

**OURAY CITY COUNCIL VIRTUAL MEETING  
SUMMARIZED MINUTES  
MONDAY, June 1, 2020, 6 PM**

Join Zoom Meeting  
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Meeting ID: 923 3946 1363  
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- Electronic copies of the Council Packet are available on the City website at [www.cityofouray.com](http://www.cityofouray.com). A hard copy of the Packet is also available at the Administrative Office for interested citizens.
- Action may be taken on any agenda item
- Notice is hereby given that a majority or quorum of the Planning Commission, Community Development Committee, Beautification Committee, and/or Parks and Recreation Committee may be present at the above noticed City Council meeting to discuss any or all of the matters on the agenda below for Council consideration

**1. CALL TO ORDER**

Mayor Nelson called the meeting to order at 6:04 pm.

**2. ROLL CALL**

Mayor Greg Nelson - present  
Mayor Pro Tem John Wood - present  
Councilor Glenn Boyd - present  
Councilor Ethan Funk - present  
Councilor Peggy Lindsey - present

Also present were Acting City Administrator Melissa Drake, City Resources Director Rick Noll, Public Works Director Joe Coleman, Community Development Coordinator Aja Tibbs, Police Chief Jeff Wood, Administrative Accounting Clerk Julie Lancaster and City Attorney Carol Viner.

**3. PUBLIC HEARINGS**

**a. Ordinance 5 – Fiber Optic on Poles**

No public comments

**b. Tavern Liquor License Application – Imogene FB LLC dba The Imogene, 740 Main St, Ouray, CO**

Stuart Gillespie said restoration is moving forward to open in July. No other public comments.

**4. CEREMONIAL/INFORMATIONAL – OIPI End of Season Report**

Lora Slawitschka asked council if there are any questions. Mayor Nelson asked Ms. Slawitschka to double check certain items had been taken down for the summer.

**5. CITIZENS' COMMUNICATION**

Ryan Hein said he was very disappointed with the council in the last Plaindealer article and said Greg Nelson should resign immediately for his lack of transparency in dealings with Mayor Pro Tem Wood and Councilor Lindsey.

## 6. CITY COUNCIL REPORTS/INFORMATION

- a. **Glenn Boyd** – Communities That Care meeting last week, they put a mural on the side of the building by the lunch area at Ouray School by kids in the Voyager Youth Program. Coffee with Unified Command every Wednesdays at 9 am for public questions and comments, login info on Facebook. On Friday at 9 am there will be a lodging business sector meeting about new orders coming up. BOCC Board of Health meeting: meeting to discuss potential new orders after orders that came today. Discussions about 24 hour rest period for hotels as a requirement.
- b. **Ethan Funk** – Mt. Sneffels Energy Board meeting will be held soon. Board will help sponsor an energy rebate program for LED lightbulbs for the next year. Councilor Boyd gave Councilor Funk feedback from past years to make the program as easy to understand as possible for the general public.
- c. **Peggy Lindsey** – beautification committee has been working around the pool. Flowers arrive on the 8<sup>th</sup> or 9<sup>th</sup> of June, and planting and hanging happen on the 9<sup>th</sup> or 10<sup>th</sup>.
- d. **John Wood** –Upcoming meeting of CEDC. Dawn Glanc has been hired by OCRA to take over Google project, need to ensure everyone is included, regardless of memberships to OCRA or OMA. IPAT meeting on June 24<sup>th</sup>: OIPI to host American Mountain Guide Association discussion with local guide services in upcoming season. Ms. Viner brought up the city creating a list of business licenses to help the city have a valid list of businesses in town without making the license program into a revenue generator (small fee per license, \$10 maybe). Mayor Pro Tem Wood suggested a survey to business owners about their interest and understanding of a business license program.
- e. **Greg Nelson** – Involved in City and County Coronavirus meetings.

## 7. DEPARTMENT REPORTS

### a. **Acting City Administrator - Finance and Administration Director**

Tentative plan to have pool open on June 16 based on Governor's orders. Hope to have Box Canon Falls open on Monday, June 8.

2019 closed out in a good place except Refuse/Recycling Fund, since Waste Management increased costs more than predicted, and 2020 will be the same, meaning the city will have to catch up in 2021. Pool Renovation fund was closed and balance transferred to Parks fund. April looks good so far, but the hardest hits have not been realized yet. Mayor Pro Tem Wood asked about the Firefighter Pension fund balance, since it was showing as negative. Ms. Drake said this was due to the recent drop in the market.

### b. **Public Works Director**

Nothing to add to report, would like to publicly thank Public Works crew for their hard work during this pandemic.

### c. **City Resources Director**

Working to get Box Cañon Falls and Hot Springs Pool open. Interviews were conducted for cashiers at Box Canon. Red Cross issued guidelines that are similar to the plan the city adopted previously. Cabling

is being run from the lobby to the proposed outdoor admissions area. Council discussed pool capacity and possible limitations that could be in place and how to remain profitable.

**d. Chief of Police**

Hired a new part time police officer, Justin Westbrook. Police department returned to full normal operations including VIN inspections and full traffic enforcement. Bears are active in town now. Councilor Lindsey asked if choke holds were legal in the city, and Chief Wood said they are not.

**e. Community Development Coordinator**

Ms. Drake reminded council that this was not normally the week for the Community Development Coordinator’s update, but this update is specific to the emergency ordinance about restaurants expanding their outdoor eating areas.

Ms. Tibbs updated council on the Restaurant expansion into sidewalks and right of ways. 2 restaurants are definitely pursuing the permits, a third is interested.

**8. CONSENT AGENDA - None**

**9. ACTION ITEMS**

**a. Ordinance 5 – Fiber Optic on Poles – Second Reading**

Councilor Funk made a motion to approve second reading of the ordinance. Mayor Pro Tem Wood seconded the motion.

Council Member	For	Against	Abstain	Absent
Mayor Nelson	X			
Mayor Pro Tem Wood	X			
Councilor Boyd	X			
Councilor Funk	X			
Councilor Lindsey	X			

The motion passed on unanimous roll call vote.

**b. Tavern Liquor License Application – Imogene FB LLC dba The Imogene, 740 Main St, Ouray, CO**

Mayor Pro Tem Wood made a motion to approve the application. Councilor Boyd seconded the motion.

Council Member	For	Against	Abstain	Absent
Mayor Nelson	X			
Mayor Pro Tem Wood	X			
Councilor Boyd	X			
Councilor Funk	X			
Councilor Lindsey	X			

The motion passed on unanimous roll call vote.

**c. Box Cañon Sign Operations and Maintenance Agreement**

This is an agreement between the National Forest and the City for sign maintenance on National Forest property. Councilor Boyd made a motion to approve, Councilor Funk seconded. Mayor Pro Tem Wood asked what the contract term was; Ms. Viner said it was annual.

Council Member	For	Against	Abstain	Absent
Mayor Nelson	X			
Mayor Pro Tem Wood	X			
Councilor Boyd	X			
Councilor Funk	X			
Councilor Lindsey	X			

The motion passed on unanimous roll call vote.

**d. Agreement with Agency Tourism Marketing for Web Hosting**

Councilor Boyd ask for clarification. Agency Tourism Marketing is the host for the ouraycolorado.com website. City Staff would like to stick with the current vendor for the moment at the current service level (\$212 per month). Newsletters through Agency Tourism cost on a per email basis, around \$375 per newsletter currently, which Mr. Van Meter will not be using going forward. If Agency Tourism does any website work for the city, they bill the city at \$150/hr. Mr. Van Meter would be doing most if not all work to the website within his contract with the city, so Agency Tourism Marketing’s services wouldn’t be needed. It was mentioned that there is a large unpaid balance with Agency Tourism Marketing that OCRA is responsible for, and that the city has been made aware of other overdue bills that OCRA is responsible for.

Councilor Lindsey made a motion to approve, Mayor Pro Tem Wood seconded the motion. Councilor Boyd asked Councilor Lindsey to amend the motion to state that the city would not be using Agency Tourism Marketing’s services at \$150/hr. Councilor Lindsey did not want to eliminate that option if it was needed, but agreed to amend the motion to not use Agency Tourism Marketing for email newsletters and to limit the city to no more than 5 hours per month of services from the company. Mayor Pro Tem Wood accepted the change.

Dawn Glanc said it was unfair of Mayor Nelson to attack OCRA on their unpaid bills when it wasn’t the topic of conversation.

Council Member	For	Against	Abstain	Absent
Mayor Nelson	X			
Mayor Pro Tem Wood	X			
Councilor Boyd	X			
Councilor Funk	X			
Councilor Lindsey	X			

The motion passed on unanimous roll call vote.

**e. Appoint/Deputize the Acting City Administrator as the Workplace Coordinator Charged with Addressing COVID-19 Issues to Comply with CDPHE Fourth Amended Public Health Order 20-28 Safer at Home II. I. 1. a.**

Ms. Viner and Ms. Drake felt that Ms. Drake would be a suitable choice for this role. A modified safer at home order will be issued on Thursday, and this role will be in charge of making sure vulnerable

employees are safe. Other municipalities are appointing either the administrator or HR director to this role. Mayor Pro Tem Wood made a motion to appoint the city administrator position as Workplace Coordinator from CDPHE Safer at Home II order. Councilor Lindsey seconded the motion.

Council Member	For	Against	Abstain	Absent
Mayor Nelson	X			
Mayor Pro Tem Wood	X			
Councilor Boyd	X			
Councilor Funk	X			
Councilor Lindsey	X			

The motion passed on unanimous roll call vote.

**10. DISCUSSION - Future Agenda Items**

Send future discussion items to Melissa no later than 8 am next Monday.

Ms. Viner will prepare a resolution for waiving fees, alcohol in the park and 12 days to look at encroachment permits.

Executive session at 9 am on June 11<sup>th</sup> to review city administrator resumes.

**11. EXECUTIVE SESSION - For a conference with the City attorney for the purpose of receiving legal advice on specific legal questions under C.R.S.24-6-402(4)(b) regarding open meetings and public record requests**

Councilor Lindsey made a motion to move into executive session at 7:41 pm for the purpose of receiving legal advice or specific legal questions regarding open meetings and public record requests. Councilor Funk seconded the motion.

Council Member	For	Against	Abstain	Absent
Mayor Nelson	X			
Mayor Pro Tem Wood	X			
Councilor Boyd	X			
Councilor Funk	X			
Councilor Lindsey	X			

The motion passed on unanimous roll call vote.

The executive session concluded at 8:34 pm.

**12. ADJOURNMENT**

Councilor Funk made a motion to adjourn at 8:35 pm, Mayor Pro Tem Wood seconded. The motion passed unanimously.

ATTEST:

  
 \_\_\_\_\_  
 Greg Nelson, Mayor

7/20/20  
 Date

Melissa M. Drake

Melissa M. Drake, City Clerk

CERTIFICATION

I, Melissa M. Drake, do hereby certify that I am the City Clerk of the City of Ouray, Ouray County, State of Colorado, and that the above minutes are a true and correct summary of the meeting of the Ouray City Council held on June 1, 2020. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 1<sup>st</sup> day of July, 2020.

Melissa M. Drake

Melissa M. Drake, City Clerk