



Town Council Meeting Minutes - Final

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

Tuesday, August 20, 2024

6:00 PM

Town Hall Council Chambers
100 North Wilcox Street
Castle Rock, CO 80104
www.CRgov.com/CouncilMeeting

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COUNCIL DINNER & INFORMAL DISCUSSION

INVOCATION

Mayor Gray provided the Invocation.

CALL TO ORDER / ROLL CALL

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

PLEDGE OF ALLEGIANCE

COUNCIL COMMENTS

Mayor Pro Tem LaFleur asked staff to look at adding massage therapists for home businesses and what else could be allowed.

Mayor Gray asked staff to check with other municipalities what other uses are allowed, indicating before and after COVID.

David Corliss, Town Manager, stated staff will bring that back to Council.

UNSCHEDULED PUBLIC APPEARANCES

Citizens that addressed Council:

Morgan Gijerde attended the Castle Rock Youth Leadership in July. They chose impaired and distracted driving as their presentation.

Laybrother Steven Girard Sidlowsky shared his thoughts.

Dana Bonham thanked Town Council for being responsive even if they don't always agree.

[ID 2024-095](#) **Unscheduled Public Appearances: August 20, 2024**

TOWN MANAGER'S REPORT

[ID 2024-087](#) **Update: Calendar Reminders**

[ID 2024-088](#) **Update: Monthly Department Reports**

[ID 2024-089](#) **2023 Volunteer Utilization**

[ID 2024-090](#) **Update: 2024 Service Contract Midyear Reports**

[ID 2024-091](#) **Update: Fourth Quarter Financial Review, Period Ending December 31, 2023**

[ID 2024-092](#) **Development Services Project Updates**

[ID 2024-093](#) **Update: Quasi-Judicial Projects**

TOWN ATTORNEY'S REPORT

Mike Hyman, Town Attorney, requested an Executive Session after the September 3 Council meeting to provide legal advice on a couple of issues involving the Town.

Council concurred unanimously.

ACCEPTANCE OF AGENDA

Moved by Councilmember Bracken, seconded by Councilmember Dietz, to Accept the Agenda as presented. The motion passed by a vote of:

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

CONSENT CALENDAR

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

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

[RES 2024-083](#) **Resolution Approving the Purchase of a Caterpillar Motor Grader from Wagner Equipment Company**

[RES 2024-084](#) **Resolution Approving the Purchase of Two Ravo R5 Street Sweepers from Neverest Equipment Company LLC**

[RES 2024-085](#) **Resolution Approving the Purchase of Lifepak Cardiac Monitors for the Castle Rock Fire and Rescue Department**

[RES 2024-086](#) **Resolution Approving the Second Amendment to the Town of Castle Rock Equipment and Services Acquisition Agreement with Velocity**

Plant Services, LLC, for the Tanks 17A and 17B Monoclor® Residual Control System Station Construction and Installation Project [Tanks 17A and 17B located at 2362 Coachline Road, Castle Rock, CO]

[RES 2024-087](#) **Resolution Approving a Construction Contract with Morton Electric, Inc., for the 2024 Downtown Pedestrian Lighting Project**

[ORD 2024-009](#) **Ordinance Approving the Second Amendment to the 2024 Fiscal Year Budget by Making Supplemental Appropriations for the 2024 Fiscal Year (Second Reading - Approved on First Reading on July 16, 2024, by a vote 7-0)**

[MIN 2024-015](#) **Minutes: July 16, 2024 Draft Minutes**

QUASI JUDICIAL HEARINGS

Mayor Gray confirmed there was no conflict of interest noted and that items were appropriately published.

[ORD 2024-012](#) **Ordinance Approving the Second Amendment to the Metzler Ranch Planned Development Zoning Regulations Regarding the Property Located at 864 Barranca Drive (First Reading)**

Tara Vargish, Director of Development Services, presented the item.

Katie Coffman, applicant, gave a presentation on the proposed amendment to the Metzler Ranch planned development.

Councilmember Brooks asked how this location differs from their other locations. Coffman says they typically take over existing facilities.

Councilmember Dietz asked if clients are able to leave the facilities during their voluntary stay. The applicant stated they are not allowed to go outside the facility freely unless they choose to leave the program.

Councilmember Hollingshead asked how involved the parents are with their children's treatment. The applicant stated parents are not able to do on-sight visits and added that sometimes the family is the issue.

Mayor Pro Tem LaFleur asked for the protocol if the patient left. The applicant stated they would contact law enforcement and their emergency contact. LaFleur feels the symptoms seem mild and a 45-60 day in-patient treatment seems excessive. LaFleur confirmed that staff is on-sight 24/7.

Councilmember Cavey confirmed the ratio of kids to nurses and technicians. Cavey asked if this effects property values to surrounding homes. Their attorney stated there is no evidence on the impact of property values from this type of facility.

Councilmember Dietz asked why they would call the police if they leave the facility. The applicant stated they called the police because they are minors and in their care and away from their guardians. Dietz asked why they wouldn't lock the facility after a certain time of night. The applicant stated they have staff that

checks on them during the day and night and are supervised if they want to take a break outside the facility.

Citizens the addressed Council:

Mark Blakeley is a therapist working with adults and adolescents and supports this proposal.

Cindy Jensen lives in Metzler Ranch is concerned there will be no locked windows and doors and does not support this proposal.

Miles Negley voiced his concerns and does not support this proposal.

Kelly Butzer is a previous client and supports this proposal.

Rebecca Chacon is a previous client and supports this proposal.

Megan Zavadil feels we need to pay attention to and take care of and feels our community is underserved in this regard.

Marissa a resident of Metzler Ranch and is concerned because of the lack of security at the facility and feels it is not the right area for this facility.

Dr. Jason West is a consultant for the applicant and a psychiatrist. There are facilities that cater to more serious treatment levels.

Councilmember Hollingshead as a principal stated there is a huge need in our community, and we are discussing the fear of having it close to a residential area. He feels these are the kids that want treatment and are not dangerous.

Councilmember Brooks asked to make a motion to approve the item.

Mayor Gray feels we need to help children.

Councilmember Cavey stated every email she has received is not in favor of this. She feels she is elected to support what the community wants.

Councilmember Bracken has been a coach in the community. All kids handle situations differently. Covid was hard on kids and his kids and he would have reached out if that facility would have been around.

Mayor Pro Tem LaFleur feels this use was not allowed when these homes were built and she struggles with this decision.

Councilmember Dietz is also concerned about the location but agrees the kids need something.

Moved by Councilmember Brooks, seconded by Councilmember Hollingshead, to Approve Quasi-Judicial Ordinance ORD 2024-012 as presented.. The motion passed by a vote of:

Yes: 4 - Gray, Hollingshead, Bracken, Brooks

No: 3 - LaFleur, Cavey, Dietz

[RES 2024-088](#) **Resolution Finding that Certain Property, which is the Subject of a Petition for Annexation Submitted by Castle Rock Ventures, LLC, is Eligible for Annexation Under Article II, Section 30 of the Colorado Constitution and Sections 31-12-104 and 31-12-105, C.R.S. (Terra Monte Annexation) [32.29-acres located at the northwest corner of Plum Creek Parkway and Ridge Road]**

Tara Vargish, Director of Development Services, presented the item.

Councilmember Cavey confirmed at the point of annexation and zoning is when Council will discuss what they want to do with the property.

Moved by Mayor Pro Tem LaFleur, seconded by Councilmember Cavey, to Approve Quasi-Judicial Resolution RES 2024-088 as presented. The motion passed by a vote of:

Yes: 6 - LaFleur, Hollingshead, Bracken, Brooks, Gray, Cavey

No: 1 - Dietz

ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

[ORD 2024-010](#) **Ordinance Submitting to the Electorate at the Regular Municipal Election on November 5, 2024, the Question of Authorizing an Increase in the Tax Imposed on Sale and Use of Tangible Personal Property as Provided in Section 3.04.050 and 3.04.180 of the Castle Rock Municipal Code and Providing for the Emergency Adoption of this Ordinance on Second and Final Reading**

David Corliss, Town Manager, presented the item.

Police Chief Cauley provided an overview of the needs of the Police department.

Fire Chief Croom provided an overview of the needs of the Fire department.

Citizens that addressed Council:

Richard Morton from the Public Safety Commission feels we have one of the most efficient departments.

Bob Dziubla from the Public Safety Commission asks Council to approve the ballot issue.

Jen Perry is from the Public Art Commission and supports the Public Safety ballot issue and tied how art helps deter crime and honors public safety.

Clark Hammelman is a resident and encourages Council to vote yes on the ballot issue.

Matt Osborn president of the fire fighters association and supports that tax increase that is also paid by non-residents shopping in our Town and utilizing our

public safety.

Megan Zavadill supports this ballot issue to ensure help is there when you need it.

Councilmember Dietz moved, LaFleur second.

Councilmember Brooks feels it is not Council's job to pass this issue, but to decide what mechanisms make sense. He feels this is not a reliable source of income and is not a long term fix. He supports this issue, but stated that we must look to a long-term solution.

Councilmember Cavey fully supports this issue to ensure our community stays safe and that no one has to go without an ambulance if they need it.

Councilmember Dietz wants to ensure we decide where our public safety needs are.

Councilmember Bracken has a family of public safety and fully supports this issue.

Councilmember Hollingshead supports the issue.

Mayor Gray feels if we don't keep up with the needs of public safety, we are defunding our police and fire and hurting our Town; and asks if 20 cents on \$100 is worth it.

Moved by Councilmember Dietz, seconded by Mayor Pro Tem LaFleur, to Approve Ordinance ORD 2024-010 as presented. The motion passed by a vote of:

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

[RES 2024-089](#) **Resolution Authorizing Approval of the Intergovernmental Agreement Between the Town of Castle Rock and Douglas County Regarding the Conduct and Administration of the November 5, 2024, Regular Municipal Election**

David Corliss, Town Manager, stated Council approved to coordinate the election; and the IGA is the agreement to coordinate the election for the ballot issue and Council election.

Moved by Mayor Pro Tem LaFleur, seconded by Councilmember Brooks, to Approve Resolution RES 2024-089 as presented. The motion passed by a vote of:

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

[ID 2024-094](#) Agenda item

Moved by Mayor Pro Tem LaFleur, seconded by Councilmember Cavey, to Extend the meeting until all items are presented. The motion passed by a vote of:

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

[DIR 2024-014](#) **Introduction of the 2025 Town of Castle Rock Proposed Budget**

David Corliss, Town Manager, presented an overview of the proposed budget.

Councilmember Cavey asked if the ballot issue passes will it free up funds that can go towards roads. Corliss stated the ballot issue only provides funding needed for public safety to increase their services.

Councilmember Brooks noted \$1M/ 7% increase in pavement maintenance budget. Corliss stated preventative maintenance cuts costs going forward.

Councilmember Cavey asked if we get a TABOR surplus in the future and asked if we could use it towards roads. Corliss stated voters allowed us to use it towards police, fire or roads.

[DIR 2024-015](#) **Introduction of 2025 Castle Rock Water Rates and Fees**

David VanDellen, Assistant Director of Castle Rock Water, provided an overview of the item.

[RES 2024-090](#) **Resolution Approving the Second Amendment to the Services Agreement Amendment between the Town of Castle Rock and Stanley Consultants, Inc. for the Fifth Street Improvements Project**

Dan Sailer, Director of Public Works, presented the item.

Councilmember Brooks inquired about the reason for putting this in now.

No public comment.

Moved by Councilmember Dietz, seconded by Councilmember Cavey, to Approve Resolution RES 2024-090 as presented. The motion passed by a vote of:

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

[RES 2024-091](#) **Resolution Approving the Second Amendment to Master Services and Purchasing Agreement with Axon Enterprise, Inc., for the Castle Rock Police Department**

Police Chief Cauley presented the item.

Councilmember Brooks asked if there are any issues with this technology with the DA. Chief Cauley stated that Commander Todd Brown has been working with the DA.

Moved by Councilmember Brooks, seconded by Councilmember Dietz, to Approve Resolution RES 2024-091 as presented. The motion passed by a vote of:

Yes: 6 - Gray, LaFleur, Hollingshead, Bracken, Brooks, Dietz

Recuse: 1 - Cavey

[ORD 2024-013](#) **Ordinance Approving the Second Amendment to the Zip Line and Aerial Trekking Course Lease Agreement within the Philip S. Miller Park and Providing for its Emergency Adoption on First and Final Reading**

Jeff Brauer, Director of Parks and Recreation, presented the item.

No public comment.

Moved by Councilmember Bracken, seconded by Councilmember Hollingshead, to Approve Ordinance ORD 2024-013 as presented. The motion passed by a vote of:

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

ADDITIONAL UNSCHEDULED PUBLIC APPEARANCES

None.

ADJOURN

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

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

Meeting Adjourned at 10:33 pm.

Submitted by:

Lisa Anderson, Town Clerk