

**CITY OF GUNNISON COUNCIL AGENDA
MEETING IS HELD AT CITY HALL, 201 W. VIRGINIA AVENUE
GUNNISON, CO, IN THE 2ND FLOOR COUNCIL CHAMBERS**

JANUARY 24, 2017 **WORK SESSION** **4:00 P.M.**

4:00 P.M. - 5:15 P.M. A. Municipal Communications Webinar

JANUARY 24, 2017 **REGULAR SESSION** **5:30 P.M.**

(Total Regular/Discussion Session meeting time estimate: 2 hrs.)

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

II. **PUBLIC HEARING** **5:30 P.M.**

To Receive Input on Retail Marijuana Store Establishment License from Frozen Smoke Dispensary LLC dba Frozen Smoke Dispensary, 500 W. Hwy 50, Ste. 103, Gunnison, CO 81230 (estimated time 10 mins.)

- i. Open public hearing & Mayor state purpose, location, date, time and attendees
- ii. Proof of publication
- iii. Staff testimony
- iv. Applicant testimony
- v. Public comments on application (limit 5 minutes per person)
- vi. Additional comments received to be entered into record
- vii. Close public hearing

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 types 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 hearing. Legislative and administrations public hearings 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.

- Possible Action on Retail Marijuana Store Establishment License from Frozen Smoke Dispensary LLC dba Frozen Smoke Dispensary, 500 W. Hwy 50, Ste. 103, Gunnison, CO 81230 (estimated time 10 mins.)
Staff contact: City Clerk Davidson

III. Citizen Input: (estimated time 3 mins.)

At this agenda time, non-agenda scheduled citizens may present issues of City concern to Council on topics that are not to be considered later in the meeting. Per Colorado Open Meetings Laws, 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:**

- Appointing two full and one alternate City Representatives to Gunnison Land Preservation Board.
Background: Since 1998, Gunnison County Land Preservation Board funds, created by a small redistribution of monies from the existing County 1% sales tax, has been assisting local land trusts with conservation easement projects such as open space and agricultural land preservation, watershed protection, access to

public lands, and wildlife habitat preservation. The City of Gunnison can appoint three representatives – two full and one alternate – to represent City citizens on the Board. Three interested citizens – Kendall Burgemeister, Bryan Turner and Bruce Noble - have been invited to converse with Council with possible appointment at the meeting. (estimated time 10 mins.)

Staff Contact: City Clerk Davidson

- Regular Session Meeting minutes of January 10, 2017.
Staff Contact: City Clerk Gail Davidson (estimated time 3 mins.)

- Action on 2017 Grants and Contracts for Service.
Background: During the budget preparation process, community organizations and non-profits were invited to submit applications for City funds. Through the extensive budget development process, organizations were selected for funding at the levels listed in the adopted budget. Council is being asked to approve the content of the individual grants and contract memorandums of agreement. (est. time 10 mins.)
Staff Contact: Finance Director Ben Cowan

- Action on Challenge Grant Applications
Background: The City has received two Challenge Grant applications. The first is from I Bar, Inc., in the amount of \$5,000 to assist with the 2017 Castle Creek Guitars Summer Concert Series, and the second is from non-profit KBUT Community Radio, in the amount of \$4,000 to help fund an overnight music festival at the I Bar Ranch in August. City Council briefly discussed these applications at their last meeting and asked the applications be brought back to them for further discussion and possible action.
Staff Contact: Finance Director Ben Cowan (est. time 15 mins.)

- Discussion and possible Action on Snowplowing Equipment
Background: the recent heavy snows and ongoing operations are impacting city equipment. As of Friday morning, the City had 3 pieces of equipment broken which are essential for snow operations and wind row removal. The large snow blower that attaches to the front end loader was broken due to it sucking in bailing wire from wind rows. Repairs were made internally. The smaller, slower blower was utilized. The front end loader was also down and was repaired. The most significant challenge is the Volvo grader/maintainer that needs to go to Colorado Springs for repairs. This is a complicated and expensive repair. A rental maintainer from the equipment dealer has been arranged for the next month. This rental will arrive on Monday, 01/23. Council is being requested to authorize the repair of the Volvo Motorgrader in an amount not to exceed \$60,000 in accordance with the City of Gunnison Purchasing Policy.
Staff Contact: City Manager Russ Forrest

- Action requested of Council on each item below: Introduction of ordinance or resolution, reading by title, motion/second and vote to approve on first, or only reading, the following ordinance and resolution:
 - Ordinance No. 1, Series 2017; Re: Amending Section 2.20 A of the Gunnison Municipal Code; Re: City Purchasing Policy; second and final reading.
Background: the existing purchasing policy found in the *Gunnison Municipal Code* contains purchasing amount thresholds that have

not been modified in ten years. In order to provide for more efficient operations, new thresholds are being proposed in the ordinance. In addition, the local preference requirements sometimes jeopardize the city's receipt of some types of grant funding. The local preference component is not being removed but it is being modified regarding these types of grant funds and agreement requirements.
Staff contacts: Finance Director Ben Cowan (est. time 3 mins.)

- Ordinance No. 2, Series 2017; Re: Youth Tobacco Ordinance; 1st Reading
Background: At the request of the Youth City Council (YCC) the original Youth Tobacco ordinance was passed by Council in 2011 and amended in 2013. That ordinance sunsetted in December, 2016 and the current YCC is asking City Council to pass this new Youth Tobacco Ordinance. This ordinance includes prohibition of e-cigarettes and vaping products. (estimated time 5 mins.)
Staff Contact: City Clerk Davidson
- Ordinance No. 3, Series 2017; Re: Write-In Candidates in General Municipal Election; 1st Reading
Background: In the 2015 City Municipal Election, the citizens amended the City Charter to allow for the City to utilize the Colorado Municipal Election Code (CMEC) to conduct future City elections. One provision of the CMEC allows for write-in candidates to be considered as candidates if the City passes an ordinance allowing those write-in candidates if they have filed the required affidavit. Staff is asking Council to pass the ordinance allowing for candidates to utilize this process if they need to do so.
Staff Contact: City Clerk Davidson (estimated time 5 mins.)
- Resolution No. 2, Series 2017;
Background: the resolution asks Council to instruct the City Clerk to conduct the City charter-specified May 9, 2017, Regular Municipal Election as a mail ballot election. Past mail ballot elections have shown that elections conducted by mail result in a higher voter turnout. (estimated time 3 mins.)
Staff contacts: City Clerk Gail Davidson and Finance Director Cowan
- Resolution No. 3, Series 2017; Re: Canceling the Council Regular Session meeting scheduled for May 9, 2017, due to the Regular Municipal Election.
Background: Per the City Charter, by resolution, Council set the meeting time of City Council for the second and fourth Tuesday of each month at 5:30pm. The May 9, 2017, council meeting conflicts with the date and time of the City's municipal election. This resolution cancels the scheduled council meeting. (estimated time 3 mins.)
Staff contacts: City Clerk Davidson

V. Adjourn Regular Meeting and Convene Discussion Session:

VI. Council Discussion Items:

- Presentation and Discussion on Lazy K Master Plan Presentation
Background: The City Council purchased the Lazy K property in 2015. After the purchase, students at the University of Colorado-Denver were contracted to produce a Master Plan for the property. After community involvement, the students developed a plan, incorporating right-of-way connectivity, river habitat preservation, trails, recreation and possible housing options. That plan will be presented to Council by Lorin Crandall, Urban & Regional Planning Graduate Student.
Staff Contact: Community Development Director Westbay (est. time 30 mins.)
- Discussion on IConnex Services – no packet information
Background: The October, 2016 adopted *City Strategic Plan* includes a Strategic Priority for a vibrant economy and community culture. For that priority, the City committed to continuously work with the business community to support our unique, authentic community culture and a prosperous economic environment. Citizen and visitor wi-fi access in the Tomichi and Main commercial areas has been discussed to enhance that prosperous economic environment. Paula Swenson of IConnex Services will discuss Wi-Fi access in these commercial business zones.
Staff contact: IT Manager Mike Lee (estimated time 20 mins.)

Reports: (total estimated time 20 mins.)

City Attorney Report:

City Manager Strategic Projects Update and Report:

City Staff and WSCU Liaison Reports:

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

VII. Meeting Adjournment

The City Council Meeting 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.**