

**OURAY CITY COUNCIL MEETING
SUMMARIZED MINUTES
TUESDAY, SEPTEMBER 8, 2020, 6 PM
COUNCIL MET IN PERSON at the Massard Auditorium Ouray Community Center
VIRTUAL MEETING FOR PUBLIC**

Join Zoom Meeting

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

Meeting ID: 934 938 9230

Passcode: 491878 or by phone: +1 408-638-0968 +1 669-900-6833

- 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 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 6:00 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, Administrative Accounting Clerk Julie Lancaster, and City Attorney Carol Viner.

3. The PLEDGE OF ALLEGIANCE was recited.

4. CEREMONIAL/INFORMATIONAL

a. Update from Ouray County Public Health Director Tanner Kingery on the COVID-19 Pandemic

National Guard tested 618 individuals in 2 days. 3 Positives from testing, one was a suspected case already. New total of 28 cases in the county. 5 new cases in last 14 days (4 confirmed, one probable). 4 active cases being monitored. One resident and one non-resident death.

b. Mayor's Proclamation of September as Suicide Prevention and Awareness Month

Mayor Nelson read Proclamation Number 1, series 2020.

5. CITIZENS' COMMUNICATION

Mayor Nelson opened the floor for public comment.

Since there were no comments, Mayor Nelson closed the floor.

6. APPROVAL OF MINUTES – August 3, 17, and 20

Councilor Funk made a motion to approve the minutes. 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 unanimous roll call vote.

7. CITY COUNCIL REPORTS/INFORMATION

- a. **Glenn Boyd** – COVID informational meeting tomorrow. Councilor Boyd read a prepared statement about the city and county officials’ response to the situation, asking everyone to show some understanding for those with different views and to come together as a community.
- b. **Ethan Funk** – Thanked Councilor Boyd for his statement. Ice Park is having a “love your gorge” cleanup event this coming weekend. The Ice Park has promised \$2,500 along with Via Ferrata for restrooms. Councilor Funk wanted Public Works to be aware of South Reservoir spillover. OIPI is strongly leaning towards cancelling Ice Fest, since vendors and athletes are pulling out. Might move to a clinic model for ice climbing. Region 10 believes broadband project can be extended through May, supposed to have ended in 2020. Anchors meeting. City can participate and pick anchor points to install internet. Four priorities plus two more that city should invest in knowing that DOLA will match funds, since the project would extend into the next budget period.
- c. **Peggy Lindsey** – Beautification meeting on August 20th. Decided to cancel trail work tomorrow due to weather. 11th is still on. Cleanup on 23rd from 7-11. Mayor Nelson said River Walk is looking great already. Got numbers from Markus Van Meter for Tourism Advisory Committee, increased views on Instagram and Facebook.
- d. **John Wood** – OIPI has presented slightly lessened liability insurance restrictions that will allow smaller guides to operate more efficiently. CEDC has a meeting on Thursday and work session on Friday at 11 am. Presentation on other Main Street programs in Colorado. TAC has a lot of things on agenda, working on streamlining and prioritizing goals to be most effective.
- e. **Greg Nelson** – Region 10 met about 2 weeks ago and approved their 2021 budget. Economic recovery increased. Blue Canyon Road project could make travel to this area of Colorado harder. CAST meeting, gave update on efforts to increase stimulus for small municipalities. Meeting on Thursday at 5 pm. Discussion with district Ranger to address backcountry behavior. Outdoor recreation master plan and perimeter trail master plan. Need to redo parks and recreation master plan. Councilor Boyd asked if CDOT promised that if I-70 was closed for fires or something that Highway 50 would be opened. Would, but not in writing yet.

8. DEPARTMENT REPORTS

a. Acting City Administrator – Director of Finance and Administration

Down in visitors at the pool, but up in visitors in the Box Canon. Council will have an all-day meeting to meet with contractor and do Zoom interviews for potential administrator candidates. Gathering more info

about charging station, but staff is interested in ChargePoint's proposal. Gearing up for 2021 budget process. Staff will start meeting next week. With budget season coming up, Ms. Drake would like to name Joe Coleman as Temporary Deputy City Administrator to help with administrator duties, and bring in more administrative help. Mayor Nelson suggested making a city budget with a 10% decrease in funding marking projects that would be cut if revenues were lower than predicted. Council was concerned about workload for Ms. Drake and Mr. Coleman.

Councilor Funk made a motion to approve her proposal for hiring additional help until the budget is passed or a full time city administrator is hired. Ms. Drake asked council to amend motion to include retro pay for Mr. Coleman once a rate is determined. Councilor Funk agreed. Councilor Boyd 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			

Motion passed on unanimous roll call vote.

Mayor Nelson asked about the office ventilation and expansion project. Ms. Drake said solutions have been discussed and work at the visitor center is nearly complete.

b. Public Works Director

Subcontractor for SMPA hit a water service line and will be receiving an invoice for damages. Received results from recent MPA, scored a 20 which is considered high risk. Meeting scheduled with water engineer tomorrow to talk about results. Mayor Pro Tem Wood suggested making a list of subcontractors in the City to record incidents such as this. Councilor Funk asked about water meter radio transmission locations, and offered to help with the project.

c. City Resources Director

Over 2000 visits over the long weekend. 963 Saturday, 953 Sunday and 637 on Monday. Hot Springs attendance is lower than last year, but over 850 people on one day. The Hot Springs Pool won the People's Choice award for best hot springs in Ouray County. Mayor Pro Tem Wood asked Mr. Noll asked about participation in the Hot Springs Loop and increased visitation.

d. Chief of Police

Reported call statistics. Officers completed new state mandated training. Alpine backcountry conservation campaigns have been very successful, looking to expand program. On Friday at 8:30 am there will be a Patriot Day service.

e. Community Development Coordinator

Meeting with staff and legal counsel regarding wastewater treatment emergency ordinance. As ordinance is currently in place, no new developments are allowed aside from a specific list in ordinance, and ordinance would only allow 35 new taps and not allow multiple taps on properties currently.

Too many people from planning commission are also on steering committee. Council needs to decide how to handle situation.

9. CONSENT AGENDA – Black Bear Manor Bed & Breakfast Permit Renewal

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

10. ACTION ITEMS

a. Emergency Ordinance No. 10, Series 2020 – Extending Existing Emergency Ordinances Set to Expire on September 12, 2020

Mayor Pro Tem Wood made a motion to approve Emergency Ordinance 10, Series 2020. 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.

Mayor Nelson requested that item c (Beautification committee appointment) be moved before item b (ADUs) since he anticipated item b taking a long time.

b. Possible Appointment of Beautification Committee Member

Councilor Lindsey made a motion to approve Ms. Tisdel’s appointment to Beautification Committee. 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 unanimous roll call vote.

c. Ordinance No. 11, Series 2020 – Regarding Accessory Dwelling Units in the City – First Reading

Ms. Tibbs gave an overview of how the ordinance would change the building code and the reasons behind them. Code changes would allow 1200 sqft in ADUs instead of the previous 1000 to allow for 3 bedrooms. Accessory Dwelling Units would not count against property allowances for lot size requirements. Enforcement on ADUs is tricky, it would be based on complaints, and take a lot of staff time to manage.

Mayor Nelson is concerned that the full extent of the changes were not communicated to the general public. Ms. Drake said the second reading could be put off and the city could advertise the public hearing more.

Councilor Lindsey has reservations about allowing multiple houses on one property, especially in R-1 zone.

Councilor Funk believes the square footage limit should remain at 1000 sqft.

Mayor Pro Tem Wood made a motion to continue the matter to a work session. Councilor Boyd 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.

Council will set a work session date after City Administrator interviews are set.

Ms. Tibbs asked if the planning commission should continue with the ADU ordinance given councilmembers' comments. Council still wants to continue with the ordinance, but feel there is a philosophical difference between how the prior council and the current council want to go about it.

11. DISCUSSION ITEMS

a. Wastewater Treatment Plant Project

As an independent analyst, Mark Valentine from JDS Hydro spoke about the conceptual project plans. Mr. Valentine believes the plans are very thorough, and recommends a phased approach, but the approach doesn't need to be determined right away.

b. Potential Domestic Water Treatment Plant Project

The City will likely need to develop a plan for a water treatment plant 18 months after it is finalized that one is necessary, so the City should begin now to get as much design time as possible.

c. Via Ferrata Rules

Via Ferrata is looking for municipal backup on rules giving Via Ferrata employees authority. Ms. Viner said creating a resolution to post at the Via Ferrata would be clean and simple to help the Via Ferrata employees stand up to belligerent guests.

d. Staff Appreciation Picnic

Date to be determined after Thursday.

e. Future Agenda Items

Outdoor recreation and parks/recreation master plan. One plan or two?

Formalize TAC role from Ad hoc to full committee.

12. ADJOURNMENT

Mayor Pro Tem Wood made a motion to adjourn at 9:59 pm, Councilor Lindsey seconded the motion. The motion passed on unanimous vote.

ATTEST:



Greg Nelson, Mayor

Date

11/10/2020



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 September 8, 2020. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 3rd day of November, 2020.



Melissa M. Drake, City Clerk