



Town Council Meeting Minutes - Final

Mayor Jason Gray
Mayor Pro Tem Jason Bower
Councilmember Jess Loban
Councilmember James Townsend
Councilmember Kevin Bracken
Councilmember Caryn Johnson
Councilmember George Teal

Tuesday, January 22, 2019

5:00 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.

STUDY SESSION

CALL TO ORDER / ROLL CALL

Mayor Gray called the meeting to order at 5:05 pm.

Present: 7 - Council Member Loban, Council Member Townsend, Council Member Bower, Council Member Teal, Mayor Gray, Council Member Bracken, Council Member Johnson

[ID 2019-006](#)

Development Services Overview

Bill Detweiler, Director of Development Services presented an overview of Development Services.

[ID 2019-007](#)

Public Works Pavement Maintenance Program and Capital Improvement Projects

Bob Goebel, Director of Public Works, and Assistant Director Dan Sailer presented the Five-Year Capital Improvement Program and the Five Year Pavement Maintenance Program.

Mayor Gray called a recess at 7:00 pm and asked to reconvene the Town Council meeting at 7:05 pm.

TOWN COUNCIL MEETING

INVOCATION - Dr. Matthew Morine, Castle Rock Church of Christ

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by a Boy Scout Cody Dorris from Troop 780.

COUNCIL COMMENTS

Councilmember Loban thanked Cody Dorris for coming tonight and stated that Cody would be giving a presentation on his Eagle Scout project.

Councilmember Johnson stated she asked about expanding the noticing distance and that staff is looking into it.

Councilmember Teal stated lawns benefit when residents shovel snow from their sidewalks and driveways onto their grass. Teal also announced his support for

Cody's Eagle Scout project.

Mayor Pro Tem Bower gave a shout out to the snow plow operators.

Mayor Gray thanked the Town for their encouragement and is attending classes and is thankful for staff answering his questions.

[APPT
2019-001](#)

Appointment: Planning Commission Representative to the Design Review Board

Teal moved, seconded by Townsend, to Appoint Charles Fletcher as the Planning Commission member on the Design Review Board. The motion passed by the following vote:

Yes: 7 - Loban, Townsend, Bower, Teal, Gray, Bracken, Johnson

UNSCHEDULED PUBLIC APPEARANCES

Citizens that addressed Town Council:

Cody Dorris, Boy Scout from Troop 780 asked to get approval from Council for his Eagle Scout Project to build a sensory path at Philip S. Miller Park.

Councilmember Johnson asked if there was going to be any plant material. Cody stated there were no plans for that.

Councilmember Teal asked if he is working with the Town to get approval at this time. Cody stated he is.

Councilmember Bracken asked how the sensory program helps them. Cody stated it helps them be exposed to different things.

Councilmember Loban feels it would be a great resource to the Town and that Cody has been working with the Parks and Recreation department.

Mayor Pro Tem Bower stated he was also an Eagle Scout and advised him to take his time to enjoy it and learn from his experiences. He congratulated him on his accomplishments.

TOWN MANAGER'S REPORT

David Corliss, Town Manager, congratulated the multi-department effort for the snow plowing.

[ID 2019-008](#)

Update: Monthly Department Reports

David Corliss, Town Manager, stated Council will see some end of year data in the reports this month.

[DIR 2019-004](#)

Discussion/Direction: Calendar / Study Session March 12, 2019

David Corliss, Town Manager stated we have a study session scheduled for March 12; but that he and some members of Town Council will be attending the National League of Cities meeting during that time. Staff recommends moving the

study session to occur prior to the March 5 Town Council meeting from 5-7pm with the Council meeting starting at 7pm.

Loban moved, seconded by Teal, to move the March 12, 2019 study session to 5-7pm on March 5, 2019 and move the March 5, 2019 meeting to 7pm. The motion passed by the following vote:

Yes: 7 - Loban, Townsend, Bower, Teal, Gray, Bracken, Johnson

[ID 2019-009](#)

Festival Park's Redesign Wins Architecture and Engineering Awards

Jeff Brauer, Director of Parks and Recreation, presented two awards they received for Festival Park. The Colorado Chapter of the American Society of Landscape Architects awarded them a Merit Award in the category Design over \$500,000 Construction Budget, and the Engineering News-Record awarded them the Landscape/Urban Development award in the 2018 Best Projects competition.

[ID 2019-010](#)

Disaster Response for Elected Officials

David Corliss, Town Manager, stated the Fire department banquet is this Saturday night.

Norris Croom, Fire Chief, gave an overview of our Disaster Response plan and the role the Elected Officials play.

[ID 2019-011](#)

Development Services Project Updates

Bill Detweiler, Director of Development Services, provided an update on various projects.

[ID 2019-012](#)

Update: Quasi-Judicial Projects

[ID 2019-013](#)

Sign Code Update

Bill Detweiler, Director of Development Services, would like to update the Sign code and secure the services of an attorney to assist with this update.

TOWN ATTORNEY'S REPORT

No report.

ACCEPTANCE OF AGENDA

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

Yes: 7 - Loban, Townsend, Bower, Teal, Gray, Bracken, Johnson

CONSENT CALENDAR

[RES 2019-005](#)

Resolution Approving the Local Liquor Licensing Authority Fourth Amended and Restated Bylaws

MIN 2019-002 Minutes: January 8, 2019 Town Council Meeting

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

Yes: 7 - Loban, Townsend, Bower, Teal, Gray, Bracken, Johnson

ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS**DIR 2019-005 Discussion/Direction Regarding 2019 Community Survey**

Kristin Zagurski, Assistant Town Manager, introduced Nathan with Northwest Research Group who will be performing the survey. Nathan provided Council information on the process, the type of content of the survey and how they analyze the information.

Councilmember Teal received feedback from the last survey that the caller identifies that the survey is done on behalf of the Town of Castle Rock.

Councilmember Bracken asked why the survey wouldn't be opened up to everyone in the beginning. Nathan stated that online surveys do not have controls for non-residents or an individual filling it out multiple times. The invitation only is only a single use code.

No public comment.

ORD 2019-001 Ordinance Amending Section 2.17.010 of the Castle Rock Municipal Code Authorizing the Castle Rock Municipal Judge or Alternate Municipal Judge to Serve as Interim Hearing Officer for the Liquor Licensing Authority (First Reading)

Lisa Anderson, Town Clerk, presented the Ordinance.

Councilmember Teal asked if there was an incident that prompted this amendment. Anderson answered that there was not, this was to allow the Municipal Judge to serve as the Interim Hearing Officer if the Hearing Officer was unavailable.

No public comment.

Townsend moved, seconded by Loban, that Ordinance 2019-001 be Approved on First Reading as presented. The motion passed by the following vote:

Yes: 7 - Loban, Townsend, Bower, Teal, Gray, Bracken, Johnson

DIR 2019-006 Discussion/Direction: Sculpture for Philip S. Miller Park

Jeff Brauer, Director of Parks and Recreation, stated that Maia Aman is now the staff liaison for the Public Art Commission.

Maia Aman, administrative supervisor for the Parks and Recreation department, presented the project planned for Philip S. Miller Park funded by the Philip S. Miller

Trust. This is a kinetic sculpture created by two local artists.

Councilmember Johnson stated she attended the commission meeting and feels this is a good choice.

Councilmember Bracken asked if this piece would be located close to Cody's sensory trail. Maia stated that could be looked at.

No public comment.

Loban moved, seconded by Townsend, to approve the project. The motion passed by the following vote:

Yes: 7 - Loban, Townsend, Bower, Teal, Gray, Bracken, Johnson

[ORD 2019-002](#) Ordinance Approving a Governmental Lease-purchase Agreement Between the Town of Castle Rock and Wells Fargo Financial Leasing, Inc. for Golf Course Equipment; And Providing for Its Emergency Adoption on Second and Final Reading (First Reading)

Jeff Brauer, Director of Parks and Recreation presented the item. Their current agreement is about to expire, and they propose to purchase 80 new golf carts and numerous other vehicles and will be adding a GPS package on the carts. Brauer stated the golf course is an enterprise fund and is fully funded by player fees. They are requesting emergency adoption on second reading in order to lock in financing which will save the Town money.

No public comment.

Bob Slentz, Town Attorney, explained emergency adoption of an ordinance. An ordinance requires two readings. We publish the first reading as a public hearing on our website. We then have a second reading, and the ordinance is then effective 30 days after that. First and final reading adopted on emergency is effective upon approval. A second reading emergency ordinance allows two hearings and requires a 3/4 vote to pass on emergency and would be effective immediately.

Councilmember Teal stated this item should not be on consent calendar. Corliss confirmed that emergency adoptions cannot be on the consent calendar.

Teal moved, seconded by Bower, that Ordinance 2019-002 be Approved on First Reading as presented. The motion passed by the following vote:

Yes: 7 - Loban, Townsend, Bower, Teal, Gray, Bracken, Johnson

[ORD 2019-003](#) Ordinance Approving the Intergovernmental Agreement for the Option to Purchase and First Right of Refusal Regarding Groundwater Rights, Easements and Related Improvements (First Reading) *[The sale of Town water rights that the Town cannot use at Cherokee Ranch to Dominion Water and Sanitation District.]*

Mark Marlowe, Director of Castle Rock Water, stated this is an opportunity for us to recoup some money to use in our renewable water resource program. An IGA

to allow Dominion to purchase ground water rights we own under Cherokee Ranch that was part of a larger purchase we made. They will buy 500 acre feet now with an option to purchase the rest by 2022. There is a potential to recover \$8.4M. If approved, they would close in May or June. Staff and the Water Commission recommend approval.

Mayor Gray confirmed that Dominion provides water for Sterling Ranch.

Councilmember Loban stated that we spend a lot buying water and asked why we would sell water that we already have. Marlowe stated this is non-tributary, non-renewable water, and it is preferred to use our resources to buy renewable water.

Councilmember Teal stated this is a good business deal as we would recoup about half of the investment we made last year.

Councilmember Loban feels water is gold in Colorado and we have already invested in it.

Councilmember Bracken states when we sell it, the opportunity is gone. Marlowe replied that we need to make choices in what we purchase and what we invest in, and we want to invest in renewable water.

No public comment.

Teal moved, seconded by Johnson, that Ordinance 2019-003 be Approved on First Reading as presented. The motion passed by the following vote:

Yes: 6 - Townsend, Bower, Teal, Gray, Bracken, Johnson

No: 1 - Loban

ADDITIONAL UNSCHEDULED PUBLIC APPEARANCES

None.

ADJOURN

Mayor Gray adjourned the meeting at 8:27 pm.

Submitted by:

Lisa Anderson, Town Clerk