

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

**FEBRUARY 14, 2017**

**REGULAR SESSION**

**5:30 P.M.**

(Total Regular/Discussion Session meeting time estimate: 2.75 hrs.)

- I. Presiding Officer Call Regular Session to Order: (silent roll call by City Clerk):
  
- II. 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.*
  
- III. **Council Action Items:**
  - Regular Session Meeting minutes of January 24, 2017.  
Action requested of Council is approval of the minutes as submitted.  
Staff contact: City Clerk Gail Davidson (estimated time 3 mins.)
  
  - Excuse Councilor Schwartz from the meeting.  
Background: Section 4.4F of the Gunnison Municipal Charter allows for a Councilor to be excused from a Regular Session meeting by an affirmative vote of the Council.  
Staff contact: City Clerk Gail Davidson (estimated time 3 mins.)
  
  - Action on donation of Surplus City Unit #8, a 1991 Chevrolet/Darley Fire Engine.  
Background: last July the City received a Rosenbauer Timberwolf fire engine to replace the old 1991 unit. The old engine could be sold for a range of \$7,000-\$8,000 or it could be donated to a nearby community in need of equipment. The Sargents Volunteer Fire Department has expressed interest in receiving this used fire truck. Action requested of Council is to approve the donation of the surplus fire truck to the Sargents, CO Volunteer Fire Department. (estimated time 5 mins.)  
Staff Contact: Fire Marshal/Chief Dennis Spritzer
  
  - Set Public Hearing on Hotel & Restaurant Liquor License Application from Sodexo America, LLC for the ICElab, 540 Escalante Drive, in Gunnison, for 5:30P.M., Tuesday, March 28, 2017, in the City Council Chambers of City Hall.  
Background: Colorado Revised Statutes require a public hearing be held by the local licensing authority (the city council) on new liquor license applications. The hearing is to be held at least 30 days after the application is accepted by council so that it can be noticed and posted to solicit any public comments on the application. (estimated time 10 mins.)  
Staff contact: City Clerk Gail Davidson
  
  - 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. Action requested of Council: to approve one, both or neither of the Challenge Grant Applications and to authorize the release of funds.

Staff Contact: Finance Director Ben Cowan (est. time 15 mins.)

- Discussion and requested motion to approve application for DOLA Planning Grant for Central Business District Improvements. (estimated time 5 minutes)  
Staff Contact: City Manager Russ Forrest
- Action to direct the City's water attorney to file a Statement of Opposition in Case No. 16CW3089, Water Division 4, to protect the City's water rights. (estimated time: 5 minutes)  
Staff Contact: City Attorney Kathy Fogo and 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. 2, Series 2017; Re: Youth Tobacco Ordinance; 2nd 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; 2nd 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.)
  - Ordinance No. 4; Series 2017; Re: Additional Appropriations to the Adopted 2017 City Budget; 1<sup>st</sup> Reading  
Background: this ordinance amends the Council-adopted 2017 City Budget. Throughout the year adjustments are made to the existing budget and this ordinance formally authorizes those changes to the 2017 Budget. (estimated time 10 mins.)  
Staff Contact: Finance Director Ben Cowan
  - Resolution No. 4, Series 2017; Adopting West Gunnison Regional Park Master Plan  
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 West Gunnison Regional Park

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 was presented to Council on January 10, 2017, and this resolution formally adopts the Master Plan. See Lazy K Plan at: [http://www.gunnisonco.gov/Planning/Final\\_Gunnison\\_Regional\\_Park\\_MP\\_1-27-17.pdf](http://www.gunnisonco.gov/Planning/Final_Gunnison_Regional_Park_MP_1-27-17.pdf)

(estimated time 5 mins.) Staff Contact: CD Director Steve Westbay

IV. Adjourn Regular Meeting and Convene Discussion Session:

V. Council Discussion Items:

- Presentation of 4<sup>th</sup> Quarter 2016 City Financial Update  
Background: The Finance Director provides quarterly financial updates to City Council regarding the status of revenues, expenses and fund balances for the previous quarter year timeframe.  
Staff Contact: Finance Director Ben Cowan (estimated time 30 mins.)
- Discussion on City Adoption of new ICC Building Codes.  
Background: the City of Gunnison has in the past adopted International Code Council Building and other applicable codes. Compliance with these codes helps ensure the public's health, safety and welfare regarding construction and occupancy of buildings in our community. The ICC periodically updates their codes in order to stay current with changing construction materials, practices, designs and other factors. The City held two meetings with local contractors to discuss the changes in the updated codes. A brief overview of the outcome of those meetings will be presented to Council for their consideration before any action with adoption of the revised codes. (estimated time 30 mins.)  
Staff Contact: Building Official Eric Jansen & CD Director Steve Westbay
- Discussion on implementation and enforcement of License Agreements for use of city public sidewalks for business vending.  
Background: City Council passed Ordinance No. 4, Series 2016, establishing regulations for use of public rights-of-way for private purposes, including vending on sidewalks adjacent to businesses. This discussion will focus on the implementation and enforcement of those regulations, especially in the central business district. (estimated time 20 mins.)  
Staff contact: CD Director Steve Westbay and Police Chief Keith Robinson
- Discussion on Purchase of Excess Military Equipment through 1033 Program.  
Background: Surplus military equipment that might otherwise be destroyed is made available to law enforcement agencies across the US and its territories. Along with over 8000 municipalities, the City has utilized this program in the past to purchase needed surplus equipment. This discussion will provide Council with information on the program and identify what equipment may be requested by the Police Department in the future.  
Staff Contact: Police Chief Keith Robinson (estimated time 15 mins.)
- Semi-Annual Police Department Report.  
Background: Each city department head gives a semi-annual report on their department's activities, progress, accomplishments and goals to council.  
Staff Contact: Police Chief Keith Robinson (estimated time 15 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

VI. 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](http://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.**