

**Ouray City Council Regular Meeting  
Summarized Minutes  
Monday, February 3, 2020 at 6:00pm  
MASSARD ROOM – Ouray Community Center**

**1. CALL TO ORDER**

Mayor Nelson called the meeting to order at 6:00 p.m.

**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 City Administrator Justin Perry, City Resources Director Rick Noll, Public Works Director Joe Coleman, Community Development Coordinator Chris Hawkins, Finance and Administration Director Melissa Drake, and City Attorney Carol Viner

**3. THE PLEDGE OF ALLEGIANCE WAS RECITED**

**4. CEREMONIAL/INFORMATIONAL**

**a. Waste Management**

Ellie Reynolds, with Waste Management, gave an update to Council regarding recycling on an international, national, and corporation basis.

**b. Uncompahgre Watershed**

Tonya Ishikawa, with Uncompahgre Watershed, spoke about their annual report and brochure.

**5. APPROVAL OF MINUTES**

**a. January 6, 2020**

Mayor Nelson asked if there were any corrections to the minutes. There were none. He stated that the minutes stand approved.

**b. January 21, 2020**

Councilor Boyd asked that his comments in the PUD Amendment section regarding his concerns about safety in the 2<sup>nd</sup> egress be noted in the minutes of January 21, 2020.

Councilor Boyd made a motion to approve the January 21 minutes with the above correction. Mayor Pro Tem Wood seconded the motion and it was approved on unanimous vote.

**6. CITIZENS' COMMUNICATION**

Heidi Pankow, with OTO, stated that the San Juan Scenic By-way has selected Ouray as the location of its conference in May. Registration is on the CDOT website.

**7. CITY COUNCIL REPORTS/INFORMATION**

- a. Mayor Pro Tem Wood** – CEDC meeting is not tomorrow but will occur later this month; IPAT project is on track
- b. Councilor Ethan Funk** – up to \$3,000 grant available from Tri-state Electric for a car charging station and San Miguel Power has agreed to make the 50% match on that project
- c. Councilor Peggy Lindsey** – tomorrow is her first meeting with the Uncompahgre Valley Water Users
- d. Councilor Boyd** – nothing to report
- e. Mayor Greg Nelson** – Gave an overview of the Budget Review work session held on January 27<sup>th</sup>; attended an OIPI meeting on the water project; Council held a work session today on the Visitor Center and DMMD contracts

**8. DEPARTMENT REPORTS**

**a. City Administrator**

City Administrator Justin Perry stated that videos are now included in the monthly newsletter, an Instagram account has been created for the City, and he will be at CCCMA Conference this week and the Building Better Place Conference next week.

**b. Police Chief**

Chief Jeff Wood state that Casey Canfield finished is FTO training, Ice Fest was very busy for the Police Department and only one crime was reported, January and February are the busiest months for police training

**c. Public Works Director**

Nothing to add to the packet

**d. City Resources Director**

February 16<sup>th</sup> is Cabin Fever Day

**9. CONSENT AGENDA**

- a. Special Events Permit Application – Paradox Sports, Got Stump Event, February 29th**
- b. Bed & Breakfast Permit Application Renewal – China Clipper B&B LLC dba China Clipper B&B**

Councilor Boyd made a motion to approve the Consent Agenda. Councilor Funk seconded the motion and it was approved on unanimous vote.

**10. ACTION ITEMS**

**a. Agreement Letter with JVA for Master Plan Update**

Cooper Best, with JVA, via phone, joined the meeting. City Council spoke with Mr. Best about the proposal.

Councilor Boyd made a motion to table this item and have an executive session before considering the agreement letter. Mayor Pro Tem Wood seconded the motion.

Citizen Wayne Pandorf spoke about his research on the sewer lagoons.

The motion was approved on unanimous vote.

**b. Request to Remove Restrictive Covenant and Determine Water and Sewer Investment and Tap Fees Owed – 340 9th Ave**

City Attorney Carol Viner gave an overview of the request to remove the covenant which requires the unit to be rented long-term only and waive or reduce tap fees.

Michael Hockersmith, attorney for the applicants, gave additional details on the request. Council discussed this item with Mr. Hockersmith and staff.

Craig Hinkson, former Council member, stated that this was the City's first attempt at affordable housing.

Dave Doherty stated that the issue came up when he was working for the City. He gave additional information and background.

Councilor Boyd made motion to deny the request. Councilor Funk seconded the motion and it passed on unanimous roll-call vote.

**c. Ordinance 2, Series 2020 – Regarding Refinancing COP - First Reading**

Administrator Perry introduced Paul Wisor, City Bond Attorney. Mr. Wisor gave an overview of government financing, bonds, capital projects, and the City's COP (Certificate of Participation or Lease/Purchase Agreement). Council discussed the ordinance with Mr. Wisor and staff.

Councilor Boyd made a motion to approve Ordinance 2, Series 2020. Councilor Funk seconded the motion and it was approved on unanimous roll-call vote.

**11. DISCUSSION ITEMS**

**a. Flume Tax Renewal**

Mayor Nelson noted that the current flume tax expires at the end of 2020. Council discussed and scheduled a work session on this topic and other possible ballot questions for April 6<sup>th</sup> at 4pm.

**b. Camp Bird Road Closures**

Mayor Pro Tem Wood spoke about Camp Bird Road (County Road 361) closures relating to emergencies, avalanches, and avalanche mitigation. He stated that the silver mine has been closing the road without engaging the stakeholders which blocks guides from using the road. Council discussed.

Ben Tisdell, Ouray County Commissioner, spoke about the road stakeholder work group, avalanche mitigation, and extension of closures due to violators of the closure going into the backcountry.


**c. Future Agenda Items**

None

**12. ADJOURNMENT**

At 8:42pm, Councilor Boyd made a motion to adjourn the meeting. Mayor Pro Tem Wood seconded the motion and it was approved on unanimous vote.

ATTEST:

  
\_\_\_\_\_  
Melissa M. Drake, City Clerk

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

  
\_\_\_\_\_  
Date

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 February 3, 2020. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 22<sup>nd</sup> day of April, 2020.

A handwritten signature in cursive script that reads "Melissa M. Drake". The signature is written in black ink and is positioned above a horizontal line.

Melissa M. Drake, City Clerk