



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, March 5, 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

Present: 5 - Council Member Bower, Council Member Teal, Mayor Gray, Council Member Bracken, Council Member Johnson

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

[ID 2019-031](#)

Finance Overview

Trish Muller, Finance Director gave an overview of Finance.

Councilmember Loban arrived at 6pm.

[ID 2019-032](#)

Economic Development Council

Frank Gray, CEO of the Castle Rock Economic Council gave a presentation to Town Council.

TOWN COUNCIL MEETING

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

INVOCATION

Councilmember Loban performed the Invocation.

PLEDGE OF ALLEGIANCE

Boy Scout Troop 316 led the Pledge of Allegiance.

COUNCIL COMMENTS

Councilmember Loban reminded citizens to be prepared during this season of cold weather.

Councilmember Townsend attended the Castle Rock Symphony and encouraged citizens to take the opportunity to go see them.

Councilmember Bracken received a concern from a citizen that people are receiving newspapers that do not subscribe to them and that they are left out

cluttering the neighborhood. Bracken informed citizens they can opt in or opt out of receiving the paper at Circulation@coloradocommunitymedia.com. Additionally, if you would like a free newspaper, they have them at Townhall, the Library, Safeway or the Chamber of Commerce.

The second concern he received was regarding Filing 16 that was discussed at the last meeting affecting the single family homes in Park Preserve and the 2003 zoning that allowed higher density in Filing 16. Residents voiced objection to a higher density development. Bracken stated Council's denial would have given legal exposure to the Town. Slentz confirmed that. Bracken requested that while staff is reviewing Title 17 to review the properties that are currently single family and commercial zoning that border a proposed development and provide recommendations for adequate buffer areas and standards of landscaping for future developments. Councilmember Townsend clarified if it was only for single family homes.

Consensus of Council to direct staff to evaluate compatibility for all residential uses.

Councilmember Teal feels it is a worthwhile exercise to go through. Councilmember Townsend is concerned about discussing what we approved and stating we had no choice on a development that is very good that all parties worked together to come to a compromise. We could have voted against it but it was approved unanimously. Councilmember Bracken stated that the developer went back at the request of Council so he recognizes the efforts of the developer, but felt a No vote would have put the Town at risk.

Councilmember Townsend announced the citizens attending to speak regarding the Avenida del Sol intersection and acknowledged and appreciates their feedback and patience.

Councilmember Teal received a call from a constituent that is experiencing challenges getting a business started up. They found the process is working but feel there could be room for improvement. He would like to have a staff person in the development office tasked with bringing along new businesses for a resource to walk them through the process. Councilmember Loban has heard about this issue as well. He would be more inclined to look at standardization and processes vs. creating a position. Councilmember Bower stated we have those that are experienced in this area, and small businesses that don't know all that they need to do. Councilmember Johnson asked if staff could include a Decision Tree option.

Consensus of Council to direct staff to look into options to assist citizens working through the development process and small business assistance.

Councilmember Bower stated they found out today that Festival Park won the 2019 Metro Vision award from DRCOG and is a finalist for another award where we will find out in April.

Mayor Gray announced that the Shamrock Stampede will be held in Festival Park on March 16 to help veterans and first responders with PTSD.

UNSCHEDULED PUBLIC APPEARANCES

Citizens that addressed Council regarding the Plum Creek property:

Ken McLaughlin - There is a lot of confusion regarding the golf course property and they would like to know what the options area.

Roberta Litra - There is no park in that area and she would like to see the Town purchase the property for a public park.

Ken Sorak - They currently use that property to take their kids to and hoping it would be an option for the Town to purchase it for a park to facilitate more community building and it would provide a park in the area which also allows wildlife in the area.

Duane Johnson - He is a resident in the area, he enjoys the wildlife and having a park to take his grandson to that they can walk to.

Jim Evans - He believes the golf course is viable. The residents want to do something with the pool area. The current owners need capital to bring the course back to the standards and the Town buying that land would give them those funds.

Ken Greenberg - not present.

Steve Rivoir - He is on the homeowner board and lives on the golf course. He wants information to clear up all the rumors going around so residents can have an informed opinion.

Paul Norman - resident in Plum Creek for about a year and then learned that the golf course had faced bankruptcy and that a new owner is looking to improve it and make it more productive. He supports any solutions to prevent any future bankruptcies.

Merlin Olson - resident in Plum Creek for about 10 years. He feels it is a great community and a great course for Castle Rock. He asked the Town help them so it can remain a golf course.

Mayor Gray would like staff to provide information to the community. Councilmember Loban stated there has been a study session on this subject and there is a lot of cost to discuss. He would like the owners to be involved in the conversation.

David Corliss, Town Manager, stated that Town Council has met in Executive Session and will meet again tonight regarding this property. If we acquired any property, there would be a public hearing. We have not made any decision to purchase any property, and we would have public involvement as to the use of that property. Most of the property would require rezoning if they would want to develop residential property. They received a PPA (an informal application) from a potential developer showing 44 residential lots. If it became a formal application, it would come to Town Council for a public hearing. Town Council could decide not to rezone it for residential. Corliss added that they don't discuss potential offers to

a seller as it can affect negotiations. Any offer would be in a public setting. We most likely would discuss this item at the April 2 meeting. If it proceeds, a contract would then come back to Council at a later meeting.

Councilmember Bracken clarified that we are only talking about the portion near the entrance to the golf course, not the entire golf course.

Councilmember Teal nopted that he was elected from Crystal Valley which was usually held by a resident in Plum Creek.

Mayor Gray asked if staff could get communication out to citizens in that area. Councilmember Loban suggested using Fact or Fiction. Councilmember Townsend reminded citizens to look at Fact or Fiction on our website.

Staff will craft something that describes the facts without divulging any financial information and put it on Fact or Fiction.

TOWN MANAGER'S REPORT

[DIR 2019-007](#) **Discussion/Direction: Call Special Town Council Meeting for Boards and Commissions Interviews on May 14, 2019**

David Corliss, Town Manager, suggests calling a special meeting on May 14 for Boards and Commissions interviews. Councilmembers are asked to participate and Council will make the appointments after recommendations come from those interviews.

Johnson moved, seconded by Townsend, to Call a Special Meeting for May 14, 2019 to conduct Boards and Commissions Interviews. The motion passed by the following vote:

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

[ID 2019-033](#) **Overview of Award of Contracts for the 2019 Pavement Maintenance Program, and Capital Projects**

Bob Goebel, Public Works Director, presented information on all of the Pavement Maintenance Program contracts and Reconstruction Project Contract Awards that will be on the Consent Calendar.

The budget for these projects is approximately \$14M. They anticipate completion by the end of October.

2019 Bridge Rehabilitation work is planned and Town facility parking lot improvements. Castle Rock Water and Red Hawk Golf Course will pay for the work done at their facilities out of their enterprise funds.

The last item is to authorize the Town Manager to approve the reallocation of PMP and Reconstruction funds if there are savings and allow it to be moved into another area that it is needed.

2019 Night time work is approved each year when work can be completed when there is less traffic. They offer hotel accommodations during night work to

surrounding residents.

They are in process of acquiring right-of-way for the Plum Creek widening and would like to phase in the stormwater and underground work and relocation this summer and do the widening and reconstruction next summer.

[ORD 2019-007](#) **Discussion/Direction: Secondhand Dealer Ordinance**

Police Chief Jack Cauley presented information to see if Council would like staff to bring back an Ordinance to Council. Secondhand dealers sell new items and also purchase used items and resell them. They would like to help victims of theft and businesses that unknowingly purchase stolen items. The current State statute does not address all of their concerns to allow them to work with retailers and educate them and deter those that attempt to sell stolen goods. There is no license for secondhand dealers and our ordinance would require licensing. They are different than pawn brokers who are in the business of buying used items and selling them. Secondhand dealers primarily sell new items. Secondhand property is defined as a worth more than \$30 with an identifying number or worth more than \$500.

Councilmember Bower stated that Target will soon begin buying electronic devices. He was concerned that businesses might not do it as it takes more effort on their part, but it is already state law. Councilmember Townsend was concerned that it would not affect Craigs List or private purchases. Elizabeth Allen, Assistant Town Attorney, stated that it would not encapsulate private purchases. Councilmember Teal is in favor as long as it is not cumbersome for small businesses.

Councilmember Bower feels we should work with surrounding communities so we are all working together. Cauley confirmed they would do that.

This Ordinance [FileID], was Presented.

[DIR 2019-009](#) **Discussion/Direction: Future of Facilities Facility**

Kristin Zagurski, Assistant Town Manager, referenced that the Facilities department facility located at 1469 Columbine Drive was once the fire station in the early 1980's and in the mid-2000's was used for Facilities. It is a half acre lot, with a split level construction and two large bays. Maintenance has been deferred anticipating Facilities moving out of it. It has a decommissioned water well which Castle Rock Water would like to maintain. Staff prefers the option to demolish the building and restore it to greenspace while maintaining the well beginning at the end of the year. They would bring back a formal recommendation upon Council direction.

Corliss stated that staff discussed restoring the house internally, but does not feel it is easily converted to a residential use. If the property is sold it may not be a compatible use.

Johnson moved, seconded by Bracken, to direct staff to move forward with obtaining proposals and soliciting public feedback regarding the alternative of demolishing the Town-owned building at 1469 Columbine Drive and converting the lot into Town-maintained green space. The motion passed by the following vote:

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

[ID 2019-030](#)

Update: Deputy Zack S. Parrish III Memorial Park

Jeff Brauer, Director of Parks and Recreation, updated Council on the project with an estimated completion in June 2019. The memorial site is approximately 10,000 square feet next to the playground. Brauer showed a preview of proposed concepts.

Councilmember Johnson stated that the key words are more related to the Sheriff's Office and not Castle Rock Police, and asked if the Sheriff's Office would be willing to pay for it. Brauer stated they will ensure it represents his service to our community.

Councilmember Townsend wanted to ensure that the walls cannot be used as rails for skateboarding.

Councilmember Loban stated that it as an outstanding project.

[ID 2019-034](#)

Department Update: Development Project Updates

[ID 2019-035](#)

Update: Quasi-Judicial Projects

TOWN ATTORNEY'S REPORT

Bob Slentz, Town Attorney, provided an update on the Crystal Valley interchange that they will proceed with right-of-way acquisition. They will bring a presentation back on April 2 and would like to retain an attorney to work with staff to provide a detailed briefing on April 2.

Councilmember Loban asked if the County will work with us on acquiring right-of-way. Slentz confirmed they will be working with the County.

Council consensus to bring in outside counsel to prepare for the April 2 presentation.

ACCEPTANCE OF AGENDA

Loban moved, seconded by Teal, 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 2019-018](#)

Resolution Approving the Construction Contract Between the Town of Castle Rock and Schmidt Construction Company for the 2019 Asphalt Overlay Project

- [RES 2019-019](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and Schmidt Construction Company for the 2019 Butterfield Crossing Reconstruction Project
- [RES 2019-020](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and A-One Chipseal Company for the 2019 Crack Seal and Mastic Project
- [RES 2019-021](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and Silva Construction Inc. for the 2019 Curb, Gutter, and Sidewalk Replacement Project
- [RES 2019-022](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and PLM Asphalt & Concrete LLC for the 2019 Foothills Drive & Cherokee Drive Concrete Pavement Restoration Project
- [RES 2019-023](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and Chavez Construction, Inc. for the 2019 Full Depth Reclamation Project
- [RES 2019-024](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and PLM Asphalt & Concrete LLC for the 2019 Meadows Boulevard & Wolfensberger Road Concrete Pavement Restoration Project
- [RES 2019-025](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and Schmidt Construction Company for the 2019 Morningview Drive Reconstruction Project
- [RES 2019-026](#) Resolution Approving the Construction Contract Between the Town of Castle Rock and Vance Brothers, Inc. for the 2019 Slurry Seal Project
- [RES 2019-027](#) Resolution Authorizing the Town Manager and Finance Director to Reallocate Approved Funds for the Pavement Maintenance Program, and the Street Reconstruction Program
- [RES 2019-028](#) Resolution Approving a Variance Pursuant to Chapter 9.16.070.E of the Castle Rock Municipal Code for Night Time Construction Activities Related to the 2019 Pavement Maintenance Program, 2019 Bridge Maintenance Program, 2019 Town Facility Parking Lot Improvement Program, and 2019 Capital Improvement Program Projects

[RES 2019-029](#) **Resolution Approving a Construction Contract with PLM Asphalt & Concrete, LLC for the 2019 Town Facility Parking Lot Improvement Project**

[RES 2019-030](#) **Resolution Approving a Construction Contract with T&M Construction, LLC for the Bridge Rehabilitation for Front Street Flyover and Perry Street Over Sellers Gulch Project**

[MIN 2019-005](#) **Minutes: February 19, 2019 Town Council Meeting**

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

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

QUASI JUDICIAL HEARINGS

[RES 2019-031](#) **Resolution for The Lanterns, Site Development Plan (An Amendment to the Lanterns Preliminary Plat/Final Planned Development Site Plan) [*Single-family Detached Homes; Located south of Crystal Valley Parkway, Plum Creek Boulevard and Old Lanterns Parkway*] (Town of Castle Rock Project #SDP17-0044)**

Bill Detweiler, Director of Development Services, showed an outline of the proposed area. Zoning was approved in 2014 for 1,200 dwelling units. Part of the area is proposed for 55+ age restricted neighborhoods. They are proposing to reduce the age restricted units and increase the non-age restricted units which can be administratively approved. Public land dedication increased to 65% with a significant buffer to the county land to the south and will match lot sizes with bordering developments. The plan includes two points of access and contributions to intersection traffic controls and for the interchange. The plan includes open space, future school and park sites, two recreation centers, drainage improvements and a wildfire vegetation plan. There will be no connection into the Lions Paw development. Planning Commission and staff recommend approval.

Mitch Black with Norris Design has been working on this property for the last 19 years. Lanterns is being rebranded as "Montaine".

Toll Brothers is the applicant and is a leading luxury home builder. They are in over 22 states, two dozen locations in Colorado and has been in business for over 50 years. Toll Brothers is involved in numerous fundraising efforts in the community. Their development would be for 1,200 single family homes on 848 acres. They would like to begin in May 2019 with a price point of \$400,000 to mid \$600,000.

Scott Carlson, property owner, wanted to ensure that they dealt with the neighborhood and scheduled about 20 neighborhood meetings asking citizens to contact them with any questions or concerns. As a result they made changes

with a mutual respect of each other's property rights.

Mitch Black concluded by summarizing the meetings and outreach efforts. Black then provided an overview of the areas of development, open space and trails.

Councilmember Johnson asked to verify where the well sites are located. Black pointed out that they are in the public land dedication area in the northwest corner. Councilmember Johnson commended them for taking the Environmental Assessment into their plans.

Councilmember Johnson commented on the fiscal impact. Detweiler stated fiscal impact statements are required at the annexation development time.

Citizens that addressed Council:

Brian Ba, a resident of Painter's Ridge understood that the 2014 rezoning stated there would not be a trail behind the homes. He is concerned about the trail being used. He would like to see the sidewalk to be adjacent to the street. He also asked to move the interchange project forward and mitigate the frontage road.

Scott Carlson addressed Brian's concerns. They initially showed a trail in the buffer in the back of their lots. They took that trail out. They feel having the sidewalk meander is more aesthetically pleasing. It only connects to sidewalks in the neighborhood itself. They will change if Council directs them to.

Detweiler does not care if the sidewalk is attached to the road or meanders just that the sidewalk remain in that area.

Councilmember Bower asked if it was originally on the plan. Black stated this is in the 100 foot area that is zoned Open Space. Trails are permitted in that area, but decided not to have a trail. Must have a sidewalk along the street, and decided to meander the sidewalk that only attaches to other sidewalks to create better aesthetics.

David Corliss reminded Council that the meeting must have a motion to continue to 10pm.

Mayor Pro Tem Bower stated he must leave at 10pm.

Motion to Extend meeting to 10 pm. Council unanimously voted to extend the meeting to 10 pm.

Mayor Pro Tem Bower feels it is a fantastic project and would like to see it moved along the street like a regular sidewalk. Councilmember Bracken asked if maintaining a straight sidewalk would be easier to maintain. Black stated it is easier but a meandering sidewalk is more aesthetically pleasing. Councilmember Townsend feels the developer is best to determine that. Black feels if trash is left behind, it would happen with a straight sidewalk or a meandering sidewalk. Councilmember Teal agrees with aesthetic appeal and take Brian's comments into account to see how far it goes into his development. Black stated he can look into simplifying the laterals in the sidewalk. Councilmember Johnson also likes the

aesthetics and finds it more appealing. Councilmember Loban feels we should accommodate the citizen. Councilmember Bracken confirmed with the citizen that he was comfortable that the developer would work with him.

Councilmember Teal stated that he expects developers to be neighbors and present their plan to the neighbors and to Council. Scott Carlson met with him and other neighbors who encouraged him to approve it.

Teal moved, seconded by Bower, that Quasi-Judicial Resolution 2019-031 be Approved as presented. The motion passed by the following vote:

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

RES 2019-032 Resolution of the Castle Rock Town Council Making Required Statutory Findings Concerning the Eligibility of Certain Property for Annexation (Memmen Trails Annexation) *[located along South Oman Road, north of South Gilbert Road, and south of Memmen Ridge Park]*

Bill Detweiler, Development Services Director, provided an aerial view of the property and reviewed the annexation process. Council found the application to be in substantial compliance on January 8, 2019 and tonight they determine if the annexation meets the statutory requirements. Annexation and zoning would then come before Council who has discretion to approve or disapprove.

Mayor Pro Tem Bower confirmed if this property is not annexed, it could still be developed in the County and drill wells.

Citizens that addressed Council:

Cameron Davis is a neighbor to this property and that the property does not have currently vested development rights. He feels annexing it in to open space would be a great amenity.

Mayor Gray confirmed that this item is not about a proposal on the land itself.

Teal moved, seconded by Townsend, that Resolution 2019-032 be Approved as presented. The motion passed by the following vote:

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

ADVERTISED PUBLIC HEARINGS & DISCUSSION ACTION ITEMS

DIR 2019-010 Discussion/Direction of Applications for the Council Community Grant Program for the 1st Quarter 2019 (Four Applications)

Trish Muller, Finance Director, went over the program and presented the proposed awards for the first quarter. Awards of \$500 each are for Castle Rock Orchestra, Castle View High School, Douglas County High School and Leadership Douglas County.

Matthew Rhodest from the Castle Rock Orchestra gave an overview of their

program.

Townsend moved, seconded by Johnson, that the awards be Approved as presented. The motion passed by the following vote:

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

[RES 2019-033](#) Resolution Approving a Construction Contract Between the Town of Castle Rock and Concrete Express, Inc. for the SH-86 Founders Parkway & Crowfoot Valley Road Improvement Project

Mayor Gray asked David Corliss, Town Manager, how they should proceed. Corliss feels they will not be able to hear this item in its totality tonight and suggests continuing it until April 2. Bob Goebel, Public Works Director, stated not hearing it tonight would push the completion out until October 2019.

Mayor Pro Tem Bower is fine with voting to extend the meeting past 10pm and then leave when he has to allowing the rest of the Councilmembers to vote on the item.

Bob Goebel, Director of Public Works, provided an overview of the project. Goebel stated they have worked with the neighbors and invited the State to a meeting. They asked the State to commit to some changes to that intersection. The State replied with a letter that they will install signs to not block the intersection, an advance intersection warning sign with 45 mph approaching that intersection, and pavement markings.

Mayor Pro Tem Bower left the meeting at 10pm.

Motion to Extend meeting to 11 pm. Council unanimously voted to extend the meeting to 11 pm.

Councilmember Loban confirmed that this was flagged as a high need intersection. Goebel stated there was a fatality over the past 5 years but it was health related. Over the past 5 years there have been 110 accidents, with most occurring at the Crowfoot intersection.

Citizens that addressed Council:

Mark Bediker - In June 2017 he addressed CDOT and staff on the impact. He feels there is still no satisfactory solution. They only have one exit/entrance to the subdivision, and want a more thorough evaluation and commitment from CDOT.

Ruthanne Wolk - Passed out Exhibit A to Council. Her concern is regarding removal of auxiliary lanes. She feels a traffic signal is the best option to coordinate with a traffic light at Crowfoot to create a gap with signals at Woodlands and Crowfoot. She is requesting a delay to determine a safe solution for their only intersection.

Stephanie Bruggemann - Addressed safety concerns. Their neighborhood was developed prior to Founders being turned over to a state highway. The concern is crossing three lanes of traffic to turn left onto Founders. A traffic study was not

done to determine the traffic from their neighborhood. She is requesting a delay in the approval of this item until more research can be done with the school district regarding school bus safety.

Anand Vunnam - a resident for 10 years, stated traffic patterns have changed alot in the last 10 years. He has two teenage drivers and it is not a safe intersection.

Carl Pansini - reiterates safety and feels the intersection is not safe.

Todd Brooks - the intersection is already dangerous and now they will be crossing three lanes of traffic to turn. CDOT did not perform a traffic study and feels it should be done prior to approval.

Len Hoffman - recently moved out of Castle Rock but worked on the original Pinon Soleil development when the intersection was originally put in.

Councilmember Townsend stated it is a scary neighborhood to get out of. Putting it off means more accidents at Crowfoot and Founders and we need to consider the safety of all citizens. Staff will continue to work with CDOT.

Councilmember Teal feels there is a bigger issue that impacts the other commuters up and down Founders. Explore the feasibility to connect their entrance to the Crowfoot intersection. Councilmember Loban suggested a right turn only to the roundabout. Goebel mentioned the coordination of the Woodlands traffic light to create a gap.

Councilmember Johnson asked to clarify when it wasn't a state highway. Goebel stated 5th previously was Highway 86 and came into downtown to Wilcox, and Wilcox previously was Highway 85. When Founders was constructed, it was invisioned to be the new Highway 86 going out to I-25 to keep trucks from driving down through Town.

Councilmember Bracken asked if the funding was still available if we delayed this project of \$1.6M. Goebel replied that CDOT said the funds could be at risk if another project came up. He asked if Goebel feels it will increase safety. Goebel feels it will increase safety at the intersection by allowing the traffic to spread out and not back up. Bracken asked what he would recommend. Goebel stated realigning the access point to Crowfoot and CDOT supported that as well. They will check on the feasibility of that option. CDOT would have originally recommended that the access line up with Crowfoot.

Teal moved, seconded by Townsend, that Resolution No. 2019-033 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Loban, Townsend, Teal, Gray, Johnson

No: 1 - Bracken

Not Present: 1 - Bower

[RES 2019-034](#)

Resolution Approving a Construction Contract with Iron Woman Construction and Environmental Services, LLC for the Gordon Drive

Improvement Project *[Memmen's subdivision south of Fifth Street, east of Valley Drive]*

Mark Marlowe, Director of Castle Rock Water, would like to coordinate with the pavement maintenance and rehabilitation with water and wastewater. Construction is anticipated to occur April through November 2019.

No public comment.

Johnson moved, seconded by Townsend, that Resolution No. 2019-034 be Approved as presented. The motion passed by the following vote:

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

Not Present: 1 - Bower

[RES 2019-035](#) **Resolution Approving a Construction Contract with Global Underground, Inc. for the Lanterns Raw Water Transmission Pipeline, Phase 2** *[Crystal Valley Ranch]*

Mark Marlowe, Director of Castle Rock Water, presented this item related to the Lanterns wells. All three have been drilled. The raw water transmission main will require horizontal drilling under East Plum Creek and UPRR. They would like to have this completed by May 17.

No public comment.

Loban moved, seconded by Townsend, that Resolution No. 2019-035 be Approved as presented. The motion passed by the following vote:

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

Not Present: 1 - Bower

[RES 2019-036](#) **Resolution Approving the Tri-Party Agreement between the Town of Castle Rock, Dominion Water and Sanitation District and the Cherokee Ranch and Castle Foundation**

Mark Marlowe, Director of Castle Rock Water, presented this item that is related to the item approved at the last meeting. As part of the ordinance there is a tri-party agreement needed. There was a first right of refusal as part of the deal for Cherokee Ranch and would obsolet us from any further agreement with them.

Councilmember Loban stated he does not want to sell water.

No public comment.

Johnson moved, seconded by Townsend, that Resolution No. 2019-036 be Approved as presented. The motion passed by the following vote:

Yes: 5 - Townsend, Teal, Gray, Bracken, Johnson

No: 1 - Loban

Not Present: 1 - Bower

ADDITIONAL UNSCHEDULED PUBLIC APPEARANCES

None.

ADJOURN TO EXECUTIVE SESSION

Motion to Extend meeting to 11:30 pm. Loban voted no.

Motion to Extend meeting to 11:15 pm. Council unanimously voted to extend the meeting to 11:15 pm.

Teal moved, seconded by Johnson to Adjourn to Executive Session. The motion passed by the following vote:

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

Not Present: 1 - Bower

[EXEC](#)
[2019-002](#)

Executive Session: Potential Property Acquisition within the Plum Creek PUD

Mayor adjourned to Exectuvie Session 10:57 pm.

Submitted by:

Lisa Anderson, Town Clerk