



**Town of Castle Rock  
100 North Wilcox Street  
Castle Rock, CO 80104**

Mayor Paul Donahue  
Mayor Pro Tem Jennifer Green  
Mark Heath  
Chip Wilson  
Renee Valentine  
George Teal  
Brett J. Ford

**Town Council Meeting Minutes**

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**Tuesday, June 2, 2015**

**6:00 PM**

**Council Chambers**

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**CALL TO ORDER / ROLL CALL**

*The meeting was called to order at 6:00 PM*

**Present:** 7 - Council Member Ford, Council Member Teal, Council Member Valentine, Mayor Donahue, Mayor Pro-Tem Green, Council Member Wilson, and Council Member Heath

**PLEDGE OF ALLEGIANCE**

**ADJOURN TO EXECUTIVE SESSION (To Return)**

[ID 2015-143](#)

**At 6:05 PM Donahue moved, seconded by Ford, to go into Executive Session pursuant to C.R.S. 24-6-402(4)(e) for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategies for negotiations and instructing the Town's negotiators regarding the use of TIF for DDA Projects.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

**RECONVENE AND CALL TO ORDER**

*The Meeting was reconvened at 6:45 PM*

**COUNCIL COMMENTS**

[ID 2015-142](#) Introduction: Town Manager, David Corliss

[ID 2015-144](#) Executive Session Report: May 19, 2015

*Donahue stated: An Executive Session was held at the conclusion of the May 19, 2015 regular Town Council meeting. The Executive Session was held for the purpose of conducting an exit interview with the former Town Manager Mark Stevens under C.R.S. §24-6-402(4)(f)(I). In addition to Town Council, former Town Manager Mark Stevens participated in the Executive Session. If anyone believes that any substantial discussion of any matters not included in the motion to go into the Executive Session occurred during the Executive Session, or that any improper action occurred during the Executive Session in violation of the Open Meetings Law, I would ask that you state your concerns for the record. (No objections were stated)*

[ID 2015-145](#) Executive Session Report: June 2, 2015

*Donahue Stated: An Executive Session was held at the beginning of the June 2, 2015*

*regular Town Council meeting. The purpose of the Executive Session was to determine positions relative to matters that may be subject to negotiations, developing strategies for negotiations and instructing the Town's negotiations regarding the use of TIF for DDA Projects. If anyone believes that any substantial discussion of any matters not included in the motion to go into the Executive Session occurred during the Executive Session, or that any improper action occurred during the Executive Session in violation of the Open Meetings Law, I would ask that you state your concerns for the record. (No objections were stated)*

[ID 2015-146](#) Appointments: Citizen Volunteers to Boards and Commissions

BOARD OF ADJUSTMENT:

Brian Kelly (1 year term)  
Linda Bauman

HISTORIC PRESERVATION BOARD:

David Raday (1 year term)  
Ted Fastert (1 year term)  
Carlos Salina  
Ryan McDaniel

UTILITIES COMMISSION:

George Olsen\*  
Dan Ahrens\*

DESIGN REVIEW BOARD:

Dorothy Kelly

PARKS AND REC COMMISSION:

Michael Langenkam  
Brian Glotzbach  
Aaron Nagel\*

PLANNING COMMISSION:

Mike Fronczak\*(1 year term)  
Jarman Smith  
Suzy Chapman

PUBLIC ART COMMISSION:

Karine Beard\*  
Stacy Kirby\*  
Clarence Hughes  
Rosemarie Lohnert

PUBLIC SAFETY COMMISSION:

Chris Cote  
Keith Moore  
Travis Menard

ELECTION COMMISSION:

Jim Henderson\*

DOUGLAS COUNTY HOUSING PARTNERSHIP:

Ken Kania\*

DOWNTOWN DEVELOPMENT AUTHORITY:

Greg Boman\*

Stu Butler\*

\* Incumbent

All Terms are for 2 years unless otherwise noted

**Green moved, seconded by Heath to Approve the appointments to the Citizen Boards and Commission as listed.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

## UNSCHEDULED PUBLIC APPEARANCES

*Donahue reminded audience members of the following rules: Comments were limited to three (3) minutes per speaker. Time was limited to 30 minutes total OR until all Residents have been heard, whichever was longer. If there was time remaining after all Residents had been heard, Non-Residents would be called in the order they signed in until the 30 minute limit had been reached.*

*The following members of the public made comments or asked questions of the Council related to a items that were NOT included on the regular agenda.*

<i>John Woodrick</i>	<i>JoihnBuckley</i>
<i>Ziggy Guetensberger</i>	<i>David Chappa</i>
<i>Deb Butrim</i>	<i>Suzi Hackett</i>
<i>Stacey Rogers</i>	<i>Susan Flesher</i>
<i>Frank Earley</i>	<i>Doug Schull</i>

*The Council and various staff responded to issues concerns raised by members of the public.*

## TOWN MANAGER'S REPORT

[ID 2015-147](#) Update: Quasi-Judicial Projects

## TOWN ATTORNEY'S REPORT

## ACCEPTANCE OF AGENDA

**Green moved, seconded by Valentine, to accept the agenda as presented.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

## **CONSENT CALENDAR**

[ID 2015-148](#) Minutes: April 21, April 28, May 5, and May 12, 2015

[RES 2015-49](#) Resolution: Designating Officers for the Red Hawk Ridge Hotel and Restaurant with Optional Premise Liquor License

[ORD 2015-22](#) Ordinance: Amending Section 17.02.010 and Repealing and Reenacting Chapter 17.26 of the Castle Rock Municipal Code Concerning the Manufactured Home District (Second Reading)

**Green moved, seconded by Heath, to approve the three items as listed on the Consent Calendar.**

**The motion passed by the following vote**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

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

[RES 2015-50](#) Resolution: Approving Change Order #1 to the Phase 2 Philip S. Miller Park Construction Contract with MW Golden Constructors for the Supply and Construction of the Amphitheater Stage Canopy

*Smullen presented Change Order # 1 to the construction contract with MW Golden for Phase II of Miller Park. The Change Order added the cost for supply and construction of the amphitheater canopy to the construction contract. The amount of the Change Order was approximately \$290,000, and was included in the approved 2015 Budget.*

**Green moved, seconded by Heath, to approve Resolution No. 2015-50 as presented.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

[ID 2015-149](#) Discussion/Direction: Statutory Reconsideration of Ordinance No. 2015-09 (TO BE TABLED)

*Donahue noted that based on the official withdrawal of the Referendum Petition by the Petition Representatives in accordance with the provisions of the Town Charter, the Council was no longer in a position to reconsider Ordinance No. 2015-09, and therefore all items related to the reconsideration would be tabled.*

*Slentz stated that the impact of the withdrawal was that Ordinance No. 2015-09 was now in effect.*

**Donahue moved, seconded by Teal, that Discussion / Direction on the Statutory Reconsideration of Ordinance No. 2015-09 be tabled.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

[RES 2015-51](#) Resolution: Repealing Ordinance No. 2015-09 Upon Statutory Reconsideration Pursuant to Section 31-11-105, C.R.S. (TO BE TABLED)

**Donahue moved, seconded by Ford, that Resolution No. 2015-51 be tabled.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

[RES 2015-52](#) Resolution: Ratifying Ordinance No. 2015-09 Upon Statutory Reconsideration Pursuant to Section 31-11-105, C.R.S., and Directing Administrative Action Necessary to Enable the Referral of the Referendum on the Ordinance to a Special Municipal Election (TO BE TABLED)

**Donahue moved, seconded by Ford, that Resolution No. 2015-52 be tabled.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

[RES 2015-54](#) Resolution: Acknowledging the Withdrawal of the Referendum Petition on Ordinance No. 2015-09

*Slentz noted the requested action on Resolution No. 2015-54 was a formality to bring closure to the issue of the withdrawal of the petition. Noted the Council no longer had any jurisdiction over this issue, and had no authority to take any further action with regard to this issue.*

*The following members of the public made statements of asked questions on this item:*

*Joe Alvers  
Ziggy Guentensberger  
John Buckley*

*Frank Earley  
Stacey Rogers*

*The Council and various staff responded to issues / concerns raised by members of the public.*

*It was specifically noted that the Town was not a party to any agreement which may have been reached in consideration of the withdrawal and was not privy to any of the specific terms or conditions of any such agreement.*

*Donahue stated that the June 9, 2015 Special Council meeting which had been called for the purpose of further discussing referendum related issues was now CANCELLED.*

**Teal moved, seconded by Green, to approve Resolution No. 2015-54 as**

presented.

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

**[RES 2015-53](#)** Resolution: Regarding Conduct of Ballot Title Protest for Initiatives, Referenda and Referred Measures

*Slentz noted the State Statute provided that any protest to a ballot title as set by the governing body would be done in accordance with local regulations. The Town currently did not have any regulations, so recommended adopting the proposed Ordinance. Ordinance provided for process which included appeals to District Court and set time frames for the expedient resolution of any dispute, allowing the election process to continue to move forward.*

*The following members of the public made statements or asked questions on this item:*

*Frank Earley*

*Joe Alvers*

*Ziggy Guentensgerger*

*John Buckley*

*Stacey Rogers*

*The Council and various staff responded to issues / concerns raised by members of the public*

**Teal moved, seconded by Heath, to Approve Resolution No. 2015-53 as presented.**

**The motion passed by the following vote:**

**Aye:** 7 - Ford, Teal, Valentine, Donahue, Green, Wilson, and Heath

## **ADJOURN**

*The meeting was adjourned at 8:47 PM*