



Town Council Agenda - 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, November 7, 2023

6:00 PM

Town Hall Council Chambers

100 North Wilcox Street

Castle Rock, CO 80104

Phone in: 720-650-7664

Meeting code: 2484 233 5522

Access key: 66872686

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 2484 233 5522 (if prompted for a password enter "Nov7Council", or phone in access code: 66872686). 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. November 7, 2023, to be included in the public record.

5:00 pm COUNCIL DINNER & INFORMAL DISCUSSION

6:00 pm INVOCATION

6:05 pm CALL TO ORDER / ROLL CALL

- **PLEDGE OF ALLEGIANCE**

- **COUNCIL COMMENTS**

1. [PROC 2023-012](#) **Proclamation: Crash Responder Safety Week, November 13-17, 2023** (For Presentation - Approved on October 17, 2023, by a vote 7-0)

- **UNSCHEDULED PUBLIC APPEARANCES**

Reserved for members of the public to make a presentation to Council on items or issues that are not scheduled on the agenda. As a general practice, the Council will not discuss/debate these items, nor will Council make any decisions on items presented during this time, rather will refer the items to staff for follow up.

Comments are limited to three (3) minutes per speaker. Time will be limited to 30 minutes. Residents will be given priority (in the order they signed up) to address Council, followed by non-residents representing Castle Rock businesses, then non-residents and businesses outside the Town of Castle Rock, as time permits.

- **TOWN MANAGER'S REPORT**

2. [ID 2023-116](#) Update: Calendar Reminders
3. [ID 2023-117](#) Update: Third Quarter Financial Review, Period Ending September 30, 2023
4. [ID 2023-118](#) Update: Third Quarter Major Projects
5. [ID 2023-119](#) Update: Wireless Communications Facility (Cell Sites)
6. [ID 2023-120](#) Update: Residential Unit Data (through September 30, 2023) with Potential Buildout Estimates
7. [ID 2023-121](#) Development Services Project Updates
8. [ID 2023-122](#) Update: Quasi-Judicial Projects

- **TOWN ATTORNEY'S REPORT**

- **ACCEPTANCE OF AGENDA**

If there are no changes, additions or deletions to the agenda, a motion to accept the agenda as presented will be accepted.

- **CONSENT CALENDAR**

These items are generally routine in nature or have been previously reviewed by Town Council and will be voted on in a single motion without discussion. Any member of Town Council may remove an item from the Consent Calendar.

9. [ORD 2023-026](#) Ordinance Adopting the 2024 Budget for the Town of Castle Rock, Colorado (Second Reading - Approved on First Reading on October 17, 2023, by a vote 7-0)
10. [ORD 2023-027](#) Ordinance Amending Chapters 3.16, 4.04, 13.12, 13.15, and 13.30 of the Castle Rock Municipal Code By Changing Stormwater Development Impact Fees, Renewable Water Resource Fees, Water and Wastewater System development Fees, and Water, Water Resources, and Stormwater Rates and Surcharges (Second Reading - Approved on First Reading on October 17, 2023, by a vote 7-0)
11. [ORD 2023-028](#) Ordinance Levying General Property Taxes for the Year 2023, for 2024 Collection, for the Town of Castle Rock, Colorado (Second Reading - Approved on First Reading on October 17, 2023, by a vote 7-0)

12. [ORD
2023-029](#) **Ordinance Levying General Property Taxes on Behalf of the Castle Rock Downtown Development Authority for the Year 2023, To Be Collected in 2024 (Second Reading - Approved on First Reading on October 17, 2023, by a vote 7-0)**
13. [ORD
2023-030](#) **Ordinance Repealing and Reenacting Article II of Chapter 3.04 of the Castle Rock Municipal Code Regarding Sales Tax and Amending Various Provisions of Article III of Chapter 3.04 of the Castle Rock Municipal Code Regarding Use Tax (Second Reading - Approved on October 17, 2023, by a vote 6-0) [*Sale and Use Tax Code Simplification - Standard Definitions, and Economic Nexus and Marketplace Facilitators*]**
14. [ORD
2023-031](#) **Ordinance Approving an Agreement Between ACM Dawson Trails VIII JV LLC and The Town of Castle Rock for the Exchange of Property Between the Two Entities, and the Grant of Temporary Easements to The Town to Facilitate the Construction of the Crystal Valley Interchange Project (Second Reading - Approved on First Reading on October 17, 2023, by a vote 7-0)**
15. [RES
2023-130](#) **Resolution Approving the Grant Agreement Between the Town of Castle Rock and the State Board of the Great Outdoors Colorado Trust Fund for the Colorado Front Range Trail Project**
16. [RES
2023-131](#) **Resolution Waiving Formal Written Bidding Requirement on the Basis of Sole Source and Approving an Equipment and Services Agreement with Trojan Technologies Corp for the Plum Creek Water Purification Facility Aria Membrane Filter #2 Module Replacement Project [*Serves entire Castle Rock Water Service Area with project occurring at Plum Creek Water Purification Facility, 1929 Liggett Road*]**
17. [RES
2023-132](#) **Resolution Approving a Construction contract between the Town of Castle Rock and 53 Corporation, LLC for the Tank 6B Site Restoration [*2803 S. Ridge Rd.*]**
18. [RES
2023-133](#) **Resolution Confirming the Designation of a Second Assistant Town Manager Position and Appointing an Additional Assistant Town Manager for the Town of Castle Rock (Matt Gohl)**
19. [PROC
2023-013](#) **Proclamation: Commander Tim Gorman Day [For Council Action - Presentation on November 21, 2023]**
20. [MIN 2023-020](#) **Minutes: October 17, 2023 Town Council Meeting**

- ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

Public comment will be taken on items and limited to four (4) minutes per speaker. 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. November 7, 2023, to be included in the public record.

21. [ORD
2023-032](#) **Ordinance Approving the Fourth Amendment to the 2023 Fiscal Year Budget by Making Supplemental Appropriations for the 2023 Fiscal Year (First Reading)**
22. [DIR 2023-030](#) **Discussion/Direction of the Public Safety Commission's Recommendations for the 2024 Philip S. Miller Resource Grant Program, Six Applications**
23. [RES
2023-134](#) **Resolution Approving Downtown Historic Preservation Grants to the Castle Rock Chamber Foundation and J & L Rental, LLC**

- QUASI JUDICIAL HEARINGS

This is the due process hearing as required under Colorado law. Public comments will be taken on all items and will be limited to four (4) minutes per speaker. 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. November 7, 2023, to be included in the public record.

24. [RES
2023-135](#) **Resolution Approving a Site Development Plan for the Unity on Park Street Multi-family Residential Housing Project (Lot 3 Castle Park West, 1st Amendment) [Wellspring Community, 884 Park Street]**
25. [RES
2023-136](#) **Resolution Approving a Fee Waiver for the Unity on Park Street Multi-Family Residential Housing Development [Wellspring Community, 884 Park Street]**
26. [ORD
2023-033](#) **Ordinance Annexing to the Town of Castle Rock, Colorado, 73.76 Acres of Land Located in the North Half of Section 26, Township 7 South, Range 67 West of the 6th Principal Meridian, Douglas County, Colorado, Pursuant to an Annexation Petition Submitted by 455 Alexander, LLC, and Tierra Investors, LLC (First Reading) [Alexander Way Annexation]**
27. [ORD
2023-034](#) **Ordinance Approving the Initial Zoning for 73.76 Acres of Land Located in the North Half of Section 26, Township 7 South, Range 67 West of the 7th Principal Meridian, Douglas County, Colorado, Pursuant to a Zoning Application Submitted by 455 Alexander, LLC, and Tierra Investors, LLC; and Approving the Rezoning of a 4.20 Acre Parcel of Land Adjacent Thereto (First Reading) [Alexander Way Initial Zoning/Maher Ranch Parcel Rezoning]**

28. [ORD](#)
[2023-035](#) Ordinance Annexing to the Town of Castle Rock, Colorado, 5.31 Acres of Land Located in the North Half of Section 25, Township 7 South, Range 67 West of the 6th Principal Meridian, Douglas County, Colorado, Pursuant to an Annexation Petition Submitted by the Town of Castle Rock, Colorado (First Reading) [*Crowfoot Valley Road Annexation*]
29. [ORD](#)
[2023-036](#) Ordinance Approving the Initial Zoning for 5.31 Acres of Land Located in the North Half of Section 25, Township 7 South, Range 67 West of the 6th Principal Meridian, Douglas County, Colorado, Pursuant to a Zoning Application Submitted by the Town of Castle Rock, Colorado (First Reading) [*Crowfoot Valley Road Initial Zoning*]

- **ADDITIONAL ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS**

Public comment will be taken on items and limited to four (4) minutes per speaker. 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. November 7, 2023, to be included in the public record.

30. [RES](#)
[2023-137](#) Resolution Naming the New Neighborhood Park in the Plum Creek North Neighborhood Emerald Park
31. [RES](#)
[2023-138](#) Resolution Approving the 2023 Town of Castle Rock Public Art Strategic Plan
32. [ORD](#)
[2023-037](#) Ordinance Amending Chapter 15.12 of the Castle Rock Municipal Code, Adopting by Reference as a Primary Code the 2023 Edition of the National Electrical Code with Amendments; and Amending Chapter 15.28 of the Castle Rock Municipal Code, Adopting by Reference Miscellaneous Codes Relating to Conveyances and Accessible Buildings and Facilities (First Reading)

- **ADDITIONAL UNSCHEDULED PUBLIC APPEARANCES**

The Council has reserved this time only if the original 30 minutes allocated for Unscheduled Public Appearances as an earlier part of this agenda has been fully exhausted and speakers who signed up to speak were unable to be heard during the original 30 minutes allocated this topic. Residents will be given priority (in the order they signed up) to address Council, followed by non-residents representing Castle Rock businesses, then non-residents and businesses outside the Town of Castle Rock, as time permits.

- **RECESS TO EXECUTIVE SESSION**

33. [EXEC](#)
[2023-002](#) Executive Session: Town Manager and Town Attorney Annual Performance Evaluations

- **RECONVENE - EXECUTIVE SESSION REPORT**

- 34. [EXEC](#) **Executive Session Report: November 7, 2023 - Town Manager and**
[2023-003](#) **Town Attorney Annual Performance Evaluations**

- **ADJOURN**