

**OURAY CITY COUNCIL VIRTUAL MEETING  
SUMMARIZED MINUTES  
MONDAY, AUGUST 17, 2020 at 1:00 pm**

Join Zoom Meeting  
<https://zoom.us/j/94548882608>  
Meeting ID: 945 4888 2608  
Passcode: 486270

Phone: +1 669 900 6833 +1 253 215 8782

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

**1. CALL TO ORDER**

Mayor Nelson called the meeting to order at 1:00 pm.

**2. ROLL CALL**

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

Also present were Acting City Administrator Melissa Drake, City Resources Director Rick Noll, Public Works Director Joe Coleman, Community Development Coordinator Aja Tibbs, Police Sergeant Gary Ray and Administrative Accounting Clerk Julie Lancaster.

**3. CEREMONIAL/INFORMATIONAL – Rebecca Paruch with ChargePoint Inc. Regarding Electric Vehicle Charging Station**

Electric vehicles are projected to represent 55% of light duty vehicles by 2040. Governor Polis recently signed an executive order encouraging electric vehicles too, and ChargePoint has an exclusive grant that would cover a lot of the costs. ChargePoint is working on 6 corridors across Colorado, including Hwy 550. Ouray would receive 2 charging stations initially with the ability to expand as more electric vehicles are on the road. A 3<sup>rd</sup> party owner/operator is willing to cover all non-covered costs (around \$30,000) for installation at pool parking lot site. Council discussed not using the 3<sup>rd</sup> party in order to retain ownership and control of the charging station. Ms. Paruch said the payoff period is around 7-8 years, and the 3<sup>rd</sup> party is willing to wait for the payoff, and the City would need to decide if they are willing to wait as well.

Bruce Gulde asked what happened to the old charging station. Ms. Paruch said the old stations would take several hours to charge, and the ones ChargePoint would install would charge a car in 20-30 minutes. Mayor Nelson also said the parts to repair the old charging station are no longer made, so it is impossible to make repairs to get it working again.

**4. CITIZENS' COMMUNICATION**

Tamara Gulde has 3 concerns:

- Lack of active fire ban
- Would like to see an accounting of Markus Van Meter's work

- Very busy this year, would like to know what's being done for shoulder seasons this year with the new Tourism Advisory Committee.

## 5. CITY COUNCIL REPORTS/INFORMATION

- Glenn Boyd** – Multiple meetings happening this week. Tomorrow, there is a West Region Recovery meeting put on by DOLA and a West Region Healthcare Coalition meeting. Tomorrow evening there is a back-to-school virtual meeting, and Community Steering Plan meeting. Regional fire call meeting on Wednesday to discuss potential new fire ban. COVID informational meeting at 2 pm on Wednesday. School outreach and policy group meetings on Thursday at the same time. MAC meeting at 2 next Wednesday.
- Ethan Funk** – OIPI meeting on Wednesday. OIPI is currently working with State Historical Fund to reroof the powder house. OIPI/Via Ferrata working on bathroom solution. Councilor Funk believes the City should help with the restroom costs once project starts. Costs will be minimal as the labor will be sourced by volunteers.
- Peggy Lindsey** – Beautification committee did trail cleanup on the 7<sup>th</sup>, going back to work along River Walk on Wednesday morning. Reported that an old resident is very impressed with the pictures and videos used for marketing the city.
- John Wood** – CEDC meeting on Thursday. They are working on Main St Program. IPAT meeting on guide services allocation was congenial and collaborative. New TAC group meeting scheduled for August 26<sup>th</sup> at 4 pm, committee will select chair and secretary.
- Greg Nelson** – No meetings to report on. Has received positive feedback on social media presence.

## 6. DEPARTMENT REPORTS

### a. Acting City Administrator / Finance and Administration Director

Pool variance was granted, new limit is 250 per state order, currently allowing 150 people at a time because of staffing levels. Currently recruiting more lifeguards. Averaging around 450 people per day since variance was granted. Box Canon has been seeing more visitors than last year.

City Hall response to COVID-19: staff have been alternating days in the office, and the office window has been open since June 1<sup>st</sup> for walk-ins from 8-4 Monday-Friday. Offices will be added to downstairs of visitor center to allow city staff to spread out. Working with contractors to increase office ventilation in existing office space.

Gave report about pool expenses when closed and when operating at 50 person capacity limit, and projected September numbers.

Ms. Drake highlighted items on her written report.

Councilor Funk asked when the OIPI concessions fee would be paid to the City, since nothing has been received yet in 2020. Ms. Drake said there is not a set time that it is paid typically.

Chief Wood was on vacation, so Ms. Drake and Sgt. Ray presented for the Police Department. Councilor Boyd said the trail outreach program the Police Department and Ouray County Sheriff's Office jointly put on last week was very well received.

Ms. Drake presented the June sales tax revenue received in August. Councilor Funk asked, since the Sales Tax continues to be greater than 2019, if considering putting items back in the budget was warranted. Other council members did not feel comfortable adding everything back in, but agreed that staffing additions that were put on hold could be useful to add back in.

Mayor Pro Tem Wood is planning a staff appreciation barbeque for September.

**b. Community Development Coordinator**

Contract building inspector has been doing a great job. 13 active building permits and multiple Short Term Rental applications. Community plan steering committee meeting on August 27 at 6 pm. Accepted as affiliate in Main Street Program, need to meet certain criteria still to be candidates. Financial incentives will be available once we meet candidate status. Census self-respond rate is higher than 2010, but still below Ridgway and the County. Census workers will be going door to door of houses that don't self-report until September 30<sup>th</sup>. Still working on ADU ordinance. Surveyed 70 properties for backflow prevention, determined high and low risk properties to address.

Census at around 30% response rate right now. Councilor Boyd asked what the response rate for 2010 was. Ms. Tibbs said she would have to reach out to the Census Office to get that info. Ms. Tibbs said our response rate is so low because of second homeownership and short term rentals in the city. When the owner responds to the census in another state, it does not count for their residence in Ouray.

Mayor Pro Tem Wood asked where the building inspector hiring process is at. Ms. Drake said they are working on scheduling interviews now. Councilor Lindsey asked if the building inspector position could be made full time to keep someone in the position. Ms. Drake said there is not enough work year round to make the position full time. Councilor Boyd suggested that we could "share" the building inspector with either the Town or County to allow the employee to work full time between multiple locations even if the City doesn't have the workload for it. Ms. Drake said she would reach out to the Town and County to see if they were interested.

**7. CONSENT AGENDA**

- a. Temporary Modification of Premises application – Thai Chili Ouray LLC dba Thai Chili Ouray**
- b. IGA for Election Services with Ouray County Clerk and Recorder**

Councilor Boyd made a motion to approve the consent agenda. Councilor Funk seconded the motion.

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

The motion passed on unanimous roll call vote.

**8. ACTION ITEM**

- a. Possible Approval of Agreement Regarding Payment of Investment Fees and Rescission of Agreement and Declaration of Covenants for 340 9th Ave – Parry property**

Mr. Hockersmith, attorney for Parrys, presented the agreement from the Parrys to rescind the covenants on their property to allow them to short term rent the property and do a 3 year payment plan for the fee.

Councilor Funk said that he would not be comfortable with granting the rescission of the covenants before the payment plan was completed. Mr. Hockersmith said the guarantees in place are more than adequate to ensure the City receives the money.

Councilor Lindsey made a motion to approve the agreement and accept the payment plan. Mayor Pro Tem Wood seconded the motion.

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

The motion passed on 3-2 vote with Mayor Nelson and Councilor Funk dissenting.

**b. Possible Appointment of CEDC Member**

Application received from Bill Hall, who owns Comfort Inn and does welding work for Skol Studios. CEDC members recommend appointing him.

Councilor Funk made a motion to appoint Mr. Hall. Councilor Lindsey seconded the motion.

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

The motion passed on unanimous roll call vote.

**9. DISCUSSION**

**a. Possible Continuation of Flume Tax**

Need special meeting for ballot language on September 2<sup>nd</sup> at 9 am. Need to create a flyer with series of 3-5 questions that get a “yes” answer about the flume tax initiative to mail to city residents and advertise on social media and in the Plaindealer.

**b. Upcoming Special Meeting**

Thursday August 20<sup>th</sup> 6:30 pm

**c. Future Agenda Items**

Council decided that if the National Forest goes into a fire restriction, the city would follow suit and ratify it at the next council meeting.

Resolution about LOT fee readjustment to spread costs over wider tourism industry.

ADU proposal when ready from planning commission.

Council would like to have all city committees meet together to discuss budget needs and visions for each respective committee before general budget sessions. Councilor Funk would also like to have a PARC meeting soon, since there hasn't been one in quite a few months.

Council response to temporary encroachment permits for restaurants expiring soon.

COP Update.

#### 10. ADJOURNMENT

Councilor Lindsey made a motion to adjourn at 3:16 pm. Councilor Boyd seconded the motion. The motion passed on unanimous vote.

ATTEST:

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

9/11/2020  
\_\_\_\_\_  
Date

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

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#### 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 August 17, 2020. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 4<sup>th</sup> day of September, 2020.

  
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Melissa M. Drake, City Clerk

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