

FEBRUARY 28, 2017

**CITY OF GUNNISON COUNCIL
REGULAR SESSION MEETING MINUTES**

5:30 P.M.

Mayor Hagan called the Regular Session meeting to order at 5:30 P.M., with Councilors Drexel, Morrison and Schwartz present along with City Attorney Fogo, City Manager Forrest, City Clerk Davidson, Finance Director Cowan, Community Development Director Westbay, Municipal Court Judge McDonald, Water Superintendent Doherty, Water Crew Leader Yadauga, several citizens and the press. Councilor Sovick was absent. A Council quorum was present.

Citizen Input: Mayor Hagan called for any citizen input for Council on issues not already being discussed on the agenda. He asked them to step forward, identify themselves and keep their comments to three minutes. There were no citizen comments.

Pre-Scheduled Community Presentations to Council

2016 Municipal Court Report by Judge James McDonald. Judge McDonald came forward and informed Council of the following: it's been a great year in Municipal Court; the State Legislature, at the request of the ACLU, amended several laws that affect municipal courts including non-payment of fines and changes to the defendant's rights advisement; he has a great support staff in Melissa, Tara and Gail; many municipalities are looking at making the maximum jail time in their jurisdiction to be 364 days rather than one year in order to deal with immigration issues that could kick in at a year maximum jail sentence; we haven't had any issues locally; you really have to "earn jail" in municipal court; there was a challenging nuisance issue last year but the new nuisance ordinance assisted with that process; and everything locally is fantastic. City Attorney Fogo informed Council the City's maximum jail sentence is 90 days at this time. Council thanked Judge McDonald for the thorough report.

Update on the Gunnison/Crested Butte Tourism Association (TA) by Executive Director John Norton. Mr. Norton addressed Council on the following topics: the last two years have had great lodging numbers resulting in better than average sales tax growth; of all the valley entities, Gunnison had the number 1 growth in the summer and the number 2 growth in the winter; the Gunnison Getaway Program with the discounted CBMR lift tickets contributes to the growth in the winter; Gunnison receives more TA dollars in the winter than Crested Butte or Mt. Crested Butte; the Valley's summer growth is growing faster than 18 comparable destinations that are tracked through the DestiMetrics Program, in which the Gunnison Valley is included; the TA's focus is on mountain biking/trails throughout the year and with expert or extreme skiing in the winter; the TA has implemented a new extreme ski map phone app and will be utilizing a new "Trail Quest" app that tracks miles ridden and awards prizes to the rider for those miles; the "Outerbike", a premier 3-day mountain bike demo show will take place at the base area in August; they continue to support WSCU recruitment; and will once again support the Blue Mesa Beach Bash in August. A brief discussion on the composition of the TA ensued. Council thanked Mr. Norton for the report.

Council Action Items:

Consent Agenda.

- **Excuse Councilor Sovick from meeting;**
- **Regular Session Meeting minutes of February 14, 2017; and**
- **Set Public Hearing on Hotel & Restaurant Liquor License Application from Lefave LLC dba Mario's Pizza and Pasta, 213 W. Tomichi Avenue, for 5:30pm, Tuesday, April 11, 2017.**

Councilor Drexel moved and Councilor Morrison seconded the motion that the Consent Agenda be approved as presented.

Roll call vote, yes: Drexel, Hagan, Morrison. Motion carried.

Roll call vote, no: None.

Roll call vote, abstain: Schwartz. He was not present at the Council meeting.

Action on Intergovernmental Agreement between City of Gunnison and Gunnison County/Gunnison County Substance Abuse Prevention Program (GCSAPP) for teen "shared space" program. City Manager Forrest explained the Agreement is for the City to provide funding in an amount not to exceed \$47,650.00 to be used for the Gunnison Youth Shared Space and Sources of Strength Program. These already appropriated/budgeted funds are from the marijuana sales tax generated fund. GCSAPP will administer the program and have already been at work meeting with businesses and youth focus groups to get input on the program. Several coffee shops and the Arts Center have been approached and are interested in staying open late to host the teens on certain nights of the week. Additional restaurants have expressed interest in participating as well. The Gunnison Youth City Council offered enthusiastic ideas during their meeting with GCSAPP programming representative Dante Velez last week at their meeting. Council agreed this is a great program idea.

Councilor Schwartz moved and Councilor Morrison seconded the motion to authorize the Mayor to sign a Memorandum of Agreement with Gunnison County for the teen shared space program.

Roll call vote, yes: Hagan, Morrison, Schwartz, Drexel. Motion carried.

Roll call vote, no: None.

Discussion and Possible Action on 2017 Slip Lining Bids. Water Superintendent Joe Doherty informed Council he had advertised for bids, per the City's Purchasing Policy, for the 2017 slip lining project. Slip lining can extend the life of a sewer pipe by 50 to 100 years and decreases groundwater infiltration and inflow into the sewer system that then has to be treated at the wastewater treatment plant. Almost three quarters of the City's mains have been slip lined already. This summer, they will also line some large irrigation ditch pipe that runs north of Denver Avenue from Wisconsin to Spruce Streets. That line has had root and vegetation invasion for years and has to be cleaned out manually. The lining will prevent those intrusions into the pipe. The lowest qualified bidder was Eco-Matrix, who has successfully worked for the City previously, in an amount of \$216,836.50.

Councilor Drexel moved and Councilor Schwartz seconded the motion to approve and award the 2017 slip line bid to Eco-Matrix LLC, of Rifle, CO, in an amount not to exceed the budgeted \$275,000.

Roll call vote, yes: Morrison, Schwartz, Drexel, Hagan. Motion carried.

Roll call vote, no: None.

Ordinances and Resolutions Action Items:

Ordinance No. 4, Series 2017, Re: Additional Appropriations to the Adopted 2017 City Budget; 2nd Reading. Councilor Morrison introduced Ordinance No.4, Series 2017, and it was read by title only by the City Attorney.

Councilor Morrison moved and Councilor Schwartz seconded the motion that Ordinance No. 4, Series 2017, **AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, ADOPTING AN ADDITIONAL APPROPRIATION FOR THE FISCAL YEAR ENDING DECEMBER 31, 2017**, be introduced, read, passed and adopted on second and final reading 28th day of February, 2017.

Roll call vote, yes: Schwartz, Drexel, Hagan, Morrison. Motion carried.

Roll call vote, no: None.

Resolution No. 5, Series 2017; Re: Referring Four Ballot Questions to Amend Sections of the City Charter at the Regular Municipal Election on May 9, 2017. Councilor Morrison introduced Resolution No. 5 Series 2017, and it was read by title only by the City Attorney.

A brief discussion ensued about the ballot questions. City Clerk Davidson informed Council that staff and the City Attorney reviewed the Charter to identify sections that are in conflict with state or federal law or need to be brought up to date to conform with city best governmental practices. These four ballot questions reflect those findings. The Charter was adopted by the voters in 1963 and has to be amended by the voters via an election. The first two ballot questions amend the Charter to set the Council reorganization meeting, which is now held 7 days after the election, to the first scheduled post-election Council meeting. This change will allow for the State Municipal Election Code requirement of election verification to take place at least 10 days after the election. The third question deals with restructuring the City Planning and Zoning Commission from 6 citizen-at-large and a City Council member representatives, to 7 citizen-at-large members to eliminate chances of possible decision making bias. The fourth question deals with amending the Charter to comply with Colorado Statute-defined protected classes of people in the hiring process.

Councilor Morrison moved and Councilor Drexel seconded the motion that Resolution No. 5, Series 2017, **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, REFERRING FOUR BALLOT QUESTIONS TO AMEND SECTIONS OF THE GUNNISON MUNICIPAL HOME RULE CHARTER TO THE QUALIFIED ELECTORS OF THE CITY OF GUNNISON AT THE CITY OF GUNNISON REGULAR MUNICIPAL ELECTION TO BE HELD MAY 9, 2017**, be introduced, read, passed and adopted this 28th day February, 2017.


Roll call vote, yes: Drexel, Hagan, Morrison, Schwartz. Motion carried.

Roll call vote, no: None.

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Adjourn Regular Session Meeting and Convene Discussion Session.

Mayor Hagan adjourned the Regular Session meeting and Council went into the discussion/work session at 6:28 P.M.



Mayor



City Clerk