



## Town Council Meeting Minutes - Final

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

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Tuesday, April 20, 2021

6:00 PM

Town Hall Council Chambers  
100 North Wilcox Street  
Castle Rock, CO 80104  
Phone in: 720-650-7664  
Meeting code: 187 128 8766  
[www.CRgov.com/CouncilMeeting](http://www.CRgov.com/CouncilMeeting)

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All times indicated on the agenda are approximate. Remote participants please visit [www.CRgov.com/CouncilComments](http://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. April 20, 2021, to be included in the public record.

### COUNCIL DINNER & INFORMAL DISCUSSION

### INVOCATION - The Reverend Theron Walker, Emmaus Anglican Church

### CALL TO ORDER / ROLL CALL

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

### PLEDGE OF ALLEGIANCE

### COUNCIL COMMENTS

[ID 2021-040](#)

#### Senator Jim Smallwood, Colorado State Senate - Presentation

Senator Smallwood, Representative of Senate District 4, provided a legislative update. They are expecting a large sum of money to come to the State.

Mayor Pro Tem Bracken asked how the dollars coming into the State will affect taxes in the future and what does he identify as the biggest needs.

Smallwood stated it is partisan on how dollars are spent. His priority is making sure kids get back to school, teachers are compensated, emphasis on getting small business back, and he would like to see money focused on roads and bridges. He sees money going to more pet projects and a separate bill to fund

transportation, which he hopes doesn't happen because he feels there are ample funds to provide for roads and bridges.

Bracken stated he would like to see money go to business that have gone out of business or that are struggling. He asked what Smallwood feels is the best use of dollars for a community under 100k people. Smallwood said as an Assembly they were left out of the Federal money that came first, and is not confident legislature will have a lot of say as the Governor determines that without their input. Smallwood's priorities would still be schools, business, and roads and bridges. Smallwood stated there are bills that both sides can agree on and a lot of companion bills, but unsure if the Governor will veto them.

### **Council Comments**

Councilmember Cavey thanked the Commissioners for opting out of Tri County orders. She sat on the Tri County call and conveyed the current statistics which she feels do not support the orders and the shutdown of the schools. She reminded citizens that there are four seats up for election for the Douglas County School Board this fall. Cavey has two children in high school that have been negatively impacted in their grades and loss of scholarship opportunities to attend college. She stated the technology does not support remote working, there is a lack of transparency, and they are not listening to parents and students. Mental health issues and child abuse have skyrocketed and put kids' education behind. She sent a letter to Board members and received no response; but her posts on social media received a large response from parents. Cavey went on to read an email from a parent of a CVHS student who had a future in soccer and was a good student, and now suffers from depression and contemplated suicide. Cavey stated it is obvious what it is doing to the kids, and all the evidence shows kids are not at risk with the virus. Everything is in the schools' hands - scholarships, grades, and mental health, etc. The School Board was elected by the people for the people to serve the people; and clearly that is lost on the Board and the kids lost the most.

Councilmember LaFleur thanked the Castle Rock Museum and Town staff for their preparation for Historic Preservation month and the Scavenger Hunt. LaFleur made a motion to add an ex-officio member to the Historic Preservation Board.

Councilmember Johnson asked if the position would be available to other citizens. LaFleur said it would be open to members of the Castle Rock Historical Society Board who would recommend who to appoint.

Councilmember Cavey asked what the purpose would be. LaFleur said it is to strengthen the relationship between the two organizations and keep the lines of communication open.

**Moved by Councilmember LaFleur, seconded by Councilmember Hollingshead, to Direct Staff to prepare an Ordinance to add an ex-officio member from the Castle Rock Historical Society to be a non-voting member on the Historic Preservation Board. The motion passed by the following vote:**

**Yes:** 6 - Gray, Bracken, Hollingshead, LaFleur, Johnson, Dietz

**No:** 1 - Cavey

Councilmember LeFleur asked to revisit the plans and clean up of the entrances into Town.

Councilmember Johnson asked if it also included the Plum Creek entrance. LaFleur stated it would be for both the Wolfensberger and Plum Creek entrances into Town.

David Corliss, Town Manager, stated they have some documents from a previous consultant that they can provide on a future agenda item. No funding has been identified, but Council can obtain additional public discussion if they want staff to do additional work and hire an engineering firm.

Councilmember Johnson asked if that work was done prior to the DDA or if they were involved. She suggested that the DDA could be a possible funding partner.

Mayor Gray is interested in having a really nice entrance on the north and south ends. They didn't have the funds in 2008, but feels Council should at least explore it.

**Moved by Councilmember LaFleur, seconded by Mayor Gray, to Direct Staff to present previous plans for the entrances to Town at a future Council meeting. The motion passed by the following vote:**

**Yes:** 7 - Hollingshead, Cavey, LaFleur, Johnson, Dietz, Bracken, Gray

Councilmember Johnson encouraged residents to apply for Boards and Commissions and that interviews will be held on May 11. Applications are due by April 26.

**Moved by Councilmember Johnson, seconded by Councilmember Cavey, to Direct Staff to provide Bylaws for Boards and Commissions to Council prior to the May 11 interviews. The motion passed by the following vote:**

**Yes:** 6 - Gray, Bracken, Hollingshead, Cavey, Johnson, Dietz

**No:** 1 - LaFleur

Councilmember Dietz stated Council can offer completeness and follow through or go with the flow. He feels their responsibility is to the people and service over self. He is concerned about the Police and Fire departments. They are behind where they should be and he recommends making it a top priority and not continuing with more development until then.

***Consensus of Council to discuss options to increase funding for Fire and Police at a future Council meeting.***

Mayor Pro Tem Bracken received an email from a citizen concerned about the lack of handicap parking downtown.

***Consensus of Council to Direct Staff to provide an overview of handicap parking downtown and an action plan via email.***

Bracken explained his vote not to extend the last meeting. He feels many of the items discussed related to grammar issues, questions that could be handled by

an email or phone call, and discussions unrelated to items on the agenda could have been done prior to the meeting with staff vs. wasting time at the Council meeting. He stated he will not agree to extend a meeting if there are unproductive discussions.

Councilmember Johnson asked the Town Attorney how emails are handled outside of a public meeting in relation to the open meetings law. Mike Hyman, Town Attorney, stated open meetings are when there are three or more members of Town Council discussing business. Hyman stated individual questions outside of a meeting are appropriate. Johnson asked if members of Council are emailing each other about an issue is considered something that should be part of an open meeting. Hyman stated there is recent legislation on use of email and whether there is a violation of the open meetings law.

***Staff will provide an analysis of the Open Meetings Bill to Council via email.***

[PROC  
2021-002](#)

**2021 Arbor Day Proclamation** (For Presentation - Approved on April 6, 2021 by a vote of 7-0)

Mayor Gray read the proclamation into the record.

## **UNSCHEDULED PUBLIC APPEARANCES**

***No public comment.***

## **TOWN MANAGER'S REPORT**

David Corliss, Town Manager, reviewed the upcoming calendared items. There is a Special Meeting for Boards and Commissions interviews on May 11, and May 14 is the Annual Police Awards ceremony.

[ID 2021-041](#)      **Update: Monthly Department Reports**

[ID 2021-042](#)      **Development Services Project Updates**

[ID 2021-043](#)      **Update: Quasi-Judicial Projects**

## **TOWN ATTORNEY'S REPORT**

***No report.***

## **ACCEPTANCE OF AGENDA**

Mayor Pro Tem Bracken left the meeting at 6:50pm.

**Moved by Councilmember LaFleur, seconded by Councilmember Dietz, to Accept the Agenda as presented. The motion passed by the following vote:**

**Yes:** 6 - Gray, Hollingshead, Cavey, LaFleur, Johnson, Dietz

**Not Present:** 1 - Bracken

## **CONSENT CALENDAR**

**Moved by Councilmember Johnson, seconded by Councilmember Dietz, to Approve the Consent Calendar as presented. The motion passed by the following vote:**

**Yes:** 6 - Gray, Hollingshead, Cavey, LaFleur, Johnson, Dietz

**Not Present:** 1 - Bracken

[PROC  
2021-003](#)

**Proclamation: Peace Officers Memorial Day and Police Week (For Council Action - Presentation on May 4, 2021)**

[MIN 2021-007](#)

**Minutes: March 30, 2021 Study Session and April 6, 2021 Town Council Meeting**

## **ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS**

Mayor Pro Tem Bracken returned 6:55 pm.

[ORD 2021-008](#)

**Ordinance Approving The View at Castle Rock Redevelopment and Financing Agreement Between the Town of Castle Rock, the Castle Rock Downtown Development Authority, and Castle Rock Development, LLC (Second Reading - Approved on First Reading on April 6, 2021 by a vote of 4-3) [located at 610 Jerry Street]**

David Corliss, Town Manager, stated that staff does not have a formal presentation but is available to respond to any questions Council may have. There were only minor grammatical changes.

### ***Citizens that addressed Council:***

Diane Evans, resident, property and business owner. She discussed the View project from a different perspective. She is a 3rd generation resident and their 4th and 5th generation family members reside here or are close by. She has many childhood memories and has been actively engaged in this process. She shared different businesses her family had in Town and buildings her family built that are still standing. She is engaged as an individual, was President of the Chamber when they worked on widening Wilcox and when the Factory Outlets came to Town. They worked on master plans, overlay districts, parking issues, height restrictions, and worked hard to keep the county seat and school administration here to help businesses stay alive. All these brought change. Castle Rock is a wonderful community that continues to respect private property rights and continues to change. She reflected on the businesses that chose to locate here and pay property taxes to give us a choice of dining, shopping and entertainment. She feels this is another economic opportunity that will keep Castle Rock alive and asks for Council's support. Some of the objections to traffic are an inconvenience, but empty retail and business space is a disaster economically and effects every aspect of our lives and community.

Paul Epstein and his wife Peg own Vista Vino. The View will greatly affect them. He agrees 100% that if we do not stimulate downtown, businesses won't survive. They need more traffic, walking and population after 5 pm.

Councilmember Johnson stated she appreciates the Town Attorney taking time to go over some of her concerns with the errors in the agreement. She would not want to approve that, as she feels it is her responsibility to read the material to ensure it is accurate and she understands it.

Councilmember Dietz feels these have all been incredible builds, but the decisions were not made by elected officials and there is no recourse for citizens. He feels elected officials making these decisions is better for public, tax payers and for the whole Town.

**Moved by Councilmember LaFleur, seconded by Mayor Pro Tem Bracken, that Ordinance 2021-008 be Approved on Second Reading as presented. The motion passed by the following vote:**

**Yes:** 4 - Gray, Bracken, Hollingshead, LaFleur

**No:** 3 - Cavey, Johnson, Dietz

## QUASI JUDICIAL HEARINGS

Mayor Gray read the quasi-judicial script into the record. No member of Council voiced any conflict of interest. Lisa Anderson, Town Clerk, confirmed that the required publication was completed in accordance with law.

### [RES 2021-040](#)

**Resolution Approving a Site Development Plan for Terrain North Basin Village Planning Areas 17, 18, 26, 31, OSP, and OSD of the Terrain Planned Development and Approving a Sidewalk Variance for a Portion of Planning Areas 17 and 31 (North Basin Village Phase 1 Site Development Plan) [located in the center of the Terrain community along Castle Oaks Drive, between the intersections with Autumn Sage Street] (Continued from the April 6, 2021 Town Council Meeting)**

Tara Vargish, Director of Development Services, provided an overview of the Site Development Plan. Additionally there has been a request for a sidewalk variance to connect to the Front Range Trail. A portion of Castle Oaks Drive will be widened and paved as part of this development, and 36 acres of open space will be dedicated to the Town. Sidewalk variances must be approved by Council. A portion of the sidewalk on one side of the road will be omitted. They looked at the rural nature of the area and wanted to minimize the footprint in the community.

Councilmember Cavey knows the road well as she runs the road every day and loves the gravel road and vegetation. David Corliss, Town Manager, stated it was originally annexed in the 80's. There is substantial open space along the corridor and a fire station is planned on the north end. Cavey noted the 36 acres can't be developed any way. Vargish commented that the four locations were established in the zoning, and the SDP cannot change those locations. The requirement for paved roads comes from current Town standards.

Hollingshead asked if the Front Range Trail is paved so it is accessible. Vargish stated there are dirt trails in the area that will be relocated, and the Front Range Trail will be paved which goes from New Mexico to Wyoming and connects to

Cherry Creek trails.

Vargish displayed a zoning comparison chart and indicated where signals will be at the intersections with obligations shared with the developer. Fish and wildlife provided clearance stating the Prebles jumping mouse was not present. The Planning Commission recommends approval.

Councilmember Johnson clarified funding of the trail that is a combination of Town and GOCO funding. Vargish clarified there is a note on the Site Development Plan regarding burrowing owl and limits dates of disturbance.

Councilmember Cavey asked if there was a survey done in that area that have large properties there. Vargish stated they have had three neighborhood meetings and welcome public feedback for property owners within 500 feet.

Mayor Gray confirmed with the property was initially annexed and zoned and that the Town water requirements have been met.

The engineer for the applicant made a presentation.

Councilmember Johnson inquired about the traffic study and is concerned with safety for bicyclists and pedestrians. The applicant said there will be bicycle lanes on both sides of the road and adding more lanes north of Autumn Sage in phase 2.

***Citizens that addressed Council:***

Lou Krepps, resident, asked Council to consider prioritize preservation over cost savings and the cost to the existing homeowners and the environment. He noted that the development plan has changed and habitat will be lost for a few extra lots. He is concerned with grading and disturbance on the west side.

Councilmember Cavey stated she loves that area back there and thinks we need to take a harder look at it so we don't destroy natural vegetation and does not have enough information to approve this tonight.

Mayor Pro Tem Bracken asked if staff is reviewing the detailed engineering. Vargish stated the SDP shows the preliminary grading, and a more detailed review is done in the next stage. Their goal is to limit their footprint and disturbance to vegetation. Bracken asked if there was any type of agreement that involved the west side of the road. Vargish stated it is Town owned open space. Town trails are not shown on SDP's and not subject to SDP requirements but they do outreach to residents.

Councilmember Dietz confirmed that they are approving the four planning areas, streets and their connectivity, and two sidewalk variances that are included in the request. Corliss stated this is the last time Council will see this development. The remaining items are administrative approval.

Councilmember LaFleur is supportive of property rights.

Mayor Gray stated this is land that had entitlements and rights.

Councilmember Johnson doesn't feel she is removing the property owner's rights by delaying the vote until some issues can be worked out.

Mayor Pro Tem Bracken wanted clarification on the issues Johnson feels they need to address before approving.

Councilmember Johnson stated it is related to resident's concerns about their property rights and they don't feel their concerns are being adequately addressed.

Councilmember Cavey stated there are already people that live there and we need to look at it holistically and at the grading that will be done. She feels we need to take the time to come up with a better plan.

Councilmember Hollingshead stated we need to respect the plans and zoning that has been approved.

Councilmember Dietz confirmed that the drainage area in question is Town property.

Mayor Pro Tem Bracken wanted to clarify what needs further review and that the Town owns the property that is adjacent to the homeowner.

Councilmember Johnson recalled when residential units were being built on Wolfensberger and Bracken asked for a delay. Bracken confirmed that was because there was a dissimilar use.

Councilmember Cavey feels that homes on acreages are dissimilar to a subdivision.

Councilmember Johnson asked the developer to take additional time to work with staff and residents to see if they can make adjustments for the residents that have concerns.

Councilmember LaFleur stated she was confident staff would work with the developer to minimize disruption.

Councilmember Johnson asked if they would consider working with the residents and their concerns.

***The Mayor reopened the public hearing.***

Mr. Krepps stated he does backup to the land owned by the Town on the west side and wants the detail of what is happening on the west side before the plan is approved.

Roger Hallback that represents the developer stated they worked with residents on Castle Oaks Drive and have agreements with them. The letter from Mr. Krepps came up recently, but they believe there are ways to minimize impacts on the west side and the drainage issues.

**Moved by Councilmember LaFleur, seconded by Mayor Gray, that Quasi-Judicial**



**Resolution 2021-040 be Approved as presented with a condition of approval for the sidewalk variances if the applicant provides acceptable connections to the Front Range Trail. The motion passed by the following vote:**

**Yes:** 5 - Hollingshead, LaFleur, Dietz, Bracken, Gray

**No:** 2 - Cavey, Johnson

**[RES 2021-041](#) Resolution Approving the Use By Special Review Application for an Accessory Dwelling Unit at 1750 Wild Rye Court [Lot 34, Block 3 Red Hawk Filing #1]**

Tara Vargish, Director of Development Services, provided an overview of the application. Staff determined that all requirements have been met, and Planning Commission recommends approval.

***No public comment.***

**Moved by Councilmember LaFleur, seconded by Mayor Pro Tem Bracken, that Quasi-Judicial Resolution 2021-041 be Approved as presented. The motion passed by the following vote:**

**Yes:** 7 - Hollingshead, Cavey, LaFleur, Johnson, Dietz, Bracken, Gray

## **ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS CONTINUED**

**[DIR 2021-009](#) Discussion/Direction: Crowfoot Valley Road Traffic Control Visioning**

Dan Sailer, Director of Public Works, provided an overview of the project showing intersections along Founders Parkway and a proposed right turn lane onto Knobcone. Sailer provided options for the intersection of Crowfoot and Sapphire point for a roundabout vs. a signal showing the pros and cons for each option. There are higher initial costs for roundabouts but lower operations maintenance costs. Roundabouts result in increased safety, fewer environmental impacts, and higher efficiency during the majority of the hours of the day vs. during just peak times. Their budget planned for the roundabout at Crowfoot is \$2.22M to be constructed in 2023; and the widening budgeted for \$5M to be constructed in 2024. They have received feedback from an open house, an HOA meeting, and the Public Works Commission meeting. Concerns were speeds, widening to occur sooner, right turn lanes, and safety of the left turn into Diamond Ridge.

Mike Hyman, Town Attorney, stated that traffic control devices and speeds are controlled at the Federal level. The state supplements those regulations. Speed zones are established based on an engineering study. All roads have to work together to make sure traffic moves properly.

Sailer stated staff recommends a light at Sapphire point when warranted and to add 3 of the 4 right turn lanes to the widening project. They received a request from Timber Canyon HOA to install noise mitigation. Staff will continue to work with the County on a partnership to fund the widening and would bring back an

IGA.

Councilmember Cavey asked if we go forward to widen sooner than later, if we could move up the timeline for the light at Sapphire Point. Sailer stated that they forecast traffic volumes as one of the criteria. The widening will actually extend that timeframe when a light would be warranted as it will create additional gaps. Cavey asked the cost for the right turn at Knobcone due to underlying utilities. Sailer said it is estimated at about \$500k, and are typically around \$250-\$300k. Cavey asked if would be worth it for safety to put in the right turn lane. Sailer said any time they add dedicated turnlanes, it does enhance safety but not significantly.

Councilmember Johnson asked if the plan to widen to 4 lanes includes bike lanes and if the speed limit information could be made available on the website for residents concerned about speed limits. Sailer will put links to information on the website. Johnson asked how this will impact the widening of Ridge Road in her district. Corliss stated we have been looking at this area since the development was annexed to the Town, and any changes to the CIP will be decided by Council. The Town would not want to pass up the opportunity of the County sharing the cost.

**Moved by Councilmember Dietz, seconded by Councilmember Cavey, to Extend the Meeting to 10pm. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

Mayor Gray asked how much say the county would have on the design of the roadway and traffic calming. Sailer stated the Town has the preferences for those intersections. If there is money saved it is Council's discretion to spend elsewhere.

Mayor Pro Tem Bracken confirmed that CIP funds are used for transportation throughout Town.

***Citizens that addressed Council:***

Owen Ballou, resident of Timber Canyon and HOA president. He sent an email to Gray and Cavey signed by surrounding neighborhoods that was not in the packet. He read the letter regarding surrounding neighborhoods impacted by the traffic increase and they feel the speed limit is too high.

Steven Tarbox, resident and HOA president. He stated there are community concerns of entry and exit for Timber Ridge and are concerned about high downhill speeds and sightlines to the north. He asks for a safer solution.

George Tocquigny, resident of Diamond Ridge Estates. He requested the Town slow traffic down to 30mph in a Crowfoot Safety Zone from Founders to Sapphire Point. He noted that 1,200 citizens have requested this. He disagrees that slower speeds don't reduce safety and that 35mph will only add 10 seconds to the commute in that area. People that drive through are not Castle Rock residents and he asked to incorporate their input into Council's decision.

Robert Sherro has lived in Timber Canyon for 11 years and stated traffic does not

follow the speed limit and there are few officers in the area. There are projected to be 37,000 cars on Crowfoot a day and they need to figure out how to slow down traffic and find other ways to get to I-25. Safety is key.

Thomas Curtis, Vice President of Timber Canyon HOA, deals with the right turn lane onto Knobcone. There are 50 homes in the neighborhood and it is the only turn into their neighborhood. There is already an issue with a through lane and it will only get worse.

Mitch Summerville, former member of the Timber Canyon HOA, stated he has almost been rear ended turning into Knobcone. Cars are accelerating just as cars are slowing down to turn onto Knobcone.

[DIR 2021-009](#)

**Discussion/Direction: Crowfoot Valley Road Traffic Control  
Visioning**

Mayor Gray asked Staff to look at speeds to slow down that area. We need to listen to our citizens in that area and make decisions that are best for that area that are sufficient and legal.

Councilmember LaFleur, appreciates the feedback from the residents in this area.

Councilmember Cavey feels we do need to take a look at speed limits on that road, as it is important to the residents in the area. She realizes it is more expensive to put in that turnlane, but it should be a priority.

Councilmember Hollingshead stated a slower speed lets people know they are entering the Town.

Mayor Pro Tem Bracken asked if there can be short term solutions. Sailer stated they can do radar feedback signs and flashing beacons on top of speed limit signs to draw driver's attention.

Councilmember Dietz feels speeding is a problem all over Town and the solution is to have Police presence and why we need to look at more funding for Police Officers in the future.

There was a friendly amendment to add a study on speeding and the right turn lane onto Knobcone. LaFleur and Cavey agree to the friendly amendment.

**Moved by Councilmember Dietz, seconded by Councilmember Cavey, to Extend the meeting to 10:30 pm. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

**Moved by Councilmember LaFleur, seconded by Councilmember Cavey, to Adopt the recommended vision for Crowfoot Valley Road improvements, Direct Staff to continue discussions with Douglas County for a possible IGA on shared funding, include the right turn lane onto Knobcone, Direct Staff to look at a speeding study for that corridor and report that back with additional legal analysis.. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

[RES 2021-042](#) **Resolution Approving the Third Amendment to the Master Intergovernmental Agreement Between the Town of Castle Rock, Founders Village Metropolitan District and Villages at Castle Rock Metropolitan District No. 4**

Mike Hyman, Town Attorney, stated they have had a Master IGA with the Town and the two districts since 1995, and it was amended in 1996 and in 2006. This item is to acknowledge the Town's consent to include the 28 acre parcel into the boundaries of Founders Village Metro District. The Master IGA states that certain fees are rebated to the Villages at Castle Rock Metro District 4 for surplus water and sewer capacities by the District. This parcel is not subject to this requirement. The District is not interested in renegotiating the terms of the fee rebate. District Manager, Karl Kasch is in attendance online if there are any questions.

Councilmember Johnson confirmed that they are receptive to incorporating this property into their metro district.

Councilmember Cavey confirmed the location of this parcel on the west side of Ridge Road and asked what the pros and cons are. David Corliss, Town Manager stated this facilitates that development if it proceeds and protects the Town in regards to the fee rebate issue.

Councilmember Johnson asked when their metro district debt will be paid off.

Karl Kash stated he has been with the metro districts since 1986. District 4 is the lead district that has the debt. Founders Metro District and Metro District 9 have an equal mill levy of 87 mills that is pledged to debt and operations. The 1991 bonds will be paid off in 2031 and any remaining principal and interest will be extinguished.

**Moved by Councilmember LaFleur, seconded by Councilmember Hollingshead, that Resolution 2021-042 be Approved as presented. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

[ORD 2021-009](#) **Ordinance Approving the First Amendment to the 2021 Fiscal Year Budget by Making Supplemental Appropriations for the 2021 Fiscal Year (First Reading)**

Trish Muller, provided an overview of the first amendment request for Castle Rock Water, Transportation, Parks and Recreation, Public Safety and Town-wide requests.

**Moved by Councilmember LaFleur, seconded by Councilmember Dietz, that Ordinance 2021-009 be Approved on First Reading as presented. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

[DIR 2021-010](#) **Discussion/Direction: Results of 2021 Community Survey**

David Corliss, Town Manager, stated the Citizen Survey is important to spend time on, so he suggests the item be continued and start the May 4 meeting at 5pm then put on the downtown discussion.

**Moved by Councilmember Cavey, seconded by Mayor Pro Tem Bracken, to Continue the Item to the May 4, 2021 Town Council meeting. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

David Corliss, Town Manager, feels we could do the last item and the Executive session in 15 minutes.

**Moved by Mayor Pro Tem Bracken, seconded by Councilmember Dietz, to Continue the Meeting to 10:45 pm. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

[ORD 2021-010](#) **Ordinance Approving the Fifth Amendment to the Intergovernmental Agreement Between the Town of Castle Rock and Dominion Water & Sanitation District for the Option to Purchase and Right of First Refusal Regarding Ground Water Rights, Easements and Related Improvements [Cherokee Ranch, Douglas County, CO]**

Mark Marlowe, Director of Castle Rock Water, stated the Town always intended on selling these water rights when we could. Dominion has bought a significant portion to date and want to make another purchase this year. Last time we did a trade of the value of ground water rights for the value of WISE infrastructure. They would like to do the same thing this year. We need more WISE infrastructure to move water to Town, so is is a good deal for them and we don't have to spend any cash. Dominion has one more year for a purchase option that they will allow to lapse. The value of the exchange is \$1,3999,800. Staff recommends approval and it will go to the Water Commission prior to second reading.

***No public comment.***

**Moved by Councilmember LaFleur, seconded by Councilmember Johnson, that Ordinance 2021-010 be Approved on First Reading as presented. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

## **ADDITIONAL UNSCHEDULED PUBLIC APPEARANCES**

***None.***

## **ADJOURN TO EXECUTIVE SESSION**

**Moved by Mayor Pro Tem Bracken, seconded by Councilmember Johnson, to Adjourn to Executive Session. The motion passed by the following vote:**

**Yes:** 7 - Gray, Bracken, Hollingshead, Cavey, LaFleur, Johnson, Dietz

Meeting adjourned to Executive Session at 10:33 pm.

[EXEC](#)  
[2021-001](#)

**Executive Session: Legal Advice on Matters Concerning Castle  
Rock Water**

Executive Session was called to order at 10:37 pm. Mayor Gray read the title into the record and then the recording was turned off as is allowed for items concerning Legal Advice.

Submitted by:

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Lisa Anderson, Town Clerk