

**AGENDA
OURAY CITY COUNCIL**

**TUESDAY, January 19, 2021
Regular Meeting – 1pm**

VIRTUAL MEETING

Join Zoom Meeting
<https://zoom.us/j/9349389230>

Meeting ID: 934 938 9230 Passcode: 491878
Or dial: 408 638 0968 or 669 900 6833

Regular Meeting – 1pm

- Electronic copies of the Council Packet are available on the City website at 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
2. ROLL CALL
3. PUBLIC HEARINGS
 - a. Ordinance 1, 2021 - Updates to Chapter 10 and Chapter 14 of the Ouray Municipal Code Including 2020 Model Traffic Code Adoption and Changes to Parking, Traffic, and Animal Regulations Page 36
 - b. Environmental Public Hearing Regarding the Ouray Wastewater Treatment Plant (WWTP) Project Page 2
4. CEREMONIAL/INFORMATIONAL – Update on WWTP Project - JVA
5. CITIZENS' COMMUNICATION
6. CITY COUNCIL REPORTS/INFORMATION - Glenn Boyd, Ethan Funk, Peggy Lindsey, John Wood, and Greg Nelson
7. DEPARTMENT REPORTS
 - a. City Administrator Page 13
 - b. Finance and Administration Director Page 15
 - i. Sales Tax – November Activity
 - ii. LOT – November Activity
 - iii. Pool Visitation and Revenue
 - c. Community Development Coordinator Page 23
8. CONSENT AGENDA – Liquor License Renewal - JTP Incorporated dba Ouray RV Park & Cafe Page 32
9. ACTION ITEMS Page 33
 - a. Ordinance 1, Series 2021 - Updates to Chapter 10 and Chapter 14 of the Ouray Municipal Code Including 2020 Model Traffic Code Adoption and Changes to Parking, Traffic, and Animal Regulations – Second Reading Page 36
 - b. IGA - 2021 Shared Victim Advocate Services Page 43
 - c. Appoint Councilor Ethan Funk to the Economic Recovery Working Group
 - d. Recommendations from the Tourism Advisory Committee Page 49
 - e. Resolution 3, Series 2021 – Closing the Lower Viewing Bridge and Surrounding Area at the Ice Park for the 2021 Ice Fest
10. DISCUSSION ITEMS Page 50
 - a. Parks and Recreation Master Plan
 - b. Future Agenda Items
11. ADJOURNMENT



SRF Environmental Public Meeting

City of Ouray

Wastewater Treatment Facility Expansion

January 19, 2021



Today's Presenters:
Cooper Best, PE



Presentation Outline

- Purpose of Meeting
- Project Overview
 - Purpose
 - Background
 - Selected Alternative
 - Update
- Project Funding
 - SRF Loan Application Process
- Environmental Assessment
- Project Delivery and Schedule



Purpose of Meeting

- Provide project overview and update
- Public opportunity for feedback and questions on environmental concerns
- Consult and respond to interested or affected public members
- Satisfy requirements of the State Revolving Fund (SRF) loan process



Project Overview: Purpose

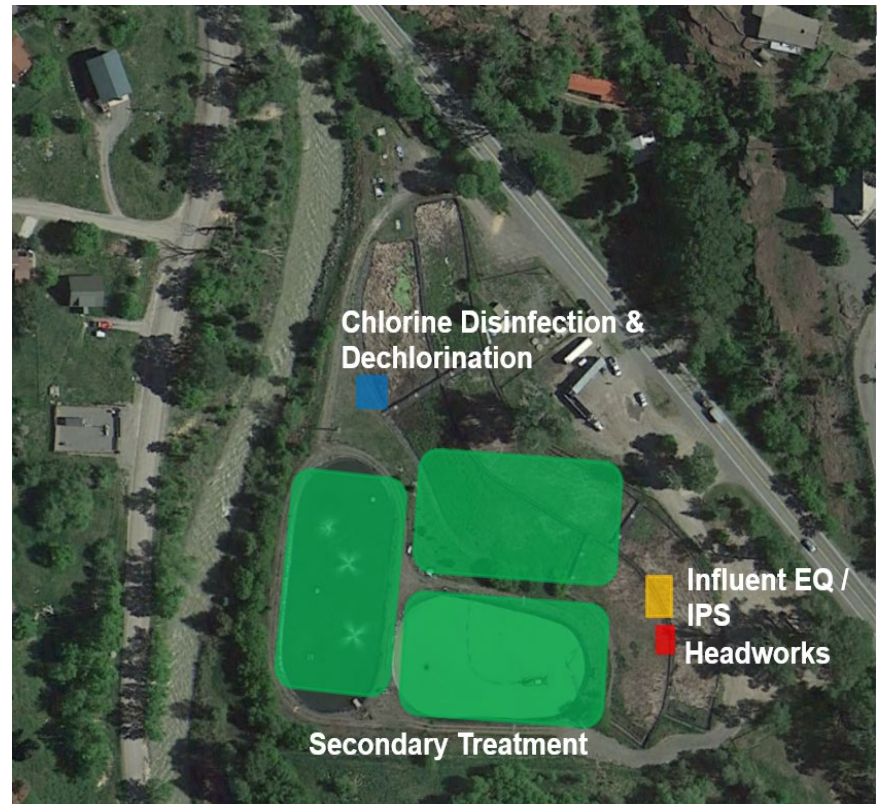
- Address regulatory compliance issues
- Replace aging infrastructure
- Add process redundancy and reliability
- Expand existing treatment capacity

Parameter	Current	Proposed
Hydraulic Capacity (Summer)	0.363 MGD	0.465 MGD
Hydraulic Capacity (Winter)	0.250 MGD	
Organic Capacity (Summer)	400 lbs BOD ₅ /day	1,170 lbs BOD ₅ /day
Organic Capacity (Winter)	275 lbs BOD ₅ /day	



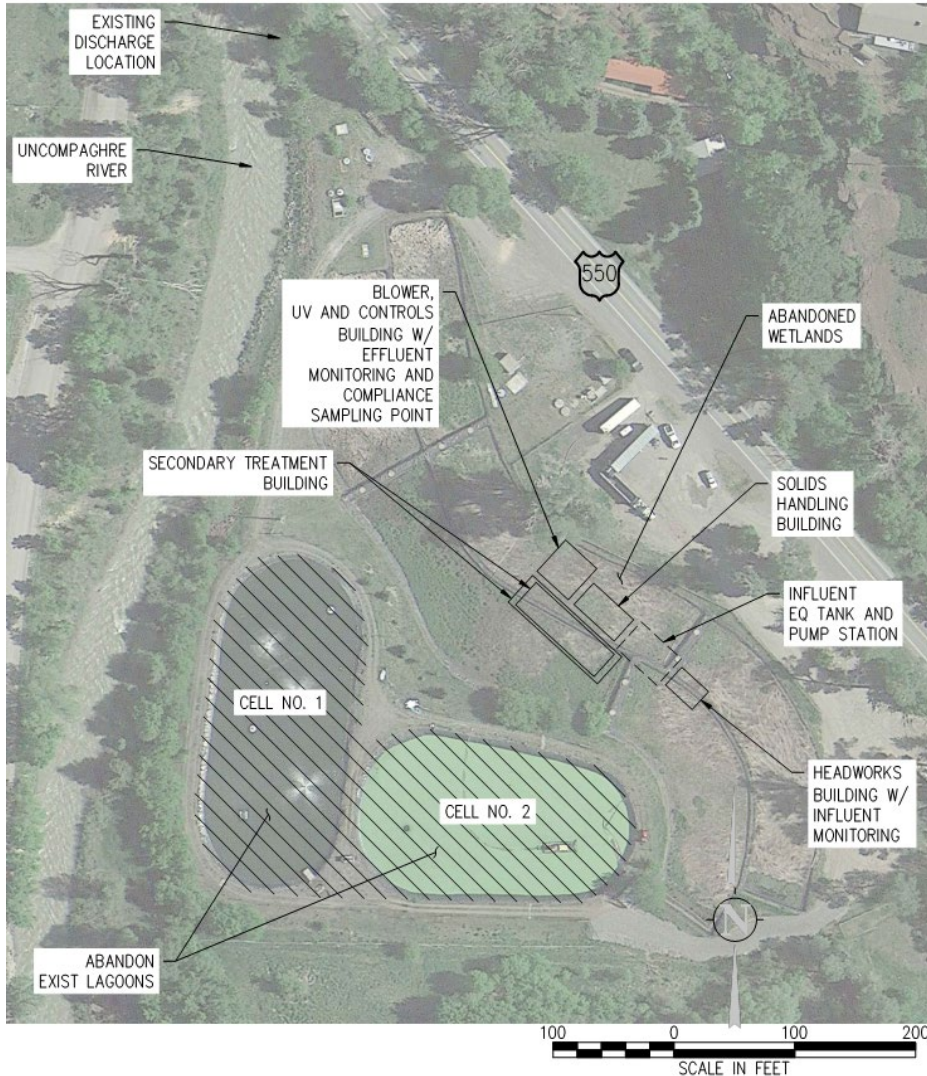
Project Overview: Background

- Retrofitting the existing lagoons was removed from consideration early on the design process, as they do not meet the CDPHE design criteria for:
 - Volumetric loading
 - Lagoon liner thickness
 - Seepage



Spacing requirements for retrofitting the existing lagoons to meet CDPHE design criteria

Project Overview: Selected Alternative



- Headworks: Screening and grit removal
- Equalization pump station
- Secondary treatment: Moving Bed Biofilm Reactor (MBBR) and Clarification
- Solids handling: Aerobic digestion and mechanical dewatering
- UV disinfection

Process	Design Flow	Peak Hour Flow
Headworks	1.66 MGD	1.66 MGD
Equalization	1.66 MGD	1.66 MGD
MBBR	0.465 MGD	1.66 MGD
Disinfection	0.465 MGD	1.66 MGD

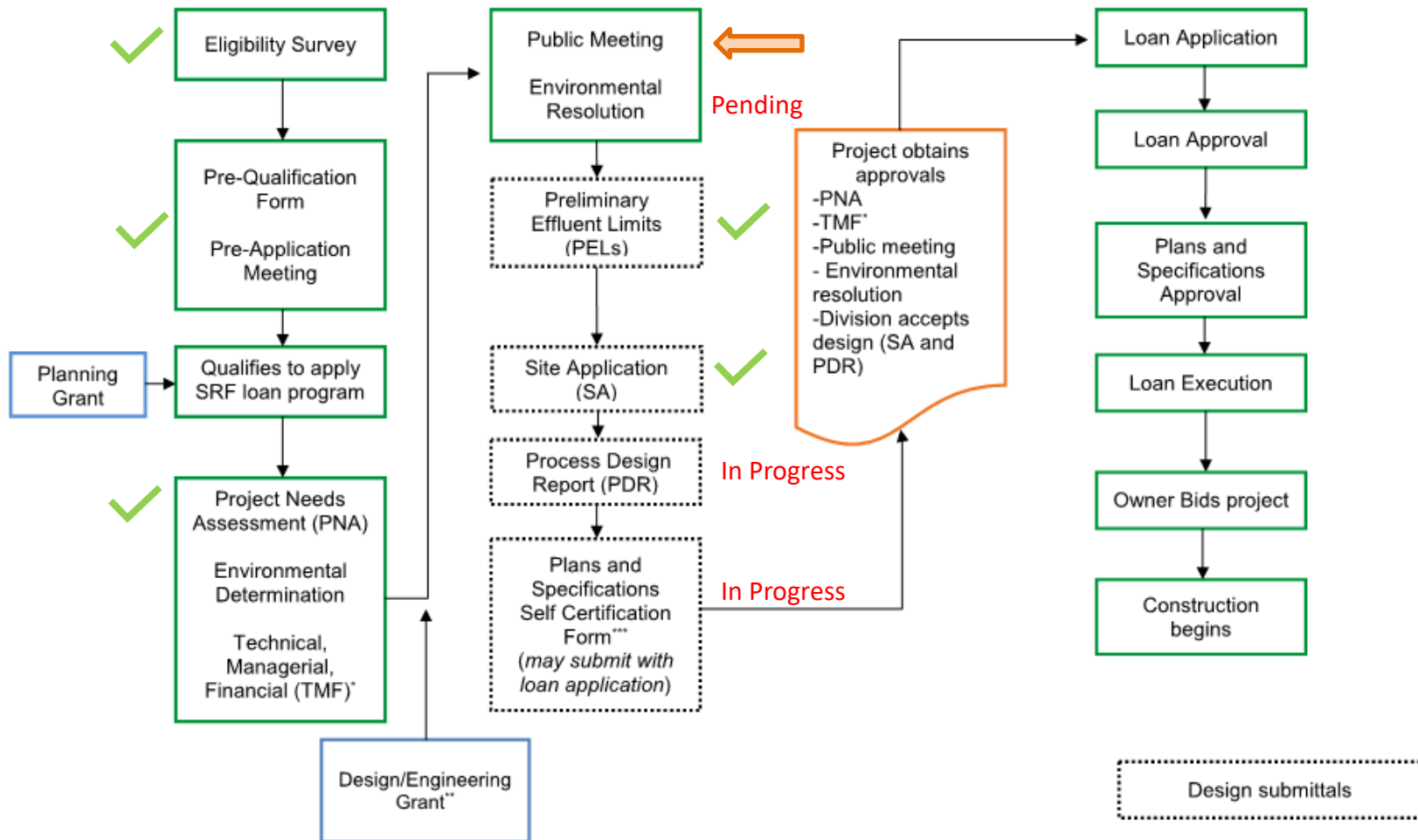


Project Funding

- The entire project cost is estimated at approximately \$13.3 Million (Includes solids handling)
- The City is in the process of applying through the Colorado Department of Public Health and Environment (CDPHE) for a State Revolving Fund (SRF)
 - Loan is typically 20-year term at discounted bond rate (anticipated 1-2%)



Project Funding: SRF Loan Application Process



Environmental Assessment

- Required by the National Environmental Policy Act (NEPA)
 - The EA is a review of short and long-term direct, secondary, and cumulative impacts of the proposed project
- To be submitted to the Colorado Department of Public Health and Environment (CDPHE)
- Required input from the following State and Federal Agencies:
 - Ouray County Public Health
 - Colorado Division of Wildlife
 - Colorado Division of Water Resources
 - State Historic Preservation Office
 - CDPHE Air Pollution Control Division
 - Natural Resources Conservation Service
 - US Fish and Wildlife
 - US Army Corps of Engineers
- Anticipating Finding of No Significant Impact (FNSI)



Project Delivery and Schedule

Milestone	Date
Site Application Submittal	December 2019
PDR Submittal to CDPHE	February 2021
Advertise for CMAR Contractors	March 2021
Select CMAR	April-May 2021
Submit Environmental Assessment	February 2021
Submit 60% Design under CMAR	July 2021
SRF Loan Application	August 15, 2021
Submit 95% Design Drawings and GMP	November 2021
Notice to Proceed	January 2022
Construction Begins	Spring 2022



Questions?





City Administrator

Report for January 19, 2021 City Council

January 4 – January 15:

Over the last two weeks I have starting to analyze the organizational chart, job descriptions and staffing requirements across the departments. The City has opened the positions of Community Development Coordinator, due to the unfortunate future departure of Ms. Aja Tibbs, and Hot Springs Pool Manager. Both of these positions are funded within the 2021 budget.

Meetings Attended:

Unified Command

COVID Recovery Working Group

Hot Springs Pool Infrastructure Tour

Hot Springs Organization and Staffing Review Meeting

Drinking Water Infrastructure Tour (Spring Box; Mineral Farms Pump Station; City's Hydroelectric Plant; Old Biota Line Infrastructure; Water Tanks; Chlorine Injection Building)

Tourism Collaboration Meeting (Montrose; City of Ouray; Ouray County; Ridgway)

Waste Water Treatment Facility Project Bi-Weekly Update Meeting (JVA)

Waste Water Treatment Facility MBBR Manufacturer Interviews:

- Entex BioTex and WavTex
- Suez
- Veolia
- Headworks International
- Nexom

Community Development Code Enforcement Update Meeting

Community Economic Development Committee Work Session (Community Plan)

Meetings Attended Continued:

City Attorney (Water Rights)

Planning Commission

Ouray Tourism Advisory Committee (TAC) Meeting

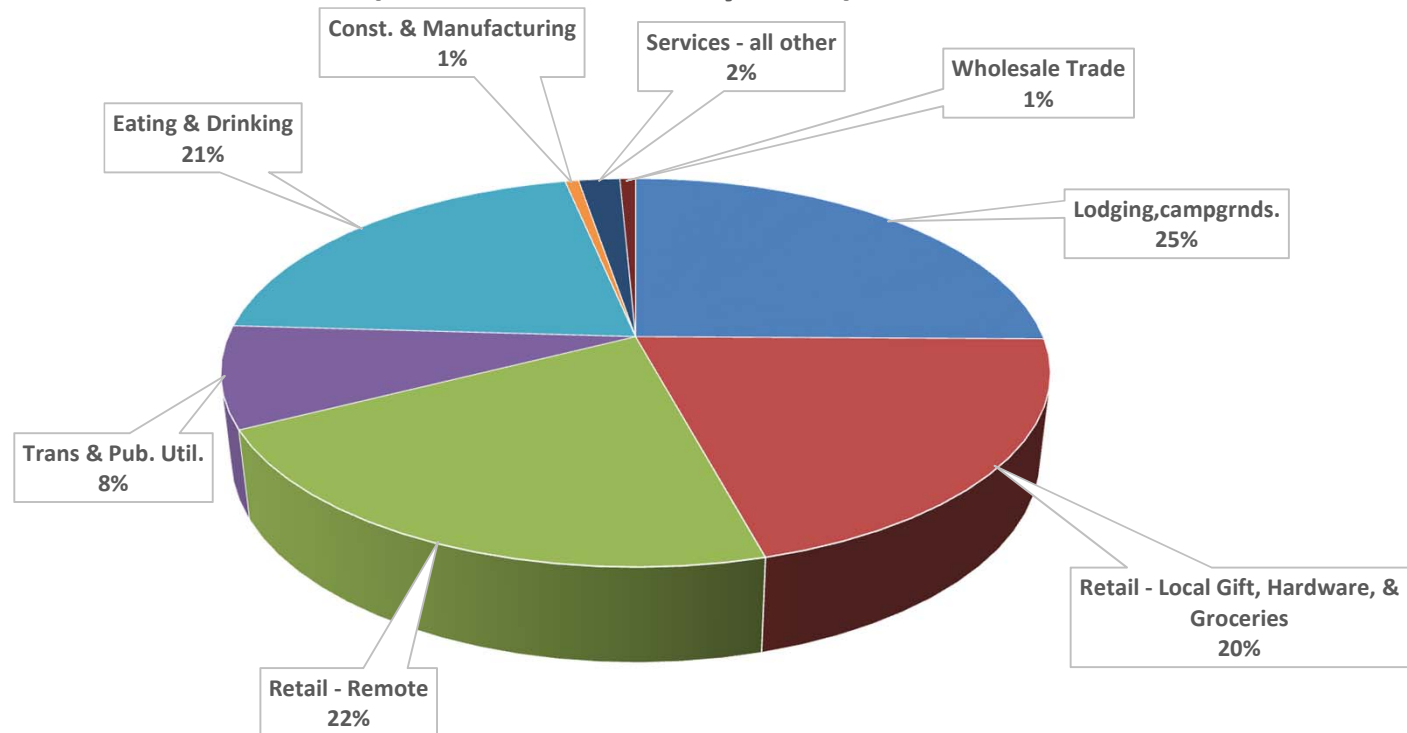
Tourism Advisory Committee Chair (Visitor Center Media Display Setup)

Ice Park Advisory Leadership Team Meeting

Future Projects:

- SGM Engineering will be onsite next week to analyze the Box Canyon Geothermal collection boxes, amount of discharge through overflow pipe and valleys within water line. This will assist to determine the best use of budgeted funds for geothermal improvements in 2021 (i.e. fixes within the collection system and within the canyon and/or line replacement)
- A job description for the hiring of a temporary/seasonal part-time Visitors Center Coordinator is currently being written for near future advertisement.

City of Ouray
November 2020 Sales Tax Revenues by Business Category
(received in January 2021)

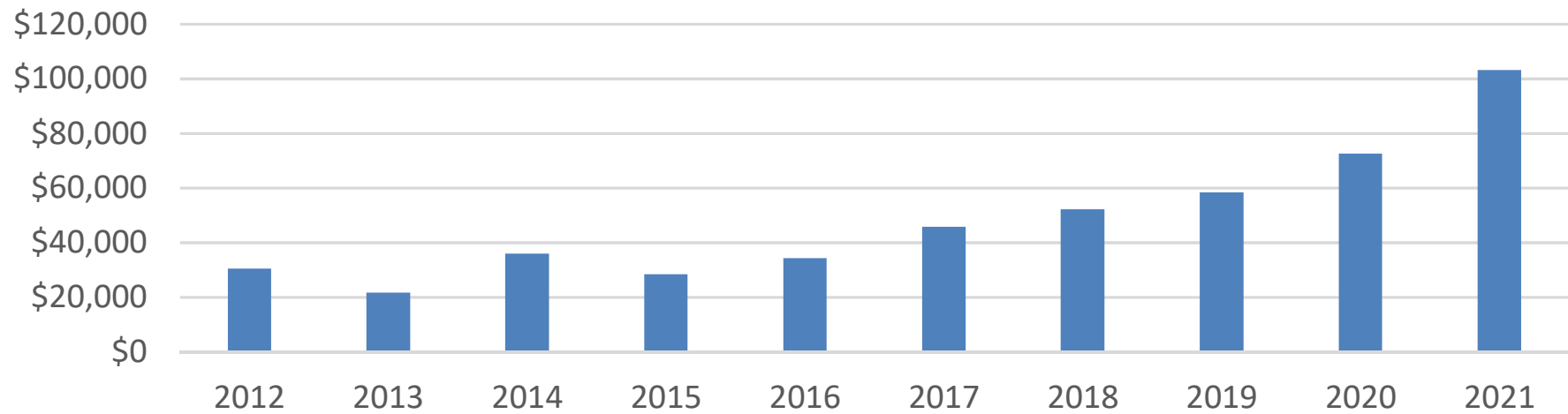


CITY OF OURAY
2021 MONTHLY SALES TAX REVENUES BY BUSINESS CATEGORY

(1) Month tax received from State of Colorado, representing sales from two months earlier (e.g. tax shown as APRIL is mostly from FEBRUARY)

2021 SALES TAX REVENUES BY BUSINESS CATEGORY							
(1) Funds received by City in: July (mostly re: May)							
Business Category	January	February	March	April	May	June	
Lodging, campgrnds.	\$ 26,010.45						
Retail - Local Gift, Hardware, & Groce	\$ 21,286.27						
Retail - Remote	\$ 22,394.45						
Trans & Pub. Util.	8,743.59						
Eating & Drinking	21,469.16						
Const. & Manufacturing	651.34						
Services - all other	1,978.85						
Wholesale Trade	755.57						
Retail - groceries, liquor, candy, hardware, gas							
Retail - gift, souvenir, variety, books							
Finance, Ins. Real Estate							
Mining							
All Other							
TOTAL	\$ 103,289.68	\$ -	\$ -	\$ -	\$ -	\$ -	
Business Category	July	August	September	October	November	December	Year-to-date
Lodging, campgrnds.							\$ 26,010.45
Retail - Local Gift, Hardware, & Groceries							\$ 21,286.27
Retail - Remote							\$ 22,394.45
Trans & Pub. Util.							8,743.59
Eating & Drinking							21,469.16
Const. & Manufacturing							651.34
Services - all other							1,978.85
Wholesale Trade							755.57
Retail - groceries, liquor, candy, hardware, gas							-
Retail - gift, souvenir, variety, books							-
Finance, Ins. Real Estate							-
Mining							-
All Other							-
TOTAL	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 103,289.68

CITY OF OURAY JANUARY SALES TAX REVENUE COMPARISON Over Past 10 Years



Notes: Figures represent November 2018 Sales
Sales Tax increased from 3% to 4% on January 1, 2016

CITY OF OURAY
SALES TAX REVENUES BY BUSINESS CATEGORY 2011-2020

SALES TAX REVENUES BY BUSINESS CATEGORY

Business Category	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021
Lodging, campgrnds.	\$ 3,720.69	\$ 2,192.98	\$ 5,103.22	\$ 4,914.20	\$ 5,328.09	\$ 10,361.30	\$ 10,674.08	\$ 13,666.95	\$ 15,650.17	\$ 26,010.45
Retail - Local Gift, Hardware, & Groceries									13,822.47	\$ 21,286.27
Retail - Remote									20,761.13	\$ 22,394.45
Retail - groceries, liquor, candy, hardw	6,906.96	5,013.86	4,813.58	5,225.22	8,068.21	8,902.38	12,108.96	16,774.84		
Retail - gift, souvenir, variety, books	1,875.72	1,807.45	2,536.87	1,859.85	1,976.90	3,445.41	3,324.04	3,733.10		
Trans & Pub. Util.	12,082.73	6,000.51	8,031.53	5,995.98	5,172.03	6,444.27	6,524.03	6,945.48	4,153.41	8,743.59
Eating & Drinking	2,269.99	3,636.44	4,101.51	4,226.04	9,017.29	9,111.37	11,347.37	9,178.32	12,366.72	21,469.16
Const. & Manufacturing	2,409.66	1,932.56	1,642.64	3,209.37	3,437.62	4,537.74	5,465.10	6,376.27	4,386.21	651.34
Services - all other	955.79	905.41	715.59	1,617.38	752.02	1,885.85	2,241.56	992.42	774.99	1,978.85
Finance, Ins. Real Estate	206.80	250.18	9,052.40	1,520.64	598.75	1,101.29	382.25	595.19		
Wholesale Trade	133.97	32.07	32.90	(129.12)	32.11	81.66	153.54	186.47	683.11	755.57
Mining	-	-	-	-	-	-	-	-	-	-
All Other	5.70	14.25	-	42.75	-	-	-	-	-	-
TOTAL	\$ 30,568.01	\$ 21,785.71	\$ 36,030.24	\$ 28,482.31	\$ 34,383.02	\$ 45,871.27	\$ 52,220.93	\$ 58,449.04	\$ 72,598.21	\$ 103,289.68
								\$3,828.15 out-of-period	\$8,419.61 out-of-period	\$11,188.12 out-of-period

Ouray Lodging Occ. Tax Collection Summary

ROOMS	2012	2013	2014	2015	2016	2017	2018	2019	2020	20 VS 19
Month										
January	4452	4343	4349	5712	5826	5113	5782	6196	6245	0.79%
February	3446	3673	3874	4816	5226	4509	5085	5593	4641	-17.02%
March	2975	2746	2949	3394	3638	3499	4763	4152	1952	-52.99%
April	1912	1661	1836	2236	2660	2411	3080	2857	32	-98.88%
May	4914	4248	4149	5047	5850	5939	7396	7894	3111	-60.59%
June	10282	10971	10718	12015	13521	14494	14578	15026	12736	-15.24%
July	16781	16285	17248	19171	19960	20248	19802	19482	20444	4.94%
August	14672	13688	15198	16477	16949	17344	17613	18629	16919	-9.18%
September	12361	12004	13377	15478	16149	16526	17743	18498	17564	-5.05%
October	4876	5825	6450	7937	7691	7762	7462	9407	19127	103.33%
November	1709	2084	1936	2141	2113	2674	2856	3237	3642	12.51%
December	2805	3589	3696	3656	3382	4226	5038	4268		
Total Rooms	81185	81117	85780	98080	102965	104745	111198	115239		

106413
Year to Date

DOLLARS											BC portion
January	\$11,755	\$11,729	\$11,848	\$15,867	\$15,819	\$13,795	\$16,294	\$22,444	\$25,204	12.30%	\$2,993
February	\$8,855	\$9,749	\$10,430	\$12,468	\$13,908	\$12,648	\$14,021	\$19,580	\$18,464	-5.70%	\$2,193
March	\$7,792	\$7,260	\$7,945	\$9,240	\$9,505	\$9,529	\$12,884	\$14,526	\$6,834	-52.95%	\$812
April	\$4,974	\$4,475	\$4,975	\$5,701	\$6,633	\$6,294	\$8,090	\$8,312	\$107	-98.72%	\$13
May	\$13,131	\$11,738	\$11,357	\$13,876	\$15,372	\$15,734	\$19,031	\$22,068	\$7,922	-64.10%	\$941
June	\$26,440	\$28,572	\$28,419	\$31,431	\$34,498	\$36,654	\$36,236	\$62,392	\$51,634	-17.24%	\$6,131
July	\$43,054	\$42,369	\$44,740	\$47,884	\$49,767	\$50,344	\$49,371	\$110,244	\$114,230	3.62%	\$13,565
August	\$34,737	\$35,708	\$40,035	\$41,643	\$41,801	\$42,090	\$43,236	\$90,952	\$92,809	2.04%	\$11,021
September	\$33,413	\$32,326	\$35,960	\$40,336	\$41,704	\$41,965	\$44,480	\$79,505	\$93,050	17.04%	\$11,050
October	\$13,309	\$15,848	\$17,556	\$21,385	\$20,717	\$20,355	\$19,711	\$37,511	\$60,690	61.79%	\$7,207
November	\$4,261	\$5,348	\$5,092	\$5,136	\$5,802	\$7,079	\$7,000	\$10,367	\$14,616	40.99%	\$1,736
December	\$7,617	\$9,816	\$9,918	\$9,571	\$9,590	\$11,882	\$13,622	\$17,593			
Total Dollars	\$209,338	\$214,938	\$228,275	\$254,538	\$265,116	\$268,369	\$283,976	\$495,494			\$57,662

\$485,559
Year to Date

Data represents rooms and dollars for month in which lodging activity occurred.
 LOT report and payment are due by 20th of following month.
 "ROOMS" data includes exempt rooms.

OURAY LODGING OCCUPANCY TRENDS

Based on Lodging Occupation Tax Collections

	2018				2019				2020			
	Avail.	Rooms		<i>Exempt</i>	Avail.	Rooms		<i>Exempt</i>	Avail.	Rooms		<i>Exempt</i>
	Rooms	Rented	Occ.%	<i>Rooms</i>	Rooms	Rented	Occ.%	<i>Rooms</i>	Rooms	Rented	Occ.%	<i>Rooms</i>
	+ RVs, Unfurnished Cabins				+ RVs, Unfurnished Cabins				+ RVs, Unfurnished Cabins			
January	16882	5782	34.2%	244	19378	6196	32.0%	387	19301	6245	32.4%	61
February	15960	5085	31.9%	261	17556	5593	31.9%	287	15753	4641	29.5%	103
March	17293	4763	27.5%	252	18409	4152	22.6%	388	13973	1952	14.0%	18
April	16699	3080	18.4%	213	18291	2857	15.6%	247	42	32	76.2%	10
May	20713	7396	35.7%	401	22770	7894	34.7%	334	12725	3111	24.4%	29
June	21403	14578	68.1%	626	21708	15026	69.2%	302	21195	12736	60.1%	28
July	21763	19802	91.0%	815	22944	19482	84.9%	452	22744	20444	89.9%	654
August	21741	17613	81.0%	837	24090	18629	77.3%	465	18745	16919	90.3%	10
September	21339	17743	83.1%	767	22482	18498	82.3%	493	20654	17564	85.0%	10
October	19545	7462	38.2%	351	21554	9407	43.6%	307	19127	12877	67.3%	18
November	16113	2856	17.7%	400	17290	3237	18.7%	184	12875	3642	28.3%	40
December	17028	5038	29.6%	388	18825	4268	22.7%	170				
Total	226479	111198	49.1%	5555	245297	115239	47.0%	4016				

177134 100163
Year to Date Year to Date

Data represents rooms for month in which lodging activity occurred.

LOT report and payment are due by 20th of following month.

"Rooms Rented" columns includes exempt rooms.

"*Exempt Rooms*" columns are for memo purposes only.

2020 Lodging Occupation Tax, By Business Category

AVAILABLE ROOMS	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Hotel, Motel	12,741	10,390	8,805	38	6,779	13,042	14,165	12,529	14,141	13,991	9,831		116,452
Bed and Breakfast	1,044	542	262	-	255	995	1,016	1,010	1,790	410	169		7,493
House, Townhouse, Condo (1)	2,788	2,327	2,545	4	2,236	2,733	2,913	2,912	2,503	2,895	2,875		26,731
RV Space, Unfurnished Cabin	2,728	2,494	2,361	-	3,455	4,425	4,650	2,294	2,220	1,831	-		26,458
Total Rooms	19,301	15,753	13,973	42	12,725	21,195	22,744	18,745	20,654	19,127	12,875	-	177,134

ROOMS RENTED	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Hotel, Motel	4,856	3,668	1,448	28	1,974	8,007	12,909	11,906	12,206	10,126	3,062		70,190
Bed and Breakfast	175	97	18	-	21	433	918	858	1,828	258	32		4,638
House, Townhouse, Condo (1)	700	467	168	4	57	1,017	1,997	1,892	1,439	1,416	548		9,705
RV Space, Unfurnished Cabin	514	409	318	-	1,059	3,279	4,620	2,263	2,091	1,077	-		15,630
Total Rooms	6,245	4,641	1,952	32	3,111	12,736	20,444	16,919	17,564	12,877	3,642	-	100,163

DOLLARS	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Total
Hotel, Motel	\$ 17,816.90	\$ 14,130.79	\$ 5,242.52	\$ 85.51	\$ 5,958.17	\$ 35,919.22	\$ 81,256.25	\$ 68,592.15	\$ 67,111.60	\$ 47,428.53	\$ 11,488.18		\$ 355,029.82
Bed and Breakfast	\$ 803.81	\$ 354.91	\$ 91.77	\$ -	\$ 130.41	\$ 2,564.46	\$ 5,564.87	\$ 5,744.68	\$ 10,400.95	\$ 1,506.39	\$ 195.75		\$ 27,358.00
House, Townhouse, Condo (1)	\$ 5,870.72	\$ 3,396.81	\$ 1,129.93	\$ 21.00	\$ 174.01	\$ 6,984.56	\$ 19,089.19	\$ 15,289.60	\$ 12,274.02	\$ 9,292.64	\$ 2,932.34		\$ 76,454.82
RV Space, Unfurnished Cabin	\$ 712.48	\$ 581.12	\$ 369.70	\$ -	\$ 1,659.83	\$ 6,165.26	\$ 8,319.90	\$ 3,182.27	\$ 3,263.26	\$ 2,462.40	\$ -		\$ 26,716.22
Total Dollars	\$ 25,203.91	\$ 18,463.63	\$ 6,833.92	\$ 106.51	\$ 7,922.42	\$ 51,633.50	\$ 114,230.21	\$ 92,808.70	\$ 93,049.83	\$ 60,689.96	\$ 14,616.27	\$ -	\$ 485,558.86

(1) For a property that is marketed as a stand-alone short-term rental, for which there are no hotel/motel amenities offered.

Data represents rooms for month in which lodging activity occurred.

LOT report and payment are due by 20th of following month.

"Rooms Rented" columns includes exempt rooms.

City of Ouray Hot Springs Pool and Fitness Center - Visitor and Revenue Trends

(Source: Point of Sale Software)

VISITORS	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	% change from 2019
January	7,867	7,417	7,639	7,496	9,160	9,287	36	9,392	8,553	8,149	-4.72%
February	6,240	6,563	6,380	6,177	7,158	9,095	13	7,342	5,970	7,836	31.26%
March	7,993	8,322	8,367	7,832	10,045	10,087	58	10,468	9,118	3,638	-60.10%
April	5,025	4,756	5,056	4,277	5,691	6,195	16	7,048	5,481	-	-100.00%
May	9,439	9,546	10,407	10,040	11,798	12,065	2,984	13,346	11,397	-	-100.00%
June	15,824	16,753	18,494	18,294	20,970	22,404	18,175	24,764	24,525	1,540	-93.72%
July	27,201	26,005	30,652	29,009	32,485	36,116	37,483	35,943	36,986	6,416	-82.65%
August	17,421	17,463	18,875	21,625	22,377	22,353	25,486	23,936	23,274	12,622	-45.77%
September	11,379	11,496	10,825	10,617	14,334	9,258	16,065	16,397	14,833	11,946	-19.46%
October	6,266	5,419	5,741	6,473	7,360	62	9,834	8,771	9,596	10,699	11.49%
November	5,109	5,460	6,052	6,576	6,878	49	7,077	7,043	6,920	4,644	-32.89%
December	7,334	6,512	7,117	7,158	7,646	47	10,753	9,046	8,174	4,439	-45.69%
TOTAL YEAR	127,098	125,712	135,605	135,574	155,902	137,018	127,980	173,496	164,827	71,929	

REVENUE	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	% change from 2019
January	\$ 51,516.52	\$ 63,665.75	\$ 69,592.57	\$ 70,853.78	\$ 84,848.13	\$ 85,983.09	\$ 2,189.00	\$ 89,885.46	\$ 95,701.53	\$ 99,306.81	3.77%
February	\$ 40,712.27	\$ 53,489.36	\$ 53,942.51	\$ 58,070.40	\$ 62,350.28	\$ 78,569.69	\$ 724.00	\$ 70,970.13	\$ 65,918.59	\$ 97,215.12	47.48%
March	\$ 53,734.00	\$ 68,778.92	\$ 71,253.08	\$ 73,228.30	\$ 92,289.88	\$ 84,745.80	\$ 1,012.00	\$ 102,232.15	\$ 108,526.39	\$ 47,810.30	-55.95%
April	\$ 32,716.07	\$ 39,091.23	\$ 40,718.09	\$ 35,578.60	\$ 50,940.75	\$ 52,112.54	\$ 2,234.00	\$ 72,957.12	\$ 62,025.47	\$ -	-100.00%
May	\$ 64,312.46	\$ 83,176.16	\$ 92,099.46	\$ 90,214.50	\$ 109,383.77	\$ 108,047.29	\$ 123,474.60	\$ 155,881.40	\$ 138,237.34	\$ -	-100.00%
June	\$ 147,891.01	\$ 168,218.99	\$ 184,665.49	\$ 175,517.27	\$ 186,061.57	\$ 211,853.56	\$ 166,974.02	\$ 317,542.31	\$ 311,093.17	\$ 19,273.04	-93.80%
July	\$ 255,111.76	\$ 248,316.40	\$ 273,929.96	\$ 278,448.14	\$ 300,620.51	\$ 332,026.16	\$ 479,802.39	\$ 455,519.84	\$ 474,330.32	\$ 74,169.01	-84.36%
August	\$ 148,989.05	\$ 164,396.17	\$ 169,419.68	\$ 196,542.94	\$ 194,321.61	\$ 198,465.34	\$ 326,151.96	\$ 308,882.04	\$ 295,953.46	\$ 165,977.58	-43.92%
September	\$ 94,152.75	\$ 104,059.16	\$ 90,904.86	\$ 93,619.70	\$ 127,909.15	\$ 80,149.87	\$ 184,807.92	\$ 200,777.07	\$ 188,131.33	\$ 158,666.78	-15.66%
October	\$ 49,054.72	\$ 47,989.45	\$ 51,079.71	\$ 56,515.76	\$ 63,216.05	\$ 2,737.00	\$ 82,537.92	\$ 99,235.68	\$ 120,843.43	\$ 145,302.53	20.24%
November	\$ 40,559.39	\$ 41,042.60	\$ 48,744.63	\$ 55,891.66	\$ 54,218.80	\$ 1,796.25	\$ 62,435.74	\$ 84,885.49	\$ 83,976.37	\$ 58,403.16	-30.45%
December	\$ 66,499.97	\$ 67,307.68	\$ 75,289.46	\$ 73,048.24	\$ 74,421.59	\$ 1,957.00	\$ 112,212.40	\$ 111,645.98	\$ 105,050.32	\$ 60,304.81	-42.59%
TOTAL YEAR	\$ 1,045,249.97	\$ 1,149,531.87	\$ 1,221,639.50	\$ 1,257,529.29	\$ 1,400,582.09	\$ 1,238,443.59	\$ 1,544,555.95	\$ 2,070,414.67	\$ 2,049,787.72	\$ 926,429.14	

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TO: Ouray City Council
FROM: Aja Tibbs, Community Development Coordinator
DATE: January 14, 2021
FOR: January 19, 2021
SUBJECT: Community Development Report

BUILDING & SIGN PERMITS

Staff did not issue any new building permits for the month of December. The monthly building permit report has been attached for reference.

SHORT TERM RENTALS

Staff has approved one new STR license in the month of December, and has received several renewal applications. The fourth quarter (end of year) STR report has been attached for reference.

CODE ENFORCEMENT

Code enforcement cases continue to be monitored and enforced. A meeting was held on January 6th between Community Development, Police Department, the City Attorney and City Administrator to coordinate and discuss procedures for 3rd tier code violations (final steps for citations/litigation). This will help staff to be more consistent with formal documentation and violation enforcement.

CURRENT PLANNING

Staff is reviewing the following application:

- Wanakah Estates – Minor subdivision application under review

LONG RANGE PLANNING

The Community Plan has been through the Planning Commission and CEDC with recommendations of approval. Staff is now preparing the community plan for a public hearing before the City Council.

Staff awaits direction from the Council to schedule a joint study session regarding the proposed Accessory Dwelling Unit (ADU) code amendment.

COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE (CEDC)

The CEDC held a special work session on January 7th to review and discuss the draft Community Plan, and a regular meeting on January 14th. The regular meeting included a public hearing for the Community Plan, and discussions regarding membership and leadership positions. Susie Grecco-Perry has resigned from the Committee which now leaves five remaining members. Travis Cossitt was voted into the vice-chair position that Susie previously held.

PLANNING COMMISSION

The Planning Commission held a regular meeting on January 12th. The Planning Commission held a public hearing regarding the draft community plan, and discussed updates on community development projects. The Commission continues to request that the Council consider the draft code amendment for ADU's.

MISCELLANEOUS PROJECTS

The following additional miscellaneous projects have also been taken on by community development staff:

- On-going inquiries for encroachment applications, estimates, and discussions with property owners.
- Staff has received a violation letter from the state regarding non-compliance with backflow prevention devices. Staff has prepared a notice which is being reviewed by the state and will be noticed next week. This violation is the result of staff turnover and gaps within the enforcement of the program. Staff is working to remedy the situation as quickly as possible, but strong support for enforcement of the program will be needed.
- Ongoing research and navigation of file systems and needed process improvements.
- I have submitted my letter for resignation. My last day with the city will be on February 4th.

ATTACHMENTS

- January Building Permit Report
- 2020 4th Quarter STR Report
- Cross-Connection Control Violation Notice, CDPHE

BUILDING PERMITS ISSUED IN DECEMBER

Permit #	Location	Zoning	Permit Type	Valuation	Issue Date
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There were no building permits issued in the month of December

ONGOING ACTIVE PERMITS

Permit #	Location	Zoning	Permit Type	Valuation	Issue Date
1706-01	472 Main St.	C-1	Interior Remodel	\$1,000	7/18/2017
1802-01	429 5th St.	R-1	Addition	\$350,000	2/13/2018
1804-02	111 Ouray Vista	R-1	New SFD	\$55,000	4/17/2018
1806-02	231 Queen St	R-1	New SFD	\$800,000	6/06/2018
1811-07	1233 Park	C-1	New SFD	230,000	11/27/2018
1811-08	1231 Park	C-1	New SFD	210,000	11/27/2018
1904-07	117 Haydon View	R-1	New SFD	\$800,000	4/29/2019
1904-08	189 4th St.	R-1	Addition	\$100,000	4/30/2019
1905-03	109 Ouray Vista	R-1	New SFD	\$700,000	5/17/2019
1908-04	790 Oak St 32W	C-2	Foundation	\$4,900	8/19/2019
2003-1B	6th Ave	C-1	Interior Remodel	\$6,000	3/13/2020
2005-1	115 5th St.	R-2	Interior Remodel	\$3,000	2/13/2020
2005-21	400 Main St.	C-1	Awning	\$7,500	5/28/2020
2005-20	113 Ouray Vista Ln.	R-1	New SFD	\$500,000	5/19/2020
2005-4	433 3rd Ave.	R-1	Interior Remodel	\$82,500	5/4/2020
2007-5	Parcel 86 Hillcrest Dr.	R-1	New SFD	\$500,000	7/21/2020
2008-04	1230 Main St.	P-1	Basement Remodel	City Project	8/14/2020
2008-06	1500 N. Oak St.	R-2	New SFD / Partial	\$170,000	8/19/2020
2009-02	1546 Oak St.	R-2	Remodel Garage	\$66,000	9/9/2020
2009-03	540 8th Ave.	R-1	Deck Addition	\$7,500	9/10/2020
2010-04	831 Main St	C-1	Foundation	\$9,750	10/14/2020
2011-01	Lot 46 Hinkson Terrace	R-2	SFD	\$200,000.00	11/4/2020
2011-02	240 Main St	R-2	Accessory Structure	\$15,000	11/04/2020
2011-03	929 Main St	C-1	Temp Structure	\$1,000	11/06/2020

Note: This is a general list of active permits within the City of Ouray for the reporting month. The status of any permit may be verified by contacting the Community Development Department.

Short Term Rental Licenses							
Lic #	Exp Date	Address	Property Management Co	Local Property Mgr	Prop Mgr Phone	Prop. Mgr. Email	Internet Listing Site
1001	10/21/2020	531 N. Pinecrest	LaPorte Real Estate	Vern Lankenau	(972) 816-1597	lankenau.steve1@gmail.com	AirBnb
1002	10/21/2020	535 B. Main St	Curtis Haggar	Curtis Haggar	(970) 570-7942	ouray.alchemist@gmail.com	VRBO, Trip Advisor
1003	10/21/2021	812 2nd St	Evolve Vac Rental	Sharon Wild	(830) 708-3622	wildsharon123@gmail.com	Evolve Vac Rental
1004	10/21/2020	200 6th Ave	Self	Alice Leeper	(970) 596-2311	alice.leeper@gmail.com	VRBO
1005	10/21/2021	1538 Oak Street	Evolve Vac Rental	Sharon Wild	(830) 708-3622	wildsharon123@gmail.com	Evolve Vac Rental
1006	10/21/2020	1983 Main St	Roxanne Kirschler	Roxanne Kirschler	(720) 585-9241	rkays5674@gmail.com	VRBO, AirBNB
1007	10/21/2020	215 2nd Street	Perry & Terry Hotz	Perry Hotz	(970) 250-3073	perryhotz@gmail.com	VRBO
1008	10/21/2020	102 4th Avenue	Perry & Terry Hotz	Perry Hotz	(970) 250-3073	perryhotz@gmail.com	VRBO
1009	10/21/2020	107 Fedel Court	The Green Machine	Billy Bailey	(828) 280-6089	facesathand@yahoo.com	VRBO
1010	10/21/2020	215 5th Ave, #11	Evolve Vac Rentals	Sharon Wild	(830) 708-3622	wildsharon123@gmail.com	Evolve,Airbnb, VRBO
1011	10/21/2020	124 Fedel Court	Evolve Vac Rentals	Sharon Wild	(830) 708-3622	wildsharon123@gmail.com	Evolve, Airbnb, VRBO
1012	5/1/2021	311 4th St	Rik Lane	Rik Lane	(970) 596-0877	ourayrik2005@yahoo.com	Unknown
1013	5/1/2021	1512 N. Oak	Ouray County Properties	Carl Cockle	(970) 729-2268	cacouray@gmail.com	VRBO
1014	2/1/2021	343 2nd St	Ouray County Properties	Carl Cockle	(970) 729-2268	cacouray@gmail.com	VRBO
1015	1/1/2021	1907 Main St	Mountain Adventure Retreat	Laura Benton	(970) 316-1240	lkbenton@icloud.com	AirBnb
1016	1/1/2021	745 Main St	Ouray County Properties	Carl Cockle	(970) 729-2268	cacouray@gmail.com	VRBO
1017	4/1/2021	1720 Oak ST	Mountain Adventure Retreat	Laura Benton	(970) 316-1240	lkbenton@icloud.com	AirBnb
1018	4/1/2021	1570 Oak St	Mountain Adventure Retreat	Laura Benton	(970) 316-1420	lkbenton@icloud.com	AirBnb
1019	4/1/2021	1710 Oak St	Mountain Adventure Retreat	Laura Benton	(970) 316-1420	lkbenton@icloud.com	VRBO, Airbnb
1020	4/9/2020	318 6th Ave	Mountain Adventure Retreat	Laura Benton	(970) 316-1420	lkbenton@icloud.com	AirBnb
1021	2/28/2021	210 9th Ave	Jeanette Emrick	Jeanette Emrick	(714) 920-1978	jneves73@yahoo.com	VRBO, AirBNB
1022	5/1/2021	445 Main St	Self	Paige Sackman	(970) 318-8464	psackman@ouray.k12.co.us	VRBO
1023	1/1/2021	180 5th Ave	Self	Ingrid Vanderploeg	(970) 708-7706	ingrid_van_kevlen@hotmail.com	VRBO
1024	6/1/2021	1711 Hinkson Terrace	Mountain Adventure Retreat	Laura Benton	(970) 316-1420	lkbenton@icloud.com	Airbnb, VRBO
1025	1/1/2021	1235 Park Rd	Brock Adams	Brock Adams	(585) 690-1992	brock-a@hotmail.com	Evolve, Airbnb, VRBO
1026	5/1/2021	226 3rd Avenue	Self	Dolgio Nergui	(970) 318-0819	dolgio@ourayclimbers.org	Unkown
1027	1/1/2021	1586 Oak St	Cascade Luxury Condos	Rhonda Follman	(970) 596-3958	cascadeluxury@yahoo.com	VRBO
1028	1/1/2021	949 Main St	Cascade Luxury Condos	Rhonda Follman	(970) 596-3958	cascadeluxury@yahoo.com	VRBO

Lic #	Exp Date	Address	Property Management Co	Local Property Mgr	Prop Mgr Phone	Prop. Mgr. Email	Internet Listing Site
1029	1/1/2021	301 2nd St	Cascade Luxury Condos	Rhonda Follman	(970) 596-2958	cascadeluxury@yahoo.com	Airbnb
1030	1/1/2021	958 Main St	Cascade Luxury Condos	Rhonda Follman	(970) 596-3958	cascadeluxury@yahoo.com	VRBO
1031	1/1/2021	414 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	VRBO
1032	1/1/2021	1951 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	VRBO
SOLD	1/1/2021	1244 Champ Ln	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1034	1/1/2022	1524 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
SOLD	1/1/2021	708 Main St, #4	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	VRBO
1036	1/1/2021	1482 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, VRBO
1037	1/1/2022	704 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, VRBO
1038	1/1/2021	1342 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	Unknown
1039	1/1/2022	650 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, VRBO
1040	1/1/2022	1925 Elkhorn Dr	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1041	1/1/2021	215 5th Ave, #2	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1042	1/1/2021	117 7th Ave, #1	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1043	1/1/2021	119 7th Ave, #2	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1044	1/1/2021	115 7th Ave, #3	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1045	1/1/2022	837 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1046	6/1/2021	215 5th Ave, #4	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	Unknown
1047	1/1/2021	820 2nd Street	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1048	1/1/2022	952 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1049	1/1/2021	736 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1050	1/1/2021	1494 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1051	1/1/2021	1242 Champ Lane	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1052	1/1/2021	209 10th Ave, B2	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1053	1/1/2021	961 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1054	1/1/2021	1252 Champ Ln	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1055	1/1/2021	1241 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1056	1/1/2021	215 5th Ave, #3	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1057	1/1/2021	215 5th Ave, #5	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1058	6/1/2021	215 5th Ave, #4	Evolve Vacation Rentals	Sharon Wild	(970) 318-6406	wildsharon123@gmail.com	Evolve Vac Rental

Lic #	Exp Date	Address	Property Management Co	Local Property Mgr	Prop Mgr Phone	Prop. Mgr. Email	Internet Listing Site
1059	1/1/2021	1239 Park Rd	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1060	1/1/2021	1518A Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1061	1/1/2021	1245 Park Rd	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1062	1/1/2021	103 Fedel Ct	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1063	1/1/2021	1251 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1064	1/1/2021	320 8th Ave	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1065	1/1/2021	1490 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1066	1/1/2021	96 4th Ave, #1	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1067	1/1/2021	148 Loretta Ct	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1068	1/1/2021	960 Main St., A	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1069	1/1/2021	960 Main St., B	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1070	1/1/2021	960 Main St, C	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1071	1/1/2021	732 Main St, #1	Simba Suites	Bill Leo	(970) 318-6546	simbasuites@gmail.com	VRBO
1072	1/1/2021	732 Main St, #2	Simba Suites	Bill Leo	(970) 318-6546	simbasuites@gmail.com	VRBO
1073	2/1/2021	1266 Main St	Vernon Brandt	Vernon Brandt	(970) 222-0065	druin257@gmail.com	VRBO
1074	1/31/2021	200 8th Ave	Dan Zokaies	Dan Zokiaties	(540) 392-5731	dan@rockskialpine.com	Airbnb
1075	1/31/2021	1947 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1076	1/31/2021	102 8th Ave	Alpenglow Resort Rentals	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1077	4/1/2021	804 2nd St, #C7	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1078	4/1/2021	824 2nd St, C10	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1079	4/1/2021	104 8th Ave, C4	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1080	4/1/2021	215 5th Ave, #7	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1081	4/1/2021	215 5th Ave, #6	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1082	4/1/2021	215 5th Ave, #18	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1083	4/1/2021	215 5th Ave, #17	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1084	4/1/2021	215 5th Ave, #15	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1085	4/1/2021	215 5th Ave, #16	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1086	4/1/2021	215 5th Ave, #9	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1087	4/1/2021	215 5th Ave, #8	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	AlpenglowOuray.com
1088	3/1/2021	600 Main St	Citizens State Bank of Ouray	Brayden Mehnert	(970)387-5502	bmehmert@csbcolorado.com	Unknown

Lic #	Exp Date	Address	Property Management Co	Local Property Mgr	Prop Mgr Phone	Prop. Mgr. Email	Internet Listing Site
1089	3/1/2021	1264 Main St	Evolve Vacation Rentals	Sharon Wild	(970) 318-6406	wildsharon123@gmail.com	Evolve, Airbnb, VRBO
1090	5/1/2021	319 6th Ave	Travis Cossitt	Krysta Cossitt	(303) 408-9027	kcossitt@outlook.com	AlpenglowOuray.com
1091	5/1/2021	215 5th Ave #8	Alpenglow Properties	Ryan Hein	(970) 318-8932	info@alpenglowouray.com	Unknown
1092	6/2/2021	1480 Oak St, B-2	Evolve Vacation Rentals	Sharon Wild	(970) 318-6406	wildsharon123@gmail.com	Evolve
1093	6/5/2021	1243 Park Road	Evolve Vacation Rentals	Sharon Wild	(970) 318-6406	wildsharon123@gmail.com	Evolve, Airbnb, VRBO
1094	6/9/2021	1474 Oak Street	Robin Gavriel	Robin Gavriel	(970) 708-1716	rgavriel@yahoo.com	Airbnb
1095	8/10/2021	708 Main St, Unit 2	Dave Leonardi	Dave Leonardi	(970) 325-4160	dnjleo@gmail.com	Evolve
1096	10/26/2020	1342 Oak St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1097	9/10/2021	1237 Park Rd	Bruce McFarland	Bruce McFarland	(714) 600-8082	brucemc970@gmail.com	Airbnb
1098	10/2/2021	1939 Main St	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR
1099	10/22/2021	1244 Champ Ln	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR
1100	10/30/2021	1246 Champ Ln	Richard Unruh	Richard Unruh	(970) 217-5210	richardunruh@comcast.com	
1101	11/17/2021	731 2nd Street	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1102	12/4/2021	1242 Champ Lane	Ouray Prem Vac Rentals	Monica Bangert	(970) 708-2203	mmoran@premiervacationrentalsgroup.com	OPVR, Airbnb , VRBO
1103	1/1/2022	708 Main St, #5	Wild Property Management	Sharon Wild	(970) 318-6406	wildsharon123@gmail.com	Evolve, Airbnb, VRBO



December 22, 2020

Joe Coleman
City of Ouray
PO Box 468
Ouray, CO 81427

Subject: Backflow Prevention and Cross-Connection Control Violation Notice
City of Ouray, Public Water System Identification No. CO0146588, Ouray County

Dear Mr. Coleman:

On November 11, 2020, the City of Ouray (supplier) notified the Colorado Department of Public Health & Environment (department) of a violation of the *Colorado Primary Drinking Water Regulations, 5 CCR 1002-11* (Regulation 11) backflow prevention and cross-connection control (BPCCC) rule for the 2020 calendar year via submittal of the BPCCC report. Violations remain open until the supplier demonstrates the violations are resolved.

This letter serves to provide the supplier with written notification of the following violation of Regulation 11, which is a treatment technique violation.

Table 1: BPCCC Violations

Severity Category	Tier Public Notice	Violation Description
Violation	2	<i>Supplier Permitted a Cross-Connection</i>

In order to resolve the violation, the supplier must provide a written response documenting resolution of the violation. Additionally, the supplier must comply with the public notification requirements described in Section II, below. Table 1 summarizes the findings.

Section I: Violations

1. M611 - Management:

Supplier has Permitted a Cross-Connection. (T2): Supplier has either permitted or installed a cross-connection and was unable to control the cross-connection within the 120-day deadline, or by a department-approved alternative schedule. This is a BPCCC treatment technique violation of Regulation 11, Section 11.39(6)(a).

In accordance with Regulation 11, Section 11.39(3)(b) suppliers of water are prohibited from permitting or installing any uncontrolled cross-connection to the distribution system or an internal building water supply. The department received an annual backflow report dated November 11, 2020, which indicated six identified uncontrolled cross-connections were not controlled within 120 days of discovery or by a department-approved alternative schedule. This constitutes a BPCCC treatment technique violation in accordance with Regulation 11, Section 11.39(6)(a)(ii) and Section 11.39(6)(a)(iii).

The department expects that the supplier implement measures to require the customer to control the identified cross-connection by installing an appropriate backflow prevention assembly, backflow prevention method, remove the cross-connection or suspend service to the connection. The supplier is expected to provide documentation that the six cross-connections have been controlled and include a photograph of the installed backflow prevention assemblies or methods to the department. If backflow assemblies are installed, a copy of the test reports from a certified cross-connection control technician should also be provided to the department. If the supplier chooses to remove the identified cross-connections, please submit a photograph demonstrating removal. If the supplier suspends service to the connections please submit a statement certifying the suspension, including the effective date, to the department.

This violation of Regulation 11 requires Tier 2 public notice in accordance with Regulation 11, Section 11.33 (Public Notification Rule) as directed in the public notice instructions section below.



Section II: Public Notification Instructions for Violations

The public notice requirements are dependent upon the severity of the violation and any potential public health effects, pursuant to Regulation 11, Sections 11.33(1)(a,b), 11.33(2)(a), 11.33(3)(a) and 11.33(4)(a). All issued notifications must comply with the general content and distribution requirements and notice reporting requirements that are included in Regulation 11, Sections 11.33(5), (6) and (7). Please be advised of the following:

1. For all violations that require Tier 2 public notice, the supplier must distribute the public notice as soon as possible but no later than **January 21, 2021** to all of the supplier's consumers. If the supplier posts the public notice, the notice must remain in place for as long as the violation persists or for seven days, whichever is longer. The supplier must repeat the distribution of the public notice every three months as long as the violation persists. If the violation remains unresolved and additional years of noncompliance occur, the supplier must continue to comply with the public notice requirements and update the public notice language to accurately reflect the period of noncompliance.
2. The public notice and certification template is provided at <https://wqcdcompliance.com/forms> under Public Notification.
3. No later than 10 calendar days after completing the initial and repeat public notice (if applicable), the supplier must submit a certification that states the supplier has fully complied with the public notice requirements. The supplier must include a representative copy of each distributed notice to the department.
4. The supplier's public notice and the certification form must be submitted to the department electronically through the drinking water portal at <https://wqcdcompliance.com/login>, by mail or by fax at 303-758-1398 (attention to Tim Jones).


Please direct questions regarding the public notice requirements directly to Tim Jones at 303-692-2085 or timothy.jones@state.co.us.

This violation notice does not constitute an enforcement order and is not subject to appeal. The department may pursue formal enforcement action with penalties concerning the above violation, including issuing the supplier an enforcement order or amending a current order.

If you have any questions, please contact me at 970-248-7199 or kristina.quick@state.co.us. Thank you for your time and cooperation.

Sincerely,

Kristina Quick

 Digitally signed by Kristina Quick
Date: 2020.12.22 10:33:44 -07'00'

Kristina Quick, EIT
Staff Field Engineer
Field Services Section
Water Quality Control Division
Colorado Department of Public Health & Environment

cc: Ouray County Health Department
Drinking Water File, PWSID No. CO0146588 / Alt Plan Case No. FS.20.ALTPLAN.00425
Danny Wilbur, ORC
Aja Tibbs
Emily Clark, CDPHE-DWCAS, Enforcement & Field Findings Compliance Lead
Tim Jones, CDPHE-DWCAS, Field Violation Compliance Specialist
Margaret Talbott, P.E., CDPHE-DWCAS, Unit Manager
Dan Romero, CDPHE-FSS, Sanitary Survey Follow-up Technician
Haley Orahood, CDPHE-DWCAS, Compliance Officer
Heather Young, P.E., CDPHE-FSS, Section Manager
Cameron Wilkins, P.E., CDPHE-FSS, Unit Manager
KC Kay, CDPHE-FSS, Environmental Protection Specialist
Tyson Ingels, P.E., CDPHE-ES, Lead Drinking Water Engineer

OURAY RV PARK AND CABINS/OURAY CAFE
PO BOX 1360
Ouray CO 81427

Fees Due	
Renewal Fee	351.25
Storage Permit \$100 X _____	\$
Sidewalk Service Area \$75.00	\$
Additional Optional Premise Hotel & Restaurant \$100 X _____	\$
Related Facility - Campus Liquor Complex \$160.00 per facility	\$
Amount Due/Paid	\$ 351.25

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

Retail Liquor or Fermented Malt Beverage License Renewal Application

Please verify & update all information below

Return to city or county licensing authority by due date

Licensee Name JTP INCORPORATED		Doing Business As Name (DBA) OURAY RV PARK AND CABINS/OURAY CAFE		
Liquor License # 03-08742	License Type Beer & Wine (city)	Sales Tax License # 30569103	Expiration Date 02/13/2021	Due Date 12/30/2020
Business Address 1700 NORTH MAIN STREET Ouray CO 81427				Phone Number 9703254523
Mailing Address PO BOX 1360 Ouray CO 81427			Email Amber@peckinslive.com	
Operating Manager Amber Peckins	Date of Birth	Home Address	Phone Number	
1. Do you have legal possession of the premises at the street address above? <input checked="" type="radio"/> Yes <input type="radio"/> No Are the premises owned or rented? <input checked="" type="radio"/> Owned <input type="radio"/> Rented* *If rented, expiration date of lease _____				
2. Are you renewing a storage permit, additional optional premises, sidewalk service area, or related facility? If yes, please see the table in upper right hand corner and include all fees due. Yes <input type="radio"/> No <input checked="" type="radio"/>				
3a. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant, been found in final order of a tax agency to be delinquent in the payment of any state or local taxes, penalties, or interest related to a business? Yes <input type="radio"/> No <input checked="" type="radio"/>				
3b. Since the date of filing of the last application, has the applicant, including its manager, partners, officer, directors, stockholders, members (LLC), managing members (LLC), or any other person with a 10% or greater financial interest in the applicant failed to pay any fees or surcharges imposed pursuant to section 44-3-503, C.R.S.? Yes <input type="radio"/> No <input checked="" type="radio"/>				
4. Since the date of filing of the last application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. Yes <input type="radio"/> No <input checked="" type="radio"/>				
5. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				
6. Since the date of filing of the last application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				
7. Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. Yes <input type="radio"/> No <input checked="" type="radio"/>				



ACTION ITEMS (January 19, 2021):

a. Ordinance 1, Series 2021 - Updates to Chapter 10 and Chapter 14 of the Ouray Municipal Code Including 2020 Model Traffic Code Adoption and Changes to Parking, Traffic, and Animal Regulations – Second Reading

Action Requested – *Will City Council adopt the updates to Chapter 10 and Chapter 14 of the Ouray Municipal Code, including 2020 Model Traffic Code Adoption and Changes to Parking, Traffic, and Animal Regulations – Second Reading*

Background – The City of Ouray Police Department and Public Works worked with the City Attorney to update Chapter 10 and Chapter 14 of the Ouray Municipal Code to ease issues with traffic, parking, snowplowing and animals. First Reading of Ordinance was conducted on January 4, 2021.

Recommendation – Staff recommends approval on second reading.

b. IGA - 2021 Shared Victim Advocate Services

Action Requested – *Will City Council approve the 2021 Shared Victim Advocate Services agreement?*

Background – The City of Ouray, Town of Ridgway and County of Ouray have entered into an intergovernmental agreement each year since 2018 to employ a Victim Advocate to perform victim advocacy service for all of Ouray County. This position is through the Town of Ridgway and is partially funded through grants from the Victim Assistance Law Enforcement Board in the amount of \$12,000.00 and Colorado Department of Public Safety, Division of Criminal Justice in the amount of \$27,884.00. The total program cost is estimated at \$47,166.76 and there is a funding gap of \$7,282.76. The request is to split this funding gap between the three governmental agencies in the amount of \$2,427.59 to each.

Recommendation – Staff recommends approval

c. Appoint Councilor Ethan Funk to the Economic Recovery Working Group

Action Requested – *Will City Council appoint Councilperson Funk to represent the City on the Economic Recovery Working Group?*

Background – Councilperson Boyd was previously appointed by the City Council to represent the City on the Economic Recovery Working Group. Councilperson Boyd has requested to be replaced due to a potential conflict as a member of the group as the Ouray County Emergency Manager. Councilperson Funk has volunteered to represent the City upon appointment and has already attended one meeting.

Recommendation – Staff recommends approval

d. Tourism Advisory Committee (TAC) Recommendations

Action Requested – *Will City Council approve the TAC recommendations?*

Background – City Council's TAC has made recommendations on Tourism Fund expenditures in the document included in the packet.

Recommendation – Council decision

e. Resolution 3, Series 2021 - Closing the Lower Viewing Bridge and Surrounding Area at the Ice Park for the 2021 Ice Fest

Action Requested – *Will City Council approve Resolution 3, Series 2021 - Closing the Lower Viewing Bridge and Surrounding Area at the Ice Park for the 2021 Ice Fest?*

Background – Spectators have been gathering around the Ice Park and there is concern about ensuring COVID protocols during Ice Fest. To help deter spectators, the City and OIPI would like to close the lower viewing bridge and the surrounding area for the competition (January 21 through 24). The Resolution and Exhibit A before you for

approval today closes the area in question during the Ice Fest. If Council approves the Resolution, the Ouray Police Department will have official documentation for enforcement.

Recommendation – Staff recommends approval

ORDINANCE NO. 01 (Series 2021)

AN ORDINANCE OF THE CITY OF OURAY, COLORADO, AMENDING OR ADDING TO THE CODE OF THE CITY OF OURAY AS FOLLOWS:

- 1. SECTION 14-1 TO ADOPT THE 2020 MODEL TRAFFIC CODE;**
- 2. SECTION 14-7 TO REGULATE PARKING OF RECREATION VEHICLES AND TRAILERS 20 FEET OR MORE IN LENGTH;**
- 3. SECTION 14-8-C TO ALLOW OVERNIGHT PARKING AT CATCH BASIN AND CLARIFY OVERNIGHT PARKING PROHIBITIONS;**
- 4. SECTION 14-8-G INCREASING HOURS OF NO PARKING FOR SNOW REMOVAL AND TO CLARIFY WINTER PARKING REGULATIONS;**
- 5. SECTION 14-8-H ADDING A VIOLATION FOR DISOBEYING A TRAFFIC CONTROL DEVICE;**
- 6. SECTION 14-8-I ADDING A VIOLATION FOR IMPEDING PARKING;**
- 7. SECTION 10-2-I-4 REDUCING TRESPASS AREA ON RIVER;**
- 8. SECTION 10-5-E-2 ALLOWING DOGS OFF LEASH IN FELLIN PARK FROM SUNRISE UNTIL 9 AM; AND**
- 9. SECTION 10-5-L-4 ADDING A VIOLATION FOR ANIMAL LITTER.**

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF OURAY, COLORADO:

SECTION 1:

Section 14-1 of the Code of the City of Ouray, Colorado, is hereby amended to read as follows:

14-1 Adoption of Model Traffic Code

- A. There is hereby adopted by reference, Parts 1-19, including Appendix I of the 2020 Edition of the *Model Traffic Code for Colorado* promulgated and published as such by the Colorado Department of Transportation, Staff Traffic and Safety Project Branch, 4201 East Arkansas Avenue, Denver, Colorado, 80222. The subject matter of said Code relates primarily to comprehensive traffic control regulations for the City. The purpose of this section and the Code adopted herein is to provide a system of traffic regulations consistent with State law and generally conforming with similar regulations throughout the State and United States.
- B. One copy of the Model Traffic Code and any secondary code pertaining thereto certified to be true copies by the Mayor and Clerk shall be kept filed in the Office of the Clerk available for public inspection. The clerk shall maintain a reasonable supply of copies of the Model Traffic Code adopted herein for purchase by the public at a moderate price. The Model Traffic Code is also available at <https://www.codot.gov/library/traffic/traffic-manuals-guidelines/fed-state-co>

traffic-manuals/2020-model-traffic-code-for-colorado.

- C. The Model Traffic Code for Colorado Municipalities 2020 Edition is hereinafter sometimes referred to and may be cited as the Municipal Traffic Code or MTC.
- D. The following provisions of the Model Traffic Code adopted herein are modified as follows: Deleted the words "by ordinance" in the first line of Subsection 1205(3).
- E. The following provisions of the Model Traffic Code are hereby deleted:

Subsections 1101(8), 1402(2) and Sections 1701, 1702, 1705, 1706, 1707, 1708, 1709, 1710, 1713, 1714, and 1715.

SECTION 2:

Section 14-7 of the Code of the City of Ouray, Colorado, is hereby amended to read as follows:

14-7 Unattended Motor Vehicles

- A. It shall be unlawful to park or leave any vehicle, including any recreation vehicle and trailer with a combined length greater than 20 feet, standing for a period longer than 72 hours upon a street right of way adjacent to any property. The fact that the position of such vehicle is moved for the primary purpose of avoiding the 72-hour limitation, or the vehicle is moved away for any period of fewer than four (4) hours, shall be ignored in determining whether a vehicle has remained parked in front of any premises for 72 hours. This provision shall not apply to a vehicle owned or leased by the owner or occupant of an abutting property.
- B. Vehicles parked left standing or stopped in violation of this section are hereby declared to be a nuisance which may be abated in accordance with law. In addition, such vehicles shall be considered abandoned and may be impounded and disposed of in accordance with provisions of the Ouray Municipal Code and state law.

SECTION 3:

Section 14-8-C of the Code of the City of Ouray, Colorado, is hereby amended to read as follows:

C Parking Overnight

- 1. It shall be unlawful for any person to park a vehicle within a parking lot adjacent or connected to a public park between the

hours of 11:00 P.M. to 6:00 A.M., except as set forth herein. This parking prohibition applies to parking lots adjacent to Fellin Park, Rotary Park, Cascade Falls, and the parking located to the north of Highway 550 at mile marker 93 also known as the Horseshoe.

2. Overnight parking is allowed at City property located at end of 9th Street, west of Highway 550, known as the Catch Basin, from May 1 until November 1 of each year for a period no longer than 72 hours.
3. Overnight parking for recreation vehicles and/or trailers and is allowed on 4th Street and 2nd Street in any non-designated head in parking space from May 1 until November 1 of each year for no longer than 72.
4. It shall be unlawful to park or leave any recreation vehicle or trailer on Highway 550.
5. It shall be unlawful to sleep overnight or to camp in any recreation vehicle that is parked overnight in accordance with this Subsection C.
6. Commercial Motor Vehicles are permitted to park overnight and operators to sleep in their vehicles on designated public property sites during periods of inclement weather when the Colorado Department of Transportation requires chains for commercial motor vehicles and/or when the pass is closed along US Highway 550 south.

SECTION 4:

Section 14-8-G of the Code of the City of Ouray, Colorado, is hereby amended to read as follows

G. Parking Prohibited for Snow Removal

1. Every year between November 1 and the May 1, all parking of motor vehicles or other vehicles of any sort, is prohibited between the hours of 12:00 A.M. and 7:00 A.M. on those parts and portions of Main Street extending between Second Avenue on the south and Tenth Avenue on the north end, in order that the removal of snow may be effectively accomplished by either the City snow plows or by equipment of the State Highway Department engaged in assisting the City in the removal of snow from such portions of Main Street.

2. Between November 1 and May 1, parking of motor vehicles or other vehicles of any sort is hereby prohibited between the hours of 12:00 A.M., and 7:00 A.M., on:
 - a. 320 6th Avenue along the front of City Hall, the ambulance bay, and the fire department bays on the east; and
 - b. 541 Fourth Street and 421 Sixth Avenue, along the front of the Ouray County Courthouse and Sheriff's office.
3. Any violation of this Subsection G is hereby declared to be and to constitute a public nuisance and obstruction to such street, and such motor vehicle or other vehicle may be removed, forcibly or otherwise.

SECTION 5:

That the Code of the City of Ouray, Colorado, is hereby amended by adding a section official traffic control devices to be numbered 14-8-H which section reads as follows:

H. Official Traffic Control Devices

1. An official traffic control device means all signs, signals, markings, and devices, placed, or displayed by the City of Ouray for the purpose of regulating, warning, or guiding traffic.
2. It shall be unlawful for any driver to disobey any instructions of any official traffic control device, including any hand signal device, except for an emergency vehicle otherwise authorized by a police officer.
3. It shall be an affirmative defense that the disobedience of instructions is because the official traffic control device was not in a proper position and sufficiently legible to be seen by an ordinary observant person.
4. Whenever official traffic control devices are placed in position approximately conforming to the requirements state law, such devices shall be presumed to have been so placed by the official act or direction of lawful authority unless the contrary is established by competent evidence.

SECTION 6:

That the Code of the City of Ouray, Colorado, is hereby amended by adding a section impeding parking to be numbered 14-8-I which section reads as follows:

I. Impeding Parking

4. It shall be unlawful for any person to place any object in a parking place located on City property or any City right-of-way, which impedes the ability for a driver of a vehicle of any sort from parking on a public parking space.
5. Objects not allowed in parking spots include, but are not limited to, cones, barriers of any kind, or snow placed in such a manner to prevent a vehicle from utilizing a parking spot.

SECTION 7:

Section 10-2-I-4 of the Code of the City of Ouray, Colorado, is hereby amended to read as follows:

4. It shall be unlawful to swim, wade, float, or soak in the waters of Canyon Creek, the Uncompahgre River from Box Canyon Visitor's Center to the Oak Street bridge where it crosses the Uncompahgre River, or in any springs, where such waters or springs are on City-owned property, including the Box Canyon Park property, except where specifically authorized by the City

SECTION 8:

Section 10-5-E-2 of the Code of the City of Ouray, Colorado, is hereby amended to read as follows:

2. It shall be unlawful for any owner or custodian of any animal, except domestic cats, to fail to have the animal under effective and immediate control of the owner or custodian by a leash, cord, chain, or other restraining device at all times that such animal is within the City, unless the animal is:
 - a. on the premises of the owner or custodian;
 - b. within areas of the City that have been officially designated as off leash areas, dogs may be allowed to run at large, as defined in this Section, subject to the rules and regulations as may be determined by the City and posted on-site at the designated off-leash area. It shall be unlawful for any owner or custodian taking a dog to an off leash area to violate any posted rules and regulations for the off leash area; or

- c. within Fellin Park, so long as the dogs is under strict command control during the hours of sunrise until 9:00 a.m. The purpose of this subsection b is to impose strict liability upon the owner or custodian of any dog with respect to command control. Command control means the dog is immediately responsive to the voice commands of the owner or custodian while within Fellin Park.

SECTION 9:

That the Code of the City of Ouray, Colorado, is hereby amended by adding a section for animal litter violations to be numbered 10-5-L-4 which section reads as follows:

4. It shall be unlawful for any owner or custodian of any animal to deposit, throw, or leave or allow the animal to deposit or leave, on public or private property or in any waters, any excrement, feces, or waste matter discharged from an animal as defined in Section 10-2-Z-2 of this Code.

SECTION 10: PRIOR PENALTY

The amendment of various provisions of the Ouray Municipal Code by this ordinance shall not affect any offense or act committed, any penalty incurred, any contract, right or duty established or accruing before the effective date of this ordinance.

SECTION 11: SAVINGS CLAUSE:

If any clause, sentence, paragraph, or part of this ordinance or the application thereof to any person or circumstances shall for any reason be adjudged by a court of competent jurisdiction invalid, such judgment shall not affect application to other persons or circumstances.

SECTION 12: EFFECTIVE DATE

The provisions of this Ordinance shall become effective pursuant to City of Ouray Home Rule Charter, 3.5 which is thirty days after publishing following the second reading.

INTRODUCED, READ, APPROVED AS INTRODUCED, AND A TITLE AND SUMMARY ORDERED PUBLISHED on first reading by _____ vote of the Ouray City Council, this 4th day of January, 2021.

CITY OF OURAY, COLORADO

Greg Nelson, Mayor

ATTEST:

Melissa Drake, City Clerk

INTRODUCED, READ, ADOPTED AND TITLE AND SUMMARY ORDERED PUBLISHED
on second reading by ____ vote of the Ouray City Council, this __ day of January, 2021.

CITY OF OURAY, COLORADO

Greg Nelson, Mayor

ATTEST:

Melissa Drake, City Clerk

INTERGOVERNMENTAL AGREEMENT
TOWN OF RIDGWAY, CITY OF OURAY, and OURAY COUNTY
SHARED VICTIM ADVOCATE(S) SERVICES

THIS AGREEMENT is entered into effective ____ day of _____, 2021, by and between: the Town of Ridgway, Colorado (Ridgway); and the City of Ouray, Colorado (Ouray), both of which are home rule municipalities within Ouray County, Colorado and Ouray County, Colorado (County), a statutory county in the State of Colorado, (collectively the Parties or individually the Party).

Purpose of Agreement

- A. Section 29-20-101 C.R.S., et seq. enables the Parties to enter into Intergovernmental Agreements (IGA) and authorizes each of the Parties to perform the functions described herein, as provided in Section 29-20-105 C.R.S.; and
- B. Intergovernmental agreements to provide functions or services, including the sharing of costs of such services or functions, by political subdivisions of the State of Colorado, are specifically authorized by C.R.S. 29-1-203 and encouraged in order that the inhabitants of such political subdivisions may thereby secure high quality governmental services; and
- C. Ridgway, Ouray and Ouray County each recognize the need to employ an individual to act as Victim Advocate(s), to perform victim advocacy services for all of Ouray County; and
- D. The Parties recognize the fiscal and administrative benefits of utilizing one person to conduct victim advocacy services; and
- E. The Parties wish to memorialize their understandings regarding their agreement to share the financial and administrative responsibilities and services through employing the Victim Advocate(s); and
- F. The Parties entered into similar Intergovernmental Agreements in 2018, 2019 and 2020 for the same purpose.

In consideration of the covenants and conditions contained herein, the Parties agree as follows.

1. **Designation of the Victim Advocate(s).** The Parties must agree to the designation of any particular person to be employed as the shared the Victim Advocate(s).
2. **Financial Responsibilities.** The financial responsibilities for the employment of the shared Victim Advocate(s) shall be as follows:

- a. The shared Victim Advocate(s) shall be an employee of the Town of Ridgway and not the City of Ouray or Ouray County, and shall be compensated by the Town of Ridgway partially through a grant provided by the Victim Assistance Law Enforcement Board and a grant provided by the Colorado Department of Public Safety, Division of Criminal Justice, for such services. The Parties recognize and understand that for Fiscal Year 2021 the Victim Assistance Law Enforcement Board awarded \$12,000 and the Colorado Department of Public Safety, Division of Criminal Justice, awarded \$27,884 for program services in Ouray County, and the cost of the program is estimated at \$47,166.76, creating a funding gap of \$7,282.76.
 - b. The Town shall be responsible for all employment related expenses mandated by state and federal law, including any required worker's compensation and unemployment insurance, any federal or state taxes or required withholdings, and any other employer expenses related to the Victim Advocates employment with the Town.
 - c. The Parties agree to work together to budget the gap funding at \$2,427.59 from each Party and/or identify supplemental sources in order to fund the \$7,282.76 gap for Victim Advocate services in 2021, pursuant to subsection e below.
 - d. The shared Victim Advocate(s), as a part time temporary employee of the Town of Ridgway, shall be compensated for any time in excess of forty (40) hours per week as provided in the Town of Ridgway's Personnel Regulations.
 - e. The shared Victim Advocate(s) shall be subject to the Town of Ridgway's Personnel Regulations, as may be amended, except the Victim Advocate(s) shall have no benefits with the Town of Ridgway, City of Ouray or Ouray County.
 - f. The Town of Ridgway has been awarded grant funding for 84.56% of the cost of the Victim Advocate(s) in 2021. In the event the Town of Ridgway anticipates expenses may exceed the grant award, the Town shall consult with the City and/or County to consider any additional expenditures. The City and/ or County shall only be responsible for an equal share after the Town has consulted with the City and/or County, and the financially impacted Party or Parties have agreed on the expenses to be reimbursed to the Town.
 - g. In the event of a worker's compensation claim related to work performed within the City or the County, the Town's insurance shall be responsible for the claim and the City or County shall cover the Town's reasonable expenses for that claim in the respective jurisdiction, upon notice and approval of the same.
3. **Accountability.** The accountability requirements of the shared Victim Advocate(s) to the Parties shall be as follows:

- a. The Victim Advocate(s) shall provide a monthly written report to all Parties.
- b. The Victim Advocate(s) shall meet with the Ridgway Town Marshal, Ouray Police Chief, or Ouray County Sheriff upon request by any of the Parties.
- c. The Victim Advocate(s) shall submit comprehensive daily time sheets to Ridgway by 8:00 a.m. Monday morning, following the end of each bi-weekly pay period, or whatever the policy of the Town of Ridgway may be, if amended.
- d. To protect the Parties from false claims, the Victim Advocate(s) shall keep a daily log of services conducted, on a form approved by the Parties (Exhibit A).
- e. Notwithstanding the fact that the Victim Advocate(s) is an employee of the Town of Ridgway, the Town of Ridgway shall not be responsible for supervision and oversight of the Victim Advocate(s) in performing his or her responsibilities for the City of Ouray or Ouray County as further defined in ¶ 6 herein, and within the Victim Advocate(s) Contract of Employment. Such supervision and oversight shall be the responsibility of the Ridgway Marshal, Ouray City Police Chief or Ouray County Sheriff, for services rendered within the respective jurisdiction.

4. **Performance Issues.** Any performance issues shall be handled as follows:

- a. For purposes of this Agreement, Supervising Parties are assigned as follows:

<u>Jurisdiction:</u>	<u>Supervising Party:</u>
Town of Ridgway	Town Marshal
City of Ouray	Police Chief
Ouray County	Sheriff

- b. Minor issues, those issues warranting nothing more than an oral or written reprimand, should be brought to the attention of the Victim Advocate(s) first, by the Supervising Party (Ridgway Marshal, Ouray Police Chief, Ouray County Sheriff) in the jurisdiction where the minor issue occurred. In the event said minor issues cannot be resolved, the Ridgway Town Marshal shall be contacted. Issues deemed to be minor issues according to either of the Parties shall be addressed as soon as is practical, by the designated supervisor for the Victim Advocate(s) within each municipality or County.
- c. Issues deemed to be major issues, those issues warranting more than an oral or written reprimand, by either municipality or county, and possibly requiring disciplinary action shall be subject to the Town of Ridgway's Personnel Regulations. The Supervising Party (Ridgway Town Marshal, Ouray Police Chief, Ouray County Sheriff) shall submit any information on such issues, in writing, to the Ridgway Town Marshal (if outside of the Ridgway jurisdiction), and the Ridgway Town Marshal

shall contact the Primary Administrator (Ridgway Town Manager, Ouray City Administrator, and /or Ouray County Administrator) of the participating jurisdiction for review.

5. **Fiscal Reporting.** Fiscal reporting responsibilities of the shared Victim Advocate(s) shall be as follows:
 - a. None.
6. **Job Responsibilities and Oversight.** Job responsibilities and oversight for the shared Victim Advocate(s) shall be as follows:
 - a. Pursuant to grants awarded to the Town of Ridgway by the Victim Assistance Law Enforcement Board and the Colorado Department of Public Safety, Division of Criminal Justice, Victim Advocate(s) shall provide victim advocate services for the months of January through December 2021 for all Parties. Victim Advocate(s) shall provide 24/7 on-call coverage during the 2021 calendar year. The duties shall be rendered in Ouray County, Colorado, or at such other place or places and at such times as the needs of the Parties may from time-to-time dictate.
 - b. On behalf of all Parties, all applicable duties as assigned by the Supervising Party shall be timely performed.
 - c. The Supervising Parties shall be responsible for victim advocacy solely within their own boundaries and jurisdiction. Nothing contained in this Agreement shall place a burden or responsibility on any Party to provide services within the jurisdiction or boundaries of any other Party.
7. **Insurance.** The Parties shall, without waiving any governmental immunity protections to which they and their officials or employees are entitled under C.R.S. 24-10-101, et seq., to obtain adequate insurance to cover the liability and other risks to which they may be exposed as a result of the services to be provided pursuant to this agreement, if either of the Parties does not already have such insurance, and to maintain such insurance throughout the term of this agreement.
8. **Term-Withdrawal.** The term and withdrawal provisions applicable to this agreement are as follows:
 - a. This Agreement shall be for a period of one (1) year commencing January 1, 2021 and ending December 31, 2021.
 - b. Subject to annual appropriation by each municipality and county to meet its obligations herein, this agreement shall be automatically renewed on an annual

basis without the need to execute a new agreement unless amendments are required by either of the Parties.

- c. Either municipality may withdraw from participation in this agreement at any time by providing written notice to the other municipality, at least thirty (30) days prior to the desired date of withdrawal.
9. **Amendments.** This agreement shall not be modified or amended in any manner except by written instrument executed by the Parties.
10. **Waiver.** The waiver of any breach of any of the provisions of this agreement, by either Party, shall not constitute a continuing waiver of any subsequent breach by that Party, either of the same, or of another provision of this agreement.
11. **Severability.** Invalidation of any of the provisions of this agreement, or of any paragraph, sentence, clause, phrase, or word herein, or the application thereof, in any given circumstance, shall not affect the validity of the remainder of this Agreement.
12. **No Third-Party Beneficiaries.** Nothing expressed or implied in this agreement is intended or shall be construed to confer upon, or to give any person other than the Parties hereto, any right, remedy or claim, under or by reason of this agreement.
13. **Entire Agreement.** This agreement contains the entire and only agreement between the Parties, regarding the employment of the shared Victim Advocate(s) and no oral statements or representations regarding this matter that are not contained in this agreement shall be of any force or effect between the Parties.
14. **Governing Law.** This agreement shall be governed by the laws of the State of Colorado, both as to interpretation and performance. The courts of the State of Colorado shall have exclusive jurisdiction to resolve any disputes arising out of this agreement and venue shall be in Ouray County, Colorado.
15. **Dispute Resolution.** In the event a disagreement or dispute arises between the Parties, the matter shall be submitted to mediation. The mediation shall be conducted by one mediator selected by the Parties who will share the costs equally.
16. **Assignment.** No Party shall assign any responsibilities nor delegate any duties arising under this agreement without the prior written consent of all the Parties.

IN WITNESS WHEREOF, the Parties have executed this agreement in duplicate effective the date first above written.

TOWN OF RIDGWAY

John Clark, Mayor

Attest:

Pam Kraft, Town Clerk

CITY OF OURAY

Greg Nelson, Mayor

Attest:

Melissa Drake, City Clerk

OURAY COUNTY

Chair, Board of County Commissioners

Attest:

Hannah Hollenbeck, Deputy Clerk

12-23-2020
Ouray Tourism Advisory Committee
List of recommendations to City Council

1. Visit Ouray Media House

Markus Van Meter made a presentation to the committee, proposing the creation of the Visit Ouray Media House, to serve as a media library and point of contact for media inquiries about Ouray tourism.

He proposed that he, the city communication and events coordinator Jenn Peterson, and Mike Boruta, professional drone videographer, comprise the team. He proposed that the media library include both still and video imagery, articles, and graphics that would be parked in a special section of the visitouray.com website. This section would be accessible by password to those media people who had been vetted and who agreed to the city's licensing terms and a user agreement.

TAC recommends unanimously to the City that it do the following:

- establish the Visit Ouray Media House with Markus Van Meter, Jenn Peterson, and Mike Boruta to build and oversee this media library**
- make payments to Mike Boruta of \$250/month for on-demand video drone footage as needed**
- write a policy for media inquiries, licensing, and access to the media library**
- write a policy for submissions to the media library by local content creators**

RESOLUTION NO. 3, (SERIES 2021)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF OURAY, COLORADO CLOSING THE BOX CANYON ROAD FROM JANUARY 21, 2021 THROUGH JANUARY 24, 2021 TO PREVENT ICE FESTIVAL SPECTATORS FROM ACCESSING THE VIEWING PLATFORMS AND OTHER AREAS DURING THE ICE FESTIVAL.

WHEREAS, the City of Ouray, through its management partner, Ouray Ice Park, Inc. (OIPI), runs an ice climbing festival each year in January at the Ouray Ice Park.

WHEREAS, due to the COVID-19 pandemic the ice festival is closed to spectators and will be live-streamed through the internet.

WHEREAS, despite being closed to spectators, people are gathering along the metal viewing platforms and other viewing areas located along Box Canyon Road, despite closing the event to the public.

WHEREAS, the City Council has determined that closing Box Canyon Road may limit spectators who desire to attend the festival in person and protect the camera crews, judges, and OIPI personnel from over crowding resulting in risk of contracting COVID-19.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OURAY, COLORADO as follows:

1. Box Canyon Road is hereby closed to public access from January 21 through January 24, 2021.
2. The specific area to be closed is the area bounded by a line 100 feet south of the Lower Bridge on Box Canyon Road to the south, along the length of Box Canyon Road to the west ending at the penstock crossing of Box Canyon, north across Box Canyon to the guard rail of US 550 and bounded on the east from a line drawn between the intersection of US 550/Camp Bird Road to the Mountain Rescue building, as depicted on Exhibit A attached here to.

ADOPTED this 19th day of January 2021, by the Ouray City Council.

CITY OF OURAY, COLORADO

Greg Nelson, Mayor

ATTEST:

Melissa M. Drake, City Clerk

Exhibit A to Resolution No. 3 (Series 2021)

