

TOWN OF PARKER COUNCIL AGENDA

May 15, 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. 5:30 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. SPECIAL PRESENTATIONS

- Teen Court Scholarship Recipients

3. **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.*

4. REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

5. 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 - May 1, 2023

- B. *ORDINANCE NO. 1.289.7 – First Reading*
A Bill for an Ordinance to Approve the Second Amended and Restated Cooperation Agreement Between the Town of Parker, Colorado, and the Parker Authority for Reinvestment
Department: *PAR & Economic Development Director, Weldy Feazell*
Second Reading: *June 5, 2023*
- C. *ORDINANCE NO. 1.576 - 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 Certain Motsenbocker Road Improvements, as Part of the Dransfeldt Road Project, Both Town Roadways, 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: *June 5, 2023*
- D. *ORDINANCE NO. 1.580 - First Reading*
A Bill for an Ordinance Vacating a Portion of Right-of-Way Adjacent to Kings Point Way to LCP MFII WREN, LLC
Department: *Community Development, Amber Wood-Hicken*
Second Reading: *June 5, 2023*
- E. *ORDINANCE NO. 1.581 - First Reading*
A Bill for an Ordinance Vacating a Portion of Right-of-Way Adjacent to Kings Point Way to KPS Retail, LLC
Department: *Community Development, Amber Wood-Hicken*
Second Reading: *June 5, 2023*
- F. *RESOLUTION NO. 23-044*
A Resolution to Approve the Third Amendment to Amended and Restated Employment Agreement for the Town Manager
Department: *Town Council*
- G. *RESOLUTION NO. 23-045*
A Resolution to Approve the First Amendment to Employment Agreement for the Town Attorney
Department: *Town Council*
- H. *RESOLUTION NO. 23-047*
A Resolution Accepting the Conveyance of a Public Sidewalk and Pedestrian Lighting Easement from Herzog House, LLC, for a Portion of Lot 1, Tallman Place Subdivision Filing No. 1
Department: *Engineering and Public Works, Patrick Burke*

I. CONTRACTS OVER \$100,000

1. CentralSquare PD CAD/RMS Contract Renewal

Amount: \$210,523.90

Contractor: CentralSquare (Tritech Software Systems)

Department: Police Department, Ron Combs

2. High Plains Trail-Segment 2 Final Design Contract Amendment

*Amount: \$118,172 in addition to the original contract amount of \$75,172
for a revised total of \$193,344.*

Contractor: Stanley Consultants, Inc.

Department: Parks, Recreation and Open Space, Brett Collins

3. 2023 Townwide Pavement Markings Long Line Project (CIP 23-010)

Amount: \$183,035

Contractor: RoadSafe Traffic Systems, Inc.

Department: Engineering and Public Works, Chris Hudson

J. PROCLAMATION - Public Works Week - May 21-27

6. PUBLIC HEARINGS

RESOLUTION NO. 23-039

A Resolution to Readopt the Parks, Recreation and Open Space Master Plan, as a Part of the Parker 2035 Master Plan

Department: Parks, Recreation and Open Space, Mary Colton

7. ORDINANCES

A. ORDINANCE NO. 1.577 - Second Reading

A Bill for an Ordinance to Approve the Memorandum of Agreement for Local Jurisdiction Regulation of Conveyances Pursuant to the Elevator and Escalator Certification Act, Title 9 Article 5.5, Colorado Revised Statutes, between the Colorado Department of Labor and Employment, Division of Oil and Public Safety, and the Town of Parker

Department: Community Development, Randy Sale

B. ORDINANCE NO. 1.578 – Second Reading

A Bill for an Ordinance Conveying Certain Real Property by Easement to Parker Water and Sanitation District for Tract A and Lot 1, Salisbury North Minor Development Plat, 1st Amendment

Department: Engineering and Public Works, Michael Grabczyk

C. ORDINANCE NO. 1.579 - Second Reading

A Bill for Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between CST Metro LLC and the Town of Parker for a Portion of Tract A, MacLachlan Subdivision Filing No. 1

Department: Engineering and Public Work, Alex Mestdagh

D. ORDINANCE NO. 9.357 - Second Reading

A Bill for an Ordinance to Approve the Douglas County ARPA Beneficiary Agreement By and Between the Board of County Commissioners of the County of Douglas, State of Colorado, and the Town of Parker

**Department: Police, Jim Tsurapas
Town Attorney, Kelsey Hall**

E. ORDINANCE NO. 9.358 - Second Reading

A Bill for an Ordinance to Approve the Intergovernmental Agreement by and between the Douglas County Board of County Commissioners and the Town of Parker for the Expansion of the Community Response Team

**Department: Police, Jim Tsurapas
Town Attorney, Kelsey Hall**

8. RESOLUTION

RESOLUTION NO. 23-049

A Resolution to Exempt Certain Real Property Commonly Known as the Kings Point Way Property from the Definition of Subdivision and Subdivided Land as Contained in the Town of Parker Land Development Ordinance

Department: Community Development, Amber Wood-Hicken

9. CONTRACTS OVER \$500,000

Salisbury Park North Development-Professional Services Agreement for Design

Amount: \$3,249,457

Contractor: Hord Coplan Macht

Department: Parks, Recreation and Open Space, Brett Collins

10. PUBLIC COMMENTS CONTINUED IF NECESSARY

11. ADJOURNMENT

A TOWN OF PARKER MY MAINSTREET GENERAL IMPROVEMENT DISTRICT MEETING WILL IMMEDIATELY FOLLOW THE TOWN COUNCIL MEETING.

Parker Town Council

Executive Session Agenda

May 15, 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. C.R.S. § 31-25-1201, *et seq.*, the Business Improvement District Act, concerning the formation of a business improvement district
2. American Academy Charter School Traffic Management Plan and Traffic Impact Study and associated traffic impacts
3. Section 11.13.030(a) of the Parker Municipal Code

**TOWN OF PARKER COUNCIL
MINUTES
MAY 15, 2023**

Mayor Jeff Toborg called the meeting to order at 5:30 p.m. All Councilmembers were present.

Town Attorney Kristin Hoffmann announced there were three topics for discussion in the Executive Session under C.R.S. § 24-6-402(4)(b). The first item was regarding C.R.S. § 31-25-1201, et seq., the Business Improvement District Act, concerning the formation of a business improvement district. The second item was about the American Academy Charter School Traffic Management Plan and Traffic Impact Study and associated traffic impacts. The third item was concerning Section 11.13.030(a) of the Parker Municipal Code.

EXECUTIVE SESSION

Joshua Rivero moved, and Brandi Wilks seconded to go into Executive Session at 5:31 p.m. to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b).

The motion was approved unanimously.

Brandi Wilks moved, and Laura Hefta seconded to come out of Executive Session at 6:55 p.m.

The motion was approved unanimously.

Laura Hefta moved, and Todd Hendreks 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 7:00 p.m.

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

SPECIAL PRESENTATIONS

Mayor Toborg presented Teen Court Scholarships to Ella Daniel and Avery Herbert and thanked them for their involvement.

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

- A. *APPROVAL OF MINUTES - May 1, 2023*
- B. *ORDINANCE NO. 1.289.7 – First Reading*
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Department: PAR & Economic Development Director, Weldy Feazell
Second Reading: June 5, 2023
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Department: Town Council

H. RESOLUTION NO. 23-047

A Resolution Accepting the Conveyance of a Public Sidewalk and Pedestrian Lighting Easement from Herzog House, LLC, for a Portion of Lot 1, Tallman Place Subdivision Filing No. 1

Department: Engineering and Public Works, Patrick Burke

I. CONTRACTS OVER \$100,000

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Amount: \$210,523.90

Contractor: CentralSquare (Tritech Software Systems)

Department: Police Department, Ron Combs

2. High Plains Trail-Segment 2 Final Design Contract Amendment

Amount: \$118,172 in addition to the original contract amount of \$75,172 for a revised total of \$193,344.

Contractor: Stanley Consultants, Inc.

Department: Parks, Recreation and Open Space, Brett Collins

3. 2023 Townwide Pavement Markings Long Line Project (CIP 23-010)

Amount: \$183,035

Contractor: RoadSafe Traffic Systems, Inc.

Department: Engineering and Public Works, Chris Hudson

J. PROCLAMATION - Public Works Week - May 21-27

Joshua Rivero moved to approve Consent Agenda Items 5A through 5J.

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.

PUBLIC HEARING**RESOLUTION NO. 23-039****A Resolution to Readopt the Parks, Recreation and Open Space Master Plan, as a Part of the Parker 2035 Master Plan****Department: Parks, Recreation and Open Space, Mary Colton**

Mayor Toborg opened the public hearing at 7:13 p.m.

This item was for minor text updates to the Town of Parker Parks, Recreation & Open Space Master Plan 2018-2022 ('Plan') to remove the 2018-2022 date range on the cover. The Plan is a living document that is updated from time to time to reflect relevant regulatory and policy updates. The current Plan was adopted with a five-year date range of 2018-2022, although the Plan was intended to span 5 to 10 years. Due to the COVID-19 pandemic, many of the planned projects were delayed for two years as funding was put on hold pending the outcome of the financial impact on the Town. Upon evaluating the current Plan, staff has determined that the goals and strategic actions are still relevant and need to be completed before doing an update to the current master plan document, which is tentatively scheduled for 2026 in the 10-year Capital Improvement Plan.

Public Comments: None.

Mayor Toborg closed the public hearing at 7:17 p.m.

Brandi Wilks moved to approve Resolution No. 23-039.

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.

A. ORDINANCE NO. 1.577 - Second Reading

A Bill for an Ordinance to Approve the Memorandum of Agreement for Local Jurisdiction Regulation of Conveyances Pursuant to the Elevator and Escalator Certification Act, Title 9 Article 5.5, Colorado Revised Statutes, between the Colorado Department of Labor and Employment, Division of Oil and Public Safety, and the Town of Parker

Department: Community Development, Randy Sale

This ordinance is to approve a Memorandum of Agreement with the Colorado Department of Labor and Employment, Division of Oil and Public Safety to allow the Town of Parker to

continue inspection services for elevators and escalators (conveyances) in residential and commercial buildings. This will allow the Town to provide a higher level of service to local applicants and property owners than the State can provide.

Public Comments: None.

Todd Hendreks moved to approve Ordinance No. 1.577 on second reading.

Joshua Rivero 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. ORDINANCE NO. 1.578 – Second Reading

A Bill for an Ordinance Conveying Certain Real Property by Easement to Parker Water and Sanitation District for Tract A and Lot 1, Salisbury North Minor Development Plat, 1st Amendment

Department: Engineering and Public Works, Michael Grabczyk

This ordinance is to dedicate an easement to the Parker Water and Sanitation District over Town-owned property at Salisbury Park North. This easement is being requested for the relocation of sanitary sewer by the Town's Cherry Creek at Dransfeldt Road stream improvements project.

Public Comments: None.

Laura Hefta moved to approve Ordinance No. 1.578 on second reading.

Joshua Rivero 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.

C. ORDINANCE NO. 1.579 - Second Reading

A Bill for Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between CST Metro LLC and the Town of Parker for a Portion of Tract A, MacLachlan Subdivision Filing No. 1

Department: Engineering and Public Work, Alex Mestdagh

This ordinance is for approval of a Purchase and Sale Agreement between the Town and CST Metro, LLC for the purchase of right-of-way and temporary easements over portions of Tract A and Lot 8 of MacLachlan Subdivision Filing No. 1. These acquisitions are necessary to accommodate improvements associated with the Town's North Parker Road Operational Improvements Project.

Public Comments: None.

Todd Hendreks moved to approve Ordinance No. 1.579 on second reading.

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.

D. ORDINANCE NO. 9.357 - Second Reading

A Bill for an Ordinance to Approve the Douglas County ARPA Beneficiary Agreement By and Between the Board of County Commissioners of the County of Douglas, State of Colorado, and the Town of Parker

Department: Police, Jim Tsurapas

Town Attorney, Kelsey Hall

This ordinance is for approval of a Douglas County ARPA Beneficiary Agreement which will provide up to \$75,000 in reimbursement funds to the Town for the purchase of a second vehicle for the Community Response Team.

Public Comments: None.

Anne Barrington moved to approve Ordinance No. 9.357 on second reading.

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.

E. ORDINANCE NO. 9.358 - Second Reading

A Bill for an Ordinance to Approve the Intergovernmental Agreement by and between the Douglas County Board of County Commissioners and the Town of Parker for the Expansion of the Community Response Team

**Department: Police, Jim Tsurapas
 Town Attorney, Kelsey Hall**

This ordinance is for approval of an Intergovernmental Agreement between the Town and Douglas County which would help expand the Community Response Team ("CRT"). It would allow for reimbursing the Town up to a maximum of \$167,880 for the salary of a second officer assigned to the CRT, along with related equipment and operating expenses.

Public Comments: None.

Joshua Rivero moved to approve Ordinance No. 9.358 on second reading.

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.

RESOLUTION

A. RESOLUTION NO. 23-049

A Resolution to Exempt Certain Real Property Commonly Known as the Kings Point Way Property from the Definition of Subdivision and Subdivided Land as Contained in the Town of Parker Land Development Ordinance

Department: Community Development, Amber Wood-Hicken

In 2019, the Town constructed Kings Point Way to connect Cottonwood Drive in the Crown Point Planned Development to the future Aurora Parkway in the City of Aurora. This resolution

would approve an Exemption Plat to subdivide excess right-of-way for Kings Point Way and convey it to the adjacent property owners, since the road has been developed, and the excess right-of-way is no longer needed.

Public Comments: None.

Todd Hendreks moved to approve Resolution No. 23-049.

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

Salisbury Park North Development-Professional Services Agreement for Design

Amount: \$3,249,457

Contractor: Hord Coplan Macht

Department: Parks, Recreation and Open Space, Brett Collins

This item is for award of a \$3,249,457 professional services agreement with Hord Coplan Macht for the design of Salisbury Park North. The Salisbury Park North Master Plan was developed through a public input process and approved by Town Council in 2014. The master plan provides various amenities, including multi-purpose soccer fields, multi-purpose ballfields, pickleball courts, tennis courts, play areas, picnic pavilions, restrooms, parking, landscape, and irrigation. The next step in developing and enhancing this essential regional park is to plan, design, and produce construction drawings to build the park.

Public Comments: None.

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

Joshua Rivero 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

Joshua Rivero moved to adjourn the meeting at 7:58 p.m.

Todd Hendreks seconded the motion.

A roll call vote was taken:

Joshua Rivero - yes

Anne Barrington - yes

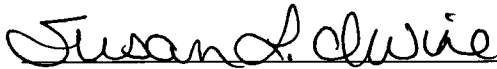
Todd Hendreks - yes

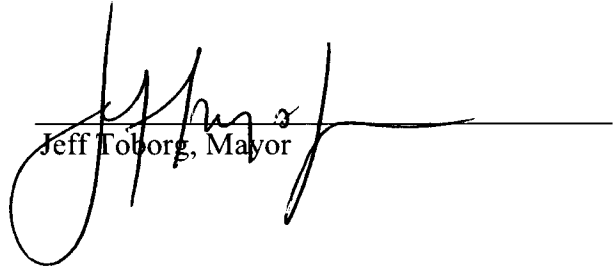
John Diak - yes

Brandi Wilks - yes

Laura Hefta - yes

The motion was approved unanimously.


Susan L. Irvine, Deputy Town Clerk


Jeff Toborg, Mayor