

**GUNNISON COUNCIL AGENDA**  
**MEETING IS HELD AT CITY HALL, 201 WEST VIRGINIA AVENUE**  
**GUNNISON, COLORADO; IN THE 2<sup>ND</sup> FLOOR**  
**COUNCIL CHAMBERS**

Approximate meeting time: 2.5 hours

**TUESDAY**

**JUNE 11, 2019**

**REGULAR SESSION**

**5:30 P.M.**

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

**I. Citizen Input: (estimated time 3 minutes)**

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

**II. Council Action Items:**

**A. Approval of the May 28, 2019 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 meetings and become 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: A motion, second and vote to approve the May 28, 2019 Regular Session meeting minutes.

Estimated time: 2 minutes

**B. Resolution No. 6, Series 2019: *A resolution of the City Council of the City of Gunnison, Colorado, naming the City of Gunnison marble rings in honor of Jerry Piquette.***

Background: Former Gunnison Mibster, Joslyn Hays, wanted to publically honor Jerry Piquette for his long-term commitment to the Gunnison Marbles Club for her Girl Scouts Gold Award project. Mr. Piquette founded the Gunnison Marbles Club in 1991 and has been involved ever since; therefore, Ms. Hays deemed renaming the City of Jorgenson Marbles Rings in honor of Mr. Piquette to be appropriate.

Staff contact: City Clerk Erica Boucher

**Action Requested of Council:** Introduce, read resolution by the title only by the City Clerk, motion, second and vote to pass Resolution No. 6, Series 2019.

Estimated time: 5 minutes

**C. Ordinance No. 8, Series 2019, Second Reading: *An ordinance of the City Council of the City of Gunnison, Colorado, amending the City of Gunnison Municipal Code to designate the Municipal Court Judge as hearing officer for sales and use tax assessment abatement hearings.***

Background: This item, if approved, removes the perception of a lack of due process in sales tax matters and designates the municipal court judge as hearing officer for protest hearings rather than the finance director.

Staff contact: Finance Director Ben Cowan

**Action Requested of Council:** Introduce, read by title only by the City Clerk, motion, second and vote to pass and adopt Ordinance No. 8, Series 2019 on second reading.

Estimated time: 3 minutes

- D. Ordinance No. 9, Series 2019, Second Reading:** *An ordinance of the City Council of the City of Gunnison, Colorado, repealing and reenacting certain sections of the City of Gunnison Land Development Code related to telecommunications facilities.*  
Background: The existing *City of Gunnison Land Development Code* standards for telecommunications facilities were written in 2013 and are very minimal in regard to content and does not address the full spectrum of wireless communication facility types. This text amendment is intended to reflect the most up to date changes from State and Federal agencies.

Staff contact: Community Development Director Anton Sinkewich

**Action Requested of Council:** Introduce, read by title only by the City Clerk, motion, second, and vote to pass and adopt Ordinance No. 9, Series 2019 on second reading.

Estimated time: 5 minutes

- E. Ordinance No. 10, Series 2019, Second Reading:** *An ordinance of the City Council of the City of Gunnison, Colorado, amending Section 2, Table 2-3 Principal Use Table, regarding alternative energy and Section 3.11 D.I. photovoltaic arrays of the City of Gunnison Land Development Code.*

Background: While solar energy systems have become a common and easily installed technology, the *City of Gunnison Land Development Code* currently requires a conditional use process for approval and installation that can add months to the process. Staff considers this to be an unnecessarily difficult process and recommends that solar energy systems be a permitted use in all zoning districts.

Staff contact: Community Development Director Anton Sinkewich

**Action Requested of Council:** Introduce, read by title only by the City Clerk, motion, second, and vote to pass and adopt Ordinance No. 10, Series 2019 on second reading.

Estimated time: 5 minutes

- F. Request for extension of deadline to record- Higgins Subdivision Plat.**

Background: Minor Subdivision, SB 17-7 for the Higgins Subdivision, would create two lots and was approved by Council on April 10, 2018. The *Land Development Code* requires recordation of the Final Plat within one year of approval. The applicant is requesting an extension of one year for the recordation of the Subdivision Plat, which can only be authorized by City Council.

Staff contact: Community Development Director Anton Sinkewich

**Action Requested of Council:** To approve an extension of the deadline for recordation of the Higgins Subdivision Final Plat with a new expiration date of June 11, 2020.

Estimated time: 5 minutes

**G. Supplemental Agreement #1 to the CMAR Contract: WWTP Upgrades.**

Background: In order to comply with State Revolving Fund regulations, the Davis-Bacon Act applies to all construction contracts used on the WWTP project. A wage rate determination has been locked in. This change order will lock in the wage determination and incorporate it contractually for use in the construction contracts.

Staff contact: Public Works Director David Gardner

**Action Requested of Council:** To approve the execution of Supplemental Agreement #1 to contractually incorporate the Davis-Bacon Wage Rate Determination into the construction requirement of the project.

Estimated time: 5 minutes

**H. Supplemental Agreement #3: Tetra Tech Construction Services WWTP Upgrades.**

Background: In order to implement the construction phase of the WWTP Modernization and Efficiency project, construction engineering and inspection is required by the City and the State. Tetra Tech will perform these services under its existing contract with the City. The existing contract will be modified to include these services via this Supplemental Agreement.

Staff Contact: Public Works Director David Gardner

**Action Requested of Council:** To approve Supplemental Agreement #3 to contractually incorporate the necessary scope of work for the construction phase of this project in the amount not to exceed \$619,856.

Estimated time: 15 minutes

**I. Discussion on Dark Sky Initiative.**

Background: Gunnison County, the Gunnison Valley Observatory, and City of Gunnison have shown interest in protecting our dark skies as a natural resource and potential source of tourism revenue.

Council contact: Councilor Mallory Logan

**Actions Requested of Council:** 1) A motion to direct the City of Gunnison to move forward in the process of becoming an International Dark Sky designated community; and 2) To direct staff to move forward in the process of joining the Colorado Dark Sky Tour.

Estimated time: 15 minutes

**V. Reports:**

City Attorney Report

City Clerk Schedule Update

City Manager Strategic Projects Update and Report

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

**VI. Meeting Adjournment**

The City Council Meetings 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.**