

Town Council Meeting Minutes - Draft

Mayor Jennifer Green
Mayor Pro Tem Renee Valentine
Councilmember Jess Loban
Councilmember James Townsend
Councilmember Jason Bower
Councilmember George Teal
Councilmember Brett Ford

Tuesday, August 21, 2018

6:00 PM

Council Chambers 100 N. Wilcox Street Castle Rock, CO 80104

This meeting is open to the public. All times indicated on the agenda are approximate. Interested parties are encouraged to be present earlier than the posted time.

COUNCIL DINNER & INFORMAL DISCUSSION

EXECUTIVE SESSION

Mayor Green called the meeting to order at 5:20 and moved to recess to an

Executive Session.

Present: 5 - Council Member Loban, Mayor Green, Council Member Bower, Mayor Pro Tem Valentine,

Council Member Teal

Not Present: 2 - Council Member Townsend, Council Member Ford

EXEC Executive Session: Regarding a Potential Property Acquisition for

2018-012 Transportation Improvements

INVOCATION - The Reverend Theron Walker, Emmaus Anglican Church

CALL TO ORDER / ROLL CALL

Present: 5 - Council Member Loban, Mayor Green, Council Member Bower, Mayor Pro Tem Valentine,

Council Member Teal

Not Present: 2 - Council Member Townsend. Council Member Ford

Mayor Green reconvened the meeting at 6:05 pm.

PLEDGE OF ALLEGIANCE

Boy Scout Troop 780 led the Pledge of Allegiance.

COUNCIL COMMENTS

Mayor Pro Tem Valentine reminded citizens about the Taste of Douglas County this Thursday at the Event Center and Councilmember Teal will be one of the judges. Downtown After 5 will be held this Friday night at Festival Park with R&B music.

Councilmember Bower thanked the Downtown Alliance for the Sunday dinner that was held this past Sunday.

Councilmember Loban reminded everyone that Highschool football starts this week. His son is a freshman this year. Loban commended Public Works for the

great job on the roads in the Meadows. The GAP project is beginning and tomorrow there is an informational meeting at Kirk Hall. The groundbreaking for the GAP is at the end of the month.

Mayor Green reminded citizens of the Castle Rock Day of Prayer will be held at Festival Park.

EXEC 2018-013

Executive Session Report: Potential Property Acquisition for Transportation Improvements

Mayor Green reported on the Executive Session, David Corliss, Bob Slentz, Bob Goebel and Trish Muller in addition to Town Council were in attendance.

RES 2018-070

Resolution Approving a Memorandum of Understanding (MOU) Regarding the Douglas County Sub-Regional Transportation Forum

Councilmember George Teal gave an overview of the Memorandum of Understanding. This would bring in funding into Douglas County for transportation projects. Councilmember Bower commended the efforts. Teal stated Art Griffith with the County worked on this.

Teal moved, seconded by Loban, that Resolution No. 2018-070 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

UNSCHEDULED PUBLIC APPEARANCES

Citizens that addressed Town Council:

Reed Clanahan commented on economic development and asked if the Council could speak to how the Town works with entrepreneurial businesses starting in Castle Rock.

DJ Tedesco, Sr, VP of Guaranty Bank and a resident. He is representing the Castle Rock Chamber as one of the directors to highlight upcoming events. The Chamber will be hosting a ballot issues forum with the Downtown Alliance tomorrow at 7:30-9:30 am at the Wildlife Experience. On October 2 at 7:30am they will host a Town Council Candidate forum. The Chamber will be sponsoring the 29th annual Art Fest on September 8-9 at the Outlet Mall. They expect 130 artists to participate with live music. Tickets can be obtained at CastleRock.org. Veterans and first responders are free on Sunday.

Town Manager David Corliss stated staff could meet with Mr. Clanahan, and he may also want to meet with some of the organizations that are present to present on the service contracts. Councilmember Loban also suggested meeting with Innosphere.

TOWN MANAGER'S REPORT

ID 2018-083 Update: Calendar Reminders

Town Manager David Corliss reminded Town Council about Paddle Days at Rueter-Hess, the Budget Open House on August 28 in Council Chambers, Groundbreaking for I-25 widening, September 5 will be an open house for the Fire Chief candidates, September 6 will be all day interviews and Councilmember Teal will be participating in the interviews.

ID 2018-084 Update: Monthly Department Reports

INTRO Introduction of 2018 Teen Court Attorney Graduating Class 2018-001

Assistant Town Manager, Kristin Zagurski introduced Deborah Westwood, Teen Court Coordinator. Teen Court is a youth program for first time misdemeanor offenders in Castle Rock which is a peer based court. Volunteers between 12-18 years old apply and go through training and can go on to be trained for defense or prosecution. If defendants successfully complete the program, their charges are dropped and expunged. Last year, they logged over 1,300 volunteer hours. They have adult volunteers as well. Nate Marsh is the Deputy District Attorney in Colorado Springs.

Nate swore in the graduating class: Alec Ybarra, Caoilinn Messick, Ellianna Lederman, Grace Thompson, Hannah Grandy, Mo Jensen, Remi Salinas, Vayle LaFehr and Zoltan Wolfe.

Mayor Green and Councilmember Bower congratulated them.

<u>ID 2018-085</u> Update: 2018 Service Contract Midyear Reports

ID 2018-086 Update: Second Quarter Major Projects

<u>ID 2018-087</u> Update: Active Communications Plans and Social Media Statistics

<u>ID 2018-088</u> Update: Planned Meadows Park Naming Process

Council will make that decision at the October meeting.

ID 2018-089 Presentation: 2017 Town of Castle Rock Motor Vehicle Crash Facts

Director of Public Works Bob Goebel presented the annual crash report to help them identify areas to make safety improvements. Injury accidents and overall accidents decreased. Intersections were identified as high crash rate intersections, noting the majority are on the state highway systems. Allen Street and Founders and the Wilcox and Wolfensberger intersections will be improved next year along with Factory Shops Boulevard and Plum Creek Parkway entering onto I-25.

ID 2018-090 Development Services Project Updates

Development Services Director, Bill Detweiler updated Council on quasi-judicial applications for a proposed development for a fuel station and convenience store at Plum Creek and Gilbert, a project in Terrain for a residential development for 261 single-family homes, and rezoning of property to Industrial for 1407 Park Street. There are some preliminary planning applications at 650 E. Wolfensberger for annexation and zoning for multifamily units and parking, and a primary care facility at Founders Marketplace.

Detweiler introduced Peter Cudlip for an update in the Promenade area. They signed a lease for Whole Foods for 20 years to open 4th quarter 2019 or early 2020. Hobby Lobby and Ross recently opened, and soon to open is 7-11, Chick Filet, Del Taco, Starbucks, Cuba Cuba and Fuzzy Tacos.

Councilmember Bower asked Cudlip about the damage to a wall on the property. Cudlip stated they have repaired the cosmetic damage and installed a new drainage system.

Councilmember Teal asked if the development would be impeded. Cudlip stated it would not.

ID 2018-091

Update: Administrative Easement Grant and Right-of-Way and Easement Abandonments

ID 2018-092 Update: Quasi-Judicial Projects

TOWN ATTORNEY'S REPORT

Town Attorney Bob Slentz retained Branish and Rays out of Boulder to provide special Counsel for development impact fees.

ACCEPTANCE OF AGENDA

Valentine moved, seconded by Loban, to Accept the Agenda as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

CONSENT CALENDAR

MIN 2018-008 Minutes: July 17, 2018 Town Council Meeting

ORD 2018-025 Ordinance Repealing and Reenacting Chapter 9.22 of the Castle Rock Municipal Code Concerning Cigarette, Tobacco and Nicotine Products (Second Reading - Approved on First Reading July 17,

2018 by a vote of 5-0)

RES 2018-071

Resolution Assigning and Transferring to Douglas County Housing Partnership all of the Town of Castle Rock's 2018 Private Activity Bond Volume Cap Allocation from the State Ceiling for Private Activity Bonds; and Authorizing the Execution and Delivery of an Assignment and Other Documents in Connection Therewith

August 21, 2018

RES 2018-072

Resolution Appointing Directors to the Board of Directors of the Villages at Castle Rock Metropolitan District No. 9

Valentine moved, seconded by Loban to approve the Consent Calendar as read. The motion passed by a vote of:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

ORD 2018-028

Ordinance Accepting a Petition for the Organization of a General Improvement District in the Town of Castle Rock, Colorado, to be known as Town of Castle Rock Festival Park Commons General Improvement District; Declaring the Necessity of the Formation of the District; Establishing and Creating the District; Providing Other Details Relating Thereto; and Providing for its Emergency Adoption on Second and Final Reading (Second Reading) [location of current Town Hall parking lot and adjacent properties]

Town Attorney Bob Slentz provided a summary of the Festival Park Commons General Improvement District (GID). There will be a GID meeting on September 4 to set the ballot questions for the November election. Slentz stated, if it is passed that the Chair announce the GID meeting on September 4.

No public comment.

Mayor Green called for a special meeting for the GID at 6pm on September 4, 2018 at Townhall.

Teal moved, seconded by Bower, that Ordinance No. 2018-028 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

ID 2018-093 Dorsey Pictures Incentive Request

Frank Gray and Marcus Notheisen with the Economic Development Council introduced Dorsey Pictures and the importance of supporting primary employment in our community. Their studies show 16,000 people live outside of Castle Rock but work in Castle Rock, 22,000 live in Castle Rock and work outside of Castle Rock, and 5,000 live and work in Castle Rock. Dorsey is an Emmy award winning

company with 98 full-time positions and they plan to hire an additional 10-15 new positions. They have approval to relocate their corporate headquarters to Castle Rock to the Riverwalk project They are asking for an incentive of \$2,000-3,000 per job created or relocated, paid out over two years not to exceed \$330,000.

Mayor Green asked what the lease term is. Nothiesen stated it is a 5 year lease with two five-year options.

Councilmember Teal asked what the average payscale would be. Nothiesen replied that they average \$20,000 over the county average at around \$80,000.

Councilmember Loban said this is cut and dry to bring in jobs to Castle Rock.

Councilmember Bower stated it is a great fit for downtown and a great vibe. Bower would like to see the possibility of more than two videos for the Town that reminds citizens that we have a picture firm in our community. Bower confirmed they have been in existance since 2000. They have an internship with CU Boulder and would like to provide more opportunities.

Frank Gray stated they met with the state film commission. who said they are in the top 3 in Colorado.

Council directed staff to prepare an incentive agreement.

Town Attorney Bob Slentz summarized the amendments that were presented at first reading with no changes for second reading. Councilmember Teal read the ordinance title into the motion.

Loban moved, seconded by Bower, to direct staff to draft an incentive agreement. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend. Ford

ORD 2018-026 Ordinance Proposing Amendments to the Town of Castle Rock Home Rule Charter and Referring to the Electorate the Questions of Approving the Charter Amendments at the Regular Municipal Election Conducted as a Coordinated Election on November 6, 2018 (Second Reading - Approved on First Reading July 17, 2018, by a vote of 5-0)

> Moved by Teal, seconded by Loban, that Ordinance No. 2018-026 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

ORD 2018-027 Ordinance Directing that the November 2018 Regular Municipal **Election of the Town of Castle Rock be Conducted by Douglas** County as a Coordinated Election on November 6, 2018 (Second

Reading - Approved on First Reading July 17, 2018 by a vote of 5-0)

Town Attorney Bob Slentz clarified this ordinance is to hold the election as a coordinated election through Douglas County.

No public comment.

Green moved, seconded by Bower, that Ordinance No. 2018-027 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

ID 2018-094

Update: 2018 Second Quarter Financial Review, Period Ending June 30, 2018

Town Manager David Corliss thanked the Finance department for their work in putting this information together. Corliss summaries progress made on Town strategy priorities in Water, Transportation, Public Safety, Parks and Recreation.

Councilmember Teal asked if they could receive a briefing on expenditures that are under budget.

No public comment.

ID 2018-095

Presentation: Introduction to the Proposed 2019 Budget, and Proposed Impact Fee Adjustments

Town Manager David Corliss stated this is a formal introduction of the 2019 budget. Upcoming dates are August 28 for an open house, September 4 will be first reading of the ordinance, September 18 is the second reading. First reading of the mill levy will be on September 18 along with the 2019-2021 balanced financial plan and the 2019-2023 capital improvements plan. December 4 is the final reading of the mill levy. Our budget is required to be balanced. On September 18 staff will also present information on the food tax and police dispatch. Sales tax is forecasted at 4.5% for 2018 and a 4% increase in 2019.

New items recommended for the 2019 budget is fully operating Fire Station 152, need for an operations assistant in the fire department, funding new fire department equipment, adding two police dispatchers, a co-responder officer, a school resource officer, and a crime analyst. There are 11 public safety positions that we are unable to fund.

Enhancing our transportation is a priority. 2019 capital improvement projects include Plum Creek widening, roundabout at Crowfoot and Timber Canyon and a roundabout at Wilcox and South Street. Additionally they propose adding two streets operators, a GIS asset management technician a signs and markings technician, and a parts clerk. Adding 18 lane miles per year, requires hiring six additional drivers to operate snow plows.

Maintaining strong parks and recreation is another priority and needs exist to replace playground equipment and building a new neighborhood park.

Impact fees indicate a funding gap of about 53%. Levels of service need to be maintained with adding 2,000+ residents per year. Average home prices in Castle Rock are \$450,000. Proposed increases are .37% increase that is paid by the developers. Another fire station will be needed if we add 20,000 more people over the next 10 years.

Transportation impact fee increases would allow us to move up transportation projects that are needed by 1-2 years.

Parks and Recreation impact fees will allow construction of the next neighborhood parks and a study planned for 2019 to identify needs for an indoor recreation facility.

Supporting Economic Development, adding a 3/4 time sales tax auditor, and funding employee compensation at 3.5% and 4% for public safety. Health care premium increases are estimated at 8%.

Mayor Green confirmed that the school resource office is a shared cost with the school district.

Citizens that addressed Town Council:

Greg Miller a representative from Greenwood Development gave a presentation on the Crystal Valley interchange. They also represent landowners in the southwest quadrant. Council was provided a packet EXHIBIT A. They propose this coordinate with the I-25 widening project and estimate a \$6M savings if they can begin this project in about a year. They request a work session be scheduled.

Councilmember Loban feels this is an important project. He would like to direct staff to schedule a work session with them. Teal agrees and feels it represents a 10% savings and suggests holding an executive session to discuss this. Mayor Green requests staff work on this first. Teal stated this is to let staff know that they would like an executive session after staff has evaluated it.

Loban moved, seconded by Teal, to schedule a work session. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

<u>ID 2018-096</u> Presentation: 2019 Service Contract Funding Requests

Pam Ridler, CEO of the Chamber of Commerce presented their service contract request for 2019. They request to continue the current funding request. Events that are funded are: The Douglas County Fair Parade, Art Fest, and Starlighting. Additionally, they hold the Lifestyle Expo and 5k, Elephant Rock, and WineFest. Funding also provides for Community Marketing and business assistance.

Kevin Tilson, Greg Bower, and Jason Gray were present representing the Downtown Development Authority. Projects worked on throughout the year includes Rink of the Rock, Patio and Flowerbox Program, Festival Park Grand

Opening, Riverwalk Phase I and Phase II, proposed 5th Street Apartments, proposed Festival Park Commons. Their request remains at a 3 mill levy match.

Kevin Tilson gave an update on the Downtown Merchants Association. Events produced this year included the Festival Park Grand opening and movie, Fun in the Sun, Starlight Movie 2, Boots and Brews, Car Show Street Party and Concert. They have noted that after events end, people tend to stay in downtown at local restaurants. They have two events remaining for the year. They propose to continue with the same amount of funding and services.

Frank Gray with the Castle Rock Economic Development Council gave their presentation. The CREDC is a public private partnership with 55% private funding and 5% from the county; whereas across the state most are funded only by the municipality. 2018 highlights include ACC Collaboration Campus, Innosphere, Strategic Master Plan, Master Magnetics Expansion, Murdoch's, Transferable Development Rights, Festival Park Commons, Wild Blue Yonder and an award for Economic Development Excellence for the Metro Denver EDC Amazon Project.

Jerry Percal, President and Angie Deleo, Exeutive Director presented the Castle Rock Historical Society request. They turned 20 in 2017 with a full staff and many volunteers. In 2018 they had a special exhibit of Westward Ho, Trolley Tour, Walking Tours, and the Tea Fundraiser. They have school visits, had an eagle scout brick project, have monthly library programs, historic presentations, car show, festival of trees and historical tours.

Debbie Haney, Executive Director and Dorris Rollins and Board President of the Castle Rock Senior Center gave an overview of their contract request. Population of 65 and over is increasing rapidly in the county and they listed many activities they hold each year along with a transportation program averaging 700 rides per month. They have Meals on Wheels and have hot meals at the senior center. This year they held a Senior Life Expo. Loban confirmed they have other sources of revenue with various fundraisers.

Diane Leavesly with the Douglas County Housing Partnership is requesting the same level of funding for reverse mortgage counseling, foreclosure mitigation counseling, homebuyer education, home ownership program and rental housing. Down payment assistance was provided to five families. They worked with Council and staff to add 53 units to the Oakwood apartments.

Marsha Alston, Manager for the Douglas County Youth Initiative, gave an overview of the program. They assist children and families to bring the community together. Municipalities give the same amount and the county and school district give a little more. The WrapAround program worked with 80 families last year. Project Upstream works in the middle schools, Sources of Strength is a suicide prevention program that has saved 7 teens from its inception. Youth Congress occurs at the capitol each year. La Liga soccer was also created for Spanish speaking families, coaches and referees.

DIR 2018-035

Discussion/Direction: Castle Rock Water 2018 Annual Rates and Fees Study

Water Director Mark Marlowe gave an overview of the annual rates and fees study

based on cost of service. Instead of raising fixed Water Resources fees, they recommend increasing outdoor water rates in Teir 2 and 3 by about 3%. They recommend increasing system development fees by about 8% for new construction. Residential water meter fees are increased and non-residential water meter fees are decreased.

No public comment.

Green moved, seconded by Bower, to bring this item back for approval on September 4. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

RES 2018-073

Resolution Approving an Escrow Agreement between the Town of Castle Rock, Plum Creek Water Reclamation Authority, Castle Pines Metropolitan District and Castle Pines North Metropolitan District for Construction Work Package One for the Plum Creek Water Reclamation Treatment Plant 3.0 MGD Expansion [4255 North U.S.

Highway 85, Castle Rock]

Water Director Mark Marlowe presented the item. The wastewater treatment plant needs to be expanded. Work package one allows construction to begin in 2018 and formalize participation rates. This phase will cost about \$13,907,353 with \$11,834,637 for the Town cost, \$917,000 for engineering, and \$15,564,323 for Phase 2. They anticipate completion in fall 2020. Castle Pines Metro District and Castle Pines North Metro District anticipate approval this month. If they do not approve it, we would still move forward and would want to obtain their capacity and have budget to do so.

Councilmember Bower confirmed that we would buy their share if they did not approve it.

No public comment.

Bower moved, seconded by Valentine, that Resolution No. 2018-073 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

ORD 2018-024

Ordinance Amending Title 17 of the Castle Rock Municipal Code by the Addition of a New Chapter 17.62 Entitled Group Homes and Other Conforming Amendments to Sections 17.01.020, 17.14.010, 17.18.020 and 17.14.030 (Second Reading - Approved on First Reading on July 17, 2018 with a vote of 5-0)

Development Services Bill Detweiler presented the item and reviewed the list of existing group homes. They received two inquires since first reading, one in favor and one that inquired if group homes would be undesirable.

Citizens that addressed Town Council:

Gary Arbitter lives on Gilbert and stated this is an important issue to him. He doesn't see the infrastructure in place to accommodate group homes for medical care and transportation.

Allyson Gehring resident and future owner of a assisted living facility and feels distance restrictions are unreasonable and that many seniors prefer living in a home vs. an assisted living center, are less expensive. She feels there is a need for senior living accommodations.

Moved by Bower, seconded by Valentine, that Ordinance No. 2018-024 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

RES 2018-074

Resolution Approving the Town of Castle Rock Construction Contract with Goodland Construction, Inc. for the Construction of The Meadows Filing No. 18 Neighborhood Park

Parks and Recreation Director Jeff Brauer presented the construction contract for the new neighborhood park in the Meadows. They solicited public input for the project. The park is adjacent to Aspen View Academy, and the master plan was previously approved by Council. Goodland Construction was the lowest bid completed and the Town has used them for other parks and are familiar and pleased with their work. Construction could begin in as early as 30 days and be complete by May 2019.

No public comment.

Bower moved, seconded by Valentine, that Resolution No. 2018-074 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

RES 2018-075

Resolution Approving the Second Amended and Restated Service Plan for Lanterns Metropolitan District No. 1, the First Amended and Restated Service Plan for Lanterns Metropolitan District No. 2, the First Amended and Restated Service Plan for Lanterns Metropolitan District No. 3, the Service Plan for Lanterns Metropolitan District No. 4 and the Service Plan for Lanterns Metropolitan District No. 5

Town Attorney, Bob Slentz reminded Council of the metro district model to allow developers to build and finance infrastructure and cap the debt service. Slentz displayed the existing Metro districts. They are creating two new districts that overlay over the existing 3 districts for operations and maintenance only. This district was originally approved in 2002. The service plan reflects 1,200 units. The proposed mill levy is well within the norm. The mill levy shifts the cost from the development cost from the mortgage to the tax bill.

Councilmember Teal stated that the mesa on this property is the highest geographical location in Castle Rock. The developer has shown that there would not be any building sites on it.

Teal moved, seconded by Loban, that Resolution No. 2018-075 be Approved as presented. The motion passed by the following vote:

Yes: 4 - Loban, Bower, Valentine, Teal

No: 1 - Green

Not Present: 2 - Townsend, Ford

RES 2018-076

Resolution Approving the Consolidated Amended and Restated Service Plan for Castleview Metropolitan District No. 1 and Service Plan for Castleview Metropolitan District No. 2

Town Attorney Bob Slentz gave a history of the metro district which was approved in 2006. The purpose is to adjust the debt service.

No public comment.

Loban moved, seconded by Teal, that Resolution No. 2018-076 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

RES 2018-077

Resolution Approving the Petition for the Exclusion of Real Property from the Castleview Metropolitan District [The Oaks Filing No. 3] (southwest of the intersection of Plum Creek Pkwy and Ridge Road, and east of Castle Vista Drive)

Town Attorney Bob Slentz reviewed that this allows for the reconfiguration of the existing district boundaries.

No public comment.

Teal moved, seconded by Valentine, that Resolution No. 2018-077 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Green, Bower, Valentine, Teal

Not Present: 2 - Townsend, Ford

ADDITIONAL UNSCHEDULED PUBLIC APPEARANCES

ADJOURN

Mayor Green adjourned the meeting at 9:28 pm.