

JUNE 26, 2012

CITY OF GUNNISON COUNCIL
REGULAR SESSION MEETING MINUTES

7:00 P.M.

The City Council Regular Session meeting was called to order at 7:00 P.M., by Mayor Houck with Councilors Seymour and Nesbitt present, along with City Attorney Fogo, City Manager Coleman, City Clerk Davidson, Community Development Director Westbay, Parks & Recreation Director Ampietro, Finance Director Hanson, several citizens and the press. Councilors Drexel and Harriman were absent. A Council quorum was present.

Consideration of Minutes:**Regular Session Meeting Minutes of June 12, 2012.**

Councilor Nesbitt moved and Councilor Seymour seconded the motion to approve the Regular Session Meeting minutes of June 26, 2012, as submitted.

Roll call vote, yes: Houck, Seymour, Nesbitt. Motion carried.

Roll call vote, no: None.

Pre-Scheduled Citizens:

Gunnison Chamber Update – Executive Director Tammy Scott. Mayor Pro Tem Harriman arrived at 7:17 P.M. Director Scott thanked the City for all of the help with Ride the Rockies. It was a great success. She then reviewed the 1st Quarter 2012 Cost of Living Report. The City moved down a bit in its composite index score and the decrease was mainly in housing. Councilor Nesbitt asked about visitor center visits. Ms. Scott stated they have seen a 30% increase in walk-ins at the Center. They have two full-time staff and 3 part-time staff at the visitor center in the summertime. Other reported topics included: walk-ins at the visitors center are tracking 30% above the same time last year; contacts are made by referrals, walk-ins, telephone, and by email; the 4th of July has been the focus the last few days; last year they made 161,153 contacts; the Gunnison Getaway Ski Program is getting a revamp to make it easier to order on-line and CBMRs ski-free program will include Gunnison lodgings; the Economic Development Group is meeting monthly and the broadband project, which is a whole western slope issue, is going gung-ho; chamber memberships are fairly steady number-wise; the Chamber is working on the issues with the TA concerning the speed of making information fulfillments; ED Group funding is in the works with some business donations received and the County may set aside some funds for the program; and the Chamber is doing a lot of fundraising to keep going. City Manager Coleman asked about the “GunnyLove” Program and Ms. Scott stated that helps with business exposure. “Trip-Ons”, or smart phone coupons, are also working well. Mayor Houck stated he spoke with Chandler Smith, with the Ride the Rockies Event, and Mr. Smith commented well on Gunnison’s participation as the start community with this year’s ride. Council thanked Ms. Scott for her report.

Discussion and Possible Action on WSC’s Escalante Drive Paving Project – Dr. Jay Helman and Brad Baca. Dr. Helman stated Western State has two requests: the near-term paving request and a longer-term request. Western State would not be present without the City of Gunnison. Over 100 years ago, the Town originally granted land and helped finance the first buildings on the campus. The long-term request is to continue that cooperative partnership and join together in planning and communication for the future of the new University. This will be a long range planning and vision quest. Both the City and College are reliant on each other. What is good for the University is good for the City.

Mr. Baca then addressed the near-term request. This is the paving of Escalante Drive from the intersection of Georgia and Escalante to the landscaping boulevards north of the gymnasium. The City already had their rights-of-way in this summer’s Street Improvement Plan. The College is proposing the City share in half of the cost, \$73,000 to complete the entire Escalante Drive paving project. Discussion ensued: Items discussed included: this would be a partnership between the City and the Western State; Western State is a sponsor of the USAPCC bike event and utilizing Escalante during the race would showcase the campus on an international scale; there is also the need to make good first impressions on potential and new students on campus; the race organizers have a big concern about the condition of the asphalt and without paving the race would not be routed around the campus; City improvements on state-owned property is new ground for both entities; the paving project would be incorporated into the City’s existing summer paving project using PMS as the contractor; and the remainder of the City’s projects would take place after Escalante is paved.

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Public Works Director Tex Bradford then reviewed the street improvement options: the street could be just patched; an asphalt overlay could be placed; or the street could be rebuilt and paved. The latter is the best option. Patching the holes isn't an option because there really isn't any good asphalt present to hold the patches. An overlay would have a life expectancy of approximately 10 years. The full rebuild paving would be the best option with a 20 year life. If a slurry or small chip seal were applied in the next 3 to 5 years, then the pavement life expectancy could be extended. Future maintenance of the asphalt is the key to the longevity of the pavement. Total cost of the project by Pavement Management Services would be \$156,541.56 and that includes a \$10,000 contingency. Cost to the City would be half of that amount. The City would pay the entire amount to the Contractor and the College would reimburse the City for half of the total cost. Council should also prepare for any comments from City residents about why the contractor would be pulled off City paving to do the State property project. The project would have to be completed within 7 weeks prior to the race on August 21st.

Finance Director Hanson came forward and reviewed the City's cash reserves and some of the projects that have been funded out of reserves in the past few years. The City has a healthy cash reserve and this is because we have been very prudent and conservative. It is projected there will be \$3 million at the end of 2012. We do need to be cautious, as the projected City sales tax was down 2.5% at the end of April. We could have as much as \$85,800 under budgeted revenues at the end of the year. City Attorney Fogo voiced some questions concerning the project. In the Agreement, we need to define what the City's protection is on any failure in the project. City Manager Coleman wanted it stated the City would enter into an intergovernmental agreement (IGA) or a memorandum of agreement (MOA) with the College and the contract would state that this is a one-time project and the College would be responsible for future maintenance and the State R-O-W remains property of the State. Each Councilor gave their opinion on the proposal. Mayor Houck stated that he heard from Councilor Drexel, who is not present this evening and can't vote, however, Councilor Drexel expressed his support for the project. Council consensus was to fund the project as proposed.

Councilor Nesbitt moved and Councilor Harriman seconded the motion to: appropriate an additional \$115,690.00 from cash reserves to allow for the City to enter into an IGA or MOA for a one-time investment to pave Escalante Drive; to split the total paving project cost of \$156,541.56 between the City and Western State Colorado University; for the City to pay the full upfront cost and the University to reimburse the City for half of the total project; for the project to be completed by the City's paving Contractor Pavement Management Services, prior to the USAPCC bike race; and for all future maintenance of the University's portion of Escalante Drive be the sole responsibility of the University.

Roll call vote, yes: Seymour, Nesbitt, Harriman, Houck. Motion carried.

Roll call vote, no: None.

President Jay Helman then expressed the need to have future discussions between Western State Colorado University and the City regarding partnerships and cooperation for the benefit of both entities. We need to look at "what if's" in the future. Councilor Nesbitt asked about this fall's enrollment numbers. Dr. Helman stated it is too early to tell, however, they have 2 new women's sports teams of 25 players on each, and that should have a positive impact on enrollment. They have also hosted 2 "Fast Tracks" enrollment events in the last couple of months on the Front Range. This allows for easier registration for incoming students.

Unfinished Business: None.

New Business:

Excuse Councilor Drexel from Meeting.

Councilor Nesbitt moved and Councilor Harriman seconded the motion to excuse Councilor Drexel from this evening's Regular Session meeting.

Roll call vote, yes: Nesbitt, Harriman, Houck, Seymour. Motion carried.

Roll call vote, no: None.

Action on License Agreement Application from Family Vision Center, Matt & Amy Schwartz, 302 W. Tomichi Avenue to Place Concrete Step on City Sidewalk R-O-W. This item was discussed at last week's Work Session meeting and no changes were made in the Agreement.

Councilor Seymour moved and Councilor Nesbitt seconded the motion to approve the License Agreement Application from Family Vision Center, Matt & Amy Schwartz, at 302 W. Tomichi Avenue to place a concrete step on City sidewalk right-of-way and to authorize the Mayor to sign said agreement.

Roll call vote, yes: Harriman, Houck, Seymour, Nesbitt. Motion carried.

Roll call vote, no: None.

Action to Award Snow Blower Bid to MacDonald Equipment for \$125,735. This item was discussed at last week's Work Session meeting. Councilor Harriman asked about the specifications of the three auger versus the two auger machines. As stated last week, Fleet Manager MacIntosh indicated that they specified a three auger machine because that is what we have in use currently, the machine can be utilized even if one of the augers is removed, and the parts we have on hand could be used on the new machine. This is a cost savings in the long run.

Councilor Harriman moved and Councilor Seymour seconded the motion to award the snow blower bid to MacDonald Equipment Company of Commerce City, Colorado, in the amount of \$125,735. This is within the 2012 budgeted amount.

Roll call vote, yes: Houck, Seymour, Nesbitt, Harriman. Motion carried.

Roll call vote, no: None.

Action to Award Slurry Seal Bid to Intermountain Slurry Seal in Amount Not to Exceed \$100,000. This item was discussed at last week's Work Session meeting.

Councilor Harriman moved and Councilor Nesbitt seconded the motion to award the 2012 slurry seal bid to Intermountain Slurry Seal of Salt Lake City, Utah, in an amount not to exceed the budgeted amount of \$100,000.

Roll call vote, yes: Seymour, Nesbitt, Harriman, Houck. Motion carried.

Roll call vote, no: None.

Action to Direct City Staff to Proceed with VanTuyl Ranch Annexation Process. City Manager Coleman reminded Council that CD Director Westbay presented information on the Detailed Scoping that has taken place to Council at last week's Work Session meeting.

Councilor Nesbitt moved and Councilor Harriman seconded the motion that Staff be directed to proceed with Phase 4, Annexation Negotiations and Public Hearings, of the VanTuyl Ranch Annexation.

Roll call vote, yes: Nesbitt, Harriman, Houck, Seymour. Motion carried.

Roll call vote, no: None.

Ordinance and Resolutions:

Resolution No. 8, Series 2012; Re: Accept GOCO Grant Contract in the Amount of \$193,501.00 for Jorgensen Skatepark Project. Councilor Harriman introduced Resolution No. 8, Series 2012, and it was read by title only by the City Attorney.

Councilor Harriman moved and Councilor Seymour seconded the motion that Resolution No. 8, Series 2012, **A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF GUNNISON, COLORADO, SUPPORTING THE AGREEMENT BETWEEN THE CITY OF GUNNISON AND THE STATE BOARD OF GREAT OUTDOORS COLORADO TRUST FUND**, be introduced, read, passed and adopted this 26th day of June, 2012.

Roll call vote, yes: Harriman, Houck, Seymour, Nesbitt. Motion carried.

Roll call vote, no: None.

City Attorney Kathleen Fogo: Discussion on C.R.S. Re: Conflict of Interest. Attorney Fogo stated that Council brought up this topic a few months ago. She has compiled information regarding conflicts of interest and placed it in Council's packets. A section from the City Charter and relevant portions of State Statutes were included in the information. She highlighted the issues that were more pertinent to our community. Even an appearance of a possible conflict should be reason to recuse someone from deciding on an issue. Mayor Houck suggested using the City Attorney as a resource if a Councilor or Staff Member has a question regarding a potential conflict. CML also has a good video on the topic and Council can get that information from the City Clerk. He also suggested each Councilor keep the copy of the information from the City Attorney in their materials for future reference.

City Manager: Ken Coleman informed Council he met with Greg Moss, 9News Business reporter who was in town all day filming for future segments on Gunnison during the USAPCC race. There will be a half hour segment the day before the race and then 6 different 5 minute spots during the race. Greg Moss will also be in Gunnison early in the morning before the race start on August 22. NBC Sports has a much larger role in the race this year. The City Manager then reported on the following: he will be in Denver all day tomorrow for a USAPCC symposium; he will be in phone interviews all day on Friday for the new Housing Authority Director; the City has received notice, effective August 1st, from Officer Shane Gibson who will be leaving the City and moving to Connecticut; the phones have been switched over at the Community Center but they are still awaiting a computer firewall switch to be installed; the County Commissioners implemented a Stage II Fire Ban that will go into effect on June 27th; the Rotary Fireworks Show is still proceeding as of now; we have gone through the 1st phase of 60 marketing photos from 3 talented local artists; sidewalk work is taking place on the 3rd block of South Main Street and the City worked with the homeowners to place period-style concrete; and CDOT has been conducting utility locations at the intersection of Highway 135 and Spencer. He just received the plans today. The project is solely theirs and on their dime.

Acting City Manager/City Clerk: Gail Davidson. Clerk's Department Semi-Annual Report. City Clerk Davidson highlighted a few sections of the Semi-Annual Department Report she included in their packets. Topics included: this school year's Youth City Council program was a success and the students commented they learned a lot in the more hands-on sessions during the program; the new Special Event Liquor permitting process that Council approved has been successful and seems to have streamlined the process by eliminating the state-approval component; the WSC internship in the Clerks Department was very successful, the City acquired useful social media sites and our intern, Abby Parker, told us as a result of the internship she may be pursuing this type of work in her future; the Clerk continues community outreach in many activities and she enjoys promoting the City in these capacities; and her staff, Melissa McLeod and Tara Kindall, provide excellent job performance and customer service in the Department and they are a pleasure to work with. City Manager Coleman commended the Clerk's Department staff in their customer service and stated they often help him as well.

WSC Liaison: Not present until September.

Non-Scheduled Citizens: None.

City Council Discussion, Meeting Reports, Items for Work Session:

Mayor Pro Tem Harriman: reported she missed last week's meeting. She attended the Farmers' Market on Saturday and it was very well attended. She went in the afternoon and they were already sold out of some produce.

Mayor Houck: reported he will be attending the RTA meeting in Crested Butte on Thursday. A short discussion then ensued on airline contracts. The airline programs weren't optimal this past year but they were modestly successful. This item will be more fully addressed at a future Council Work Session. Mayor Houck also reported the following: he also met with Greg Moss today out at Hartman Rocks; the Rotary Club has asked him to give welcome to Gunnison remarks to the crowd at the 4th of July Fireworks event; and he attended the Crested Butte/Mt. Crested Butte joint work session and that group discussed having voting seats on the TA.

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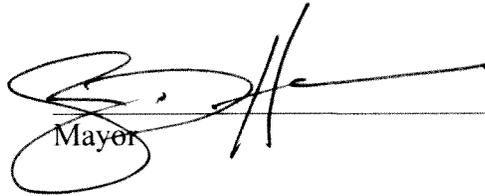
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Councilor Seymour: reported on the following: he will be attending the Planning Commission meeting tomorrow night and they will be discussing big box regulations; he attended the River Fest and the two concerts this weekend and it was well attended; he attended the Library Board meeting yesterday and he brought up the realignment of the 11th Street/Spencer Avenue intersection; Board consensus was to quit claim deed library property to the City for the intersection realignment and there will be future discussions, possibly in July, about the project's cost; he attended a Tourism Association subcommittee meeting and they discuss the relationships between the chambers and the TA and the issue of advisory members being allowed full voting rights. Council will discuss this issue at a future work session meeting.

Councilor Nesbitt: reported he attended the Water Board meeting last night and the Gunnison Basin is in a severe drought classification. He provided a drought report for Council to read. In other news: Blue Mesa Reservoir is 41' below the spillway; he was reappointed to the Upper Gunnison River Water Conservancy District Board by the Judge for another 4 year term; GCEA is still pursuing a low head hydro project; many ranchers are haying early and some are selling off cattle; he attended the Water Festival and Frank Kugel commended John Messner for his work on the Festival; and he will be attending the Chamber Board meeting later in the week.

Adjournment: Mayor Houck called for any further discussion, and hearing none, adjourned the meeting at 9:36 P.M.



Mayor



City Clerk