TOWN OF PARKER COUNCIL
MINUTES
AUGUST 19, 2024

Mayor Jeff Toborg called the meeting to order at 5:30 p.m. All Councilmembers were present, except for Brandi Wilks.

Town Attorney Jamie Wynn announced that there were two topics for discussion in the Executive Session 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 first topic was a discussion regarding Senate Bill 24-131 – sensitive spaces and potential local exceptions, and the second topic was about the Anthology West Metropolitan District Nos. 4 and 2 concerning the 2024 Revenue Pledge Agreement.

EXECUTIVE SESSION

Joshua Rivero moved and John Diak seconded to enter into Executive Session at 5:31 p.m. 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 Anne Barrington seconded to come out of Executive Session at 6:09 p.m.

The motion was approved unanimously.

COUNCIL UPDATES/WORK SESSION

The Town Council discussed the following items:

- Joshua Rivero would like to have a discussion regarding HOAs and Metro Districts. Jamie Wynn stated the item would be appropriate for an executive session at this point.
- Anne Barrington has been invited to the Oklahoma Fall National conference by an Oklahoma Councilmember she met at the Sacramento NLC Committee Meeting. There is no cost to her or the Town. She will be out September 25-27, 2024.
- Joshua Rivero reminded Council about the CML District 3 meeting to be held in Cherry Hills Village on September 12.
- There was a brief discussion regarding trespass issues at nearby parking lots.
- There will be a Study Session discussion on Douglas County Economic Development Incentives on September 23.

Laura Hefta moved and Anne Barrington seconded at 6:30 p.m. to recess the regular meeting until 7:00 p.m.

The motion was approved unanimously.

REGULAR SESSION

Mayor Toborg reconvened the meeting at 7:00 p.m.

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

PUBLIC COMMENTS

The Mayor entered three written public comments into the record.

The following spoke regarding Pridefest held on August 4, 2024 and some requested a public meeting regarding the matter: Tina De Los Santos, Parker; Tiffani (no last name given), Parker; Meredith Rudolph, Parker; Dana Bonham, Douglas County; Holly M. (no last name given), Parker; Amy Windju, Castle Rock; Jonathan Bonham, Castle Rock; and Aleta Yiou, Parker.

Chris Opfer, Parker, spoke regarding enforcement of parking in public rights-of-way by homeowner's associations, including Stroh Ranch.

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

Councilmember Rivero read a statement into the record regarding: arrests made at Pridefest and how they would be addressed in municipal court; the Mayor's role as the spokesperson for the Town Council; and the preparedness of the Parker Police Department, which he commended.

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

CONSENT AGENDA

A. *APPROVAL OF MINUTES - August 5, 2024 & August 12, 2024*

B. *ORDINANCE NO. 1.289.8 – First Reading*
A Bill for an Ordinance to Approve the First Amendment to the Second Amended and Restated Cooperation Agreement Between the Town of Parker, Colorado, and the Parker Authority for Reinvestment
Department: *PAR and Economic Development, Weldy Feazell*
Second Reading: *September 3, 2024*

C. *ORDINANCE NO. 9.377 - First Reading*
A Bill for an Ordinance to Approve the Memorandum of Agreement Between the Regional Transportation District and the Town of Parker Regarding the Lincoln Avenue Widening Project
Department: *Engineering and Public Works, Patrick Burke*
Second Reading: *September 3, 2024*

D. *RESOLUTION NO. 24-038*
A Resolution Accepting the Conveyance of a Public Sidewalk Easement from Hidden River II Homeowners Association for a Parcel of Land Over and Across Tract A, Hidden River Subdivision Filing No. 4
Department: *Engineering and Public Works, Tom Gill*

E. *RESOLUTION NO. 24-040*
A Resolution Finding Substantial Compliance of the Town Tract H, Meridian International Business Center Filing No. 7C, 5th Amendment Right-of-Way Property's Annexation Petition with C.R.S. § 31-12-107 and Setting a Public Hearing on October 7, 2024, for the Purpose of Considering Said Annexation
Department: *Community Development, Julia Duncan*
Trakit No.: *ANX24-004*

F. *PARKER PAVILIONS*

1. *RESOLUTION NO. 24-031.1*
A Resolution Accepting the Conveyance of Real Property from JDN Intermountain Development, Parker Pavilion, LLC, for Tracts E and F, Parker Pavilions Final Plat Filing No. 1 First Amendment (Parcel Numbers 223322301028 and 22332230141, respectively)
Department: *Engineering and Public Works, Chris Hudson*

2. *RESOLUTION NO. 24-032.1*
A Resolution Accepting the Conveyance of Real Property from JDN Intermountain Development, Parker Pavilion, LLC, for a Portion of Property Lying Within Lot 9, Parker Pavilions, Filing No. 1 First Amendment (Parcel Number 223322300020)
Department: *Engineering and Public Works, Chris Hudson*

G. *CONTRACTS OVER $100,000*

1. *Comprehensive Master Plan Update - Contract for Services*
Amount: *$249,967*
Contractor: *Cushing Terrell*
Department: *Community Development, Stefi Szrek*

2. *High Plains Trail-Segment 2 Final Design Second Amendment*
Amount: *$44,496 in addition to the original contract amount of $193,344 for a revised total of $237,840*
Contractor: *Stanley Consultants, Inc.*
Department: *Parks, Recreation and Open Space, Brett Collins*

3. *Parker Road Sidewalk - Pine Drive to Stroh Road - Preliminary Design Contract Modification*
Amount: *$5,109 additional for a revised contract amount of $180,858*
Contractor: *Merge Resource Group Ltd.*
Department: *Engineering and Public Works, Patrick Burke*

Joshua Rivero moved and Todd Hendreks seconded to approve Consent Agenda Items 4A through 4G.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

ORDINANCES

A. ORDINANCE NO. 9.376 - Second 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 Lincoln Avenue and Village Creek Parkway
Department: Engineering and Public Works, Chris Hudson

The purpose of this ordinance was to approve the Intergovernmental Agreement (IGA) with Douglas County for partial construction funding for the proposed Lincoln Avenue and Village Creek Parkway traffic signal construction project. This IGA is needed to formalize negotiations to jointly fund the construction effort.

Public Comments: None.

Todd Hendreks moved and Laura Hefta seconded to approve Ordinance No. 9.376 on second reading.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

B. ORDINANCE NO. 9.374 - Second Reading
A Bill for an Ordinance to Approve the Intergovernmental Agreement By and Between the Town of Parker and the Downtown Parker Business Improvement District Regarding Cost Sharing for the Creation, Installation and Maintenance of Place-Making Improvements in the Downtown Parker Commercial Area
Department: Cultural, Carrie Glassburn

This ordinance approved the Intergovernmental Agreement between the Town of Parker and the Downtown Parker Business Improvement District (BID) to cooperate on designing, creating, and funding public art improvement projects intended to positively impact the overall appeal of downtown Mainstreet.

Tony Mango answered questions on behalf of the BID

Public Comments: None.

Anne Barrington moved and Joshua Rivero seconded to approve Ordinance No. 9.374 on second reading.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

C. ORDINANCE NO. 8.20.7 - Second Reading
A Bill for an Ordinance to Amend Chapter 4.07 of the Parker Municipal Code Concerning Development Excise Tax
Department: Town Attorney, Jim Maloney

Chapter 4.07 of the Parker Municipal Code established a credit against the development excise tax as an incentive for the construction of certain recreational facilities. This ordinance revised the definitions for "regional park facility" and "recreational facility" to align with the Town's development standards contained in the Parker Land Development Ordinance.

Public Comments: None.

Joshua Rivero moved and Laura Hefta seconded to approve Ordinance No. 8.20.7 on second reading.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

D. ORDINANCE NO. 9.375 - Second 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 Lincoln Avenue Widening and Improvement Project (Jordan to Parker Road)
Department: Engineering and Public Works, Patrick Burke

The purpose of this ordinance was to approve the Intergovernmental Agreement (IGA) with Douglas County for construction funding associated with the proposed Lincoln Avenue Widening Project. This IGA is needed to formalize negotiations and jointly fund the construction effort.

Public Comments: None.

Anne Barrington moved and Todd Hendreks seconded to approve Ordinance No. 9.375 on second reading.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

E. ORDINANCE NO. 9.359.1 - Second Reading *(To be continued to September 3, 2024)*
A Bill for an Ordinance Approving the First Amendment to Agreement Regarding Construction of Development Improvement Project Drainage and Flood Control Improvements for Brandy Gulch Upstream of Spirit Trail Boulevard (Agreement No. 23-04.15A Project No. 109776) By and Between Urban Drainage and Flood Control District d/b/a Mile High Flood District and the Town of Parker
Department: Engineering and Public Works, Alex Mestdagh

Staff has requested that this item be continued to a date certain of September 3, 2024.

Joshua Rivero moved and Todd Hendreks seconded to continue Ordinance No. 9.359.1 for second reading to a date certain of September 3, 2024.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

F. ORDINANCE NO. 12.05.14 - Second Reading
A Bill for an Ordinance to Amend Section 2.04.040 of the Parker Municipal Code Concerning Rules and Procedures of the Cultural and Scientific Commission
Department: Cultural, Carrie Glassburn

The initiatives that the Parker Cultural and Scientific Commission (PCSC) oversees have continued to expand. Therefore, there has been a need to create new subcommittees to help plan and put on cultural events. In addition to the original "Art in Public Places" Committee (renamed the Public Art Committee), the PCSC now has several other committees under its purview.

Ordinance No. 12.05.14 acknowledges the numerous committees and changes the Code to use the generic term "committee" rather than naming a specific committee.

Public Comments: None.

Laura Hefta moved and Anne Barrington seconded to approve Ordinance No. 12.05.14 on second reading.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

G. ORDINANCE NO. 9.358.1 - Second Reading
A Bill for an Ordinance to Approve the First Amendment to Inter-Governmental Agreement By and Between the Douglas County Board of County Commissioners and the Town of Parker, Parker Police Department for Services
Department: Police Department, Joe Degenhart

This ordinance approved an amendment to the Intergovernmental Agreement (IGA) between the Town and Douglas County for the expansion of the Community Response Team increasing the reimbursement amount to the Town by $4,000 for a new total of $171,880, and extending the term of the IGA through December 31, 2024, to provide the County additional time to pay invoices to the Town pursuant to the IGA.

Public Comments: None.

Joshua Rivero moved and Todd Hendreks seconded to approve Ordinance No. 9.358.1 on second reading.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

RESOLUTIONS

RESOLUTION 24-039
A Resolution to Exempt Certain Real Property Commonly Known as the E-470 Applegreen Travel Plaza 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

Mayor Pro Tem Diak inquired if he should recuse himself from the matter since he serves on the E-470 Board but does not vote on issues related to Parker. Council found no conflict of interest on this matter.

The Town is proposing to plat 7.7 acres of E-470 Highway Authority property to be used as a travel plaza within the E-470 Area Planned Development zone. The subject property is currently part of a larger area owned by the Highway Authority that consists of 249.7 acres of unplatted E-470 right-of-way (ROW). The proposed 7.7 acre lot is located on the north side of E-470 between Chambers Road and Peoria Street. The site was originally developed as part of Toll Plaza A that was used to support manned toll booths along the highway. Toll Plaza A is no longer used as a result of the E-470 Highway Authority's implementation of automated tolling. The Town is processing an Exemption Plat to assist the Highway Authority with their project by platting the travel plaza property as one lot. This will enable the Highway Authority to avoid the need to plat the larger area consisting of 249.7 acres of ROW. Passage of this resolution approved the Travel Plaza Property Subdivision Exemption Plat.

Public Comments: None.

Joshua Rivero moved and Laura Hefta seconded to approve Resolution No. 24-039, as part of the regular agenda.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

CONTRACTS OVER $500,000

Hilltop Road Sidewalk - Hidden River Lane to Tallman Drive (CIP22-052-CI)

Amount:	**$557,598**
Contractor:	**ABC Asphalt, Inc.**
Department:	**Engineering and Public Works, Tom Gill**

This item was to award a trade contractor agreement with ABC Asphalt, Inc., in the amount of $557,598 for the Hilltop Road Sidewalk from Hidden River Lane to Tallman Drive (CIP22-052-CI).

Public Comments: None.

Anne Barrington moved and Todd Hendreks seconded approve the staff recommendation, as a part of the regular agenda.

A roll call vote was taken:
Joshua Rivero - yes
Anne Barrington - yes
Todd Hendreks - yes
John Diak - yes
Laura Hefta - yes

The motion was approved unanimously.

ADJOURNMENT

Mayor Toborg adjourned the meeting at 8:34 p.m.

Susan L. Irvine, Deputy Town Clerk

Jeff Toborg, Mayor

Irvine, Susan

From: noreply@civicplus.com
Sent: Saturday, August 17, 2024 3:06 PM
To: Clerk; Sullivan, Cheri; Anderson, Andy; Brooks, Liana; Hogan, Emily; Lawson, Michael
Subject: Online Form Submittal: Town Council Meetings - General Public Comment

Town Council Meetings - General Public Comment

Regular Town Council meetings are held on the first and third Monday of each month, unless announced otherwise. The general public comment period held during these meetings is an opportunity for the public to provide comments on items that are not on that meeting's agenda. Public comments can be made in person at the public meeting or in writing via the online form below.

Written general public comments via the form below can be submitted from noon on the Friday prior to the next meeting until 5 p.m. Monday (the day of the meeting).

This online form will also be used for other virtual meetings held by the Town of Parker's Special Licensing Authority. Public comments that are provided by 5 p.m. on the day of the Special Licensing Authority meeting will be provided to the Authority and will be included with the approved meeting minutes.

General Public Comment is an opportunity for Town residents and other interested individuals to speak about items that are NOT on the agenda. No action will be taken on these items. Public comments will be provided to the Town Council and will be included with the approved minutes of the Town Council meeting. For those unable to provide comments electronically through this form, please contact the Clerk's Office to make arrangements. The Town Clerk can be reached by phone at 303.805.3198.

First Name	Holly
Last Name	M
Address	123 Main St

City	Parker
State	CO
Zip Code	8034
Email	Surveyjunkie2010@yahoo.com
Phone	No
General Public Comment	Pridefest is not for everyone

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Irvine, Susan

From: noreply@civicplus.com
Sent: Monday, August 19, 2024 12:43 PM
To: Clerk; Sullivan, Cheri; Anderson, Andy; Brooks, Liana; Hogan, Emily; Lawson, Michael
Subject: Online Form Submittal: Town Council Meetings - General Public Comment

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First Name	Holly
Last Name	M
Address	123 Main

City	Parker
State	CO
Zip Code	80134
Email	Surveyjunkie2010@yahoo.com
Phone	*Field not completed.*
General Public Comment	Pridefest is not for everyone, but: A. It should not Be geared towards children and the events should not be labeled as family friendly as the vendors there were exhibiting items only meant for adults. B. Pridefest Anya Zavadil claimed they were tip certified , which only applies to the liquor license she received approval for , however, there were people collecting tips for the drag entertainers as children were present. C. The children /youth area was almost empty, one bouncy house and a flimsy tent with one clown/nun reading to 3 children from a book D. Anya Zavadil advised that Pridefest that she expected at least 1300 people, however early estimates indicate that number to be much lower. E. The police presence was a blatant show of force against a peaceful gathering of people who were inexplicably not allowed to enter what was billed as a family friendly and public event. F. The police presence did not show neutrality at all, and in an unexpected turn of events, threatened and arrested non threatening citizens simply for trying to enter a public event. G. I also noticed that Parker PD has enjoyed a community of relative peace until Pridefest partnered with Parker PD to divide and threaten our denizens. Parker PD has been engaged on all social media platforms telling us of their fearless escapades, but I didn't see anything about this arrest of local citizens on any social media platform. One would think that if there was a danger posed by a criminal, it would be broadcast and bragged about like they usually do. But in typical Marxist fashion, Pridefest played their cards and went after people who didn't do anything except simply exist and excersize their rights. Way to flex the government arm there Pridefest. I am tired of pretending that this trans and drag ideology isn't harmful on multiple fronts. I'm tired of seeing a cultural revolution taking place in neighborhood after neighborhood across America and in my neck of the woods, at the expense of normal citizens trying to live their lives. I've seen my taxes spent on bs programs that feed the revolution. I'm tired of the government telling my kids what and how to think. I'm tired that

the Pridefest gang has eroded trust between my neighbors and now my police community that I have always supported in the past.
All of this aimed up in one question: where does this leave us? We can no longer excersize our freedom of speech or religion or protest peaceably. If this is the case it sets a dangerous precedent and we can no longer trust our police force. Snipers ? That's what we have determined was needed to quell the supposed criminals? And how much of our taxpayer money was used for this event? To pay the police and snipers ? Pridefest does not belng in Douglas County.

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Irvine, Susan

From: noreply@civicplus.com
Sent: Monday, August 19, 2024 4:59 PM
To: Clerk; Sullivan, Cheri; Anderson, Andy; Brooks, Liana; Hogan, Emily; Lawson, Michael
Subject: Online Form Submittal: Town Council Meetings - General Public Comment

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First Name	Charlotte
Last Name	Russell
Address	903 Anaconda Ct

City	Castle Rock
State	CO
Zip Code	80108
Email	rslgroup@comcast.net
Phone	3036888366
General Public Comment	A Recollection of Parker and Attention to its Future As young marrieds with our first newborn we were SO excited to purchase property in beautiful Parker, Colorado in 1971! Parker Road had recently become a paved two-lane road and a second mail carrier had just been added to the town. Our little town began to grow fast! Our family grew, too, and prospered here in this little community. We began a church that met at the quonset hut on Mainstreet that became Faith Baptist. There's a marker there at the park today that indicates where that Quonset hut stood for so many years. Our family named Parker's first high school! Ponderosa! Our children graduated from Pondreosa. Our granddaughter was born here. We have been so blessed to have lived in Douglas County all these years! Over the past few years I've had a growing concern about there being a public sexual behavior in front of innocent children at the Drag Shows at Pride Fests previously held in Castle Rock. Upon hearing that there would be a Pride Fest with a drag show this year in Parker, I was concerned about what would happen in front of children at Salisbury Park. That's why I came to pray outside the event in Salisbury Park on August 4th. I wanted to ask God to protect children from possible sexual exposure once again at a Pride Fest in Douglas County. Upon arriving at a picnic shelter at the park, someone was quick to point out that there were rifles and marksmen posted on a mounted platform nearby. Snipers, they said! What?! I simply could not believe it. Here in Salisbury Park! In Parker?! How could that be possible?! Then I saw there were drones circling overhead and K9 truck with open windows and a dog visible that drove right past us. Not to mention many - and I mean - many, many Parker police officers there, too. How could this be?!

That is my question this evening… What has happened to us that this could occur in our town?! Why was there not discussion within the community between the different parties that could have prevented such a thing? I have been told that Parker Chief Tsurapas would not talk with Jimmy Graham about his concerns before the event. How could that be? I don't understand that at all.

This is a very sad and serious situation. It's hard for me to process what could have happened in Parker to allow such a terrible overreaction. Since when do we have to hire snipers to surveil people in Parker, who gathered to pray? We all know it's outrageous.

I would like to know if you were aware that these things were planned before they took place? Did you know there would be snipers surveilling myself and others, who came to pray for the protection of children? Did you approve of it?

I would sure appreciate a clarifying public statement explaining the role you played in what happened on August 4th and what your intentions were. What are your plans going forward? Please explain your thoughts to me about this. I hope we never again snipers, dogs and drones for people, who gather here in Parker to pray. I can't imagine you want that either. Let's figure out a good solution for difficult situations like this one for our future.

Charlotte Russell

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