



**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

Tuesday, November 3, 2015

6:00 PM

Council Chambers

COUNCIL DINNER & INFORMAL DISCUSSION

INVOCATION

CALL TO ORDER / ROLL CALL

Mayor Donahue called the meeting to order at 6:02 PM

Present: 5 - Council Member Valentine, Mayor Donahue, Mayor Pro-Tem Green, Council Member Wilson, and Council Member Heath

Not Present: 2 - Council Member Ford, and Council Member Teal

PLEDGE OF ALLEGIANCE

MOMENT OF SILENCE FOR RETIRED POLICE CHIEF TONY LANE

COUNCIL COMMENTS

Items presented were informational only and did not require direction from or action by Town Council

UNSCHEDULED PUBLIC APPEARANCES

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

David Axmacher
Stacey Rogers

Anne Dorzweiler

TOWN MANAGER'S REPORT

[ID 2015-273](#) Introduction: New Police Officers

[ID 2015-274](#) Update: Administrative Easement Abandonments

[ID 2015-275](#) Quasi-Judicial Projects

TOWN ATTORNEY'S REPORT

None

ACCEPTANCE OF AGENDA

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

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

CONSENT CALENDAR

[ORD 2015-46](#) Ordinance: Amending Title 3, 4 and 13 of the Castle Rock Municipal Code by changing the Water, Wastewater and Stormwater Monthly Services Charges and Fees, the Renewable Water Resource Fee, The Water and Wastewater System Development Fees and the Stormwater Development Impact Fee, and Authorizing the Administrative Adoption of the Utility Administrative Fee Schedule (Second Reading)

[RES 2015-87](#) Resolution: Appointing Directors to the Board of Directors of the Vistas at Rock Canyon Metropolitan District

[RES 2015-88](#) Resolution: Supporting a Local Parks and Outdoor Recreation Grant Application to the State Board of the Great Outdoors Colorado Trust Fund for the Festival Park Project

[RES 2015-89](#) Resolution: Ratifying and Approving the Recommendation of the Town Manager for the Director of Parks and Recreation for the Town of Castle Rock

Green moved, seconded by Valentine, to approve the Consent Calendar.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

QUASI JUDICIAL HEARINGS

[RES 2015-90](#) Resolution: Approving the Site Development Plan for Lot 1, Block 3, Promenade at Castle Rock Filing No. 1 (Multi-Family, Castlegate Drive West / Castle Rock Parkway)

Vossler provided an overview of the proposal to construct 312 multi-family units on the 15 acre site. Noted Planning Commission recommended approval.

Jimmy McCloskey, Embry Partners, reviewed key elements of the site plan and details related to the development proposal.

Green moved, seconded by Heath, to approve Resolution No. 2015-90 as presented.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

[RES 2015-91](#) Resolution: Approving the Site Development Plan for Lot 1, Block 6, Promenade at Castle Rock Filing No. 1 (King Soopers, Atrium Drive / Highway 85)

Vossler provided an overview of the proposal to construct a 124,000 square foot King Sooper Marketplace on the 14 acre site. Noted Planning Commission recommended approval.

Tasha Bollavar, Galloway Inc., reviewed key elements of the site plan and details related to the development proposal.

Green moved, seconded by Valentine, to approve Resolution No. 2015-91 as presented.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

[ORD 2015-47](#) Ordinance: Repealing and Reenacting Chapter 2.01 of the Castle Rock Municipal Code Concerning Elections (First Reading)

Slentz provided overview of proposed amendments to Town's Election Code. Noted this Code would govern conduct of any Town election which the Town was unable to contract with Douglas County to administer.

Green expressed concern that the proposed amendments did not address the issue of signature verification.

Donahue moved, seconded by Valentine, to approve Ordinance No. 2015-47 as presented on First Reading.

The motion passed by the following vote:

Aye: 4 - Valentine, Donahue, Wilson, and Heath

No: 1 - Green

Not Present: 2 - Ford, and Teal

[ID 2015-276](#) Discussion/Direction: Community Grant Program

Corliss requested direction as to whether the Council wished to continue the Community Grant Program as was established, and included in the proposed 2016 budget. The total amount allocated to this program was \$8,000.

Wilson moved, seconded by Heath, to continue the Community Grant program as part of the 2016 budget.

The motion passed by the following vote:

Aye: 3 - Valentine, Wilson, and Heath

No: 2 - Donahue, and Green

Not Present: 2 - Ford, and Teal

ORD 2015-48 Ordinance: Adopting the 2016 Budget For The Town of Castle Rock, Colorado (First Reading)

Corliss reviewed highlights of proposed 2016 Budget, noting it was based on the core strategic priorities established by Council.

Noted Senior Center had requested an increase of \$18,000 in their contract for services to cover the cost of providing additional transit services to seniors. Requested direction from Council as to whether to increase the proposed contract for service by the requested amount.

It was the consensus of the Council to include the requested increase in the senior center contract.

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

Caroline Cline

Valentine moved, seconded by Wilson, to approve Ordinance No. 2015-48 as presented on First Reading.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

ORD 2015-49 Ordinance: Levying General Property Taxes for the Year 2015, for 2016 Collection, for the Town of Castle Rock, Colorado and the Castle Rock Downtown Development Authority (First Reading)

Corliss noted the Town's mill levy would be going down in 2015 because assessed values had gone up and by Charter there was a cap on the amount of the increase in revenue the Town was permitted.

Noted the Downtown Development Authority's mill levy would remain at the 3 mills approved by the voters within the DDA.

Heath moved, seconded by Valentine, to approve Ordinance No. 2015-49 as presented on First Reading.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

[ORD 2015-44](#) Ordinance: Authorizing the Exercise of the Town's Powers of Eminent Domain to Acquire Certain Property Interests Necessary for the WISE Infrastructure Transmission Line Project (Second Reading)

Ordinance was presented on second reading with no additional public input or any changes being made since prior presentation. Reiterated that eminent domain would only be used if all efforts to secure the needed easements through good faith negotiations with property owners had failed.

Heath moved, seconded by Wilson, to approve Ordinance No. 2015-44 as presented on Second Reading.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

[ORD 2015-50](#) Ordinance: Amending Section 13.06.020 of the Castle Rock Municipal Code Adopting by Reference as a Primary Code the 2009 Manual of Cross-Connection Control (First Reading)

VanDellen noted proposed Ordinance was needed to update the Town's Cross Connection Control Manual to align with current State requirements and to ensure policies and procedures matched current development practices.

Heath moved, seconded by Valentine to approve Ordinance No. 2015-50 as presented on First Reading.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

[ORD 2015-51](#) Ordinance: Approving the Colorado Option and Structure Lease Agreement Between the Town of Castle Rock and New Cingular Wireless, aka AT&T Mobility for a Personal Wireless Facility to be located at 472 North Ridge Road (First Reading)

Stevens reviewed proposed lease agreement that would authorize AT&T to construct a 70 foot monopole, equipment building, and a storage shed on Town owned land.

Valentine moved, seconded by Heath, to approve Ordinance No. 2015-51 as presented on First Reading.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

[ORD 2015-52](#) Ordinance: Amending Section 2.02.100.C of the Castle Rock Municipal Code Providing for Posting of Public Notices of Ordinances on the Town of Castle Rock Website (First Reading)

Reviewed basic requirements for migration of public notices from the newspaper to the Town's website, should Charter Amendment 2C be adopted by the voters. Noted the Ordinance authorized the Town Manager or his designee to establish additional regulatory procedures as necessary.

Heath moved, seconded by Wilson, to approve Ordinance No. 2015-52 as presented on First Reading.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal

ADDITIONAL UNSCHEDULED PUBLIC APPEARANCES

ADJOURN TO EXECUTIVE SESSION (Not to return)

[ID 2015-277](#)

Executive Session: Instructing Negotiators on a Letter of Intent, Potential Lease Agreement and Financial Agreement with P3 Advisors, LLC for a Potential Public/Private Partnership at the Philip S. Miller Park

Donahue moved, seconded by Heath to adjourn to Executive Session at 8:11 PM (not to return to open 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, determining strategies for negotiations, and instructing the Town's negotiators on a letter of intent. potential lease agreement, and financial agreement with P3 LLC for a potential private/public partnership at the Phillip S. Miller Park.

The motion passed by the following vote:

Aye: 5 - Valentine, Donahue, Green, Wilson, and Heath

Not Present: 2 - Ford, and Teal