

**Ouray City Council Regular Meeting
Summarized Minutes
Monday, April 16, 2018 at 7:00pm
Massard Auditorium – Ouray Community Center**

1. CALL TO ORDER

Mayor Larson called the meeting to order at 7:00p.m.

2. ROLL CALL

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

Also present were City Administrator Katie Sickles, City Resources Director Rick Noll, Public Works Director Joe Coleman, Community Development Coordinator Chris Hawkins, Police Chief Justin Perry and Deputy Clerk/Treasurer Beverly Martensen.

3. THE PLEDGE OF ALLEGIANCE WAS RECITED

4. APPROVAL OF AGENDA

Ms. Sickles stated that the public hearing for the amendment to the Code regarding intermodal shipping containers will move to the May 7th Council meeting due to not meeting publishing requirements.

Council member Maurer made a motion to approve the agenda. Council member Hilton seconded the motion and it was approved on unanimous vote.

5. CITIZENS' COMMUNICATION

- a. Ouray School fourth graders, along with teacher Jenny Hart, presented their ideas and proposal to create a sign for the fish pond adjacent to the hot springs pool. They presented a 12"X24" sign design with language on the history of the fish pond and also the hot springs pool.

Mayor Pro Tem Boyd moved to approve the fourth graders fish pond sign proposal. Council member Glanc seconded the motion and it passed on unanimous vote.

- b. Jenn Donavon, Ouray – Expressed her concerns that services provided previously by Mark Garcia under contract should be brought in-house and addressed by Staff. Mayor Larson suggested that Ms. Donavon attend the next work session.
- c. Council’s Response to Citizens’ Communication, April 2 – no response needed

6. CITY COUNCIL REPORTS/INFORMATION

- a. Mayor Pro Tem Boyd – signed disbursements – all was in order. April 9th was a tabletop exercise regarding active shooter training with all law enforcement in our region.
- b. Council member Hilton – OBC met last week. Flowers will be delivered mid-June. The summer gardener job was discussed. New trees will be planted with watering donuts to self-water the trees. Attended CDC meeting for Glenn Boyd and discussed the master plan.
- c. Council Member Maurer – attended the Gunnison Valley TPR. Also attended the Housing Advisory committee, probably one more meeting for the 5-year strategic plan to be in place.
- d. Mayor Larson – Met with 5 guys and a Sign. Discussed design changes to sign renovation and lighting that will comply with state requirements. She also met with the trail group. She thanked the CDC for the recent roundtable.
- e. Council member Glanc – nothing to report.

7. FINANCE DIRECTOR

- a. Approval of Disbursements – Mayor Pro Tem Boyd moved to approve the disbursements. Council member Maurer seconded the motion and it passed on unanimous vote.
- b. Financial Statements – Ms. Sickles stated that all financials will be finalized and up to date by May 21st.
- c. Sales Tax Reports – discussion.
- d. LOT Reports – Larson stated rooms rentals are up 9% and money is up 7.5%.

8. CONSENT AGENDA

- a. Bed & Breakfast Liquor Permit Renewal – Secret Garden B & B
- b. FJ Summit – Request to close a portion of 3rd Ave, July 18-22
- c. PSA – Hydro Resources OX2 and OX6 Assessment and Repair
- d. Revocable Fixed Encroachment Permit – 115 6th Ave

Council member Glanc recused herself from the vote on the B&B permit renewal as she has personal interests in the business. Mayor Pro Tem Boyd made a motion to approve items b and d of the consent agenda. Council member Glanc seconded the motion and it passed on unanimous vote. B&B Council member Hilton made a motion to approve the Secret Garden bed & breakfast permit renewal. Mayor Pro Tem Boyd seconded the motion and it passed on unanimous vote. Council member Hilton made a motion to approve the Hydro Resources PSA for OX2 and OX6. Council member Glanc seconded the motion and it passed on unanimous vote.

9. ACTION ITEMS

a. PSA – Hydro Resources OX2 and OX6 Assessment and Repair

Council member Hilton made a motion to approve the Hydro Resources PSA for OX2 and OX6. Council member Glanc seconded the motion and it passed on unanimous vote.

b. Ouray Ice Park Agreement

Mayor Larson invited public comment.

Among those who spoke were:

Jenn Donovan – expressed insurance concerns should the City take over the Ice Park.

Eric Jacobsen, Hydro Plant – expressed support of the City and OIPI working together toward solutions. Expressed strong support of OIPI. Expressed concerns that agreement says nothing about FERC. Indicated revised deed 207433 from USFS to the City dated 5/11 Stated that FERC requires an annual report from both the hydro plant and the City. FERC also requires an annual stakeholder meeting. Stated support of a 5-year ice park agreement in the interest of achieving sustainability. Also willing that his own agreement with the City would be a 5-year agreement. Supportive of the guide community.

Mayor Larson asked Ms. Sickles to review the FERC requirements and whether there should be additions regarding this to the agreement.

John Wood, 431 4th Street – Spoke in support of a water conservation program. Expressed his concerns that the water use agreement does not mention water volume maximum and fees with particular focus on drought seasons. Wood requested that water volume usage be addressed in the agreement.

Ms. Sickles stated the water agreement will come before Council. Larson indicated she would like the Ice Park Sustainability committee report be included as an exhibit.

Attorney Masters stated that changes to ice park agreement will be drafted for Monday's work session.

Matt Wade - Represents the guide community. Stated the impact of ice climbing to the economy of Ouray. Strongly recommending maintaining historical use. 75%/25% is widely supported. Percentage based allocation approach scales the use according to park use. Suggest capacity specifically be designed as visitor capacity. Feels the language offering that percentages could be changed should be removed.

Mayor Larson indicated the changes suggested by Matt Wade will be incorporated into the next draft of the agreement.

Bill Leo, 344 5th St – Emphasized importance of the ice park to Ouray economy. Feels day to day decisions in the ice park are best made by OIPI. This agreement allows time for parties to work out various issues. He requested Council vote for this agreement.

Andres Marin, 538 5th Street - Supportive of OIPI running the Ice Park, but feels the guiding community has been singled out. Other user groups do not follow the rules, but the guiding community always follows the rules. Feels guiding community is treated unfairly.

Keith Garvey, owner of Peak Mt Guides – Expressed his support of OIPI in running the ice park. Would like to see a 1-2 year time frame for operations plan.

Nate Disser, 1919 Elkhorn, San Juan Mt. Guides – Expressed concerns regarding the amount of work needed for OIPI to manage the ice park. Expressed desire and commitment to greater involvement in the continuing discussion.

Council member Maurer moved to table the ice park agreement to wait for revised agreement. Council member Hilton seconded the motion and it passed on unanimous vote.

c. Box Canon Falls Fee Schedule 2018

Council member Boyd moved to approve the Box Canon Falls Fee Schedule 2018. Council member Glanc seconded the motion and it passed 3-2 with Council member Maurer and Council member Hilton voting no.

d. Hot Springs Pool Massage Therapy Business Lease

Council member Glanc moved to approve the Hot Springs Pool Massage Therapy Business Lease. Mayor Pro Tem Boyd seconded the motion. Council member Glanc made a motion to amend the motion to approve the lease with contract language changes regarding pool closure. Council member Maurer amended her second and the motion passed on unanimous vote.

e. Citizens State Bank Public Restroom request \$25,000 -2018 and \$25,000 -2019

Ms. Sickles is requesting a budget amendment for \$25,000 in 2018 and \$25,000 in 2019 so that maintenance and lease agreement can begin to be worked on.

Mayor Pro Tem Boyd moved to approve a budget amendment for \$25,000 in 2018 and consider \$25,000 in the 2019 budget. Council member Glanc seconded the motion. Mayor Pro Tem Boyd amended his motion to include approve \$25,000 in 2018 for public restrooms on or near Main Street. Council member Glanc amended her second to approve the amended motion. A vote was taken and passed 4-1 with Council member Hilton voting no.

f. Community Plan Steering Committee Appointees

Previously Council approved Ann Morgenthaler, Tamara Gulde, Susie Greco-Perry and Greg Nelson to the Community Plan Steering Committee.

For approval to appointment in this action are Dolgio Nergui, Jenny Hart, Josh Smith, Christina Hinkson and Nicholas Bobak

Council member Glanc moved to table the appointment to the next meeting to allow more time for application review. Council member Hilton seconded the motion and it passed on unanimous vote.

g. Hot Springs Pool Point of Sales (POS) Max Galaxy \$14,400

Council member Hilton moved to approve Hot Springs Pool Point of Sales (POS) Max Galaxy \$14,400. Council member Glanc seconded the motion and it passed on unanimous vote.

10. RESOLUTIONS, ORDINANCES, IGA or OTHER OFFICIAL LOCAL GOVERNMENT APPROVALS

a. Ordinance 3 Series 2018 – Community Development Committee Revision 1st Reading

Council member Hilton moved to approve Ordinance 3 Series 2018 Community Development Committee Revision 1st reading. Mayor Pro Tem Boyd seconded the motion and it passed on unanimous vote.

b. Resolution No 4 2018 – Backflow Prevention and Cross Connections Control Program Policy

Council member Glanc moved to approve Resolution No. 4 2018 – Backflow Prevention and Cross Connections Control Program Policy. Mayor Pro Tem Boyd seconded the motion and it passed on unanimous vote.

c. Resolution No. 5 2018 – Street Closure Policy

Council member Hilton moved to table Resolution No. 5 2018 – Street Closure Policy for amendment. Council member Maurer seconded the motion and it passed on unanimous vote.

d. Resolution No. 6 2018 – Water Conservation

Mayor Pro Tem Boyd moved to approve Resolution No. 6 – Water Conservation. Council member Glanc seconded the motion. After discussion, Mayor Pro Tem Boyd withdrew his original motion to approve, and Council member Glanc withdrew her second. Mayor Pro Tem Boyd made a motion to table Resolution No. 6 2018 and reissue as an Emergency Ordinance including the fee schedule. Council member Glanc seconded the motion and it passed on unanimous vote.

11. CITY ADMINISTRATOR

- a. Work Sessions April 23 at 5pm and 30 starting at 6 pm and Retreat at Alpine Bank May 2 starting at 9:30 am
- b. Upcoming schedule of all known meetings for next month.

12. ADJOURNMENT

At 8:40 pm, Mayor Pro Tem Boyd made a motion to adjourn the meeting. Council member Maurer seconded the motion and it passed on unanimous vote.

Pamela J. Larson 5/8/18
Pamela J. Larson, Mayor Date

ATTEST:
Beverly Martensen
Beverly Martensen, Deputy City Clerk