



Town Council Meeting Minutes - Final

Mayor Jason Gray
Mayor Pro Tem Kevin Bracken
Councilmember Ryan Hollingshead
Councilmember Laura Cavey
Councilmember Desiree LaFleur
Councilmember Max Brooks
Councilmember Tim Dietz

Tuesday, May 2, 2023

6:00 PM

Town Hall Council Chambers

100 North Wilcox Street

Castle Rock, CO 80104

Phone in: 720-650-7664

Meeting code: 2483 441 9895

www.CRgov.com/CouncilMeeting

This meeting is open to the public and will be held in a virtual format in accordance with the Town Council Electronic Participation, Connected, and Hybrid Meeting Policy. Public may choose to attend in person at Town Hall, or electronically or by phone if preferred. This meeting will be hosted online and can be accessed at www.CRgov.com/CouncilMeeting, or phone in by calling 720-650-7664, meeting code 2483 441 9895 (if prompted for a password enter "May2Council"). All Town Council Meetings are also streamed online in real time at www.CRgov.com/WatchCouncil, and are broadcast for Comcast Cable subscribers on Channel 22 (please note there is a delay to the broadcast).

All times indicated on the agenda are approximate. Remote participants please visit www.CRgov.com/CouncilComments to sign up to speak to an item, and for related instructions. Public Comments may also be submitted in writing online by 1:00 p.m. May 2, 2023, to be included in the public record.

COUNCIL DINNER & INFORMAL DISCUSSION

INVOCATION - Pastor David Love, Calvary Castle Rock

CALL TO ORDER / ROLL CALL

Present: 6 - Mayor Gray, Councilmember Hollingshead, Councilmember Cavey, Councilmember LaFleur, Councilmember Brooks, Councilmember Dietz

Not Present: 1 - Mayor Pro Tem Bracken

PLEDGE OF ALLEGIANCE

COUNCIL COMMENTS

Mayor Gray acknowledged that today is National Teacher Day and expressed his appreciation of all teachers.

Councilmember Hollingshead thanked Douglas County teachers and encouraged people to chase their passion and make an impact by choosing a career in teaching.

Councilmember Cavey inquired about the status of the Town letter sent in regard to psilocybin and the ability to regulate locally.

Councilmember Dietz also acknowledged teachers and spoke to current

legislation and the necessity to preserve authority at the local level.

Mayor Pro Tem Bracken joined the meeting remotely.

Present: 7 - Mayor Gray, Mayor Pro Tem Bracken, Councilmember Hollingshead, Councilmember Cavey, Councilmember LaFleur, Councilmember Brooks, Councilmember Dietz

[PROC
2023-003](#)

Proclamation: Peace Officers Memorial Day and Police Week [For Presentation - Approved on April 18, 2023, by a vote 6-0]

Mayor Gray read the proclamation into the record and led a round of applause in acknowledgement.

[PROC
2023-004](#)

Proclamation: Historic Preservation Month - May 2023 [For Presentation - Approved on April 18, 2023, by a vote 6-0]

Councilmember LaFleur read the proclamation into the record and led a round of applause in acknowledgement.

[PROC
2023-005](#)

Proclamation: Building Safety Month - May 2023 [For Presentation - Approved on April 18, 2023, by a vote 6-0]

Mayor Gray read the proclamation into the record and led a round of applause in acknowledgement.

UNSCHEDULED PUBLIC APPEARANCES

Karen Johnson, resident, participated remotely requesting representation from the Town to voice opposition and provide comments during the hearing on SB23-213.

TOWN MANAGER'S REPORT

Town Manager, Dave Corliss, discussed the Town's efforts to voice opposition to SB 213 acknowledging the letter of opposition sent to both the Senate and the House, ongoing social media efforts and media releases.

Corliss, announced the results of the psilocybin legislation and confirmed that the bill has not moved forward to include provisions for local authority to opt out.

[ID 2023-048](#)

Update: Year End Financial Review, Period Ending Dec. 31, 2022

Corliss reported on the financial performance of the Town for the 2022 year and commended staff for managing expenditures within budget and within revenue.

It was also noted that due to the conservative management of Town funds the Town was able to close on the purchase of the historic Cantril Building today. The Cantril Building is one of the few buildings existing from the 1800's and the Town is now able to preserve this historical building while utilizing the building for community functions, as well as Town use.

[ID 2023-049](#)

Update: Calendar Reminders

Shannon Eklund, Executive Assistant, discussed the upcoming Board & Commission interview schedule with Council liaisons scheduled for May 9.

Corliss highlighted the upcoming groundbreaking ceremony for the Castle Rock Reservoirs 1 and 2 and the dedication of the public art displayed in the Town Hall Plaza.

[ID 2023-050](#)**Update: Quasi-Judicial Projects**

Tara Vargish, Director of Development Services introduced pre-applications of interest to Council to include a proposed conversion of an existing space within a building located at 701 Topeka to provide lacrosse training to individuals, groups or teams.

Vargish reviewed the Joslyn revised annexation request for 76 acres near Timber Mill Parkway for proposed industrial buildings for manufacturing, logistics and warehouse uses. The 895 Ridge Road annexation proposal was introduced to include 10.38 acres to be developed for retail restaurant and office space uses directly across from the King Soopers Founders Marketplace.

Updates were also provided on two quasi-judicial projects to include the Crystal Valley Shops on the corner of Plum Creek Boulevard and Crystal Valley Parkway as well as the conversion of the La Quinta hotel near Wolfensberger Road to a multi family development for Wellspring clients and other income qualified individuals.

[ID 2023-051](#)**Development Services Project Updates****TOWN ATTORNEY'S REPORT**

No report provided.

ACCEPTANCE OF AGENDA

Moved by Councilmember Brooks, seconded by Councilmember Cavey, to Accept the Agenda as presented.. The motion passed by the following vote:

Yes: 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Brooks, Dietz

CONSENT CALENDAR

Moved by Councilmember Cavey, seconded by Councilmember Dietz, to Approve the Consent Calendar as presented. The motion passed by a vote of:

Yes: 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Brooks, Dietz

[RES 2023-056](#)

Resolution Approving a Water Lease Agreement between the Town of Castle Rock and Sublette, Inc. *[Rothe/Sublette Recharge Project, Weld County, CO]*

[RES 2023-057](#)

Resolution Approving a Water Lease Agreement between the Town of Castle Rock and Colorado Parks and Wildlife *[Chatfield Reservoir, Douglas County]*

[PROC
2023-006](#)

Proclamation: National Public Works Week *[For Council Action - Presentation on May 16, 2023]*

[PROC
2023-007](#)

Proclamation: Ducky Derby Month - June 2023 *[For Council Action - Presentation on May 16, 2023]*

[MIN 2023-011](#)

Minutes: April 18, 2023 Town Council Meeting

ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

[ID 2023-052](#)

Update: Drought Conditions

Mark Marlowe, Director of Castle Rock Water, presented an update on drought conditions, noting that current rainfall to date is significantly below the historical monthly average. Area municipalities, including Aurora and Centennial have issued drought restrictions. This action will impact the ability of Castle Rock to utilize the WISE water supply during the peak summer irrigation season. Continued drought conditions may dictate further restrictions.

No public comment received.

[RES 2023-058](#)

Resolution Approving and Adopting the Town of Castle Rock 2023 Water Master Plan *[Entire Castle Rock Water Service Area]*

Mark Marlowe, Director of Castle Rock Water presented the Water Master Plan to Council which focuses on future growth projections and water demands for the next five years. The plan also identifies the necessary capital projects for future development.

Marlowe also acknowledged Todd Warnke, chair of the Water Commission in attendance tonight and noted his dedication to the commission during his service spanning three terms.

No public comment received.

Moved by Councilmember Brooks, seconded by Councilmember Dietz, to Approve Resolution 2023-058 as presented. The motion passed by a vote of:

Yes: 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Brooks, Dietz

[RES 2023-059](#)

Resolution Approving an Intergovernmental Agreement between the Town of Castle Rock and Douglas County for the Highway 85 Wastewater Collection and Treatment System *[Located along the Highway 85 Corridor North of E. Happy Canyon Rd to W Titan Rd in northern Douglas County]*

Mark Marlowe, Director of Castle Rock Water, provided an overview of the intergovernmental agreement with Douglas County to address the need for a solution to clean up the wastewater along the Highway 85 corridor. This corridor is key to Castle Rock Water as it is specific to three important water resources for the Town. Under the agreement, Douglas County will provide funding under the American Rescue Plan Act for Phase 1. It is anticipated that this project will spur

economic development within the corridor in the future. Castle Rock Water will realize additional revenue due to the extraterritorial surcharge on rates and fees for new customers within the corridor. Key benefits of the project will be the implementation of a wastewater solution, the improvement of the water quality in Plum Creek and Chatfield Reservoir, as well as a partnership for trail system development from Castle Rock to Chatfield Reservoir.

No public comment received.

Moved by Councilmember LaFleur, seconded by Councilmember Brooks, to Approve Resolution 2023-059 as presented. The motion passed by a vote of:

Yes: 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Brooks, Dietz

[RES 2023-060](#)

Resolution Approving the Consolidated Service Plan for Valley View Metropolitan District Nos. 1-3; and Authorizing the Execution of an Intergovernmental Agreement by and among the Town of Castle Rock and said Districts [409 acres located east of Founders Parkway, south of Crowfoot Valley Road and the Macanta development, north of Crimson Sky Drive and the Castle Oaks-Terrain development, and west of Castle Oaks Drive]

Town Attorney, Mike Hyman, presented overview of the metro districts consolidated service plan for the Canyons Far South Property annexation.

Tom George, representing Spencer Fane LLP also addressed Council.

No public comment received.

Moved by Councilmember Brooks, seconded by Councilmember Hollingshead, to Approve Resolution 2023-060 as presented. The motion passed by a vote of:

Yes: 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Brooks, Dietz

[RES 2023-061](#)

Resolution Authorizing the Acquisition and Immediate Possession of Certain Real Property through the Statutory Condemnation Process in Furtherance of the Construction of the Crystal Valley Interchange Project (Hyperion Fund L.P. Parcel, 4.685 acres located along north and south sides of Crystal Valley Parkway, east of Interstate 25 and west of Plum Creek Boulevard]

Mike Hyman, Town Attorney introduced resolution to Council seeking authorization for the Town to move forward with seeking condemnation action for the identified parcel required for the Crystal Valley Interchange.

Shaunt Oozoonian, representing Hyperion Fund L.P, participated remotely stating objections to the taking of the property as well the Town's offer as just compensation.

Moved by Councilmember Dietz, seconded by Councilmember Brooks, to Approve Resolution 2023-061 as presented. The motion passed by a vote of:

Yes: 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Brooks, Dietz

ADJOURN

Meeting was adjourned at 8:16 pm.

Moved by Councilmember Cavey, seconded by Councilmember Brooks, to Adjourn the meeting. The motion passed by a vote of:

Yes: 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Brooks, Dietz