

GUNNISON COUNCIL AGENDA
MEETING IS HELD AT CITY HALL, 201 WEST VIRGINIA AVENUE
GUNNISON, COLORADO; IN THE 2ND FLOOR
COUNCIL CHAMBERS

Approximate meeting time: 3.5 hours

TUESDAY

FEBRUARY 11, 2020

REGULAR SESSION

5:30 P.M.

City of Gunnison Councilmembers gather for a light meal at 5:00 P.M. in Council Chambers.

No City Council activity takes place.

I Presiding Officer Call Regular Session to Order: (silent roll call by City Clerk):

II Public Hearings - 5:30 P.M.

Please see the e-packet for the public hearing format.

A. Public Hearing Lazy K Land Use.

Background: The purpose of this public hearing is to receive public input regarding the sale of portions of the property known as the Lazy K for the purposes of workforce and free market housing. The Lazy K property is 15.93 acres in Blocks 115-118 and a Tract West of Block 118, WEST GUNNISON (AKA Section 2, 49N1W) including streets and alleys, located within the City of Gunnison, County of Gunnison, State of Colorado. The property address is 1415 West Tomichi Avenue, Gunnison, Colorado, 81230.
Staff contact: City Manager Russ Forrest and City Attorney Kathy Fogo
Estimated time: 20 minutes

B. Public Hearing for Lot 22 – Road Grade Waiver Request.

Background: The purpose of this public hearing is to receive public input on a road grade request for a potential future road connection that would be greater than 6% for approximately 20 feet of lineal street to cross irrigation ditches. The request is for the Lot 22 development of 76 affordable rental units.
Staff contact: Community Development Director Anton Sinkewich
Estimated time: 10 minutes

C. Public Hearing for Hotel & Restaurant Liquor License.

Background: To purpose of this public hearing is to receive public input on a Hotel & Restaurant Liquor License application from Pitas in Paradise LLC, dba Pitas in Paradise, 730 North Main Street Unit #6, Gunnison, CO 81230
Staff contact: City Clerk Erica Boucher
Action Requested of Council:
Estimated time: 10 minutes

Public Hearings are the formal opportunity for the City Council to listen to the public regarding the issue at hand. Citizens giving input must identify themselves. Anonymous testimony will not be considered. In a quasi-judicial public hearing, the Council is acting in much the same capacity as a judge. Most land use applications including marijuana/liquor license applications are type of quasi-judicial actions. The Council must limit its decision consideration to matters which are placed into evidence and are part of the public record at the hearings. Legislative and administrative public hearing include those that are a formal opportunity for Council to listen to the public regarding the issue at hand, i.e. increases in utility rates or the annual city budget.

III. Citizen Input: (estimated time 3 minutes)

At this agenda time, non-agenda scheduled citizens may present issues of City concern to Council on topics on are not to be considered later in the meeting. Per Colorado Open Meetings Law, no Council discussion or action will take place until a later date; unless an emergency situation is deemed to exist by the City Attorney. Each speaker has a time limit of 3 minutes to facilitate efficiency in the conduct of the meeting and to allow an equal opportunity for everyone wishing to speak.

IV. Council Action Items

A. Road Grade Waiver and Replat of the Remainder of Lot 22

Background: The Lot 22 development includes 76 affordable rental units and proposes additional right-of-way adjacent to Colorado Street, a 70-foot-wide street and to be dedicate to the City of Gunnison with a possible road extension. The future road extension would have a road grade up to 10 % to cross over two large irrigation ditches for approximately 20 feet.

Action Requested of Council: A motion, second, and vote to approve Road Grade Waiver, WA 19-4 for a future road extension and Replat of Remainder of Lot 22 that includes street dedications and irrigation ditch easements, with the condition that modifications to the Plat, submitted by staff shall be completed prior to acceptance and recording.

Staff contact: Community Development Director Anton Sinkewich

Estimated Time: 10 minutes

B. Action on Hotel & Restaurant Liquor License application from Pitas in Paradise Liquor License LLC dba Pitas in Paradise, 730 North Main Street, Unit #6, Gunnison, Colorado.

Background: Pitas in Paradise LLC submitted an application for a Hotel & Restaurant Liquor license to be located at 730. N Main Street Unit 6. City council is the local licensing authority and its responsibility is to approve or deny liquor applications based on the wants and needs of the community as presented at the state statute-required public hearing.

Action Requested of Council: Based on findings of fact, a motion and vote to approve the hotel & restaurant liquor license application from Pitas in Paradise LLC dba Pitas in Paradise, 730 North Main Street, Unit #6, Gunnison, Colorado with stated conditions.

Staff contact: City Clerk Erica Boucher

Estimated time: 5 minutes

C. Consent Items: *The consent agenda allows City Council to approve, by a single motion and vote, matters that have already been discussed by the entire Council or matters that are considered routine or non-controversial. The agenda items will not be separately discussed unless a councilor, City staff, or citizen requests an item be removed and discussed separately. Items removed from the consent agenda will then be considered after consideration of the consent agenda.*

○ Approval of the January 28, 2020 Regular Session meeting minutes.

Background: Per City Charter, the City Clerk produces minutes of the Council actions for all regular and special session meetings. Minutes are approved or amended at the follow regular session meetings and become permanent city record. If a city councilor was not present at the meeting, they must abstain in the vote and action on approval of the minutes, and

○ Excuse Councilor Mallory Logan from the January 28, 2020 Regular Session meeting.

Background: Councilors are allowed to be formally excused from a Regular,

Special or Reorganization Session meeting by a quorum vote of the City Council per Section 4.4 (F) of the Gunnison Municipal Home Rule Charter.

Action Requested of Council: A motion, second and vote to approve the Consent Agenda as presented with the following items:

Approve the minutes of the January 28, 2020 Regular Session meeting; and excuse Councilor Mallory Logan from the January 28, 2020 Regular Session meeting.

Staff contact: City Clerk Erica Boucher

Estimated time: 2 minutes

D. Mountain Roots Healthy Futures Program Update.

Background: The Mountain Roots Healthy Futures Program proposes to have 22 AmeriCorps members who will serve as health and environmental educators, providing education and outreach to underserved audiences, in order to address capacity issues around food insecurity in rural counties of Southwestern Colorado.

Action Required of Council: No action requested. Report item only.

Community contact: Healthy Futures Program Director Lyndie Kenlon

Estimated time: 10 minutes

E. Comprehensive Plan Discussion.

Background: Gunnison 2030 is nearing completion and staff is reviewing and responding to any final Council comments for integration into the plan.

Action Requested of Council: No action requested. Discussion item only.

Staff contact: Community Development Director Anton Sinkewich

Estimated Time: 10 minutes

F. Supplemental Wind Contract with MEAN.

Background: The MEAN's board of directors voted to allow Gunnison to purchase remaining wind power to increase the City's renewable mix, possibly up to but not impeding the City's existing hydro WAPA allocation. The wind rate will be 4.6 cents per KWH until April 1, 2020, which would be reduced to 4.3 cents per KWH.

Staff contact: Public Works Director David Gardner

Action Requested of Council: A motion, second, and vote to approve the supplemental wind contract with MEAN to provide additional wind allotments to the City of Gunnison.

Estimated time: 10 minutes

G. Ordinance No. 1, Series 2020, First Reading: *An Ordinance of the City Council of the City of Gunnison, Colorado amending the monthly rates charged by the City of Gunnison Public Works Department for Refuse and Recycling*

Background: In order to generate revenue to match anticipated expenses, a 24% increase in rates is needed. Rates have not been increased for the past decade. Current rates cannot sustain operational costs.

Staff Contact: Public Works Director David Gardner

Action Requested of Council: Introduce, read by title only by the City Attorney, motion, second, and vote to pass and order to publish Ordinance No. 1, Series 2020 on first reading.

Estimated time: 15 minutes

H. Resolution No. 3, Series 2020: *A Resolution of the City Council of the City of*

Gunnison, Colorado, reconstituting the Parks and Recreation Advisory Committee and replacing and superseding all prior resolutions affecting the Committee

Background: The purpose of this item is to consider a resolution to update, modify and clean up certain provisions of the governance structure for the Parks and Recreation Advisory Committee.

Action Required of Council: Introduce, read by title only, motion, second, and vote to adopt Resolution No. 3, Series 2020.

Staff contact: City Clerk Erica Boucher

Estimated time: 5 minutes

V. Reports:

Police Department Semi-Annual Report

City Attorney Report

City Clerk Schedule Update

City Manager Strategic Projects Update and Report

City Councilors with City-related meeting reports; discussion items for future Council meetings

VI. Meeting Adjournment

The City Council Meetings agenda is subject to change. The City Manager and City Attorney reports may include administrative items not listed. Regular Meetings and Special Meetings are recorded and action can be taken. Minutes are posted at City Hall and on the City website at www.gunnisonco.gov. Discussion Sessions are recorded; however, minutes are not produced. For further information, contact the City Clerk's office at 970.641.8140. **TO COMPLY WITH ADA REGULATIONS, PEOPLE WITH SPECIAL NEEDS ARE REQUESTED TO CONTACT THE CITY CLERK 24 HOURS BEFORE ALL MEETINGS AT 970.641.8140.**