

**Ouray City Council Regular Meeting
Summarized Minutes
Tuesday, January 2, 2018 at 5pm
Massard Auditorium – Ouray Community Center**

CALL TO ORDER

Mayor Larson called the meeting to order at 5:02 p.m.

EXECUTIVE SESSION

At 5:03pm, Council member Maurer made a motion to go into Executive Session. Mayor Pro Tem Boyd seconded the motion and it was approved on unanimous vote.

Executive session, pursuant to C.R.S. § 24-6-402(4)(e), to discuss and determine positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators and pursuant to C.R.S. § 24-6-402(4)(b), for a conference with the City attorney for the purpose of receiving legal advice on specific legal questions concerning the Hot Springs capital improvement project, Ouray, Colorado.

ADJOURN EXECUTIVE SESSION

The Executive Session ended at 5:41pm and the Council took a break until 6:00pm.

ROLL CALL

Mayor Pam Larson - Present
Mayor Pro Tem Glenn Boyd - Present
Council member Dawn Glanc – Present
Council member Dee Hilton - Present
Council member Bette Maurer - Present

Also present were Interim City Administrator Katie Sickles, City Resources Director Rick Noll, Public Works Foreman Joe Coleman, Police Chief Justin Perry, Interim Community Development Coordinator Chris Hawkins, Finance and Administration Director Melissa Drake, and City Attorney Carol Viner

THE PLEDGE OF ALLEGIANCE WAS RECITED

APPROVAL OF MINUTES – Regular Meeting of 12/18

Mayor Larson asked if there were any changes to the minutes. There were none. Mayor Larson stated that the minutes stand approved.

CITIZENS COMMUNICATION

- Dan Chehayl gave an update on the Ouray Ice Park stating that it opened two days early on December 23rd, that it has been very busy, and that the ice has been good. He expects the park to be very busy this year and preparation for the Ice Fest is in progress. He noted that they had emptied the reservoir to deal with leaks, that the river has flooded 3 times so far due to snow melt, and that Denver 9 News will be running a piece on the Ice Park tonight.
- Beecher Threatt from the Ouray Plaindealer stated that a local body must designate its posting location annually.
- Fire Chief Trevor Latta asked about the location for Christmas tree disposal this year and Interim Administrator Sickles stated that it is in Rotary Park.

CITY COUNCIL AND COMMITTEE REPORTS

- Mayor Pro Tem Boyd:
 - the Employee Appreciation Dinner will be the first or second Wednesday in March
 - the next CDC Meeting will be in 1 or 2 weeks
- Council member Glanc: Ice Park Sustainability Committee meeting information is in the packet
- Council member Hilton thanked City staff for their help for the memorial service for her husband Robert
- Council member Maurer: none
- Mayor Larson:
 - Treasurer's report:
 - Sales Tax revenue for the year is up almost 5% over 2016
 - LOT – the number of rooms available May through October was up but tax revenue was down. Kat Papenbrock stated that this is due to the housing shortage in the City. Rooms rented for 30 days or more are reported but are exempt from tax
 - CAST on 1/18 – Council member Hilton volunteered to go
 - Massard Foundation donated \$1,000 for upgrades to the Massard Room in the Community Center and donated additional money for public restrooms
 - The Administrator position closed on December 29th and applications will be reviewed soon.
 - Executive Session – the Council conferred with legal counsel on issues regarding the pool

ADMINISTRATOR REPORT

Interim City Administrator Katie Sickles

- There will be a work session regarding Public Restrooms on January 17th. A survey about the topic will be coming out soon.
- JVA visited the sewer lagoons today and are working on a plan for E. coli compliance.
- The Forest Service is interested in the City taking over the perimeter trail.
- A Committee List is in the packet and is currently being updated. Staff is working on getting a monthly schedule posted at all times.

Department Head Reports

- Director of Finance and Administration Melissa Drake stated that all journal entries regarding the audit are complete.
- City Resources Director Rick Noll reported that pool blankets have been ordered, pool temperatures are better, and there was record attendance over the holidays. He also stated that the Ice Rink is still not ready due to high temperatures.
- Interim Community Development Coordinator Chris Hawkins stated that things have been quiet over the holidays and that he has been working on the computer filing system.
- Public Works Foreman Joe Coleman reported that there had been an issue with the automated chlorine valve at the waste water treatment plant and that a replacement is in place. He will move to chlorination and dechlorination based on flow instead of just using tablets. He also stated that despite much work to get the ice rink up and running, the high temperatures were preventing it. He noted that the pool parking lot divider work is in progress.
- Police Chief Justin Perry reported that in November, the police department made Thanksgiving food deliveries for 19 families and in December, \$2,200 was donated for food and gift deliveries. New Year's Eve was quiet and no DUIs were issued and there were only a few issues with illegal fireworks. They are continuing work on burglary investigations.

CONSENT AGENDA

- Approval of Appointment of Zach Martin as Municipal Judge
- Approval of City Committee – Appointments/Re-appointments
- Approval of Box Canon Sign landmark designation
- Approval of Special Event Permit OIPI Ice Festival January 18, 19 and 20
- Approval of Special Event Permit She Jumps Fundraiser January 6
- Approval of Liquor License Renewal BPOE 492 Elks Lodge

Council member Glanc requested that the Special Event Permit for "She Jumps" be removed from the Consent Agenda because she needed to recuse herself from the item since her name is on the application, even though she would not have any financial gain if it is approved.

Council member Maurer requested that the Special Event Permit for the Elks Lodge be removed from the Consent Agenda because she needed to recuse herself from the item since her name is on the application, even though she would not have any financial gain if it is approved.

Council member Maurer also requested that the Box Canon Sign landmark designation item be removed from the Consent Agenda so that it may be discussed.

Mayor Larson listed the Committee members for re-appointment. Mayor Pro Tem Boyd noted that Jeff Skoloda requested that the Council agree to a joint session with the Planning Commission to set goals for the city.

Council member Hilton made a motion to approve the Consent Agenda. Council member Maurer seconded the motion and it passed on unanimous vote.

Mayor Pro Tem Boyd thanked all who step up to volunteer on committees.

ACTION ITEMS

- Consideration, discussion and possible approval of the Box Canon Sign landmark designation

Mayor Pro Tem Boyd made a motion to approve the designation. Council member Hilton seconded the motion.

The Council discussed the designation and the fact that it does not change control of the sign. Louis, a member of "5 Guys and a Sign," requested that the Council make sure a new designation does not change their focus of restoration. Mayor Larson stated that she will get a letter from the Ouray County Historical Society to that effect.

The motion passed on unanimous vote.

- Consideration, discussion, and possible approval of Special Event Permit She Jumps Fundraiser January 6

Council member Glanc recused herself since she is a part of the group but stated that she has no financial gain if it is approved.

Mayor Pro Tem Boyd made a motion to approve the Special Event Permit. Council member Hilton seconded the motion and it was approved on unanimous vote.

Council member Glanc rejoined the meeting.

- Consideration, discussion, and possible approval of the Liquor License Renewal BPOE 492 Elks Lodge

Council member Maurer recused herself since her name is on the application but stated that she has no financial gain if it is approved.

Mayor Pro Tem Boyd made a motion to approve the Liquor License renewal. Council member Hilton seconded the motion and it was approved on unanimous vote.

Council member Maurer rejoined the meeting.

- Consideration, discussion and possible approval of FCI – Pool Project Release of Construction Retainage

Council member Maurer made a motion to approve this release. Council member Hilton seconded the motion.

Mike Foutz, FCI Vice President of Southwest Operations, spoke about the project status.

Mayor Larson commended the work (above and beyond) that FCI has done on the project.

When asked by Council what guarantees exist that FCI will continue work in good faith if the retainage is released, Mr. Foutz stated that the most recent work completed by FCI was not contractually obligated but was done out of goodwill for the City and the project. He also stated that there is a 2 year warranty which began at substantial completion, in August, and that there is a 2 year bond which guarantees FCI's involvement.

The Council discussed the existence of an outstanding punchlist for the project. Mr. Foutz requested a copy of the list in writing.

The Council approved the release of the retainage on unanimous vote.

- Consideration, discussion, and possible approval of Caselle Software update to Software Assurance

Interim Administrator Sickles explained that the software assurance agreement would prevent large future expenses for upgrades to the software. She recommended a start date of July 1, 2017 for the increased maintenance cost with installation of the latest upgrade sometime in 2019. She stated that it would save money in the long run by starting the agreement in July instead of 2019.

Council member Hilton made a motion to approve the software assurance. Mayor Pro Tem Boyd seconded the motion and it passed on unanimous vote.

- Consideration, discussion, and possible approval of compensation for Hannah Hollenbeck for Ice Park Sustainability Committee

Ms. Sickles stated that the Committee made this request, not Ms. Hollenbeck. She had made it clear to the Committee that she is happy with it being a volunteer service.

Council member Glanc made a motion to approve the compensation. Mayor Pro Tem Boyd seconded the motion.

The Council discussed the issue and compared Ms. Hollenbeck's work to other committees which do not receive compensation.

The motion failed on a vote of 1 to 4 with Council member Glanc voting "Yes."

- Consideration, discussion, and possible approval of Columbia LTD, Assessment and Mediation – City, OIPI, and IPSC

Ms. Sickles noted this company's expertise at working with municipal conflicts through mediation and stated that the fact that they are not from within the community could be a benefit of objectivity.

Council member Glanc made a motion to approve the Assessment and Mediation. Council member Hilton seconded the motion.

Mayor Larson stated that the OIPI President is taking this proposal to the OIPI Board. The money to pay for this will come out of the guide community donations.

The Council discussed with Ms. Sickles her experience with this company.

Council member Glanc amended her motion to exclude paying for the service with funds from the general Fund. Council member Hilton agreed to amend the motion.

The motion was approved on unanimous vote.

- Consideration, discussion, and possible approval of Chris Hawkins Professional Service Agreement (PSA) modification

Mayor Pro Tem Boyd made a motion to approve the PSA modification. Council member Maurer seconded the motion.

Ms. Sickles explained that this will remove the “interim” label and set a timeline of a year for Mr. Hawkins to work with the City.

Mayor Pro Tem Boyd commended Mr. Hawkins’ work on the Planning Commission. Council member Maurer stated that the community is also happy with his performance.

The motion passed on unanimous vote.

- Consideration, discussion, and possible approval of Volunteer Fire Department member Nathan Judd
- Consideration, discussion, and possible approval of Volunteer Fire Department member Matt Worley

Fire Chief Trevor Latta stated that both firefighters will be a fantastic fit and that we will be back up to 25 or 26 volunteers and our maximum is 29. He also stated that the fire department will be updating their by-laws.

Council member Maurer made a motion to approve both Nathan Judd and Matt Worley and directed Interim Administrator Sickles to approve signatures on the applications when they are available. Mayor Pro Tem Boyd seconded the motion and it was approved on unanimous vote.

Mayor Larson added the following Action Item:

- Consideration, discussion, and possible approval of designating the bulletin board outside the Administrative Office at City Hall as the Official Posting Location for 2018

Mayor Pro Tem Boyd made a motion to approve the bulletin board outside the Administrative Office at City Hall as the Official Posting Location for 2018. Council member Maurer seconded the motion and it was approved on unanimous vote.

DISCUSSION ITEMS

Water Distribution Backflow/Cross Connection Program – Required January 1, 2016

Interim Administrator Sickles described the issue that an Ordinance was passed in 2016 but no program was put in place.

Mayor Pro Tem Boyd explained that Council voted against this program 2 years ago because it was an unfunded mandate by CDPHE. Ms. Sickles explained that staff will develop a program.

Water Treatment and Storage: Was there funding for tank divers regarding inspection and maintenance?

Ms. Sickles stated that internal inspections of tanks are required every 5 years and that quotes from vendors will be required. She also noted that this is not a task for Public Works staff. Mayor Larson stated that one of the tanks was inspected in the recent past.

Sewer Lagoon operation and treatment (Grease Traps, Campgrounds, Distillery & Marijuana Discharge)

Ms. Sickles stated that discharge from grease traps, campgrounds, distilleries and marijuana operations can impact the sewer treatment plant and that she has not found any documentation on a program for inspections. Council members and citizens stated that there have been inspections in the past.


\$500 expenditure request from the Beautification Committee for a prototype modification to make current trash containers bear-resistant

Council member Hilton stated that the cost could be up to \$500.

Police Chief Perry stated that there is concern that the bears will rip the smaller cans out of the concrete and throw them. He stated that in his opinion, the cans should be certified bear-proof. The Council discussed this issue and was not in favor of placing this item on a future agenda.

ADJOURNMENT

At 7:27pm, Mayor Pro Tem Boyd made a motion to adjourn the meeting. Council member Hilton seconded the motion and it was approved on unanimous vote.



Pamela J. Larson, Mayor Date

ATTEST:



Melissa M. Drake, City Clerk