

**TOWN OF PARKER COUNCIL
MINUTES
MARCH 21, 2022**

Mayor Jeff Toborg called the Town Council meeting to order at 5:01 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)(a) there was one (1) item concerning the acquisition of potential sites within the Town of Parker for open space preservation. Under C.R.S. § 24-6-402(4)(b) there were three (3) items; the first item was concerning Section 13.04.150 PD-Planned Development concerning what constitutes compatibility with overall community objective; the second item was concerning 42 U.S.C. § 2000 (Religious Land Use and Institutional Persons Act – locating a church in a commercial area); and the third item was concerning C.R.S. § 24-6-401, *et seq.*, *Marshall v. Douglas County Board of Education*, Case No. 2022CV30071.

EXECUTIVE SESSION

Joshua Rivero moved and Todd Hendreks seconded to go into Executive Session at 5:03 p.m., to consider the purchase, acquisition, lease, transfer or sale of real, personal or other property, pursuant to C.R.S. § 24-6-402(4)(a); 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.

Joshua Rivero moved and Cheryl Poage seconded to come out of Executive Session at 6:40 p.m.

The motion was approved unanimously.

Joshua Rivero moved and Cheryl Poage seconded to recess the regular Town Council meeting until 7 p.m.

The motion was approved unanimously.

REGULAR MEETING

Mayor Toborg reconvened the regular Town Council meeting at 7 p.m.

The Mayor led the Pledge of Allegiance.

SPECIAL PRESENTATIONS

There were none.

PARKER CHAMBER OF COMMERCE UPDATES

TJ Sullivan, Chamber President and CEO, provided a recap of Chamber activities for the month and also provided an update on upcoming events for the month of April.

PUBLIC COMMENTS

Jim Gilbert, 43001 London Dr., invited Councilmembers to attend an art exhibit at the Schoolhouse from March 22 to April 3, in honor of his mother who passed away during COVID-19.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

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

Members of Town Council thanked Town Attorney Jim Maloney for his 35 years of service to the Town of Parker.

CONSENT AGENDA

A. APPROVAL OF MINUTES - March 7, 2022

B. RESOLUTION NO. 22-015

A Resolution to Approve the Town Attorney Employment Agreement

Department: Human Resources, Amber Moreno

C. CONTRACTS OVER \$100,000

1. 2022 Townwide Roadway Reconstruction Program (CIP22-014)

Amount: \$1,236,777.15

Contractor: Schmidt Construction Company

Department: Engineering and Public Works, Tom Gill

2. SavATree Contract for Holiday Lighting

Amount: \$100,692.77

Contractor: SavATree

Department: Parks, Recreation and Open Space, Mary Colton

D. CANCEL THE JUNE 21, 2022, TOWN COUNCIL MEETING AND RESCHEDULE THE MEETING FOR JUNE 27, 2022; AND TO CANCEL THE JULY 5, 2022, TOWN COUNCIL MEETING AND RESCHEDULE THE MEETING FOR JULY 11, 2022

Department: Town Council

Joshua Rivero moved to remove Consent Agenda item 6B.

Todd Hendreks seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Cheryl Poage - no
Todd Hendreks - yes
John Diak - yes
Anne Barrington - yes
Laura Hefta - no

The motion passed 4-2. Councilmembers Poage and Hefta voted no.

Joshua Rivero moved to approved Consent Agenda items 6A, 6C and 6D.

Todd Hendreks seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes
Cheryl Poage -yes
Todd Hendreks - yes
John Diak - yes
Anne Barrington - yes
Laura Hefta - yes

The motion was approved unanimously.

Kristin Hoffmann was recognized as the next Town Attorney for the Town of Parker.

Joshua Rivero moved to approve Consent Agenda item 6B.

Cheryl Poage seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes
Cheryl Poage - yes
Todd Hendreks - yes
John Diak - yes
Anne Barrington - yes
Laura Hefta - yes

The motion was approved unanimously.

PUBLIC HEARINGS**ORDINANCE NO. 1.553.1 - Second Reading (*To be continued to April 4, 2022*)****A Bill for an Ordinance to Adopt the 2022 Revised Budget for the Town of Parker and to Make Appropriations for the Same****Department: Finance, Jennifer Campbell**

John Diak moved to continue Ordinance 1.553.1 to April 4, 2022, for second reading.

Anne Barrington seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Cheryl Poage - yes

Todd Hendreks - yes

John Diak - yes

Anne Barrington - yes

Laura Hefta - yes

The motion was approved unanimously.

ORDINANCES**A. ORDINANCE NO. 9.286.3 – Second Reading****A Bill for an Ordinance to Approve the Third Amendment to an Intergovernmental Agreement Between the Town of Parker and the Board of County Commissioners of the County of Douglas, State of Colorado, Regarding Cost Sharing for the Dransfeldt Road Extension****Department: Engineering and Public Works, Chris Hudson**

This ordinance approves the Third Amendment to the Intergovernmental Agreement (IGA) with Douglas County for the advancement of the proposed Dransfeldt Road extension project design effort. This IGA amendment is needed to formalize negotiations and jointly fund the continuing design effort.

Public Comment: None.

John Diak moved to approve Ordinance 9.286.3 on second reading.

Cheryl Poage seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Cheryl Poage - yes

Todd Hendreks - yes

John Diak - yes

Anne Barrington - yes

Laura Hefta - yes

The motion was approved unanimously.

B. ORDINANCE NO. 9.346 – 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, State of Colorado, Regarding Ownership, Maintenance, and Operation of Traffic Signals At and Near Shared Jurisdictional Boundaries

Department: Engineering and Public Works, Chris Hudson

This ordinance approves an Intergovernmental Agreement (IGA) with Douglas County regarding the ownership, maintenance and operation of traffic signals at and near shared jurisdictional boundaries. The IGA formalizes negotiations to allow for the implementation of a responsive traffic signal control system on Lincoln Avenue.

Public Comment: None.

Todd Hendreks moved to approve Ordinance 9.346 on second reading.

Laura Hefta seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Cheryl Poage - yes

Todd Hendreks - yes

John Diak - yes

Anne Barrington - yes

Laura Hefta - yes

The motion was approved unanimously.

C. ORDINANCE NO. 9.347 - Second Reading

A Bill for an Ordinance to Approve the U.S. Department of Treasury Coronavirus Local Fiscal Recovery Fund Award Terms and Conditions

Department: Town Attorney, Jim Maloney

The American Rescue Plan Act of 2021 was signed into law on March 1, 2021. Under the Act, the Town of Parker was allocated funds in the amount of \$4.4 million. In order to access these funds, the Town Council needs to approve the U.S. Department of the Treasury Coronavirus Recovery Fund Award Terms and Conditions document.

Public Comment: None.

Anne Barrington moved to approve Ordinance 9.347 on second reading.

Joshua Rivero seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Cheryl Poage - yes

Todd Hendreks - yes

John Diak - yes

Anne Barrington - yes

Laura Hefta - yes

The motion was approved unanimously.

D. ORDINANCE NO. 4.91.8 – Second Reading

A Bill for an Ordinance to Amend Section 11.02.050 of the Parker Municipal Code Concerning Amendments to the Parker Residential Code for One- and Two-Family Dwellings Building Code Related to Secondary Family Space

Department: Town Attorney, Jim Maloney

Prior to December 2014, the Town's Building Code did not permit the installation of cooking facilities in separate locations within a single-family detached home without the required firewall. On December 1, 2014, Town Council approved Ordinance No. 4.91.4 to allow additional cooking facilities located within an existing single-family, detached home as part of a "secondary family space." The purpose of this amendment to the 2014 Ordinance is to clarify that a secondary family space is only allowed in the basement, and the secondary family space cannot be larger than 40% of the main dwelling unit, including the basement, based on the original square footage of the single-family detached dwelling when the house was initially constructed.

Public Comment: None.

Anne Barrington moved to approve Ordinance 4.91.8 on second reading.

Joshua Rivero seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Cheryl Poage - yes

Todd Hendreks - yes

John Diak - yes

Anne Barrington - yes

Laura Hefta - yes

The motion was approved unanimously.

ADJOURNMENT

Joshua Rivero moved to adjourn the meeting at 8:15 p.m.

Cheryl Poage seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Cheryl Poage - yes

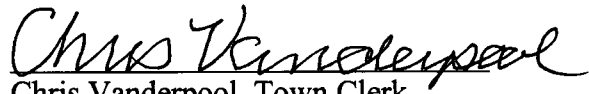
Todd Hendreks - yes

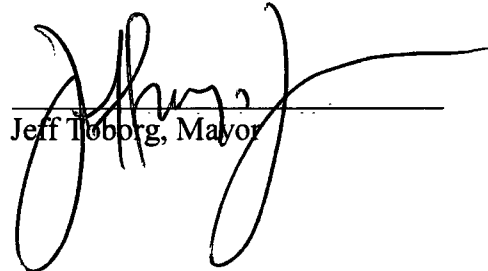
John Diak - yes

Anne Barrington - yes

Laura Hefta - yes

The motion was approved unanimously.


Chris Vanderpool, Town Clerk


Jeff Tebborg, Mayor