

Point of order was raised by Councilmember Johnson to clarify the motion on the floor. Town Attorney, Mike Hyman, clarified the motion was to approve the item without Option 3 Motion for Denial included.

Moved by Mayor Pro Tem Bracken, seconded by Councilmember LaFleur, to Approve Alternative Motion Examples without Option 3 - Motion for Denial. The motion passed by a vote of:

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

No: 1 - Johnson

[DIR 2021-026](#)

Discussion/Direction: Ordinance Amending Various Sections of the Castle Rock Municipal Code Regarding Board and Commission Membership, Term Limits and Bylaws, and Adding Chapter 2.18 Oath of Office [Revised October 15, 2021]

Item was presented by Deputy Town Attorney, Elizabeth Allen.

Absence and residency requirements for Town boards and commissions was discussed by Council.

No public comment was received.

Councilmember Johnson moved to direct staff to amend the Code to clarify residency preference for members of the Historic Preservation Board and to further clarify the preference that Craig & Gould members be residents.

Deputy Town Attorney, Allen, noted that the motion only spoke to clarifying residency requirements and a preference for Castle Rock residents as it pertained to the Historic Preservation Board. She indicated that Council discussion had indicated this consideration be extended to all Town boards and commissions as well.

Point of order was raised by Mayor Pro Tem Bracken questioning if a motion was necessary for a discussion and direction item. Attorney Allen clarified that a motion and vote was typically used to determine a majority consensus for council's direction to staff to amend the draft ordinance.

Councilmember Johnson withdrew her motion.

Councilmember Johnson moved to direct staff to amend the ordinance to indicate preference of Castle Rock residents followed by Douglas County residents, seconded by Councilmember Dietz.

Town Manager, Corliss, questioned if the motion before Council was for all Town boards and commissions with the exception of the DDA.

Mayor Pro Tem proposed an amendment to the motion notwithstanding the current board members, if non residents, not be removed from their commission.

Deputy Town Attorney, Allen, also clarified that staff had recommended that Council have the ability to waive any residency requirements and be able to approve and appoint anyone to any board or commission.

Councilmember Johnson again withdrew the motion before Council.

Town Manager asked Council if the consensus was to have a Town residency requirement for all boards and commissions not otherwise governed by state law, with current service grandfathered in. Council confirmed in the affirmative.

Moved by Councilmember Johnson, seconded by Councilmember Dietz that Town residency be a requirement for Town boards and commissions and those currently serving, that may not reside in the Town, be grandfathered in until the end of their current term.

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

Council discussion addressed the method of determining absences.

Mayor asked the Clerk to re-read the motion into the record.

Town Manager, Corliss, clarified the intent of the ordinance was to not exceed four unexcused absences.

Council questioned if the chair could excuse the member from the meeting, and it was clarified by counsel that the staff recommendation was for the Town Manager or designee to determine the absence as excused or unexcused.

Moved by Councilmember Johnson, seconded by Councilmember Cavey to amend the Code to not exceed four unexcused absences for the Design Review Board and the Planning Commission. The motion passed by a vote of:

Yes: 6 - Hollingshead, Cavey, Johnson, Dietz, Bracken, Gray

No: 1 - LaFleur

Councilmember Johnson moved to direct staff to provide Council with a template for model board and commission bylaws and asked that the adopted bylaws be published on the Town website.

Councilmember Johnson restated her motion.

No further discussion.

Moved by Councilmember Johnson, seconded by Councilmember Cavey to direct staff to bring model bylaws back to Council at first reading. Seconded by Councilmember Cavey. The motion passed by a vote of:

Yes: 6 - Hollingshead, Cavey, LaFleur, Johnson, Dietz, Gray

No: 1 - Bracken

Moved by Councilmember Dietz, seconded by Councilmember Cavey directing staff to bring back the ordinance at the December 7 council meeting.

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

RES 2021-094 Resolution Approving a Service Agreement with CORE Consultants for Design Services Associated with the Relocation of Dawson Ridge Boulevard and the West Frontage Road

Dan Sailer, Public Works Director introduced item to Council as a preconstruction agreement for a portion of the west frontage road that ties into the Crystal Valley Interchange project. Upon completion it will eliminate four at grade railroad crossings.

Town Manager, Corliss added that the Town is proceeding with design work in a timely fashion as this is a very important infrastructure project, however the ability to proceed with the Crystal Valley Interchange is dependent on the successful temporary TABOR time out ballot issue.

It was clarified by Public Works Director, Sailer, that a portion of the existing frontage road would have to be closed due to the interstate ramp configuration, thereby necessitating realignment of the frontage road to the west of the existing railroad tracks.

Mayor Pro Tem Bracken left the room briefly.

No public comment received.

Moved by Councilmember LaFleur, seconded by Councilmember Dietz that Resolution 2021-094 be Approved as presented. The motion passed by the following vote:

Yes: 6 - Hollingshead, Cavey, LaFleur, Johnson, Dietz, Gray

Not Present: 1 - Bracken

QUASI JUDICIAL HEARINGS

RES 2021-095 Resolution Finding that Certain Property, which is the Subject of a Petition for Annexation Submitted by 455 Alexander, LLC, and Tierra Investors, LLC, is in Substantial Compliance with Article II, Section 30 of the Colorado Constitution and Section 31-12-107(1), C.R.S.; and Setting a Date, Time, and Place for a Hearing to Determine if the Subject Property 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. (Alexander Way Annexation)

Tony Felts, Assistant Director Development Services introduced item to Council.

Property location was identified as northeast of the Home Depot and Sprouts area, at the base of the hill below Diamond Ridge. The property is currently zoned agriculture and is in unincorporated Douglas County.

No public comment received.