



Town Council Meeting Minutes - Draft

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

Tuesday, March 19, 2024

6:00 PM

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

This meeting is open to the public. All times indicated on the agenda are approximate. 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). Public Comments may also be submitted in writing online at www.CRgov.com/CouncilComments by 1:00 p.m. March 19, 2024, to be included in the public record.

COUNCIL DINNER & INFORMAL DISCUSSION

INVOCATION

Invocation was led by Town Manager, Dave Corliss.

CALL TO ORDER / ROLL CALL

Present: 5 - Mayor Pro Tem LaFleur, Councilmember Cavey, Councilmember Bracken, Councilmember Brooks, Councilmember Dietz

Not Present: 2 - Mayor Gray, Councilmember Hollingshead

PLEDGE OF ALLEGIANCE

COUNCIL COMMENTS

Councilmembers Cavey and Brooks acknowledged the efforts of the Public Works department during the recent snowstorm.

Councilmember Bracken spoke in regard to a meeting being held tonight by the Rock Church inviting community members to discuss a future proposed project. He indicated that this proposal has not yet been submitted to the Town, at which time if it is submitted to the Town, then the project would follow the defined process and Town requirements.

Mayor Gray joined the meeting remotely.

Present: 6 - Mayor Gray, Mayor Pro Tem LaFleur, Councilmember Cavey, Councilmember Bracken, Councilmember Brooks, Councilmember Dietz

Not Present: 1 - Councilmember Hollingshead

[APPT](#)
[2024-001](#)

**Douglas County Housing Partnership, Board of Directors Staff
Appointment**

Brad Boland, Long Range Project Manager, was recommended as staff appointee to the Douglas County Housing Partnership Board.

Moved by Councilmember Brooks, seconded by Councilmember Dietz, to Re-Appoint Brad Boland to the Douglas County Housing Partnership Board. The motion passed by a vote of:

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

Not Present: 1 - Hollingshead

UNSCHEDULED PUBLIC APPEARANCES

John Neumeier, nonresident, President of the Castle Rock Artists Alliance and Dane Robinson, resident, addressed Council in favor and support of the Scientific and Cultural Facilities District (SCFD) initiative, seeking the opportunity for citizens to vote on this issue.

TOWN MANAGER'S REPORT

[ID 2024-029](#)

Update: Calendar Reminders

Dave Corliss, Town Manager, addressed the upcoming annual recruitment of volunteers for Town Boards & Commissions.

Councilmember Dietz requested staff to present a review of Boards & Commission terms, attendance requirements and member responsibilities to Council at a future meeting.

[ID 2024-030](#)

Update: Legislative Update

Assistant Town Manager, Kristin Read, provided a legislative update to Council.

Council Cavey spoke to the recent adoption of Senate Bill 24157 regarding legislators and their exemption from the open meetings law, therefore, not allowing for public transparency.

Moved by Councilmember Dietz, seconded by Councilmember Cavey to Affirm Opposition to Bills suggested by Town Staff, and to Support HB 1362 with the exception of the CML letter which will be brought back to Council at the next meeting.

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

Not Present: 1 - Hollingshead

[ID 2024-031](#)

Update: Monthly Department Reports

[ID 2024-032](#)

Development Services Project Updates

[ID 2024-033](#)

Update: Quasi-Judicial Projects

TOWN ATTORNEY'S REPORT

Town Attorney, Mike Hyman, reviewed a recent Supreme Court decision regarding government officials use of social media.

ACCEPTANCE OF AGENDA

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

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

Not Present: 1 - Hollingshead

CONSENT CALENDAR

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

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

Not Present: 1 - Hollingshead

[PROC
2024-002](#)

Proclamation: Mayor's Challenge Supporting April as Water Conservation Month [For Council action - Presentation on April 2, 2024]

[MIN 2024-006](#)

Minutes: March 5, 2024 Draft Minutes

ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

[RES 2024-031](#)

Resolution Approving the Property Lease Agreement Between the Town of Castle Rock and T-Mobile West LLC for a Wireless Communication Tower in Butterfield Crossing Park [Butterfield Crossing Park, 3952 Butterfield Crossing Drive]

Jeff Brauer, Director of Parks & Recreation, presented Council an overview of the property lease agreement with T Mobile at Butterfield Park.

Councilmember Cavey asked to clarify the reasoning of the dissenting member of the Planning Commission recommendation.

Members of the community speaking in favor of the proposed T Mobil cell tower at Butterfield Park included the following individuals:

Fred Walhof
Katie

Members of the community asking Council to deny the proposed T Mobil cell tower at Butterfield Park included the following individuals:

Abbey Meraz
Brian Skelton
Monica
Kathy Fritzier

Councilmember Dietz addressed his concerns related to public safety and dropped 911 calls and future needs for viable cell coverage and providers related to continued growth.

Councilmember Cavey directed questions to staff inquiring if there was any alternative public property available that this cell tower could be placed at.

Councilmember Bracken clarified that the issue before Council was the approval of the land use aspect. Bracken also inquired about cell towers at other current park facilities.

Mayor Pro Tem LaFleur relayed comments from Councilmember Hollingshead regarding the need for cell service in the community.

Councilmember Brooks commented on the authority of the FCC regarding RF as a public health issue and noted the constraints of the discussion could not include criteria related to RF health concerns as a factor in the Council vote.

Moved by Councilmember Brooks, seconded by Mayor Gray to Approve RES 2024-031 as Presented. The motion passed by a vote of:

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

Not Present: 1 - Hollingshead

QUASI JUDICIAL HEARINGS

[RES 2024-032](#) **Resolution Approving a Use by Special Review Application Submitted by T-Mobile West, LLC, for a Wireless Communications Tower in Butterfield Crossing Park (Tract B, Butterfield Crossing Park, Meadows Third Amendment)**

Tara Vargish, Director of Development Services, presented an overview of the proposed T Mobile project to construct a wireless tower in Butterfield Park.

Annie Mackiewicz, representing T Mobil, presented the benefits of the Butterfield Park site and the improved cell service and capacity that would be realized as a result of the proposed tower.

Councilmember Cavey spoke to concerns of property value changes and was of the opinion that the aesthetics of this tower would not impact residential home values.

Councilmember Brooks asked the applicant to clarify if the structure would only accommodate T Mobile equipment or if the intent was to co-locate other providers within the proposed infrastructure.

Community members spoke to the need for reliable coverage and increased network capacity in addition to concerns related to property values near cell towers.

Edward, Director of Engineering Operations for T Mobile in Colorado, non resident,

also highlighted the additional benefits included in the agreement to include trail improvements for ADA compliance.

Council comments reiterated the benefits of improved service in the area to include public safety response, staying current with new technology, and future consideration of a master plan development in regard to cell towers. It was also addressed that T Mobile had made efforts to construct the stealth tower with emphasis placed on aesthetics to blend in with the existing building and park surroundings. Mayor Gray also commented that the criteria related to health concerns was not under the Town's control and could not be part of the decision making process.

Moved by Councilmember Brooks, seconded by Mayor Gray to Approve RES 2024-032 as Presented. The motion passed by the following vote:

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

Not Present: 1 - Hollingshead

ADDITIONAL ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

[DIR 2024-005](#)

Discussion/Direction of Applications for the 2024 1st Quarter Council Community Grant Program, Four Applications

Trish Muller, Finance Director, reviewed four applications for the Council Community Grant Program. Representatives of the four organizations also addressed Council to include the following people:

Paul Price - Castle Rock Artist Alliance
Scott Weyand - The Honor Bell Foundation
Matthew Rose - Castle Rock Orchestra
Robyn Jansen - Douglas County High School After Prom Committee

Moved by Councilmember Dietz, seconded by Councilmember Bracken to Award Funding to the Four Applicants as Presented. The motion passed by a vote of:

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

Not Present: 1 - Hollingshead

[RES 2024-033](#)

Resolution Approving a Construction Contract with TechCon Infrastructure, LLC, for the 2024 Wolfensberger Road and Park Street Intersection Improvement Project

Dan Sailer, Director of Public Works, reviewed specifics of the construction contract for the Wolfensberger Road and Park Street Intersection Project with Council. Improvements include improved pedestrian access, ADA compliance objectives and increased turning radius for drivers.

Moved by Councilmember Cavey, seconded by Councilmember Brooks, to Approve RES 2024-033 as presented. The motion passed by a vote of:

Yes: 5 - LaFleur, Cavey, Bracken, Brooks, Dietz

Not Present: 2 - Gray, Hollingshead

ADJOURN

Meeting adjourned at 8:27 pm

Moved by Councilmember Cavey, seconded by Councilmember Dietz to Adjourn the Meeting. The motion passed by a vote of:

Yes: 5 - LaFleur, Cavey, Bracken, Brooks, Dietz

Not Present: 2 - Gray, Hollingshead

Submitted by:

Robbie Schonher, Deputy Town Clerk