

**TOWN OF PARKER COUNCIL
MINUTES
JULY 17, 2017**

Mayor Pro Tem Josh Martin called the meeting to order at 5:37 P.M. Mayor Mike Waid and Councilmember Joshua Rivero were absent.

Town Attorney Jim Maloney announced that the topics for discussion in Executive Session were four (4) items under C.R.S. § 24-6-402(4)(b) to receive legal advice on specific legal questions; the first was on Ordinance No. 3.01.114 concerning small cells in the public right-of-way; the second was on Section 13.07.110 of the Parker Municipal Code concerning the vacation of public rights-of-way; the third was on Sections 13.07.140(c)(5)(a) and (c)(6) of the Parker Municipal Code concerning the dedication of parkland and the fourth was on Sections 4.1(a), 4.2, 5.5 and 8.4(a) of the Colorado Rules of Professional Responsibility.

EXECUTIVE SESSION

Amy Holland moved and Debbie Lewis seconded to go into Executive Session to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b).

The motion was approved unanimously.

Amy Holland moved and Debbie Lewis seconded to come out of Executive Session at 6:20 P.M.

The motion was approved unanimously.

REGULAR MEETING

Mayor Pro Tem Martin reconvened the meeting at 7:02 P.M.

A Boy Scout in the audience led the council and audience in the Pledge of Allegiance.

SPECIAL PRESENTATIONS – None

PARKER CHAMBER OF COMMERCE UPDATES – None

DOWNTOWN BUSINESS ALLIANCE UPDATES – None

PUBLIC COMMENTS – None

REPORTS, ITEMS AND COMMENTS FROM MAYOR AND COUNCIL

John Diak

1. July 4th Stars and Stripes Celebration
2. Discovery Park Concerts
3. Parker Jacks Day on July 10.
4. Liaison meetings with departments – – Cultural Department and Public Works

Debbie Lewis

- 1. Downtown Business Alliance Meeting at which Jim Cleveland and Dennis Trapp gave a visual and auditory report of what is going on in their department.
- 2. Liaison to the Partnership of Douglas County

Renee Williams

- 1. PAR Brand meetings with Jason Rogers
- 2. Attended the dress rehearsal for Hair Spray.

Amy Holland

- 1. Centennial Airport Roundtable Sub-committee Meeting regarding noise mitigation.
- 2. Police Liaison meeting
- 3. Parker Memorial meeting. There are two Parker officers on list.

CONSENT AGENDA

A. APPROVAL OF MINUTES
July 3, 2017

B. ORDINANCE NO. 3.330 – First Reading
A Bill for an Ordinance to Amend Section 13.02.010 of the Parker Municipal Code and to Amend Title 13 of the Parker Municipal Code by the Addition Thereto of a New Chapter 13.16 Concerning Preliminary Site Plan Standards and Procedures
Department: Community Development, Paul Workman
Second Reading: August 7, 2017

C. ORDINANCE NO. 9.267 – First Reading
A Bill for an Ordinance Approving the Agreement Regarding Design and Construction of Drainage and Flood Control Improvements for Cherry Creek at the KOA Property Town of Parker Agreement No. 17-05.19 Project No. 106722 By and Between Urban Drainage and Flood Control District and the Town of Parker
Department: Engineering, Jacob James
Second Reading: August 7, 2017

D. ORDINANCE NO. 1.480.3 – First Reading
A Bill for an Ordinance to Approve the Third Amendment to Agreement for Sale and Purchase of Land By and Between the Town of Parker and ACG, LLC, Concerning the Gym Property
Department: Economic Development, Weldy Feazell
Second Reading: August 7, 2017

E. RESOLUTION NO. 17-037
A Resolution Accepting the Conveyance of Real Property from Kings Point South Metropolitan District No. 1 for Kings Point Way
Department: Engineering, Chris Hudson

F. RESOLUTION NO. 17-038

A Resolution Accepting the Conveyance of Real Property from NexGen Westcreek Holdings, LLC, for the Westcreek Open Space Parcel

Department: Town Attorney, Jim Maloney

G. RESOLUTION NO. 17-039

A Resolution Accepting the Conveyance of Real Property from the Board of County Commissioners of the County of Douglas, State of Colorado, for the Harvie Property by Corrective General Warranty Deed

*Department: Recreation, Dennis Trapp
Town Attorney, Jim Maloney*

H. RESOLUTION NO. 17-040

A Resolution Accepting the Conveyance of a Drainage Easement from Parker Water and Sanitation District for Tract B Parker North 1st Amendment

Department: Engineering, Alex Mestdagh

I. COMPARK VILLAGE SOUTH

(1) *FIRST AMENDMENT COMPARK VILLAGE SOUTH ANNEXATION AGREEMENT*

(2) *SUBDIVISION AGREEMENT COMPARK VILLAGE SOUTH FILING NO. 1*

Department: Engineering, Alex Mestdagh

J. CONTRACTS ABOVE \$100,000

- *Parker Schoolhouse Annex Renovation Project (CIP17-015)*
Amount: \$1,034,000.00 (including an owner-held contingency)
Contractor: White Construction Group
Department: Engineering, Bob Exstrom
- *Motsenbocker Road Widening Final Design – Todd Drive to Clarke Farms Professional Services Agreement*
Amount: \$138,102.00
Contractor: Stanley Consultants Inc.
Department: Engineering, Tom Gill
- *East-West Trail – Phase 3 (Motsenbocker Road to Cherry Creek Trail) (CIP 17-003)*
Amount: \$491,697.45
Contractor: PLM Asphalt & Concrete, Inc.
Department: Engineering, Tom Gill
- *Town-Wide Copier Replacement*
Amount: \$135,800.00
Contractor: Lewan & Associates, Inc.
Department: Finance, Traci Gorman

Amy Holland moved and Renee Williams seconded to approve Consent Agenda Items No. 7A through 7J.

The motion was approved unanimously.

TOWN ADMINISTRATOR

• **Reports**

Jim Cleveland, Acting Deputy Town Administrator, announced that the MS Muckfest had a great turnout last Saturday. Jim stated that there were over 2700 participants.

PUBLIC HEARINGS

VERIZON COMMERCIAL MOBILE RADIO SERVICES (CMRS) FACILITY –

Use by Special Review

Applicant:	Retherford Enterprises
Location:	North of Todd Drive, West of Jordan Road
Department:	Community Development, Carolyn Parkinson

7:12 P.M.

Retherford Enterprises, on behalf of Verizon Wireless, requested approval of a Use by Special Review (UbsR) to establish a freestanding Verizon Wireless Commercial Mobile Radio Services (CMRS) facility within the Public Service Company of Colorado (PSCO) right-of-way (ROW) located west of Jordan Road and north of Todd Drive. Any free standing CMRS facility requires a public hearing and approval by Planning Commission and Town Council.

The applicant proposed a 544 square-foot equipment enclosure near the base of an existing Xcel utility tower on-site. The equipment enclosure will be eight-feet tall and constructed of split-face Concrete Masonry Units (CMU) in grey and beige to blend with the natural landscape

Equipment mounted on the existing Xcel tower will consist of six new antennas mounted at a height of 50-feet. The proposal also includes space for three future antennas. All equipment mounted on the existing Xcel tower will be painted to match.

To protect the trail from vehicular traffic, restrictions on parking and vehicular use have been incorporated into the plans and are addressed as conditions of approval.

The terms of the applicant’s lease with PSCO do not allow for additional ground disturbance beyond the enclosure to accommodate landscape buffering/screening. The applicant has offered alternative mitigation in the form of a bike amenity station to serve the East-West Regional trail.

Applicant

Pam Goss, 867 Snyder Mountain Road, Evergreen, CO, gave a short presentation on this item. She stated that this location was chosen because of the network coverage gap and was the only technically feasible location.

Public Comment – None

The Public Hearing was closed at 7:27 P.M.

John Diak moved to approve, based upon staff findings, with the following conditions contained in the staff report:

1. The UBSR materials submitted to the Community Development Department on June 6, 2017 shall be the approved Use by Special Review materials. Any alteration, modification, substitution, or revision including (but not limited to) colors, materials, building placement, massing or site access shall be at the discretion of the Community Development Director, who reserves the right to require said proposed changes to be reviewed and approved by the Planning Commission.
2. This approval shall expire twelve (12) months after the date of approval unless grading permits have been issued. The Community Development Director, upon written request, may grant a 90-day extension.
3. Approval of this UBSR DOES NOT constitutes building permit approval. A separate building permit is required.
4. Parking and access restrictions at the CMRS facility are as follows:
 - No parking of vehicles will be allowed on the East-West Regional Trail.
 - Parking will be allowed only on the east side of the equipment enclosure. The applicant will post appropriate signage subject to Town approval.
 - Only light-duty and maintenance trucks will be allowed on the trail. Heavy-duty trucks are not allowed on any of the Town's trails.
5. The applicant will pay to the Town \$2,000 to be used to purchase a bike amenity station prior to the issuance of a building permit. The Parker Parks and Recreation Department will determine the most appropriate trail location for the amenity.

Debbie Lewis seconded the motion.

The motion was approved unanimously.

ORDINANCE NO. 3.01.114 – Second Reading (Continued from July 3, 2017)
A Bill for an Ordinance to Amend Chapter 13.12 of the Parker Municipal Code
Concerning Wireless Communication Facilities

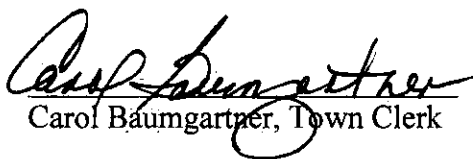
Department: Town Attorney, Jim Maloney

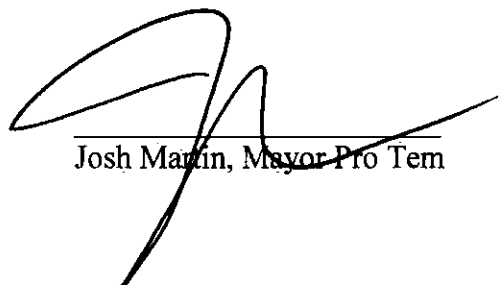
Amy Holland moved to continue this item to August 21, 2017.

Debbie Lewis seconded the motion.

The motion was approved unanimously.

The meeting was adjourned at 7:28 P.M.


 Carol Baumgartner, Town Clerk


 Josh Martin, Mayor Pro Tem