordinance to Amend Chapter 5.02 of the Parker Municipal Code Relating to Festival Permits
Department: Town Attorney, Jim Maloney

9. RESOLUTIONS

A. ANTHOLOGY NORTH PROJECT

Department: Engineering and Public Works, Tom Williams

- 1. Fourth Amendment to Amended and Restated Stroh Ranch/Hess Annexation Agreement (Northern Property)**
- 2. RESOLUTION NO. 21-022.1**
A Resolution to Amend Resolution No. 19-023, Series of 2019, to Allow, Subject to the Satisfaction of Certain Conditions, a Partial Waiver to Defer Compliance with Certain Requirements of Sections 13.07.060 and 13.07.070 of the Parker Land Development Ordinance as Amended, Associated with the Processing of the Sketch and Preliminary Plan for Certain Segments of the Real Property Commonly Known as the Anthology North Property until those Segments are Ready for Development

B. TOWN OF PARKER POLICY MANUAL

Department: Town Administrator, Michelle Kivela

- 1. RESOLUTION NO. 21-051**
A Resolution to Adopt an Amended Town of Parker Policy Statement Number 1-12 Concerning the Council Liaison Policy
- 2. RESOLUTION NO. 21-052**
A Resolution to Amend Resolution No. 18-054, Series of 2018, Concerning the Town of Parker Policy Manual by the Adoption of a New Town of Parker Policy Statement Number 1-13 Concerning the Consent Agenda

C. GREATER PARKER FOUNDATION

- 1. RESOLUTION NO. 21-044**
A Resolution to Approve the Amended and Restated Articles of Incorporation and the Amended and Restated Bylaws of the Greater Parker Foundation
Department: Town Attorney, Jim Maloney
- 2. RESOLUTION NO. 21-015**
A Resolution to Appoint the Board of Directors to the Greater Parker Foundation
Department: Town Attorney, Jim Maloney

10. **PUBLIC COMMENTS CONTINUED IF NECESSARY**

11. **ADJOURNMENT**

Parker Town Council

Executive Session Agenda

November 1, 2021

“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).”

1. Proposed Subdivision Settlement Participation Agreements/Memorandum of Understanding with the State of Colorado concerning the recent Opioid Settlement

“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).”

2. C.R.S. Section 31-12-106 concerning annexation of enclaves adjacent to Parker Road
3. Proposed Annexation Agreement School District Pine Drive Property
4. Section 13.03.030(f) of the Parker Municipal Code concerning the expiration of patio temporary use permits

“To consider personnel matters, pursuant to C.R.S. § 24-6-402(4)(f).”

5. Town Attorney Agreement