

**OURAY CITY COUNCIL SPECIAL MEETING
SUMMARIZED MINUTES
MONDAY AUGUST 23, 2021, 4:00 P.M.
320 6th Ave – Massard Room**

Zoom Meeting for Non-participants:

<https://zoom.us/j/9349389230>

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

- 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 in open session 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 4:01 pm.

2. ROLL CALL

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

Also present were City Administrator Silas Clarke, Public Works Director Joe Coleman, Police Chief Jeff Wood, and Administrative Accounting Clerk Julie Lancaster.

3. The PLEDGE OF ALLEGIANCE was recited

4. ACTION ITEMS

- a. Consideration and Possible Approval of Resolution 10, Series 2021 – Submitting to the Registered Electors at the November Election, a Ballot Question Regarding the Imposition of an Excise Tax of 15% on the Amount Charged for Short-Term Rentals, for the Purpose of Assisting to Pay the Future Debt for the Mandated New Wastewater Treatment Facility and Water Treatment Facility and to Create a Housing Fund to be Used to Provide Long-term, Workforce and/or Attainable/Affordable Housing Options**

City Administrator Clarke presented the resolution, as well as Councilor Lindsey's request to present how many short-term rental owners were local or out-of-state.

Councilor Funk made a motion to adopt Resolution 10 with corrections: 3rd whereas, after TABOR should be a space, 1st whereas on second page, comma after business, 2nd to last

whereas, change year to 2051, change ballot language to 2022 instead of January 1st, 2022.
Councilor Lindsey seconded the motion.

Chris Bettin said the best rental in Ouray managed by his company, Premier Vacation Rentals, is occupied 38% of the time, but would be taxed as 100% commercial, which is a huge jump in tax dollars. He stated he reached out to each council member for a 15 minute phone call to discuss the issue, and only received one response from Councilor Funk. Mr. Bettin also stated he would seek legal remedies for the loss of business if the measure were to pass.

Mary Beth Miles, COO of Premier Vacation Rentals, also spoke against the measure, since she believed it would not “level the playing field”, but put an unnecessary burden on short term rental owners and managers, urging the council not to put the question on the ballot.

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.

b. Consideration and Possible Approval of Resolution 11, Series 2021 – Authorizing the City Administrator to Execute Grant Applications of up to \$500,000 in Award

Mr. Clarke presented the reason behind this request, saying there was a short notice grant issued that the City wanted to take advantage of, and this would allow Mr. Clarke to execute the grant application without council motion. This would not affect acceptance of the grants, only the application for them.

Councilor Lindsey made a motion to adopt Resolution 11. 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.

c. Consideration and Possible Approval of Ouray Silver Mines Letter of Intent to Develop a Water Right for the use of the Ouray Ice Park

The agreement would remove the Ice Park from the City’s drinking water supply. City would not be financially responsible, but owns the land that the Ice Park operates on.

Councilor Funk stated that if this moves forward, it would not take place in time for the upcoming ice season and the City would need to renew their water rights with OIPI in the meantime.

Councilor Funk made a motion to approve the letter of intent as presented. 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.

5. ADJOURNMENT

Councilor Lindsey made a motion to adjourn at 4:41 pm, Councilor Funk seconded the motion. The motion passed unanimously.

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 August 23, 2021. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 2nd day of September, 2021.


Melissa M. Drake, City Clerk