

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

Approximate meeting time: 3 hours

May 22, 2018 **REGULAR SESSION** **5:30 P.M.**

- I. Presiding Officer Call Regular Session to Order: (silent roll call by City Clerk):
- II. Citizen Input: (estimated time 3 minutes)

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:

- A. Set Public Hearing** on Retail Marijuana Cultivation Establishment and on Retail Marijuana Product Manufacturing Establishment License Applications from Cosmic Culture LLC; 555 S. 10th Street, Gunnison, for Tuesday, June 12, 2018 in the City Chambers of City Hall, 201 W. Virginia Avenue in Gunnison, CO.

Background: On June 23, 2015, City Council passed Ordinance No. 5, Series 2015, establishing the regulations and process for approving medical and retail marijuana establishments in Gunnison. The State Marijuana Enforcement Division (MED) has approved the Conditional Retail Marijuana Products Manufacturing Establishment License and the Conditional Retail Cultivation Establishment for the above-sited application that has been reviewed/processed by City Staff.

Staff contact: Erica Boucher

Action Requested of Council: Requesting a motion to set a Public Hearing for a Retail Marijuana Cultivation Establishment and on Retail Marijuana Product Manufacturing Establishment License Applications from Cosmic Culture LLC; 555 S. 10th Street, Gunnison, for Tues., June 12, 2018 at 5:35 p.m. in the City Chambers of City Hall, 201 W. Virginia Ave in Gunnison, CO.

- B. Retail Marijuana Products Manufacturing License Application from Cosmic Foods Holdings, LLC, dba Cosmic Kitchen; 419 S. 10th Street, in Gunnison, CO**

Background: At the April 24, 2018 Council meeting, Council moved and approved to set a Public Hearing for Cosmic Foods Holdings, LLC dba Cosmic Kitchen on May 22, 2018. However, a new public hearing date needs to be set up for Cosmic Foods Holdings, LLC dba Cosmic Kitchen because the required public notifications for the Public Hearings listed an incorrect business address. The notice of a Public Hearing must contain accurate information in order to be valid. Therefore, the Clerk's Office must accurately post the notice of public

hearing at the premise and in the newspaper "...for not less than 10 days prior to the hearing" as stated in C.R.S. 12-43.4.302(1).

Staff contact: City Clerk Erica Boucher

Action Requested of Council: Requesting a motion to set a Public Hearing for Cosmic Food Holdings, LLC dba Cosmic Kitchen, 419 S. 10th Street, Gunnison, CO, on June 12, 2018 at 5:30 p.m. to be in compliance with C.R.S. 12-43.4.302(1).

Estimated time: 5 minutes

C. May 8, 2018 Regular Session meeting minutes

Background: per City Charter, the city clerk produces minutes of the Council actions for all regular and special session meetings. Minutes are approved or amended at the following regular session meeting and become a permanent city record. If a city councilor was not present at the meeting, they must abstain in the vote and action on approval of the minutes.

Staff contact: City Clerk Erica Boucher

Action Requested of Council: Approval of the May 8, 2018 Regular Session meeting minutes

Estimated time: 1 minute

D. May 15, 2018 Special Session meeting minutes

Background: per City Charter, the city clerk produces minutes of the Council actions for all regular and special session meetings. Minutes are approved or amended at the following regular session meeting and become a permanent city record. If a city councilor was not present at the meeting, they must abstain in the vote and action on approval of the minutes.

Staff contact: City Clerk Erica Boucher

Action Requested of Council: Approval of the May 15, 2018 Special Session meeting minutes

Estimated time: 1 minute

E. Interview and Appointment for Planning and Zoning Commission Board Vacancy

Background: Section 3.19 of the Gunnison Home Rule Charter creates a Planning and Zoning Commission, composed of seven at large members, who are appointed by council. The Planning and Zoning Commission is responsible for preparing a master plan for the city. Overlapping terms are five years in length. There are currently two vacancies on the Planning and Zoning Commission. Four qualifying letters of interest were received for the two vacancies. They were from Robert Beda, Greg Larson, David Martinez, and Ryan Taylor.

Staff contact: City Clerk Erica Boucher

Action Requested of Council: Consider approval of two candidates to the Planning and Zoning Commission.

Estimated time: 10 minutes

- F. Interview and Appointment for Zoning Board of Adjustments and Appeals**
Background: Section 3.18 of the Gunnison Home Rule Charter creates a Zoning Board of Adjustments and Appeals, composed of five, at-large members who are appointed by Council. Terms are for three years. There are currently two vacancies on the Zoning Board of Adjustments and Appeals. One qualifying letter of interested was received. The letter was from Ellen Harriman.
Staff contact: City Clerk Erica Boucher
Action Requested of Council: Consider approval of candidate(s) to the Zoning Board of Adjustments and Appeals.
Estimated time: 5 minutes
- G. Ordinance No. 6. Series 2018: An Ordinance of the City Council of the City of Gunnison, Colorado, Adopting an Additional Appropriation for the Fiscal Year Ending December 31, 2018**
Background: To attain the legal authority to spend unused funds in 2018 for projects that were underway in 2017 and allocate a portion of the Strategic Implementation Reserve funds set aside for projects approved by the City Council on April 24. The first reading contained a typo that needed to be amended on the second reading.
Staff contact: Finance Director Ben Cowan
Action Requested of Council: Introduce, read by title only, motion, second and vote to pass and adopt Ordinance No. 6 Series 2018 as amended on second and final reading.
Estimated time: 5 minutes
- H. Budget Redistribution on City Shop Roof**
Background: The original budget included \$153,833 for City Shop roof replacement. Additionally, the water and wastewater enterprise funds has budgeted for \$37,000 for asphalt pavings. Due to additional research, it is requested to re-allocate budgeted funds to make roof repairs in lieu of total replacement that will extend the life of the roof 20 years or more, and utilize the cost savings to do electrical work (LED lighting) to the Blue Barn, pave the gravel parking lot leading to the Cold Storage Building, Water Building and the Blue Barn, and replace the 25-year old HVAC system at the City Shops.
Staff contact: Public Works Director David Gardner
Action Requested of Council: Request re-allocation of budgeted roof funds for the following: 1) Roof repair work for City Shop; 2) Electrical work at the Blue Barn; 3) HVAC system for City Shop; 4) Hot mix asphalt parking lot for Public Works Complex.
Estimated time: 10 minutes
- I. Renewal of WAPA electric contract and background information for MEAN and WAPA**
Background: The existing contract for the City's hydroelectricity from WAPA is expiring in 2024. The new contract will be valid until 2057. The electricity is 100% renewable and is from all of the dams associated with the Colorado River

Storage projects.

Staff contact: Public Works Director David Gardner and Electric Superintendent Will Dowis

Action Requested of Council: Staff is requesting renewal of a 2004 electrical contract with WAPA that is set to expire in 2024.

Estimated time: 30 minutes

IV. **Council Work/Discussion Items:**

Dismount Zones

Staff contact: Police Chief Keith Robinson

Finance Report

Staff contact: Finance Director Ben Cowan

V. **Executive Sessions**

A. Executive Session 1 is pursuant to C.R.S. §24-6-402(4)(b) to receive legal advice from the City Attorney on a City utility easement.

B. Executive Session 2 is pursuant to C.R.S. §24-6-402(4)(b) to receive legal advice from the City Attorney on litigation.

VI. **Reports:**

City Attorney Report:

City Manager Strategic Projects Update and Report

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.**