TOWN OF PARKER COUNCIL
MINUTES
MAY 20, 2024

REGULAR SESSION

Mayor Jeff Toborg called the meeting to order at 7:00 p.m. All Councilmembers were present.

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

A. *APPROVAL OF MINUTES - May 6, 2024*

B. *ORDINANCE NO. 1.610 - First Reading*
A Bill for an Ordinance Conveying Certain Real Property by Bargain and Sale Deed to CD-Parker, LLC
Department: *Town Attorney, Jim Maloney*
Second Reading: *June 3, 2024*

C. *ORDINANCE NO. 9.131.1 - First Reading*
A Bill for an Ordinance to Approve the Intergovernmental Agreement Amendment #1 By and Among the Town of Castle Rock, Douglas County, Elbert County, the Town of Elizabeth, the Town of Kiowa, the Town of Parker, and the State of Colorado Acting By and Through the Colorado Department of Transportation Concerning State Highway 83 Access (OLA # 331003251, Amendment Routing No. 24-HA1-XC-00274)
Department: *Engineering and Public Works, Alex Mestdagh*
Second Reading: *June 3, 2024*

D. *ORDINANCE NO. 9.371 - First Reading*
A Bill for an Ordinance Approving the Intergovernmental Agreement Between the Town of Parker and the Board of County Commissioners of Douglas County Regarding Cost Sharing for the Construction of the Traffic Signal at the Intersection of Hess Road and Tammy Lane
Department: *Engineering and Public Works, Chris Hudson*
Second Reading: *June 3, 2024*

E. *ORDINANCE NO. 1.609 - First Reading*
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between Walker Farms, LLC and the Town of Parker Concerning Motsenbocker Road
Department: *Engineering and Public Works, Chris Hudson*
Second Reading: *June 3, 2024*

F. *LINCOLN AVENUE/JORDAN ROAD WIDENING PROJECT*
Department: *Engineering and Public Works, Patrick Burke*
Second Reading: *June 3, 2024*

1. *ORDINANCE NO. 1.611 - First Reading*
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between Vehicle Vault LLC and the Town of Parker for a Portion of Lot 4 Lincoln Meadows Filing No. 4, 1st Amendment, the Lincoln Avenue Widening Project

2. *ORDINANCE NO. 1.612 - First Reading*
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between The Nguyen LLC and the Town of Parker a Portion of Lot 4B Lincoln Meadows Filing No. 2, 1st Amendment, for the Lincoln Avenue Widening Project

3. *ORDINANCE NO. 1.613 - First Reading*
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between Halle Properties LLC and the Town of Parker for a Portion of Lot 3 Lincoln Meadows Filing No. 3, for the Lincoln Avenue Widening Project

4. *ORDINANCE NO. 1.614 - First Reading*
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between Parker Meadows LLC and the Town of Parker for a Portion of Lot 4 Lincoln Meadows Filing No. 3, for the Lincoln Avenue Widening Project

5. *ORDINANCE NO. 1.615 - First Reading*
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between 9910 MTW LLC and the Town of Parker for a Portion of Lot 3 Lincoln Meadows Filing No.2, for the Lincoln Avenue Widening Project

6. *ORDINANCE NO. 1.616 - First Reading*
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement By and Between Twenty Mile Partners LLC and the Town of Parker for a Portion of Lot 4A Lincoln Meadows Filing No. 2, 1st Amendment, for the Lincoln Avenue Widening Project

G. *RESOLUTION NO. 24-030*
A Resolution to Approve the Employment Agreement for the Town Attorney
Department: *Town Council*

H. *CANCEL THE JULY 1, 2024 TOWN COUNCIL MEETING AND RESCHEDULE THE MEETING FOR JULY 8, 2024*
Department: *Town Council*

I. CONTRACTS OVER $100,000

1. *2024 Townwide Preservation Program (CIP24-002)*
   Amount: *$1,917,839.99*
   Contractor: *Vance Brothers, Inc.*
   Department: *Engineering and Public Works, John Mounier*

2. *First Amendment to Agreement for Professional Services (RFP-23-006)*
   Amount: *100,000+*
   Contractor: *Nothing But Net - Elite Basketball Coaching*
   Department: *Parks, Recreation and Open Space, Mary Colton*

J. PROCLAMATION - National Public Works Week

Joshua Rivero moved and Laura Hefta seconded to remove Consent Item 4G for further discussion.

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.

Joshua Rivero moved and Brandi Wilks seconded to approve Consent Agenda Items 4A through 4J, with the exception of 4G.

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.

Following discussion regarding item 4G and recognition of Jamie Wynn as the new Town Attorney, Joshua Rivero moved and Todd Hendreks seconded to approve Resolution No. 24-030.

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.

ORDINANCES

A. ORDINANCE NO. 3.372 – Second Reading
A Bill for an Ordinance to Repeal Title 13 of the Parker Municipal Code Except Sections 13.04.010 Through 13.04.030, Sections 13.04.050 Through 13.04.165, Section 13.04.180, and Sections 13.04.270 Through 13.04.300 and to Reenact Title 13 of the Parker Municipal Code, Except Sections 13.04.010 Through 13.04.210

Department: **Community Development, Mary Munekata**
Community Development, Stacey Nerger
Community Development, Bryce Matthews

This ordinance completed a major milestone in the Land Development Ordinance (LDO) Modernization Project and comprehensively updated the Town's development standards and regulations. The Parker LDO, Title 13 of the Municipal Code, contains standards and regulations that govern land use, development, and growth within the Town. The LDO's purpose is to "...preserve and promote the public health, safety and welfare of the inhabitants of the Town and the public generally and encourage and facilitate the orderly growth of and expansion of the Town." The ordinance repealed and adopted sections of the LDO that relate to general provisions, definitions, administration, land use review processes, development standards, and signs. Section 13.04, Zoning Districts, was excluded from the ordinance and will be presented at a future date in conjunction with a required Zoning Map amendment.

The LDO is an important tool to implement the vision and goals of the Parker 2035 Master Plan that guides future growth and development in the Town. The LDO Modernization Project is the first comprehensive update to the LDO since its adoption when Parker was incorporated in 1981. The new LDO incorporates modern, efficient processes and facilitates a more transparent, user-friendly, and predictable approach to growth and development for citizens, property owners, local businesses, developers and Town staff.

Public Comments: None.

Joshua Rivero moved and Brandi Wilks seconded to approve Ordinance No. 3.372 on second reading.

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. 9.369 – Second Reading
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and the State of Colorado Acting By and Through the Colorado Department of Transportation Concerning Parker Road and Mainstreet Intersection Operational Improvements - Precon (Project # STU M039-011 (26078) (OLA # 331003200, Routing No. 24-HA1-XC-00228)
Department: Community Development, Mary Munekata
Community Development, Bryce Matthews

This ordinance established the required Intergovernmental Agreement with the Colorado Department of Transportation that enables the Town to receive a $500,000 grant for the planning and conceptual design of future improvements to the Parker Road and Mainstreet intersection and vicinity.

Public Comments: None.

Brandi Wilks moved and Todd Hendreks seconded to approve Ordinance No. 9.369 on second reading.

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. 1.598 - Second Reading
A Bill for an Ordinance Conveying Certain Real Property by Easement to Parker Water and Sanitation District for that Certain Portion of Lot 1 and Tract A, Parker Town Hall, 3rd Amendment
Department: Engineering and Public Works, Bob Exstrom

This ordinance amended an existing easement agreement with Parker Water and Sanitation District over Town-owned property at Town Hall. The easement amendment is being requested for two new fire hydrants associated with the Town Hall expansion project.

Public Comments: None.

Laura Hefta moved and Joshua Rivero seconded to approve Ordinance No. 1.598 on second reading.

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. 1.599 - Second Reading
A Bill for an Ordinance Conveying Certain Real Property By Easement to Parker Water and Sanitation District for a Portion of Salisbury Equestrian Park Recorded at Reception No. 2004061175, and a Portion of a Corrective Quit Claim Deed Recorded at Reception No. 2007021306, Situated in the West Half of the Northwest Quarter of Section 27, Township 6 South, Range 66 West of the Sixth Principal Meridian
Department: Parks, Recreation and Open Space, Brett Collins

This ordinance vacated an existing Parker Water and Sanitation District (PWSD) easement for a well pumping and water treatment site on the Salisbury Park North property. The existing easement overlaps where future pickleball courts are proposed to be built. A new smaller easement will be granted to PWSD to accommodate their existing wellhead.

Public Comments: None.

Joshua Rivero moved and Anne Barrington seconded to approve Ordinance No. 1.599 on second reading.

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. 1.606 - Second Reading
A Bill for an Ordinance to Approve the Right-of-Way Purchase and Sale Agreement by and between Malireddy S. Reddy 2012 Irrevocable Trust and the Town of Parker for a Portion of the Quitclaim Deed Recorded at Reception No. 2013005536 Situated in the Northwest Quarter of Section 28, Township 6 South, Range 66 West of the 6th Principal Meridian, concerning the Motsenbocker Road Project
Department: Engineering and Public Works, Chris Hudson

This ordinance approved the right-of-way purchase and sale agreement for the conveyance of real property necessary to construct the Dransfeldt Road extension capital improvement project. This agreement is needed for planned improvements to Motsenbocker Road.

Public Comments: None.

Brandi Wilks moved and Anne Barrington seconded to approve Ordinance No. 1.606 on second reading.

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 and Anne Barrington seconded to adjourn the meeting at 8:18 p.m.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Brandi Wilks - no
Laura Hefta - yes

The motion was approved on a 5-1 vote with Brandi Wilks opposing.

Susan L. Irvine, Deputy Town Clerk

Jeff Toborg, Mayor