

**OURAY CITY COUNCIL VIRTUAL MEETING
SUMMARIZED MINUTES
TUESDAY, JULY 7, 2020**

Join Zoom Meeting

<https://zoom.us/j/97036077739>

Meeting ID: 970 3607 7739

Password: 555597

Or by phone:

+1 346 248 7799

+1 408 638 0968

+1 669 900 6833

+1 253 215 8782

- 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

Mayor Nelson called the meeting to order at 6:01 pm.

2. ROLL CALL

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

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

3. CEREMONIAL/INFORMATIONAL – Digital Messaging Update – Markus Van Meter

Mr. Van Meter has been working on the website for 60 days and made a report of visitors to the website ouraycolorado.com. Website loads slowly, software needs to be update. Facebook page views and interactions are up dramatically since before Mr. Van Meter took over. Instagram is starting to dominate social media over Facebook and is also up dramatically. Currently campaigning the hashtags #roadtripouray and #carefouray. Mr. Van Meter recommends the city stops using Agency Tourism Marketing for website hosting and using WordPress instead. Councilor Lindsey asked what it would cost to build a new website. Mr. Van Meter said it would run around \$150 a month, and the re-design would cost around \$7,500 - \$10,000. Mayor Nelson asked if that price included integrating Box Canon and the Hot Springs, Mr. Van Meter said they were included. Councilor Boyd wanted website design to be a future council meeting discussion item.

4. CITIZENS' COMMUNICATION

Mayor Nelson made a statement about the confederate flag in one of the unofficial parades on the 4th of July.

Jen Donovan asked if the stopping of traffic for the parade was sanctioned.

Jackie Lauderdale commented on the noise permit conditions not being followed through as it was granted last council meeting.

Dawn Glanc asked why the Box Canon is opening at 10:00 am and not earlier.

Don Fehd wanted to know why the noise ordinance isn't being enforced at the Goldbelt.

5. APPROVAL OF MINUTES – June 1, 11, 15, 25, 29, 30 #1, and 30 #2

Councilor Boyd wanted to thank staff for the time they took in making the minutes.

Councilor Lindsey made a motion to approve the minutes, Councilor Funk seconded.

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

The motion passed on unanimous roll call vote.

6. CITY COUNCIL REPORTS/INFORMATION

- a. **Glenn Boyd** – policy group meeting soon, reviewing “Protect your neighbor”, the next phase of opening, need to decide if we want to move forward with that plan, and apply for it like a variance as a region. Massive piece of mining equipment going up Hwy 361 possibly closing roads on Friday.
- b. **Ethan Funk** – Update from Mt. Sneffels Energy Board: Funding reductions means the program will be business only. 50 light bulb limit. City Buildings are eligible. ROCC is interested in helping the City purchase new bulbs. Mayor Nelson directed Councilor Funk to pursue that with ROCC.
- c. **Peggy Lindsey** – Councilor Lindsey would like to thank Cindy McCord and Lori Leo for the coordination of the flower planting, as well as the volunteers.
- d. **John Wood** – CEDC meeting coming up soon. Still working on Main Street Program. Google trainings are online and available. Application for an open CEDC seat later in the meeting. IPAT met, discussed allocation of guide days. Guide companies are being asked to determine their own allocations.
- e. **Greg Nelson** – visitor center staffed by volunteers 7 days a week. Regional marketing group meeting to cross-promote the area. OIPI meeting for water line planning. CAST Mayors’ meeting talked about mask orders and enforcement.

7. DEPARTMENT REPORTS

a. Acting City Administrator – Director of Finance and Administration

Ms. Drake thanked Public Works for their help with the flowers on Main St. Ms. Drake also addressed the Box Canon hours, saying they changed their hours on June 27th to 8 am to 8 pm daily.

b. Public Works Director

Info in packet was covered in Work Session. State may require the City to increase water treatment because of influence of surface water. Mayor Nelson asked about the backflow prevention program. Mr. Coleman said he and Ms. Tibbs are picking up where former employees left off to figure out our current compliance rate.

c. City Resources Director

Mr. Noll was working at the pool during this meeting to handle a water pump emergency replacement at the pool. Ms. Drake wanted to publicly thank everyone in the City Resources Department for their efforts this past month. Mayor Pro Tem Wood had previously asked Ms. Drake for the revenue and expenses for the pool since reopening, since the limited attendance is limiting the revenue. When looking at wages only vs. revenue, the city is making about \$68 a day on average. Councilor Boyd reminded council that the "Protect Your Neighbor" would allow many more guests in the pool, eliminating the issue.

d. Chief of Police

City Attorney is working with police to update trespassing rules for the flumes. Chief Wood affirmed that the Police Department did close down Hwy 550 for the first parade at 9 am in order to expedite the parade and reopen the road, but that he did not know about the second parade beforehand. Chief Wood said the Police Department did respond to the Goldbelt about a noise complaint, and gave advice about reducing the noise level in the street.

Myrna Spaulding said there are no consequences being enforced for breaking the noise ordinance, and asked the Police for ramifications for violating the noise ordinance

Dawn Glanc asked about the firework activity on the 4th and what the police response was. Chief Wood said warnings were given since the fire ban was so recent. Some people ran away before the police arrived on the scene, and others were unaware of the fire ban and were setting off fireworks that are normally allowed.

Jackie Lauderdale reiterated that the time window was not honored on the noise permit.

Chief Wood said people should call dispatch to get an officer to the scene right away.

Councilor Boyd said the Police Officers worked tirelessly on calls on the 4th and would like to commend them.

e. Community Development Coordinator - Brief Update on Accessory Dwelling Unit Code Changes

Ordinance going to Planning Commission on July 14 and will come before council as soon as possible.

8. CONSENT AGENDA - None

9. ACTION ITEMS

a. Unbudgeted Expense for Title/Survey Search Regarding 300 & 302 Oak Street

Mayor Pro Tem Wood made a motion to approve the title search. Councilor Lindsey seconded the motion.

Councilor Funk wanted to clarify that this is about the vault and any easements on the property. Mayor Pro Tem Wood amended the motion to use staff recommendation for title company choice. Councilor Lindsey accepted the amendment.

John Nixon said City staff have never talked to him about the property, but he has paperwork that would help with this matter. Peter Howell also has documents that would be helpful for this matter as well.

Ms. Drake said that both parties should email any documents they are willing to share to her to share with Council.

Mayor Pro Tem Wood further amended the motion to review the documents from Mr. Nixon and Mr. Howell first, and then if still needed, allow the unbudgeted expense of the title search.

Councilor Funk suggested putting this action item on a future agenda, and if the documents are satisfactory, it can be struck from the agenda at that time.

Mayor Pro Tem Wood withdrew his motion, and Councilor Lindsey withdrew her second.

b. IGA with WestCO Dispatch

This is a standard agreement for dispatch services. Councilor Funk pointed out a mistake on page 121 referring to the year 2019 instead of 2020.

Councilor Boyd made a motion to approve the agreement, Councilor Lindsey seconded.

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

The motion passed on unanimous roll call vote.

c. Appoint Police Chief Jeff Wood as Board Member for WestCO Dispatch

Councilor Boyd made a motion to appoint Chief Wood. Councilor Funk seconded. Councilor Boyd said it was very fitting for the police chief to be in this seat.

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

The motion passed on unanimous roll call vote.

d. Ordinance 9, Series 2020 – Removing the OCRA Seat on the CEDC – First Reading

Councilor Funk believes the seat was never appropriate in the first place.

Mayor Pro Tem Wood made a motion to approve Ordinance 9, Councilor Lindsey seconded.

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

The motion passed on unanimous roll call vote.

e. Application for CEDC Membership – Thomas Fedel

Councilor Boyd asked if this seat was the one being vacated by Ordinance 9, Mayor Pro Tem Wood said it is not. Ms. Drake pointed out that this would make an even number of individuals on the committee and he could not immediately be a voting member since the committee is required to have an odd number of members

Ms. Tibbs said current CEDC members have reviewed and approve of Mr. Fedel’s application.

Ms. Viner suggested that council could remove the sentence from Ordinance 9 from agenda item (d) above that requires an odd number of people on the council to allow Mr. Fedel to be a full member from the beginning.

Councilor Funk made a motion to amend Ordinance 9 to remove the phrase requiring the committee to have an odd number. Mayor Pro Tem Wood seconded.

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

The motion passed on unanimous roll call vote.

Mayor Pro Tem Wood motion to approve, Councilor Lindsey seconded. Mayor Pro Tem amended the motion to appoint Mr. Fedel once Ordinance 9 with the updated language from the previous motion is passed so he can be a full member with an even number of committee members. Councilor Lindsey seconded the amendment.

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

The motion passed on unanimous roll call vote.

f. Geothermal Line Project

Window for completing project is getting smaller before winter. Council needs to decide whether to continue this year with the entire project, just the engineering costs, or delay the project until next year. Council discussed including the project back in the budget or not for this budget year since that was one of the COVID-19 budget cuts made. Councilor Lindsey was in favor of delaying the project because of the pandemic, Councilor Funk said this needs to be done anyway, so the City should continue with this project. This project affects pool temperatures in the winter especially.

Mr. Coleman said pool temperatures also depend on pool operators who know what they are doing, and right now we have a knowledgeable maintenance supervisor.

Mayor Pro Tem Wood made a motion to defer the project to the 2021 budget. Councilor Lindsey seconded the motion.

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

The motion carries 4-1 with Councilor Funk dissenting.

10. DISCUSSION ITEMS - Future Agenda Items

Send to Ms. Drake by next Monday.

11. EXECUTIVE SESSION - Executive session with City attorney 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)(e), regarding Ouray District Court case 2020CV30002.

Councilor Funk made a motion to move into executive session at 8:23 pm, Councilor Lindsey seconded.

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

The motion passed on unanimous roll call vote.

12. ADJOURNMENT

Executive session concluded at 8:39 pm.

Councilor Boyd made a motion to adjourn at 8:40 pm. Councilor Lindsey seconded the motion. The motion passed on unanimous vote.

ATTEST:


Greg Nelson, Mayor

9/11/2020
Date



Melissa M. Drake, City Clerk

CERTIFICATION

I, Melissa M. Drake, do hereby certify that I am the City Clerk of the City of Ouray, Ouray County, State of Colorado, and that the above minutes are a true and correct summary of the meeting of the Ouray City Council held on July 7, 2020. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 30th day of July, 2020.



Melissa M. Drake, City Clerk