

GUNNISON COUNCIL AGENDA
MEETING IS HELD AT CITY HALL, 201 WEST VIRGINIA AVENUE
GUNNISON, COLORADO; IN THE 2nd FLOOR
COUNCIL CHAMBERS
REMOTE ACCESS MEETING

Approximate meeting time: 3 hours

TUESDAY

MARCH 23, 2021

REGULAR SESSION

5:30 P.M.

Due to the international outbreak of novel coronavirus (COVID-19), the City of Gunnison is holding Gunnison City Council in person and online. The public may attend Public Hearings and Regular and Special Sessions remotely. The City is holding remote meetings to follow social distancing and event guidelines. Click [Gunnison City Council Regular Session](#) to register and access the meeting.

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

II. Public Hearing 5:30 P.M.

Please see the e-packet for the public hearing format. The City of Gunnison asks concerned citizens to submit their comments in writing for the scheduled Public Hearing by 4:00 pm on Tuesday, March 23, 2021, to the City Clerk or attend the public hearing virtually. Written comments will be read into the record during the 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. 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 administrative public hearings include those that are a formal opportunity for Council to listen to the public regarding the issue at hand.

A. Public Hearing to receive input on a Major Change to PUD Application, ZA 20-2, for Lazy K

Background: A Major Change to a PUD (Planned Unit Development) and Major Subdivision has been submitted by the City of Gunnison with representation from Williford Housing and High Mountain Concepts to rezone the Lazy K property and subdivide into 31 lots with 29 residential lots approximately 4.5 acres total in size and two park and open space lots that are 10.5 acres. Two zones are proposed with this application that includes a PUD RMU (Residential Mixed Use) and PUD O (Parks and Open Space).

Staff Contact: Senior Planner Andie Ruggera

Action Requested of Council: To receive input on the merits of a Major Change to a PUD application ZA 20-2.

III. 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 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.

IV. Council Action Items

A. Approval of the March 9, 2021, 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 March 9, 2021, Regular Session meeting minutes.

Estimated time: 2 minutes

B. Approval of Subdivision, Final Plat, SB 20-3 and Ordinance No. 3, Series 2021, First Reading: *An Ordinance of the City Council of the City of Gunnison Approving a Major Change to an Existing Planned Unit Development for the Lazy K PUD*

Background: A Major Change to a PUD (Planned Unit Development) and Major Subdivision has been submitted by the City of Gunnison with representation from Williford Housing and High Mountain Concepts to rezone the Lazy K property and subdivide into 31 lots with 29 residential lots approximately 4.5 acres total in size and two park and open space lots that are 10.5 acres. Two zones are proposed with this application that includes a PUD RMU (Residential Mixed Use) and PUD O (Parks and Open Space).

Staff contact: Senior Planner Andie Ruggera

Actions Requested of Council: (1) Introduce, read by title only by the City Attorney, motion, second, and order to publish Ordinance No. 3, Series 2021, on first reading; and (2) A motion to approve Subdivision, Final Plat, SB 20-3 for the Lazy K Subdivision.

Estimated time: 20 minutes

C. Discussion Regarding Update to Title 12 of the Municipal Code

Background: A committee was formed to review and recommend changes to update Title 12 of the Gunnison Municipal Code. These recommendations will be presented for discussion.

Staff contact: Public Works Director David Gardner

Action Requested of Council: Discuss and provide feedback on the proposed revisions to Title 12.

Estimated time: 1 hour

D. Discussion on City's Annexation Process

Background: It is staff's opinion that the current City Annexation process, which was adopted in 2007, can be simplified, and the Colorado State Statutes provides framework to protect the City's interests and customize the application criteria based on specificity of the annexation application.

Staff contact: Community Development Director Anton Sinkewich

Actions Requested of Council: To have a discussion on the City's Annexation process and give direction to staff regarding next steps.

Estimated time: 20 minutes

E. Microsoft Exchange Incident Investigation

Background: Microsoft reported a zero-day vulnerability in the software early March. A forensic investigation will help determine if bad actors installed software that could allow future access to the City's network. If there are signs of software installed, additional forensic research and mitigation may be required.

Staff contact: IT Director Mike Lee

Actions Requested of Council: A motion to authorize the expenditure of \$13,000 to both retain services of Lewis Brisbois Bisgaard & Smith LLP and conduct a forensic investigation.

Estimated time: 10 minutes

F. Ordinance No. 4, Series 2021, First Reading: *An Ordinance of the City Council of the City Of Gunnison, Colorado, Amending Section 5.10.220 Chapter 5.10, Title 5 of the Gunnison Municipal Code*

Background: At the March 9, 2021, regular session meeting, Council directed staff to draft an ordinance to remove the prohibition on alcohol consumption in public parks within the City of Gunnison. This Ordinance allows the consumption of alcohol in all City parks, with certain limitations.

Action Requested of Council: Introduce, read by title only by the City Attorney, motion, second, and order to publish Ordinance No. 4, Series 2021, on first reading.

Staff contact: City Clerk Erica Boucher

Estimated time: 10 minutes

G. Events Discussion

Background: At the City Council's January discussion on grants, Council directed the City Manager to provide a framework for planning and allocating resources for special events. To this end, City staff met with for-profit and non-profit organizations that are involved in planning and executing events in the community. The outcome of these meetings was consensus that as a community we should consider coordinating special events and focusing dollars on events that meet the goals outlined in the attached memo and presentation.

Staff contact: City Manager Russ Forrest

Actions Requested of Council: To receive an update from staff and provide feedback related to City-sponsored events. Staff recommends that the City release \$11,336 to the Chamber for their proposed events in 2021, including 4th of July, Night of Lights, and Halloween. Staff also recommends that we meet with all special event organizers

annually (most likely in the fall before our budget is set) to discuss the previous year's events and events for the upcoming year.

Estimated time: 15 minutes

H. COVID-19 Update and Recovery

Background: COVID-19 update and discussion.

Staff contact: City Manager Russ Forrest

Action Requested of Council: Receive update on response and recovery, give feedback on community and business relief, and determine if additional appropriations should be made for COVID-19 recovery.

Estimated time: 15 minutes

V. Staff and Council Reports

Community Development Semi-Annual Report

City Attorney Report

City Clerk Schedule Update

City Manager Update

Western Colorado University Liaison Update

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. 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.**