

**Ouray City Council Regular Meeting
Summarized Minutes
Monday, April 1, 2019 at 6:00pm
Massard Auditorium – Ouray Community Center**

1. CALL TO ORDER

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

2. ROLL CALL

Mayor Pam Larson - Present

Mayor Pro Tem Glenn Boyd – Present

Councilor Dawn Glanc – Excused

Councilor Dee Hilton – Present

Councilor Bette Maurer – Present

Also present were Interim City Administrator Justin Perry, City Resources Director Rick Noll, Acting Police Chief Gary Ray, 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. APPROVAL OF MINUTES

a. March 4, 2019

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

b. March 18, 2019

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

5. CITIZENS' COMMUNICATION

a. Unscheduled Citizens' Communication

Tom Tyler commended OIPI and the ice farmers for the great Ice Park Season

b. Council Response to Citizens' Communication

None

6. CITY COUNCIL REPORTS/INFORMATION

- a. **Mayor Pro Tem Boyd** – County Road 17 Closure – Black Hills gas began work on clearing the rocks on the road and gas line. Additional rocks began to fall so work has halted.
- b. **Councilor Dee Hilton** – Beautification and PARC Committees will be meeting tomorrow at 5:30pm at Rotary park
- c. **Councilor Bette Maurer** – attended the Region 10 meeting. There were discussions on aging, the CNL here at City Hall, and she was elected to the executive board. She also attended the County Housing meeting and affordable housing is a hot topic for all areas.
- d. **Mayor Pam Larson** - JVA is working on WWTP Project, met with Administrator and Kat Papenbrock today

7. DEPARTMENT REPORTS

a. Interim City Administrator

Interim Administrator Justin Perry stated there will be a closure of 6th Avenue between 4th and 5th Streets on April 3rd for construction.

He also spoke about the editorial in the newspaper about the hiring of the pool manager. Administrator Perry stated that the Council has absolutely no involvement in hiring. He outlined the process which included a 4 person committee. He asked Alan Todd from the Plaindealer newspaper and citizens in the room if they had additional questions. Mayor Larson stated that she has no financial interest in Kentee Pasek's salary. City Attorney Carol Viner stated that there are no mandatory recusals in this situation.

b. Acting Police Chief

Acting Chief Gary Ray stated that the water loss last week was not domestic water. It was the line which feeds the hydroelectric plant.

c. Public Works Director

Public Works Director Joe Coleman stated ice climbers should take the leak which occurred last week into consideration since this may happen again and could affect climbers in the area.

d. City Resources Director

City Resources Director Rick Noll stated that the ski hill closed today due to melting and low attendance.

Mr. Noll stated that the brown color in the geothermal pools is due to natural iron and manganese and repairs to pre-filters will remove the color. There is no health hazard.

Correction to his report in packet, the hiring date of the Pool Manager was March 18, not April 18.

8. CONSENT AGENDA

- a. Liquor License Renewal – Alpenglow Properties Ouray Inc. dba Twin Peaks Lodge & Hot Springs**
- b. Liquor License Renewal – Red Mountain Brewing LLC dba Red Mountain Brewing**
- c. Annual B & B Liquor Permit – Secret Garden, B & B**

Mayor Pro Tem Boyd made a motion to approve the Consent Agenda. Councilor Maurer seconded the motion and it was approved on unanimous vote.

9. ACTION ITEMS

a. Beautification Committee Appointment

Mayor Larson said that one person applied to the committee and the Committee recommends approval.

Councilor Maurer made a motion to appoint Curtis Haggar. Councilor Hilton seconded the motion and it passed on unanimous vote.

Mayor Pro Tem Boyd suggested that a City staff member attend or be appointed to every committee. Administrator Perry will follow up on this.

b. PSA for San Juan Room Ceiling and Wall Improvements – Robert Warren, Ouray

Councilor Hilton made a motion to approve the PSA with Robert Warren. Mayor Pro Tem Boyd seconded the motion and it was approved on unanimous vote.

c. PSA for San Juan Room Insulation – Energy Pro Insulation, Montrose

Mayor Pro Tem Boyd made a motion to approve the PSA with Energy Pro Insulation. Councilor Hilton seconded the motion and it was approved on unanimous vote.

d. PSA for San Juan Room Electrical Work – Heitz Electrical, Ouray

Councilor Hilton made a motion to approve the PSA with Heitz Electrical. Councilor Maurer seconded the motion and it was approved on unanimous vote.

e. PSA for San Juan Room Painting – Montrose Custom Painting

Councilor Hilton made a motion to approve the PSA with Montrose Custom Painting. Mayor Pro Tem Boyd seconded the motion and it was approved on unanimous vote.

10. DISCUSSION

a. Philosophy for Hiring City Administrator

Mayor Larson asked if Council prefers to do an in-house hire or go out to the public. Council discussed options and opinions in this area. Council discussed the costs of an external search and their opinions that there is staff internally that is very qualified.

Mayor Larson asked if citizens would like to speak on this issue.

Scott Clifford stated that City Council seems to know what they want in the position and if Justin Perry fits that, they should just offer him the position.

Council continued to discuss and asked that an action item be on the April 15th meeting.

b. Water Conservation

Mayor Larson stated that Councilor Glanc had requested this discussion item but she could not be here tonight. Administrator Perry stated that staff is in favor of some type of restrictions. Council discussed options for conservation including education and an ordinance. Mayor Larson asked if there were any comments from citizens. There were none.

c. Vending/Mobile Food Delivery Ordinance

City Attorney Carol Viner stated that in studying the application from Campbell's Cuisine to sell food from a mobile golf cart, there are several questions and possible unintended consequences. She discussed these with the Council, Interim Administrator Perry, Acting Police Chief Ray, and Adrian Musgrove from Campbell's Cuisine.

Scott Clifford stated that including language in the permit that vendors must be in compliance with Health Department requirements should be all that is required.

Dave Doherty, City Building Inspector, stated that he spoke to the Health Department and confirmed that Mr. Musgrove had been in contact with them.

Jerry Sermon stated that this permit could set a precedent for other businesses in the City.

Greg Nelson stated his concern that decisions should be rapid so Mr. Musgrove does not invest in equipment for no reason.

d. Future Agenda Items

Councilor Maurer discussed the possibility of sidewalk sales in the City. Mayor Larson suggested the topic go to the CEDC and see if they recommend it come back to Council.

Council took a break at 7:07pm.

- 11. EXECUTIVE SESSION** – For a conference with the City attorney for the purpose of receiving legal advice concerning the interim pool manager agreement with Jan Smith and for the purpose of determining

positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. 24-6-402(4)(b) and (e).

At 7:16pm, Council reconvened and Mayor Pro Tem Boyd made a motion to go into Executive Session. Councilor Hilton seconded the motion and it was approved on unanimous vote.

At 7:32pm, Councilor Hilton made a motion to go exit Executive Session. Mayor Pro Tem Boyd seconded the motion and it was approved on unanimous vote.

12. ADJOURNMENT

At 7:32pm, Councilor Hilton made a motion to adjourn the meeting. Mayor Pro Tem Boyd seconded the motion and it was approved on unanimous roll call vote.

Pamela J. Larson 5-20-19
Pamela J. Larson, Mayor Date

ATTEST:

Melissa M. Drake
Melissa M. Drake, City Clerk