

TOWN OF PARKER COUNCIL AGENDA

April 3, 2023

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.

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

Public Viewing Only - YouTube: Town Council meetings may be viewed live on YouTube at www.youtube.com/townofparkerco.

PLEASE NOTE: Public participation is NOT available through YouTube.

1. TOWN COUNCIL MEETING SCHEDULE

- A. 4:30 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. 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.*

3. REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

4. 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 - March 20, 2023*

- B. *ORDINANCE NO. 9.334.2 - First Reading*
A Bill for an Ordinance Approving the Second Amendment to Agreement Regarding Design and Construction of Drainage and Flood Control Improvements for Cherry Creek at Dransfeldt Road (Agreement No. 21-05.04B Project No. 108515) by and between Urban Drainage and Flood Control District d/b/a Mile High Flood District, the Town of Parker, and Cherry Creek Basin Water Quality Authority
Department: Engineering and Public Works, Michael Grabczyk
Second Reading: April 17, 2023

- C. *ORDINANCE NO. 13.110 - First Reading*
A Bill for an Ordinance Accepting a Petition for the Organization of a General Improvement District in the Town of Parker, Colorado, to be Known as the Town of Parker My Mainstreet General Improvement District; Declaring the Necessity of the Formation of the District; Establishing and Creating the District; and Providing Other Details Relating Thereto
Department: Town Attorney, Kristin Hoffmann
Second Reading: April 17, 2023
- D. *RESOLUTION NO. 23-017*
A Resolution Authorizing the Possession and Consumption of Alcoholic Beverages in Discovery Park, Subject to Certain Conditions
Department: Cultural, Carrie Glassburn
- E. *RESOLUTION NO. 23-023*
A Resolution Accepting the Conveyance of a Public Sidewalk and Pedestrian Lighting Easement from Koffmann Properties, LLC, for a Portion of Lot 1, Bridgeside Subdivision
Department: Engineering and Public Works, Nathan Klass
- F. *RESOLUTION NO. 23-024*
A Resolution Accepting the Conveyance of a Public Sidewalk and Pedestrian Lighting Easement from Twin Creeks, LLC, for a Portion of Lot 2, Tallman Place Subdivision Filing No. 1
Department: Engineering and Public Works, Nathan Klass
- G. *Tanterra Acceptance of Easements*
Department: Engineering and Public Works, Alex Mestdagh
1. *RESOLUTION NO. 23-025*
A Resolution Accepting the Conveyance of Real Property from North Parker Investments, LLC, (Slope Easement) for Chambers Road, Great Plain Way, and Tammy Lane North of Great Plain Way
 2. *RESOLUTION NO. 23-026*
A Resolution to Accepting the Conveyance of Real Property from North Parker Investments, LLC, (Slope Easement) for the West Side of Chambers Road from Hess Road to Stroh Road
 3. *RESOLUTION NO. 23-027*
A Resolution Accepting the Conveyance of Real Property from Cherry Creek South Metropolitan District No. 4 (Slope Easement) for Hess Road East of Tammy Lane
 4. *RESOLUTION NO. 23-028*
A Resolution Accepting the Conveyance of a Drainage Easement from North Parker Investments, LLC, for the West Side of Chambers Road at Great Plain Way
 5. *RESOLUTION NO. 23-029*
A Resolution Accepting the Conveyance of a Drainage Easement from North Parker Investments, LLC, for the West Side of Chambers Road at Oak Gulch

6. *RESOLUTION NO. 23-030
A Resolution Accepting the Conveyance of a Drainage Easement from North Parker Investments, LLC, for the West Side of Chambers Road at Pedestrian Underpass*
7. *RESOLUTION NO. 23-031
A Resolution Accepting the Conveyance of a Drainage Easement from North Parker Investments, LLC, for Oak Gulch West of Tammy Lane*
8. *RESOLUTION NO. 23-032
A Resolution Accepting the Conveyance of a Drainage Easement from North Parker Investments, LLC, for Oak Gulch East of Chambers Road*
9. *RESOLUTION NO. 23-033
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10. *RESOLUTION NO. 23-034
A Resolution Accepting the Conveyance of a Drainage Easement from North Parker Investments, LLC, for the North Side of Great Plain Way*
11. *RESOLUTION NO. 23-035
A Resolution Accepting the Conveyance of a Drainage Easement from Cherry Creek South Metropolitan District No. 4 for Oak Gulch East of Tammy Lane*
12. *RESOLUTION NO. 23-036
A Resolution Accepting the Conveyance of a Drainage Easement from Cherry Creek South Metropolitan District No. 4 for Tanterra Filing No. 2*

H. CONTRACTS OVER \$100,000

1. *Construction Management Contract for Pikes Peak Drive Sidewalk Improvements Project (CIP22-041-CM)*
Amount: \$307,695
Contractor: EST, Inc.
Department: Engineering and Public Works, Bob Exstrom
2. *Rowley Downs Trail Project (CIP22-037-CI)*
Amount: \$379,640
Contractor: Alpine Civil Construction, Inc.
Department: Engineering and Public Works, Nathan Klass
3. *Contract Amendment for O'Brien Park Streetscape Construction Documents*
Amount: \$140,996
Contractor: PCS Group, Inc.
Department: Parks, Recreation and Open Space, Brett Collins

I. *PROCLAMATION - National Donate Life Month - Donor Alliance*

5. **PUBLIC HEARINGS**

A. **GLADYS O'BRIEN HOUSE MDP** *(Continued from February 6, 2023 and March 6, 2023)*

Applicant: Parker Authority for Reinvestment, Weldy Feazell
Location: 11017 S. Pikes Peak Drive
Department: Community Development, Amber Wood Hicken
TRAKiT No.: SUB22-026

6. **CONTRACTS OVER \$500,000**

A. **Construction Contract for Pikes Peak Drive Sidewalk Improvements Project**

Amount: \$2,240,061.05
Contractor: Elite Surface Infrastructure
Department: Engineering and Public Works, Bob Exstrom

B. **Final Design Contract for Jordan-Newlin Improvements**

Amount: \$584,109
Contractor: Felsburg Holt & Ullevig
Department: Engineering and Public Works, Patrick Burke

7. **PUBLIC COMMENTS CONTINUED IF NECESSARY**

8. **ADJOURNMENT**

Executive Session Agenda

April 3, 2023

“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).”

1. American Academy Charter School Traffic Management Plan and Traffic Impact Study and associated traffic impacts

“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).”

2. Tax and Fee Assistance Program Agreement (TAP) for a business proposed to be located at Jordan Road and Parker House Road

3. Negotiations related to the proposed Annexation Agreement between the Town and the Denver Pope Family Limited Partnership concerning the real property, commonly known as the Pope property, generally located adjacent to and west of the Kohl’s Shopping Center

4. Presiding Municipal Judge vacancy

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

5. Town Attorney evaluation

**TOWN OF PARKER COUNCIL
MINUTES
APRIL 3, 2023**

Mayor Jeff Toborg called the meeting to order at 4:32 p.m. All Councilmembers were present.

Town Attorney Kristin Hoffmann announced there were five topics for discussion in the Executive Session. Under C.R.S. § 24-6-402(4)(b), there was one item was concerning the American Academy Charter School Traffic Management Plan and Traffic Impact Study and associated traffic impacts. Under C.R.S. § 24-6-402(4)(e), there were three items: the first item was regarding the Tax and Fee Assistance Program Agreement (TAP) for a business proposed to be located at Jordan Road and Parker House Road; the second item was about negotiations related to the proposed Annexation Agreement between the Town and the Denver Pope Family Limited Partnership concerning the real property, commonly known as the Pope property, generally located adjacent to and west of the Kohl's Shopping Center; and the third item was regarding the Presiding Municipal Judge vacancy. Under C.R.S. § 24-6-402(4)(f), there was one item which was the Town Attorney evaluation.

EXECUTIVE SESSION

Joshua Rivero moved and Todd Hendreks seconded to go into Executive Session at 4:34 p.m. to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b); 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 consider personnel matters, pursuant to C.R.S. § 24-6-402(4)(f).

The motion was approved unanimously.

Joshua Rivero moved and Todd Hendreks seconded to come out of Executive Session at 6:58 p.m.

The motion was approved unanimously.

Joshua Rivero moved and Anne Barrington seconded to recess the meeting until 7:00 p.m.

The motion was approved unanimously.

REGULAR SESSION

Mayor Toborg reconvened the regular Town Council meeting at 7:02 p.m.

Mayor Toborg led the Council and audience in the Pledge of Allegiance.

PUBLIC COMMENTS

None.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

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

CONSENT AGENDA

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H. *CONTRACTS OVER \$100,000*

1. *Construction Management Contract for Pikes Peak Drive Sidewalk Improvements Project (CIP22-041-CM)*

Amount: \$307,695

Contractor: EST, Inc.

Department: Engineering and Public Works, Bob Exstrom

2. *Rowley Downs Trail Project (CIP22-037-CI)*

Amount: \$379,640

Contractor: Alpine Civil Construction, Inc.

Department: Engineering and Public Works, Nathan Klass

3. *Contract Amendment for O'Brien Park Streetscape Construction Documents*

Amount: \$140,996

Contractor: PCS Group, Inc.

Department: Parks, Recreation and Open Space, Brett Collins

I. *PROCLAMATION - National Donate Life Month - Donor Alliance*

Joshua Rivero moved to approve Consent Agenda Items 4A through 4I.

Brandi Wilks seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Anne Barrington - yes

Todd Hendreks - yes

John Diak - yes

Brandi Wilks - yes

Laura Hefta - yes

The motion was approved unanimously.

PUBLIC HEARINGS

GLADYS O'BRIEN HOUSE MDP *(Continued from February 6, 2023 and March 6, 2023)*

Applicant: Parker Authority for Reinvestment, Weldy Feazell
Location: 11017 S. Pikes Peak Drive
Department: Community Development, Amber Wood Hicken
TRAKiT No.: SUB22-026

Mayor Toborg opened the public hearing at 7:07 p.m.

The applicant, Parker Authority for Reinvestment (P3), is proposing a Minor Development Plat (MDP) for a .40 acre parcel located at 11017 South Pikes Peak Drive. The property is located on the west side of Pikes Peak Drive south of Mainstreet. The proposed MDP will create a legal lot of record as required by Municipal Code. The Planning Commission held a public hearing on the proposed MDP on January 12, 2023 and voted to recommend that the Town Council approve it.

Public Comments: None.

Mayor Toborg closed the public hearing at 7:11 p.m.

Todd Hendreks moved to approve the Gladys O'Brien Minor Development Plat, based on staff findings.

Anne Barrington seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Brandi Wilks - yes
Laura Hefta - yes

The motion was approved unanimously.

CONTRACTS OVER \$500,000

A. Construction Contract for Pikes Peak Drive Sidewalk Improvements Project

Amount: \$2,240,061.05
Contractor: Elite Surface Infrastructure
Department: Engineering and Public Works, Bob Exstrom

This item is to award a trade contractor agreement with Elite Surface Infrastructure for the Pikes Peak Drive Sidewalk Improvements project (CIP22-041-CI) for \$2,240,061.05. Engineering and Public Works staff are currently working to improve the sidewalks along Pikes Peak Drive between Sulphur Gulch Bridge and Mainstreet. The project generally consists of widening sidewalks to a variable width of 6 to 8-ft, reconstructing curb ramps and crosswalks, adding pedestrian lighting, improving street drainage, and undergrounding overhead utilities.

Public Comments: None.

Anne Barrington moved to approve the staff recommendation, as a part of the regular agenda.

Laura Hefta seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes
 Anne Barrington - yes
 Todd Hendreks - yes
 John Diak - yes
 Brandi Wilks - yes
 Laura Hefta - yes

The motion was approved unanimously.

B. Final Design Contract for Jordan-Newlin Improvements

Amount: \$584,109
Contractor: Felsburg Holt & Ullevig
Department: Engineering and Public Works, Patrick Burke

This agenda item is for the approval of a professional services agreement with Felsburg Holt and Ullevig for the final design of the Jordan/Newlin Gulch Improvement Project (Lincoln Avenue to Stonegate Parkway). This project proposes to extend existing acceleration and deceleration lanes, add sidewalks, and extend left-hand turn lanes. Due to the proximity of the Jordan/Newlin Gulch Bridge, this bridge must be widened to make operational improvements. The project will include the addition of a sidewalk on the west side of Jordan Road that does not exist today. This sidewalk will help facilitate access to the Town's parks, trails, recreation amenities and activities. Staff included this project as part of the Lincoln Avenue Widening Project RFQ for engineering services due to its proximity and relationship to that project and for economy of scale purposes. The contract amount is \$584,109, which is in line with typical costs for a project of this size.

Public Comments: None.

Brandi Wilks moved to approve the staff recommendation, as a part of the regular agenda.

Todd Hendreks seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Anne Barrington - yes

Todd Hendreks - yes

John Diak - yes

Brandi Wilks - yes

Laura Hefta - yes

The motion was approved unanimously.

ADJOURNMENT

Laura Hefta moved to adjourn the meeting at 7:39 p.m.

Anne Barrington seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Anne Barrington - yes

Todd Hendreks - yes

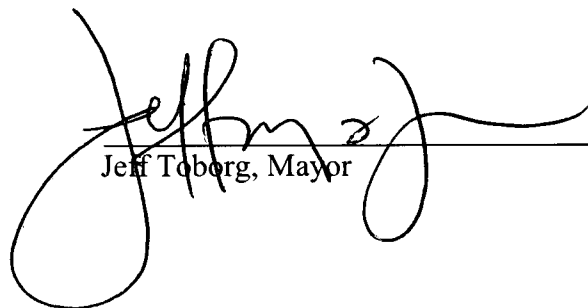
John Diak - yes

Brandi Wilks - yes

Laura Hefta - yes

The motion was approved unanimously.


Susan L. Irvine, Deputy Town Clerk


Jeff Toborg, Mayor