

Ridgway Town Council
Regular Meeting Agenda
Wednesday, September 12, 2018
201 N. Railroad Street, Ridgway, Colorado

5:30 p.m.

ROLL CALL Councilors Robb Austin, Tom Heffernan, Ellen Hunter, Ninah Hunter, Tim Malone, Mayor Pro Tem Eric Johnson and Mayor John Clark

EXECUTIVE SESSION

The Council will enter into a closed session pursuant to Colorado Revised Statutes 24-6-402(b) and (e) for conference with the Town Attorney for the purpose of receiving legal advice regarding water rights and land use, and to discuss matters subject to negotiations regarding broadband infrastructure. The Council may reconvene into executive session at the end of the regular meeting.

6:00 p.m.

ADDITIONS & DELETIONS TO THE AGENDA

ADOPTION OF CONSENT CALENDAR All matters listed under the consent calendar are considered to be routine by the Town Council and enacted by one motion. The Council has received and considered reports and recommendations prior to assigning consent calendar designations. Copies of the reports are on file in the Town Clerk's Office and are available to the public. There will be no separate discussion on these items. If discussion is requested, that item will be removed from the consent calendar and considered separately.

1. Minutes of the Regular Meeting of August 8, 2018.
2. Minutes of the Workshop Meeting held July 25, 2018.
3. Minutes of the Special Meeting on July 25, 2018.
4. Minutes of the Workshop Meeting of August 13, 2018.
5. Minutes of the Workshop Meeting held on August 22, 2018.
6. Register of Demands for September 2018.
7. Renew beer and wine liquor license for Panny's Place.
8. Appoint Sue Lake and Paula Marlatt to the Ridgway Creative District Creative Advocacy Team.

PUBLIC COMMENTS Established time for the public to address the Council regarding any item not otherwise listed on the agenda. Comments will be limited to 5 minutes per person.

PUBLIC REQUESTS AND PRESENTATIONS Public comments will be limited to 5 minutes per person; discussion of each item may be limited to 20 minutes.

9. Ridgway Ouray County 2019 Memorandum of Understanding – Connie Hunt, Ouray County Administrator
10. Update on efforts and request for Town participation in the 'Carry On Ridgway Reuses' campaign - Ridgway Students Indigo Krois; Mazy Gordon and Eleni Wallin.

11. Update on Region 10 Ouray County Broadband Project – Chris Kennedy, Region 10
12. Special Event Permit Application to close and use the Clinton Street right of way from 555 Clinton Street to 620 Clinton Street from 3:00 – 8:00 pm on Saturday, October 20th, 2018 for a “Firkin Fest West” fundraising event for the Ridgway Chautauqua Society – Sue Husch, President of the Ridgway Chautauqua Society
13. Update on 2018 activities and request for funding in 2019 – Kim Wheels, Eco Action Partners

LAND USE Public comments will be limited to 5 minutes per person; hearings may be limited to 20 minutes.

14. Request for 30 days to extend preliminary plat approval for the Lena Street Commons Planned Unit Development – Town Manager

PUBLIC HEARINGS Public comments will be limited to 5 minutes per person; hearings may be limited to 20 minutes.

15. Adoption of an Emergency Ordinance of the Town of Ridgway, Colorado amending the Ridgway Municipal Code to provide a new section to Chapter 9-1 adding a definition for water wasting, creating water wasting regulations associated with mandatory water restrictions and augmenting enforcement provisions for water wasting.

POLICY MATTERS Public comments will be limited to 5 minutes per person; overall discussion of each item may be limited to 20 minutes.

16. Request for water leak adjustment requests for Account #'s 8207.1 and 1710.5 - Town Manager.
17. Resolution of the Town Council of Ridgway, Colorado Amending the Town of Ridgway Water Conservation and Management Plan – Town Manager.
18. Introduction of an ordinance of the Town of Ridgway, Colorado amending the Ridgway Municipal Code Section 9-1-17 to update water service rates and water base allocations – Town Manager
19. Discussion of a Resolution for the proposed November 2018 ballot measures – Town Manager
20. Ratify removal of fire restrictions on August 30, 2018 for restrictions previously implemented on July 18, 2018 – Town Manager.
21. License Agreement for access to Railroad Street from Lot A, Park Subdivision - Town Attorney.
22. Letter of Collaboration with the University of Colorado to apply for a National Science Foundation grant – Mayor Clark.

MANAGERS UPDATE

23. Master Plan update: Community Event September 27th
24. Planning Commission update.
25. Monthly Update.
26. September workshops and meetings.

STAFF REPORT Written report is provided for informational purposes prior to the meeting updating Council on various matters that may or may not warrant discussion and action.

COUNCIL COMMITTEE REPORTS Informational verbal reports from Councilors pertaining to the following committees, commissions and organizations:

Council Appointed Committees, Commissions, Task Forces:

Ridgway Parks, Trails & Open Space Committee - Councilors Austin, N. Hunter and Mayor Pro Tem Johnson
Ridgway Planning Commission - Councilor E. Hunter and Mayor Clark
Ridgway Creative District Creative Advocacy Team - Councilor N. Hunter
Ridgway Scholarship Committee - Councilors Malone, Mayor Pro Tem Johnson and Mayor Clark

Council Board Appointments:

Ouray County Weed Board - Councilor E. Hunter; alternate - Town Engineer
Ouray County Joint Planning Board - Councilor E. Hunter, citizens Rod Fitzhugh & Tom McKenney; alternate- Mayor Pro Tem Johnson
Sneffels Energy Board - Mayor Clark and Town Manager; alternate - Mayor Pro Tem Johnson
Ouray County Multi-Jurisdictional Housing Advisory Committee - Councilor Heffernan; alternate - Town Manager
Region 10 Board - Mayor Clark
WestCO Dispatch Board - Town Marshal; alternate - Town Manager
Gunnison Valley Transportation Planning Region - Town Manager; alternate - Town Engineer
Ouray County Transit Committee - Community Initiatives Facilitator; alternate - Town Manager
Ouray County Water Users Association - Councilor E. Hunter

Council Participation and Liaisons:

Chamber of Commerce - Councilor Malone
Communities That Care Coalition - Mayor Clark
Ouray County Fairgrounds - Councilor Hunter

ADJOURNMENT

Deadline for agenda items for next regular meeting, Wednesday, October 2, 2018 at 4:00 p.m., Town Clerk's Office, 201 N. Railroad Street, Ridgway, Colorado.

Consent Agenda

RIDGWAY TOWN COUNCIL
MINUTES OF REGULAR MEETING
AUGUST 8, 2018

CALL TO ORDER

The Mayor Pro Tem called the meeting to order at 5:30 p.m. in the Community Center at 201 N. Railroad Street, Ridgway, Colorado. In attendance Councilors Heffernan, E. Hunter, Malone and Mayor Pro Tem Johnson. Councilors Austin, N. Hunter and Mayor Clark were absent.

EXECUTIVE SESSION

The Town Attorney requested an executive session pursuant to CRS 24-6-402(b) and (e) for conference with the Town Attorney for the purpose of receiving legal advice and to discuss matters subject to negotiations.

ACTION:

It was moved by Councilor E. Hunter, seconded by Councilor Malone and unanimously carried to enter into closed session.

The Council entered into executive session at 5:35 p.m. with the Town Attorney and Town Manager.

The Council reconvened to open session at 6:00 p.m.

CONSENT AGENDA

1. Minutes of the Regular Meeting of July 11, 2018.
2. Minutes of the Special Meeting on July 15, 2018.
3. Register of Demands for August 2018.
4. Renewal of restaurant liquor license for Provisions.
5. Appointment of Ninah Hunter to the Creative District Creative Advocacy Team.

ACTION:

It was moved by Councilmember E. Hunter and seconded by Councilor Malone to approve the consent agenda. The motion carried unanimously.

INTRODUCTIONS

The Town Manager recommended Deputy Marshal Monty English be removed from probational status, and be granted permanent full time employment.

PUBLIC COMMENTS

Diane Thompson encouraged the Council to provide input regarding County discussions to address a request to keep County Road 5, after the intersection of County Road 5A, open during the winter. She noted the area has been used for local winter recreation 'for over 100

years' and provides access into the Uncompahgre National Forest. She expressed concerns with the loss of this asset to the community.

PUBLIC PRESENTATION

6. Quarterly report from Ridgway Area Chamber of Commerce

Report dated 8-3-18 from the Ridgway Area Chamber of Commerce presenting the second quarter lodging tax report.

Town Manager Jen Coates reported the Chamber representative was not able to attend the meeting, and noted if the Council has any questions they can attend the next regular meeting. The Council requested to discuss the report during the annual budget presentation.

PUBLIC HEARINGS

7. Adoption of an Ordinance Granting a Franchise to Black Hills Gas Distribution LLC dba Black Hills Energy

Town Clerk's Notice of Public Hearing dated 6-14-18.

Town Attorney Bo Nerlin explained the ordinance was introduced at the June meeting to enter into a 15 year franchise with Black Hills Gas Distribution LLC to provide natural gas to the community. The company requested some non-substantive changes to the ordinance, which are included in the document being presented for adoption he reported.

ACTION:

Councilor E. Hunter moved to adopt Ordinance No. 2018-04 entering into a franchise agreement with Black Hill Gas Distribution LLC, Councilor Heffernan seconded, and the motion carried unanimously.

8. Plat Amendment for Willow Creek Trading Subdivision and Drashan Condominiums; Located 167, 171 and 189 N. Cora Street and 602, 604 and 610 Clinton Street; Applicant: Willow Creek Trading Subdivision Parking Maintenance Association

Staff Report from Planner Shay Coburn dated 8-2-18 presenting background on the application for plat amendment to the Willow Creek Trading Subdivision.

Planner Coburn presented a recommendation from the Planning Commission to approve the request for plat amendment to the clarify the shared parking area in the Willow Creek Trading Subdivision, with all the conditions contained in the Staff Report. She reported the existing parking design is not practical and presented a diagram of the proposed design, which the Commission agreed would function more efficiently. Currently there are five parking spaces, the new design would provide seven and 'make the area more useable'.

SPEAKING FROM THE AUDIENCE

Sue Husch representing the Sherbino Theater and 610 Arts Cooperative, stated all participants "are on board with this".

Kuno Vollenweider suggested a stipulation that the property engaging in short term rentals be required to rent long term, noting the need for "long term rentals" in Town.

There were comments from the Council.

ACTION:

Moved by Councilor E. Hunter and seconded by Councilor Malone the motion to approve the plat amendment for Willow Creek Trading Subdivision including Drashan Condominiums; address 167, 171 and 189 N. Cora Street and 602, 604 and 610 Clinton Street; zoned historic business; applicants Willow Creek Trading Subdivision Parking Maintenance Association, Inc; owners Arapho Partners LLC, 171 N. Cora LLC, Christopher Senior, Eka Pada LLC and Ridgway Chautauqua Society Inc. as presented in the staff reported with all conditions and stipulations in the previous staff report carried unanimously.

POLICY MATTERS

9. Ratify Stage One Fire Restrictions, downgraded from Stage Two on July 18th

Staff Report from the Town Manager dated 7-18-18 pertaining to downgrading fire restrictions to Stage One.

Manager Coates reported based on the County Sheriff changing the fire restriction on July 18th from Stage Two to Stage One, the Town followed suit. She requested Council ratification of the action.

ACTION:

Councilmember E. Hunter moved, with a second by Councilmember Heffernan, to ratify the Stage One Fire Restrictions downgraded on July 18th. The motion carried unanimously.

10. Resolution updating the Water Conservation and Management Plan

Staff Report dated 8-3-18 from the Town Manager presenting 2018 water availability and drought status.

The Town Manager presented Resolution No. 18-08 and explained the document amends the Water Conservation and Management Plan to include detailed stages at which changes in water restrictions would be triggered. She reported at the Council workshop of July 25th staff was directed to prepare changes, which she reviewed with the Council.

There was discussion by the Council and it was agreed to amend the resolution to include further triggers within Stage Two, and adopt the document at the September meeting.

11. Presentation of draft Water Wasting Ordinance

The Council received a draft ordinance creating regulations pertaining to the wasting of water and mandatory water restrictions.

Manager Coates noted the draft document was discussed at the July 25th workshop. The water wasting regulations are required to implement Stage Three in the Water Management Plan.

Council and staff reviewed the draft ordinance. There were comments from the Council and it was agreed to further amend the proposed ordinance and present for introduction at the September meeting.

12. Discussion regarding water service base rates, base water allocation and excess water use

Staff Report dated 8-3-18 from the Town Manager and Town Engineer presenting proposed water service rates and base and excess water allocations.

Manager Coates noted in follow up to the Council Workshop on July 25th staff has prepared proposed water service rates, and changes to base water allocations, and fees for excess water usage.

The Council and staff reviewed the proposed changes. There was discussion and the Council directed staff to reduce the base water allocation for residential use to 7000 gallons; leave the current rate of \$42 in place for two more years; establish an incremental increase in fees; lower allocations and increase fees for the schools. Staff was directed to begin a public outreach regarding proposed changes to the water rate structures.

SPEAKING FROM THE AUDIENCE

Kuno Vollenweider spoke in favor of allotting 7000 gallons for residences, and noted the Town's Single Family Design Guidelines require landscaping which "can't be managed with less water", and stated "so if you're going to change one, you should change the other".

13. Agreement for access to Railroad Street from Lot A, Park Subdivision

Attorney Nerlin reported it had been anticipated an agreement would be reached prior to the meeting regarding access for the Ridgway Railroad Museum on to Lot A of Park Subdivision. He recommended granting the fifth thirty day temporary easement for the access.

There was discussion by the Council and it was agreed after this month there would be no further temporary easements issued.

ACTION:

Councilmember E. Hunter moved to approve the temporary easement on to Railroad Street from Lot A in Park Subdivision for another 30 days with the understanding there will be no further extensions for the temporary agreement, Councilor Heffernan seconded, and the motion carried unanimously.

14. Application for grant funding for the Colorado Creative Corridors Initiative

The Town Manager explained grant funds for the Colorado Creative Corridors Initiative have been made available through the Colorado Tourism Office. The Town joined with three other municipalities to create a creative corridor last year. The entities have discussed applying for the current grant to fund promotion of the corridor, and if received the Town would be required to submit a matching contribution of \$2500. She noted the Ridgway Area Chamber of Commerce has stated they may participate and share in half of the Town's commitment.

There was discussion by the Council. It was agreed to commit to participation in the grant application, and to place the matching contribution in the draft 2019 budget.

15. Submittal of grant application for a Town wide storm drainage plan to the Colorado Department of Public Health and Environment Water Quality Improvement Fund

Manager Coates reported staff has submitted a grant application for fifty percent funding for the Town wide storm drain plan, and requested \$87,500 from the Department of Local Affairs. Another grant is being prepared to submit to the Colorado Department of Public Health and Environment Water Quality Improvement Fund for the remaining \$87,500 for preparation of the plan.

ACTION:

Moved by Councilor E. Hunter, seconded by Councilor Malone to approve the submittal of a grant application to the Colorado Department of Public Health and Environment Water Quality Improvement Fund for a Town wide storm drain plan. The motion carried unanimously.

16. Proposed 2018 statewide ballot initiatives and potential impacts to municipal governments

The Town Attorney informed the Council about three proposed statewide initiatives which have been noted by the Colorado Municipal League (CML) that may have impacts to municipal governments. He explained CML is 'tracking' the movement of the initiatives, and wanted to ensure elected officials are aware of the proposal, as a statement from the boards may be requested if the initiatives move forward through the process.

TOWN MANAGERS REPORT

The Manager presented an update on the master planning process; recommendation from the Planning Commission regarding draft county regulations pertaining to non-commercial camping; updates on projects staff are working on; animal resistant containers; striping of the downtown parking areas; proposed workshops; participation in Youth Corp programs through Great Outdoors Colorado grant funding; and upcoming CML meetings.

EXECUTIVE SESSION

The Town Attorney requested an executive session pursuant to CRS 24-6-402(b) and (e) for conference with the Town Attorney for the purpose of receiving legal advice and to discuss matters subject to negotiations.

ACTION:

It was moved by Councilmember E. Hunter, seconded by Councilor Malone and unanimously carried to enter into a closed session.

The Council entered into executive session at 8:30 p.m. with the Town Attorney and Town Manager.

The Council reconvened to open session at 9:00 p.m.

ADJOURNMENT

The meeting adjourned at 9:00 p.m.

Respectfully Submitted,

Pam Kraft, MMC
Town Clerk

RIDGWAY TOWN COUNCIL
MINUTES OF WORKSHOP MEETING

JULY 25, 2018

The Town Council convened for a workshop meeting at 6:00 p.m. in the Ridgway Community Center at 201 N. Railroad Street, Ridgway, Colorado. In attendance Councilors Austin, Heffernan, E. Hunter, N. Hunter, Mayor Pro Tem Johnson and Mayor Clark. Councilor Malone was absent.

Town Clerk's Notice of Workshop dated July 12, 2018 to received an update on the water management plan, discuss new rates and usage allowances, and preparation of a water wasting ordinance.

Town Manager Coates reported staff is monitoring the water supply levels and user participation in the mandatory water restrictions. Council directed preparation of a water wasting ordinance as the next step in the water management plan, which includes a water rate structure for emergency purposes. She presented documents for discussion and consideration by the Council.

A draft resolution was presented which amends the water conservation and management plan. Manager Coates presented changes and discussed them with the Council. In late April public outreach pertaining to voluntary water restrictions was undertaken and on June 12th mandatory water restrictions were triggered when the water supply needed to be drawn from the reservoir, instead of the Happy Hollow ditch source. Additions to the resolution include goals for actions, which would trigger each stage of the plan. She noted the Town is currently in Stage 2 which includes citing for violations to the mandatory restrictions, noting none have been issued to date. The resolution includes four stages, the third stage triggers when the water supply drops off and 'makes a real and significant change to the water demand' and Lake Ottonowanda water depth falls two feet below peak storage for the year, or total depth falls below 6.5 feet. Stage 4 triggers when Lake Ottonowanda water depth falls three feet below peak storage for the year, or the overall depth falls below five feet.

Speaking from the audience, Vickie Hawse stated a monthly allocation of 9000 gallons per residence is excessive, and suggested it be lowered before an increase in cost is instituted. She suggested the planting of drought resistant plants be encouraged; and noted "it would be shame if trees died".

The Town Manager suggested landscape regulations such as xeriscaping be addressed through the upcoming community Master Plan discussions.

There was discussion by the Council, and questions answered by the Town Engineer. The Council agreed to reviewing the draft resolution at the next regular meeting.

Chase Jones, from Public Works Administration, presented a draft ordinance addressing water wasting based on regulations from other municipalities. He noted regulations vary greatly by each community and the most common water wasting regulations which 'fit the Town' were chosen. He reviewed the draft ordinance with the Council.

There was discussion between Council and staff regarding requests for leak adjustments. The Council reviewed a Staff Report dated 7-24-18 from the Town Engineer, Public Works Administration and Town Manager presenting an analysis of water rates.

Manager Coates reported on the cost to deliver and treat water. She noted other communities base rate structures are higher than those currently being charged, the current base rate for 9000 gallons of water each month is \$42 for a single family residence. Other users are charged at varying rate structures. Staff has reviewed the costs to supply water for the past two and a half years, and Manager Coates presented the findings. There was discussion by the Council.

The Town Manager reported in reviewing the median water use by each month May, June, July and August, "the irrigation season" have higher uses, including exceeding allocated amounts.

There was lengthy discussion by the Council pertaining to changes to rates and water allocations. The Council agreed to retain the current residential rate; increase rates when usages exceeds the allocated amount; reduce allocated gallons to 7000 with higher rates after the use of 12,000 gallons.

The Town Manager suggested staff look at current commercial and school rates, noting 'currently residential fees subsidize the commercial rate structure'. The Council agreed.

ADJOURNMENT

The meeting adjourned at 7:55 p.m.

Respectfully Submitted,

Pam Kraft, MMC
Town Clerk

RIDGWAY TOWN COUNCIL
MINUTES OF SPECIAL MEETING

JULY 25, 2018

The Town Council convened for a special meeting at 7:55 p.m. in the Ridgway Community Center at 201 N. Railroad Street, Ridgway, Colorado. In attendance Councilors Austin, Heffernan, E. Hunter, N. Hunter, Mayor Pro Tem Johnson and Mayor Clark. Councilor Malone was absent.

Town Clerk's Notice of Special Meeting dated July 19, 2018.

1. Participation in the 2018 Green Lights Program

Email dated 7-19-18 from EcoAction Partners.

Town Manager Jen Coates explained the Council budgeted \$2000 for 2018 participation in the Green Lights Program. The program, administered by EcoAction Partners, offers the purchase of LED light bulbs at a 75% reduced rate. The organization has notified the Town there have been requests exceeding the budgeted amount by \$1564. They are inquiring into the Town's wishes, to either the overage and allow the participation, or send letters to notify the requesters' the allocated amount for Ridgway's participation has been exceeded. She reported that 42 orders have been received from Town residents.

There was discussion by the Council and it was agreed to cover the overage and end participation in the program for this year.

ACTION:

It was moved by Councilor Heffernan to cover the Green Lights Program overage with funds to be used from the Town Council Initiatives line item. The motion was seconded by Councilor N. Hunter and with the motion on the floor there was discussion. On a call for the vote the motion carried with Councilmember E. Hunter abstaining.

Councilor Heffernan left the meeting at 8:10 p.m.

2. Request to enter into executive session

Mayor Clark suggested the Council enter into a closed session to administer the Town Managers 2017 performance evaluation.

ACTION:

Moved by Mayor Pro Tem Johnson, seconded by Councilor Austin to enter into closed session to discuss personnel matters. The motion carried unanimously.

The Council entered into closed session at 8:10 p.m. with the Town Manager.

The Council reconvened to open session at 8:40 p.m.

ACTION:

Moved by Mayor Pro Tem Johnson to authorize a three percent merit bonus to Jen Coates for the 2017 work year evaluation, Councilor E. Hunter seconded, and the motion carried unanimously.

ADJOURNMENT

The meeting adjourned at 8:45 p.m.

Respectfully Submitted,

Pam Kraft, MMC
Town Clerk

RIDGWAY TOWN COUNCIL
MINUTES OF WORKSHOP MEETING
AUGUST 13, 2018

The Town Council convened for a Workshop at 6:05 p.m. in the Ridgway Community Center at 201 N. Railroad Street, Ridgway, Colorado. In attendance were Councilors Austin, Heffernan, N. Hunter, Mayor Pro Tem Johnson and Mayor Clark. Councilors E. Hunter, and Malone were absent.

Town Clerk's Notice dated August 9, 2018 to meet with representatives from ArtSpace to discuss the Space to Create project.

Community Initiatives Facilitator Diedra Siebert gave a brief history on the Space to Create (S2C) accomplishments starting with the Governor's Office announcement of the S2C State partnership in July 2015. The partnership includes the Colorado Creative Industries, the Department of Economic Development and International Trade, History Colorado, the Boettcher Foundation, the Department of Local Affairs and ArtSpace. She explained the Ridgway S2C application process occurring in early 2016 and the selection to the S2C opportunity to build a community facility in August 2016. The Town contracted with ArtSpace from 2016 through 2017 for the S2C feasibility process which included focus groups, a preliminary feasibility report, and an Arts/Creative Market Survey to understand the area needs. Finally in December 2017 and early 2018 the Town contracted with ArtSpace for Predevelopment Services.

Andrew Michaelson and Will Law, consultants for ArtSpace updated the Town Council on the scope of work completed to date. Mr. Michaelson presented conceptual renditions of a proposed structure with 28 dwelling units. The rendition revealed a mix of studio, one and two bedroom units; a non-residential space, a lobby; and underground and rear parking. The rendition was used as an example of what could come to fruition with the project, an example of how to maximize the housing needs, assist in determining what the Community desires, and assist in completing the application for funding.

The Consultants explained the application process, the financing process through the Colorado Housing Finance Authority (CHFA), how low income housing tax credits (LIHTC) are used, finding investors, and protecting the Town's investment over time. The consultants estimate the project and application process will take approximately take two years to complete.

The Town Council discussed the partnership with ArtSpace and the ownership structure during and after the project is completed. Mr. Michaelson and Mr. Law advised the Council that the partnership outline, ownership structure and building design must be in place before financing can be considered. These criteria, along with demonstrated community support must be included in the letter to CHFA. There was consensus to move forward with the process.

Community support and knowledge of the progress made to date was discussed. The Council expressed concerns regarding buy-in of the large structure to be constructed on Clinton Street because it will need the Planning Commission's approval for more than one variance. The Council agreed a public open house should be held for community input before the variance request is deliberated by the Planning Commission.

RIDGWAY TOWN COUNCIL
MINUTES OF WORKSHOP MEETING

AUGUST 22, 2018

The Town Council convened for a budget retreat workshop meeting at 6:15 p.m. in the Ridgway Community Center at 201 N. Railroad Street, Ridgway, Colorado. The Council was present in its entirety with Councilors Austin, Heffernan, E. Hunter, N. Hunter, Malone, Mayor Pro Tem Johnson and Mayor Clark in attendance.

Town Clerk's Notice of Workshop dated August 9, 2018.

Year to date Treasurers Report of budgeted revenues and expenditures; Capital Outlay and Five Year Capital Improvement Plan for 2018-2022; updated 2018 Strategic Plan as of August; Town Home Rule Charter pertaining to budget and capital improvements and Capital Improvement Policy.

Town Manager Coates reviewed year to date revenues and expenditures with the Council. She noted fund balances are in line with budgeted amounts and an increase in revenues from sales tax receipts.

Staff and Council discussed capital outlay projects which have been completed in calendar year 2018.

The Town Manager presented an update to the Strategic Plan containing items completed in 2018.

Manager Coates reported on state ballot initiatives with possible affects to highway user tax funds, and a recent supreme court decision pertaining to on-line sales tax remittance. She noted further discussion may take place during the Town Attorney's legislative update in October.

The Council took a recess at 8:05 p.m. and reconvened the meeting at 8:10 p.m.

The Town Manager presented proposed revenue sources and reviewed them with the Council. There was discussion by the Council and it was agreed to look at new ways to generate long and short term revenue sources.

The Manager presented proposed 2019 capital outlay and improvement projects from staff and members of the Council. There was discussion by the Council and it was agreed to place one or two porta-potties in Weaver Park; upgrade the trail through Cottonwood Park; place a frisbee golf area on the five year plan; include expansion of the Hartwell Park restrooms; the storm water plan should be included in 2019; look at placing the Amelia Street chip seal project in 2019; include in 2019 upgrading the alley from Hyde to Highway 62 adjacent to the market; consider phasing over a number of years the gateway signage project; research introducing the concept of a subdivision improvement district to the Vista Terrace homeowner association for upgrading the size of the water storage tank in the subdivision.

ADJOURNMENT

The meeting adjourned at 9:10 p.m.

Respectfully Submitted,

Pam Kraft, MMC
Town Clerk

Town of Ridgway
The Register of Demands
September 2018

<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Paid Amount</u>
Grand Junction Pipe & Supply ...		Alpine-Operating Account	
		988WOO · Taps & Meters	-452.38
TOTAL			-452.38
Caselle Inc		Alpine-Operating Account	
	Oct 2018	914SOO · Consulting & Engineering Servs	-159.50
	Oct 2018	914WOO · Consulting & Engineering Ser...	-159.50
TOTAL			-319.00
City of Delta		Alpine-Operating Account	
		918SOO · Testing & Permits - sewer	-178.00
TOTAL			-178.00
Pureline Treatment Systems		Alpine-Operating Account	
	Sept 2018	989WOO · Plant Expenses - water	-1,650.00
TOTAL			-1,650.00
Amerigas		Alpine-Operating Account	
	annual shop tank rental	642GO2 · Utilities	-27.75
	annual shop tank rental	742POO · Utilities	-27.75
	annual shop tank rental	942WOO · Utilities	-27.75
	annual shop tank rental	942SOO · Utilities	-27.75
TOTAL			-111.00
Deeply Digital LLC		Alpine-Operating Account	
	Oct 2018 maintenance	530GOO · Computer	-76.60
	Oct 2018 maintenance	630GO2 · Computer	-76.60
	Oct 2018 maintenance	830GO3 · Computer	-76.60
	Oct 2018 maintenance	930WOO · Computer	-76.60
	Oct 2018 maintenance	930SOO · Computer	-76.60
TOTAL			-383.00
Quill.com		Alpine-Operating Account	
		841GO3 · Office Supplies	-162.72
		541GOO · Office Supplies	-50.20
		941WOO · Office Supplies	-38.05
		941SOO · Office Supplies	-38.05
		841GO3 · Office Supplies	-31.46
		541GOO · Office Supplies	-31.05
		541GOO · Office Supplies	-19.29
TOTAL			-370.82
Ouray County Road & Bridge		Alpine-Operating Account	
	Aug 2018	660GO2 · Gas & Oil	-292.46
	Aug 2018	760POO · Gas & Oil	-128.97
	Aug 2018	960WOO · Gas & Oil	-517.37
	Aug 2018	960SOO · Gas & Oil	-357.03

Town of Ridgway
The Register of Demands
September 2018

Name	Memo	Account	Paid Amount
	Aug 2018	860GO3 · Gas & Oil	-495.97
TOTAL			-1,791.80
FleetPride		Alpine-Operating Account	
	valve - tandem dump	661GO2 · Vehicle & Equip Maint & Repair	-9.67
	valve - tandem dump	961WOO · Vehicle & Equip Maint & Repair	-4.83
	valve - tandem dump	961SOO · Vehicle & Equip Maint & Repair	-4.83
TOTAL			-19.33
SGM		Alpine-Operating Account	
	thru 8/18/18	552GOO · GIS Mapping - admin	-84.00
	thru 8/18/18	952SOO · GIS Mapping - sewer	-84.00
	thru 8/18/18	952WOO · GIS Mapping - water	-84.00
TOTAL			-252.00
Valvoline Instant Oil Change		Alpine-Operating Account	
	oil - 2017 Explorer	860GO3 · Gas & Oil	-56.93
TOTAL			-56.93
UNCC		Alpine-Operating Account	
		915WOO · Dues & memberships	-13.05
		915SOO · Dues & Memberships	-13.05
TOTAL			-26.10
Rusty Weaver		Alpine-Operating Account	
	7/15/18-8/14/18	719POO · Contractural Services	-1,000.00
TOTAL			-1,000.00
San Miguel County Juvenile Svcs		Alpine-Operating Account	
		5030GOO · Juvenile Diversion	-5,000.00
TOTAL			-5,000.00
Mesa County HDR Laboratory		Alpine-Operating Account	
		990WOO · Testing - water	-22.00
TOTAL			-22.00
SGM		Alpine-Operating Account	
	capital assessment thru 8/18/18	519GOO · Contractural Services	-16,152.50
TOTAL			-16,152.50
CDC Janitorial		Alpine-Operating Account	
		732PO1 · Supplies - community center	-30.57
		732POO · Supplies & Materials	-132.59

Town of Ridgway
The Register of Demands
September 2018

Name	Memo	Account	Paid Amount
TOTAL			-163.16
The Paper Clip LLC		Alpine-Operating Account	
	anti fatigue mat - Jones	671GO2 · Office Equipment Purchase	-25.01
	anti fatigue mat - Jones	971WOO · Office Equipment Purchase	-25.02
	anti fatigue mat - Jones	971SOO · Office Equipment - Purchase	-25.02
TOTAL			-75.05
True Value		Alpine-Operating Account	
		632GO2 · Supplies & Materials	-14.31
		732POO · Supplies & Materials	-151.48
		932SOO · Supplies & Materials	-47.31
		932WOO · Supplies & Materials	-66.41
TOTAL			-279.51
Black Hills Energy-PW Office		Alpine-Operating Account	
		642GO2 · Utilities	-8.33
		942SOO · Utilities	-8.32
		942WOO · Utilities	-8.33
TOTAL			-24.98
Black Hills Energy-Lift Station		Alpine-Operating Account	
		942SOO · Utilities	-26.61
TOTAL			-26.61
Black Hills Energy-PW Building		Alpine-Operating Account	
		742POO · Utilities	-6.25
		642GO2 · Utilities	-6.25
		942SOO · Utilities	-6.24
		942WOO · Utilities	-6.24
TOTAL			-24.98
Black Hills Energy-Hartwell Park		Alpine-Operating Account	
		742POO · Utilities	-35.04
TOTAL			-35.04
Black Hills Energy-Town Hall		Alpine-Operating Account	
		742PO1 · Utilities - community center	-10.57
		842GO3 · Utilities	-10.56
		542GOO · Utilities	-10.57
TOTAL			-31.70
Climb Tree Services		Alpine-Operating Account	
	prune (reimb 1/2 prop. owner)	682GO2 · Tree Trimming - Streets&Rof...	-643.75
TOTAL			-643.75

Town of Ridgway
The Register of Demands
September 2018

Name	Memo	Account	Paid Amount
Dana Kepner Company Inc		Alpine-Operating Account	
	meter reader	931SOO · Maintenance & Repairs	-561.65
TOTAL			-561.65
Evoqua Water Technologies LLC		Alpine-Operating Account	
	misc. parts & plant	931WOO · Maintenance & Repairs	-1,687.64
TOTAL			-1,687.64
Wilbur-Ellis Company LLC		Alpine-Operating Account	
	chemicals	932WOO · Supplies & Materials	-1,180.80
	chemicals	932SOO · Supplies & Materials	-295.20
TOTAL			-1,476.00
Clear Networx, LLC		Alpine-Operating Account	
	Sept 2018	543GOO · Telephone	-56.00
	Sept 2018	643GO2 · Telephone	-56.00
	Sept 2018	843GO3 · Telephone	-56.00
	Sept 2018	943WOO · Telephone	-56.00
	Sept 2018	943SOO · Telephone	-56.00
	Sept 2018	530GOO · Computer	-60.00
	Sept 2018	630GO2 · Computer	-60.00
	Sept 2018	830GO3 · Computer	-60.00
	Sept 2018	930WOO · Computer	-60.00
	Sept 2018	930SOO · Computer	-60.00
	Sept 2018	930WOO · Computer	-50.00
	Sept 2018	930SOO · Computer	-25.00
	Sept 2018	630GO2 · Computer	-25.00
	Sept 2018	843GO3 · Telephone	-55.00
TOTAL			-735.00
Clarion Associates		Alpine-Operating Account	
	July 2018	513GOO · Planning Consulting	-7,893.74
TOTAL			-7,893.74
Verizon Wireless		Alpine-Operating Account	
		943SOO · Telephone	-73.61
		943WOO · Telephone	-122.06
		843GO3 · Telephone	-209.78
		543GOO · Telephone	-114.92
		643GO2 · Telephone	-52.46
		552GOO · GIS Mapping - admin	-10.00
		952SOO · GIS Mapping - sewer	-10.00
		952WOO · GIS Mapping - water	-10.01
TOTAL			-602.84
Park Avenue True Value		Alpine-Operating Account	
	restrooms - Hartwell	731POO · Maintenance & Repairs	-171.36
TOTAL			-171.36

Town of Ridgway
The Register of Demands
September 2018

<u>Name</u>	<u>Memo</u>	<u>Account</u>	<u>Paid Amount</u>
Night Circus Lighting Co LLC		Alpine-Operating Account	
	light install	781POO - Events & Festivals	-215.00
TOTAL			-215.00

AGENDA ITEM #9

**MEMORANDUM OF UNDERSTANDING
BETWEEN
OURAY COUNTY and TOWN OF RIDGWAY**

**RE: 2019 Operational Funding Requests,
Road and Bridge Apportionment from County to Town, and
Future Goals**

THIS MEMORANDUM OF UNDERSTANDING is entered into this _____ day of _____, 2018, by and between the Town of Ridgway, State of Colorado; hereinafter referred to as "Town" and the County of Ouray, State of Colorado, hereinafter referred to as "County".

WHEREAS, the Town and the County agree that it is in the best interest of the constituency to work together on various efforts; and

WHEREAS, the Town and the County are authorized by C.R.S. 29-1-203 to enter into agreements to provide or share and cooperate on functions, services and facilities; and

WHEREAS, the Town and the County recognize that the tasks and objectives of this Memorandum of Understanding are aspirational in nature rather than binding contractual commitments;

NOW THEREFORE, the Town and County agree to share and cooperate on the following matters, in consideration of the mutual budget request listed below:

1. OPERATIONAL FUNDING REQUESTS:

The Town is requesting funding from the County for the following:

Ridgway Mosquito Control: \$8,000.00 (cash payment)

The Town will provide the County a written report indicating the locations treated, dates, etc.

The County is requesting funding from the Town for the following:

Wireless Emergency Notification System (WENS)/Emergency Management Services and Emergency Public Telecommunications (Repeater/Antenna Mgt. and Repair): \$6,000 (cash payment)

2. ROAD AND BRIDGE APPORTIONMENT TO TOWN FROM COUNTY:

Road and Bridge Apportionment Payment: \$22,611.85

3. FUTURE GOALS:

Both parties agree to work together in good faith towards the following:

The Town desires:

- The ability to continue purchasing aggregate material from the County in future years. Aggregate cost may be deducted from the Road and Bridge Apportionment or billed by the County to the Town.

The County desires:

- Support from the Town for Ouray County's Conceptual Plan and improvements to Ouray County's 37-acre property located adjacent to the Town of Ridgway. Such improvements include: water line upgrades to the existing water service line to improve water quality and water flow, the ability to connect to the Town's sewer system in the future for future facility improvements and construction of a satellite County facility.

Collaborative Efforts:

- Access through Ridgway USA to County Property
- Support of Conceptual Plan for County-owned property adjacent to the Town of Ridgway
- Support each entity's grant efforts
- Have Town/County meetings as needed
- Work together on affordable housing, including the Town's efforts on the Space to Create Program participation
- Cooperate on weed and pest management
- Collaborate on regional sustainability
- Work together on child care needs within Ouray County
- Continue to work together on county-wide economic development
- Support increased utilization of WENS and CodeRED
- Collaboratively work together on strategies and planning regarding water resources for all county stakeholders
- Work together on broadband efforts
- Work collaboratively with Multi-agency Coordination group on emergency management
- Work together on Regional Transportation and Transit including Park-n-Ride(s) improvements and collaboration on planning and development of the Uncompahgre RiverWay Trail from Ouray to Montrose
- Short Term Rental Information
- Collaborate on Dispatch Services for the benefit of the entire County
- Consider collaboration on a Mosquito Control District
- Collaboration on Victim's Assistance Grant and Victim Advocate for Ouray County
- Participate with County to update the Multi-jurisdictional Hazard Mitigation Plan in 2019 as an in-kind contribution to the State PDM 17 Grant
- Work together to update the 2002 Town/County Land Use IGA in follow up to the Town's Master Plan process in 2018-2019, including any updates to the Town's Urban Growth Boundary/ Urban Growth Management Area, Area of Influence Boundary and 3-Mile Boundary.

4. TERM:

This Memorandum of Understanding provides for agreement to cooperate and collaborate, as provided herein, for calendar year 2019. The parties agree to review this Memorandum of Understanding in September of 2019 for revision and reconsideration for the 2020 budget year. Both the Town and the County understand and agree that budget requests may or may not be funded and are subject to availability of funds, which availability may be altered by unanticipated events at any time. The Town and the County each agree to work cooperatively on the items specified in good faith, but failure to successfully complete any project will not be grounds for litigation.

EXECUTED on this _____ day of _____, 2018.

**TOWN OF RIDGWAY
RIDGWAY, COLORADO**

**BOARD OF COUNTY COMMISSIONERS
OURAY COUNTY, COLORADO**

Mayor

Chair

ATTEST:

ATTEST:

Pam Kraft, Town Clerk

**County Clerk and Recorder
By: Deputy Clerk of the Board**

AGENDA ITEM #10

AGENDA ITEM #11

AGENDA ITEM #12



TOWN HALL PO Box 10 | 201 N. Railroad Street | Ridgway, Colorado 81432 | 970.626.5308 | www.town.ridgway.co.us

Special Event Permit Application

Private Use of Public Property (RMC 14-3-3):

Parks, Facilities, Rights-of-Way, including the Hartwell Park Stage

Application Date:	<u>9/4/18</u>	Event Name:	<u>Firkin Fest West</u>
Applicant Name:	<u>Sue Husch</u>	Event Date:	<u>October 20, 2018</u>
Applicant Phone:	<u>970-729-0782</u>	Event Time:	<u>3 to 8 PM</u>
Applicant Email:	<u>sue@sherbino.org</u>	# Attendees:	<u>75-85</u>
Organization Name:	<u>Ridgway Chautauqua Society</u>	# Participants:	<u>same</u>
Mailing Address:	<u>P O Box 236, Ridgway</u>	Entry Fee(s):	<u>\$30 per person for tasters; \$10 per person for non-drinkers</u>
Contact Name (Event Day):	<u>Sue Husch/Tom Hennessy</u>	# of Vendors:	<u>approx 14 breweries</u>
Contact Mobile #:	<u>970-729-0782/970-640-1424</u>	# of Spectators:	<u>n/a</u>

IMPORTANT: Inaugural and second annual events, must receive the express approval of the Ridgway Town Council. Subsequent annual events will be permitted administratively and include all conditions of approval and other Town Council requirements.

All event sponsors are required to provide proof of insurance listing the Town of Ridgway, officers and employees as additional insured and indemnifying the Town of Ridgway and its officers and employees.

Specify park, facility and/or public right-of-way for the event (*check all that apply*):

<input type="checkbox"/> Hartwell Park	<input type="checkbox"/> Performing Arts Stage	<input type="checkbox"/> Athletic Park
<input type="checkbox"/> Cottonwood Park	<input type="checkbox"/> Dennis Weaver Memorial Park	<input type="checkbox"/> Rollans Park
<input type="checkbox"/> Green Street Park	<input type="checkbox"/> Ouray County Fairgrounds	X Right-of-Way (specify below)
<input type="checkbox"/> Other (<i>specify</i>):		

If use of Right-of-Way (*streets, alleys, sidewalks*) specify exact location(s):

Approx. from 555 to 620 Clinton Street

Event Type (*check all that apply*):

X Fundraising Event	<input type="checkbox"/> Outdoor Concert	<input type="checkbox"/> Filming/ Production
<input type="checkbox"/> Run/Walk Event	<input type="checkbox"/> Bicycling Event	<input type="checkbox"/> Art Show
<input type="checkbox"/> Outdoor Market	<input type="checkbox"/> Other (<i>specify</i>):	



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Describe in detail the proposed use and activity for the park, facility and/or right-of-way:

We would like to expand the 3rd annual Firkin Fest West to allow the brewers to set up tents outside the Sherbino so we can accommodate more attendees inside in case of inclement weather and to be able to raise more money for the Sherbino!

For assistance in completing the application please contact the Town of Ridgway
970-626-5308.

Applicant Signature: [Signature] Date: 9/4/18

TOWN STAFF WILL COMPLETE THE FEE SCHEDULE and REQUIREMENTS BELOW

Permit Application Fee (\$50): (Due at time of application)	\$ _____	Date Paid: _____	Check #: _____
Large Event Fee (\$50 - if more than 100 people):	\$ _____	Date Paid: _____	
Filming/ Production Fee (\$250 per day):	\$ _____	Date Paid: _____	
Parks Department Assistance (\$25/hr)	\$ _____	Date Paid: _____	
Performing Arts Stage Use Fee (\$300 permitting, stage preparation and breakdown):	\$ _____	Date Paid: _____	
Electricity Use Fee: (\$15/day)	\$ _____	Date Paid: _____	
Law Enforcement Fee: (\$30/hr/officer)	\$ _____	Date Paid: _____	
Performance Security (Damage Deposit) up to 100 people: \$100 101-500 people: \$150 >500 people: \$200 Hartwell Park Stage Deposit: \$500	\$ _____	Date Paid: _____	
Release of Deposit (Yes/No):	\$ _____	Date Paid: _____	
Local government & special districts: 50% fee waiver			

ADDITIONAL REQUIREMENTS (check all that apply):

<input type="checkbox"/> Town Council Approval (Date: _____)	<input type="checkbox"/> Insurance/ Indemnity
<input type="checkbox"/> Sign Permit	<input type="checkbox"/> Special Event Liquor License
<input type="checkbox"/> Special Event Vendor License	<input type="checkbox"/> Other: _____
<input type="checkbox"/> Sales Tax License(s)	<input type="checkbox"/> Other: _____



Vicinity Map/Site Plan

Attach a vicinity map and site plan. List all parks, trails, open space, facilities, roadways, bridges and other Town property proposed for use with the event. The following questions include items which, if applicable, should also be included on the site plan.

Checklist for Vicinity Map/ Site Plan:

- ☒ Event site (park, trail, open space, facilities, roadway)
- ☒ Parking plan and traffic flow
- ☒ Locations of security personnel
- ☐ Locations of first aid and emergency services *n/a*
- ☒ Routes for EMS and Fire Crew
- ☒ Water stations
- ☒ Location and number of sanitation facilities
- ☒ Food and merchandise vendor booths (BEVERAGE)
- ☒ Temporary road closures
- ☒ Location of liquor sales and consumption (must match special event liquor license)
- ☐ Electrical and lighting sources
- ☒ Sound and amplification plan
- ☒ Trash Receptacles
- ☒ Signage type and location
- ☐ Proposed locations for staking or any penetration of the ground *n/a*

Parking/Traffic Flow

Indicate the number of parking spaces, locations, traffic flow, personnel directing traffic, and traffic signage.

Name(s) authorized personnel to direct traffic: _____

☐ Yes ☒ No

Are you planning event parking on-site?

☒ Yes ☐ No

Are you planning event parking off-site?

How will you be moving people to/from the event site?

_____ they will arrive on their own _____

Security/Law Enforcement

Describe the emergency communications plan [e.g.: radio channels, cell phones, etc.]:



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We normally hire a security person to oversee our events like this. If there is availability with the Marshall's office we will start there - if not we will hire from another agency. We assume cell phones will be sufficient.

Do you anticipate utilizing uniform deputy services for ground security or traffic direction?

☒ Yes ☐ No

If so, what are the event needs?

General monitoring of the event _____

☐ Yes ☐ No

Will a private security company be used?

How will the security personnel be identified? _____

☒ Yes ☐ No

Will your event interrupt the normal traffic flow on any roadway?

☒ Yes ☐ No

Will your event need authorization to park vehicles on any roadway?

☐ Yes ☒ No

Does event need Ouray County Sheriff's Department or Ridgway Fire Department services?

If yes, please list and explain:

Emergency Medical Care

Describe Emergency Medical Services arrangements/plan:

general 911 if needed

Potable Water

☒ Yes ☐ No



Are participants/vendors providing their own drinking water?

If yes, describe water source, estimated amount and method of distribution:

Sherbino and 610 have water available_____

Sanitation

☐ Yes ☒ No

Are you planning to use Town restroom facilities?

If yes, describe: _____

☐ Yes ☒ No

Will portable sanitation facilities be rented?

If yes, describe portable sanitation plan, including company name and phone number:

Sanitation Drop Off/ Pick Up Dates and Times:

Drop Off: ____/____/____
mm / dd / yy est. time

Pick Up: ____/____/____
mm / dd / yy est. time

Food Service & Merchandise Vendors

☐ Yes ☒ No

Will food service and/or merchandise vendors be present at the event?

If yes, an application for a Special Event Vendor License must be submitted to Clerks Office, including a detailed list of all vendors. The Clerk's Office will issue sales tax remittance forms to each vendor.

Describe plan to remove hot coals and grease generated by food vendors: N/A

Alcohol Use

No alcoholic beverages may be possessed, consumed or provided on any public property unless the permit holder has been issued a Town of Ridgway Special Event Liquor License from the Town Clerk. All provisions of the Colorado Liquor Code and local law related to liquor apply to all public properties.



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Electricity

☐ Yes ☒ No

Is electricity needed for the event?

Describe what electricity will be used for:

What type of service is needed:

Sound and Amplification

☒ Yes ☐ No

Will sound amplification be used for the event?

Describe sound/ amplification to be used:

_Sherbino in house sound_____

Trash Collection/Removal

☐ Yes ☒ No

Will event use Town park trash receptacles?

☐ Yes ☒ No

Will event have dumpsters be rented?

If yes, describe trash collection plan, including company name and phone number:

Collection Container Drop Off/ Pick Up Dates and Times:

Drop Off: ____/____/____ ____ mm / dd / yy est. time





TOWN HALL PO Box 10 | 201 N. Railroad Street | Ridgway, Colorado 81432 | 970.626.5308 | www.town.ridgway.co.us

Pick Up: ____/____/____ ____
mm / dd / yy est. time

Road Closure

☒ Yes ☐ No

Are temporary road closures needed for the event?

Describe the road closure, signage and safety plan: ____ We would like to close a small area of Clinton Street in front of the Sherbino to allow our brewers to be set up outside and our attendees to be inside the building.

Signage

Indicate the date and time the temporary signage will be placed:

(contact Town Staff for applicable regulations)

Signage Up: ____10____/____20____/____18____
mm dd yy

Signage Down: ____10____/____20____/____18____
mm dd yy

Staking (ground penetration – eg: tents, signs, fencing, etc.)

☐ Yes ☒ No

Are any ground penetrations needed for the event?

Describe the staking plan: _____

Please list any other special requirements or potential impacts of the event:

We will have trash receptacles available and because we provide glassware we don't anticipate much trash but there's a possibility the town trash/recycling containers on Clinton may be used by attendees.

*** Please Note:** Town equipment and furnishings cannot be removed from Town Hall for use outside of Town Hall.

Parking

Kate's Place

Lucky Find Consignments Ltd

Burro Cafe and Bar

Heart And
Sleeve Boutique

Signage will be placed around the perimeter denoting event boundaries. Security personnel will roam the area along with volunteers. Beer tents will be in the street in front of the building. Due to the timing of the event, no additional lighting need is anticipated beyond the existing Sherbino outdoor lights.

Water stations, restrooms (4), trash receptacles and liquor consumption will be on the current Sherbino liquor license and in the street **directly** in front of the building. We plan to cordon off the area with tape and signage and station volunteers to monitor the boundaries.

Provisions at the Barbershop 604 C 8 min

604C on Street
8 min -home

Apotheca at Ridgway

The Salon

Willowcreek Floral

Ridgway
Community Church

Discussion Affinity

 Thai Paradise

The True Grit Cafe

Ridgway Real Estate

N Lema Si

AGENDA ITEM #13



TO: Jen Coates, Ridgway Town Manager
FROM: Heather Knox & Kim Wheels, EcoAction Partners
DATE: September 6, 2018
RE: EcoAction Partners 2019 Funding Request

EcoAction Partners thanks the Town of Ridgway for your generous continued support of our organization. Now is the time for local communities to provide leadership on climate change. As the Federal government reduces financial and regulatory support, local governments, businesses and residents must work together to keep climate action at the forefront. The Town of Ridgway has demonstrated unwavering leadership, reducing energy consumption of government operations and leading the way for the community. EcoAction Partners continues to engage residents & businesses in programs that support the Ridgway community's commitment to strive toward carbon neutral. Thank you for your leadership.

Since 2009, EcoAction has been working with the Towns and communities of San Miguel & Ouray Counties, as pioneers in advancing sustainability. Our partnership programs with Energy Outreach Colorado, San Miguel Power Association, and Black Hills Energy, continue to help reduce energy consumption. From 2010-2016, our efforts and partnerships contributed to an 11% reduction of GHG emissions associated with energy use in San Miguel and Ouray Counties. As our region continues to grow, it is vital that we maintain and expand our efforts to reduce energy, waste and GHG emissions.

Thank you to the Town of Ridgway for your continued commitment to the regional Sneffels Energy Board partnership, supporting sustainability, waste reduction, and programs that track and reduce greenhouse gas emissions. In 2019, due to increasing support EcoAction Partners has been providing to the community of Ridgway, we are requesting funding from the Town of Ridgway at a higher level from previous years: \$6,000. These funds will support participation in the Sneffels Energy Board, including tracking and analysis of regional and town greenhouse gas emissions and energy use, administration of EcoAction Partners programs throughout the Ridgway community, attendance and partnership with ROCC's Clean Energy Group, continued assistance with Ridgway's building energy codes, work toward a Ridgway community compost program including grant application assistance, and other ongoing support to accomplish regional energy and waste reduction goals.

Our presentation next week to Town Council will include an update on progress toward GHG emissions reduction goals, Ridgway's community electricity and natural gas use, and EcoAction Partners' programs. Additionally, we will include program results for our 2018 Greenlights LED Program. This year, Ridgway residents and businesses far exceeded the anticipated participation amount, resulting in the Town of Ridgway allowing an increased rebate amount at the end of the program. In partnership with San Miguel Power Association, EcoAction Partners will run Greenlights in 2019. We invite the Town of Ridgway to participate again next year, and therefore request a Greenlights rebate allocation for town residents and businesses. Based on the amount utilized in 2018, a budgeted amount of \$2000 will likely suffice. As in previous years, the exact amount utilized for rebates will be requested after the program ends.

Included with this letter are EcoAction Partners' 2018-2019 Workplan, regional GHG Inventory charts, and Ridgway community energy use charts, in preparation for Town Council discussion next week. Thank you very much for your 2018 support, participation in EcoAction Partners Programs, and consideration of EcoAction Partners' 2019 funding request.



2018 & 2019 Work Plan

ENERGY Measurable Outcomes

GOAL: Reduce Energy Related Green House Gas Emissions by 20% by 2020.

Objective 1. Assist Residents, Visitors, Business & Governments in Achieving Community Reduction of Energy Use.

General Program Actions:

- | | | |
|----|--|---|
| 1 | Annually update & maintain GHG Inventory; track progress toward goals, analyze Energy Use for SMC & Ouray County | GHG emissions tracking, present results |
| 2 | Maintain Website with Energy Information as a Central Resource. | # hits on page, actions taken |
| 3 | Share GHG data for research and community benefit. | community projects/benefits |
| 4 | Market and operate Green Lights LED Program to Promote Energy Efficient lighting in the SMPA territory. | # bulbs sold, members served, kWhrs & GHG saved |
| 6 | Conduct Roundtables, Outreach & Educational Events Throughout Region. | # of events and attendees |
| 7 | Convene and lead "Umbrella Meeting" to Showcase Partners & Programs. | # of attendees |
| 8 | Provide general Energy Efficiency Outreach, i.e., Utility Rebates, Energy Audit Programs, C-Pace | |
| 9 | Coordinate efforts with the Carbon Neutral Coalition; present SMC-specific GHG Inventory & update annually. | |
| 10 | Network with other organizations in the state to exchange program information, successes, lessons learned, etc. | |

Residents Actions:

- | | | |
|---|---|--|
| 1 | SMPA IQ - Market and operate program to Income Qualified Residents for Energy Audits & improvements | # served, #improvements, est GHG savings |
| 2 | Operate "Truth or Dare" Energy Efficiency Education Program in Local Schools. | # schools , # students, # actions, GHG savings |

Business Community Actions:

- | | | |
|---|--|--|
| 1 | Develop, Implement and Manage Lodging Energy Efficiency Program with HOA and Property Managers. | # of participants, establishment of baseline |
| 2 | Manage and Promote "Green Business Certification" Program. | # of businesses involved |
| 3 | Promote C-PACE to help commercial clients complete energy efficiency & renewable energy improvements | # of businesses involved |

Government Related Actions:

- | | | |
|---|---|---|
| 1 | Implement "Sneffels Community Energy Board Sustainability Action Plan", with priorities as chosen by Board. | |
| 2 | Respond to government's technical assistance needs per specific contracts (community-specific GHG Inventories, project GHG calculations GHG/energy/\$\$ savings; Policies & Programs implemented,etc. | GHG/Energy/\$\$ savings, Policies & Programs implemented,etc. |
| 3 | Greening Govt - serve as local point of contact for govt efforts to reduce their carbon footprints. | |
| 4 | REMP Program Consulting, as Needed. | |
| 5 | Offer Green Grants Program for REMP fund uses for communities who choose | Grants implemented, GHG savings per grant |



2018 & 2019 Work Plan

WASTE

Measurable Outcomes

Goal: To increase waste diversion activities to meet zero waste goals in the region.

Objective 1: Research, establish baseline data and report on waste volume

Actions:

- | | | |
|---|---|--------------------------------------|
| 1 | Work with govts to improve data availability from Bruin & Waste Management | report published, posted on web site |
| 2 | Maintain records of waste volume/lbs. hauled and or diverted at festivals/events . | report published, posted on web site |

Objective 2: Decrease waste through Composting, Reduce, Reuse, Recycle, Rethink, Refuse strategies

Actions:

- | | | |
|---|--|--|
| 1 | Complete Ophir Composting Final Report for RREO | report submitted, Ophir Composting success publicized |
| 2 | Promote waste diverted through Ophir composting project, and assist other HOAs/communities with Waste Grants, Educational materials & Start up | Volum waste diverted through Composting, # of other locations composting |
| a | Work with individuals and govts on increasing composting knowledge/implementation | Educational pieces created, participation rates |
| b | Assist govts with regulations to encourage use of recyclable and compostable materials as appropriate | Research conducted and relayed |
| 3 | Operate, contract and promote electronics recycling at Spring Cleanup and Fall E-cycle. | Volume of items, # volunteers |
| 4 | Assist govts and businesses with Zero Waste Projects | Projects completed, publicized |
| 3 | Promote Zero Waste aspects of Sustainable Business Consulting program | # entities using reusable products, and adding recycling services |

Objective 3: Increase events using CRT services.

Actions:

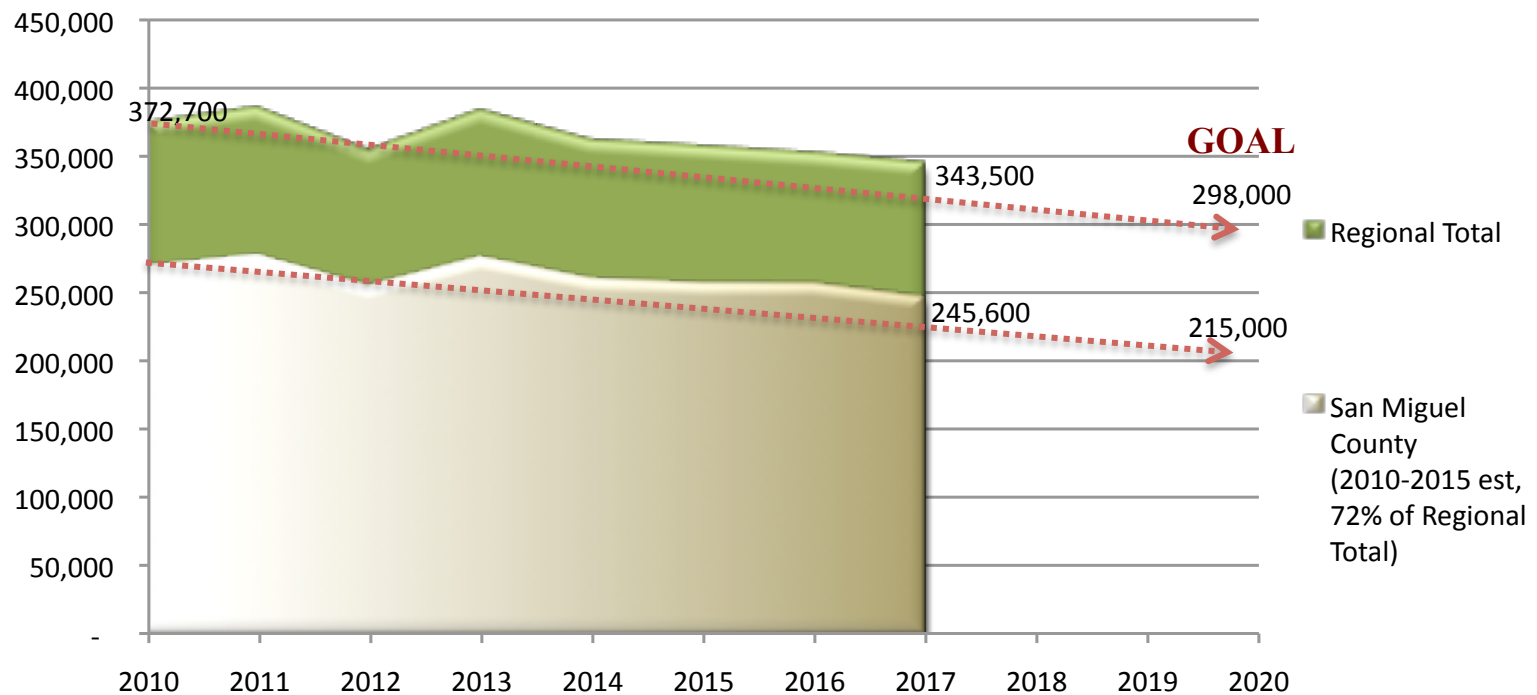
- | | | |
|---|--|---|
| 1 | Increase number of contacts and events requesting CRT services by promotion, education & outreach. | # of events, # staff, |
| 2 | Identify specific items needed for contracts and obtain contracts for all CRT services. | Number of contracts obtained, income, % CRT tracked |
| 3 | Assist smaller events with limited budgets by develop training programs and utilizing volunteers. | Number of festivals trained |
| 4 | Work with local govts. on special events contracts requiring CRT. | Checklists incorporated into Gov. contracts |
| 5 | Recruit and train and adequate # of volunteers to staff CRT events. | # of vols, hours, |

Total GHG Emissions

ECOACTION PARTNERS



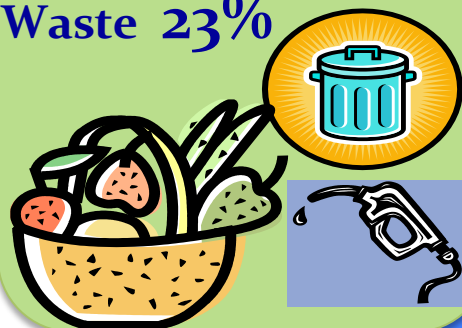
Ouray & San Miguel Counties Regional GHG Emissions (mtCO₂e)



GHG Emissions Categories

ECOACTION PARTNERS

Materials, Food &
Waste 23%



Transportation
*Vehicles & Airplanes
27%

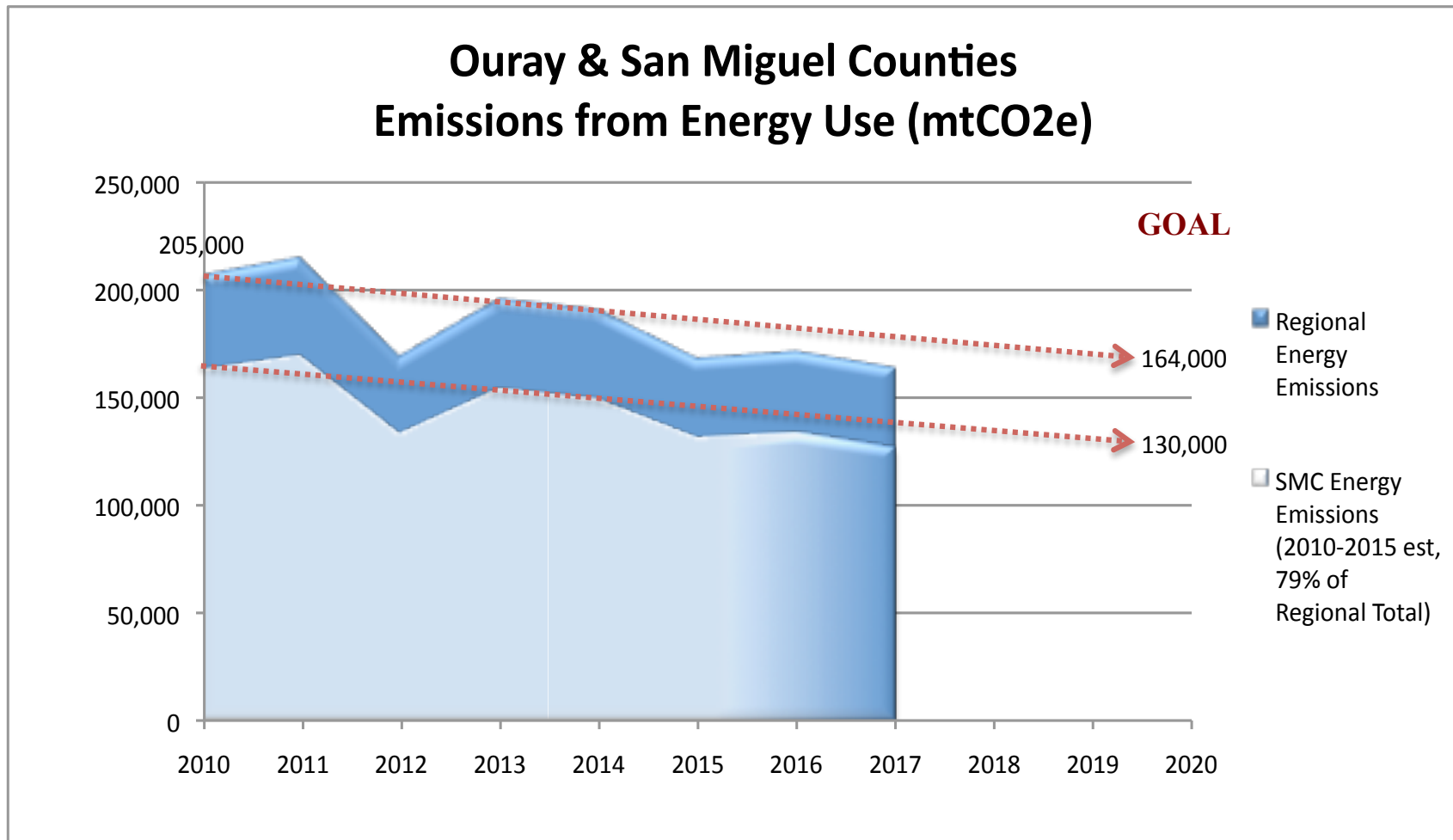


50%
Electricity & Natural Gas

*mostly Building energy use

Energy Use Emissions

ECOACTION PARTNERS

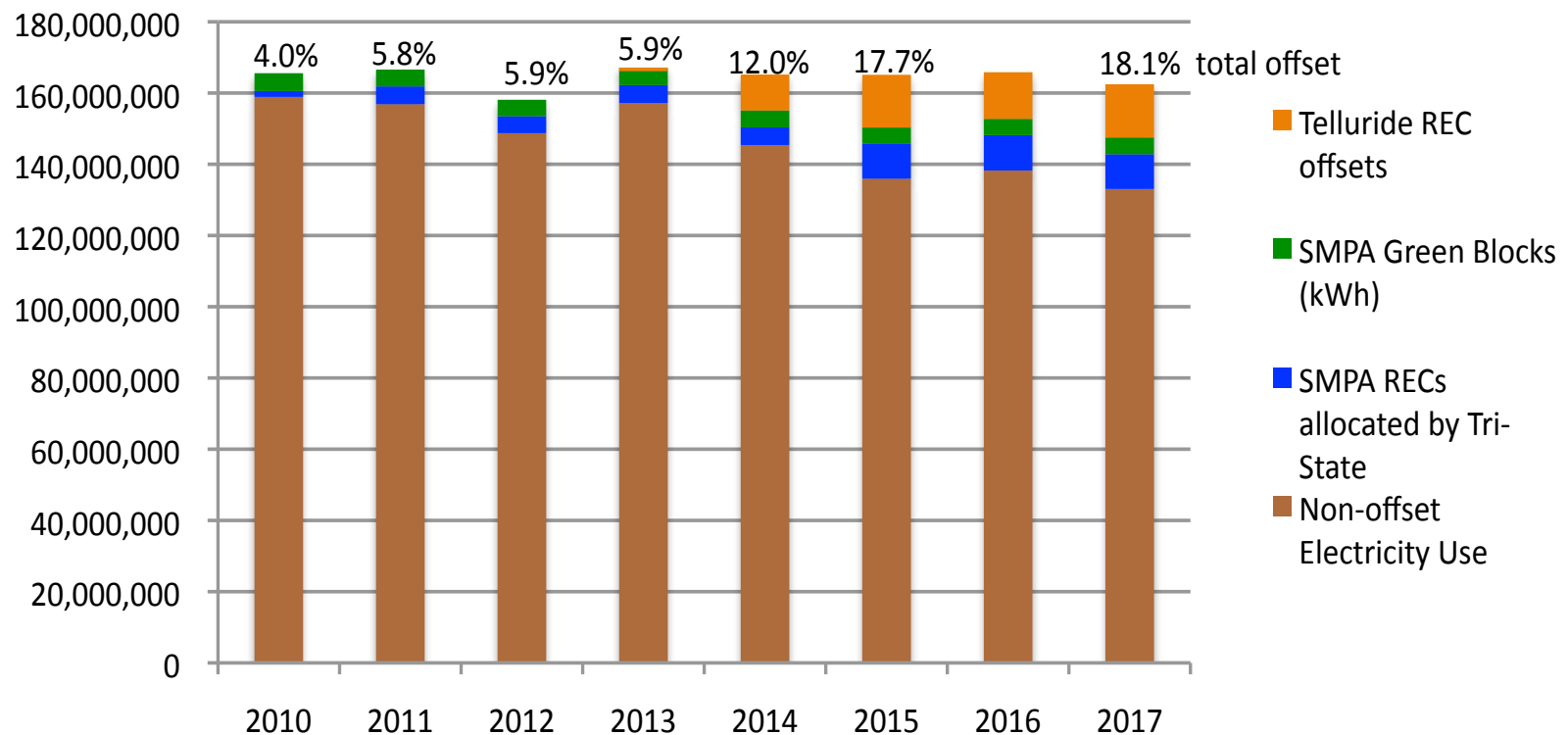


Regional Electricity

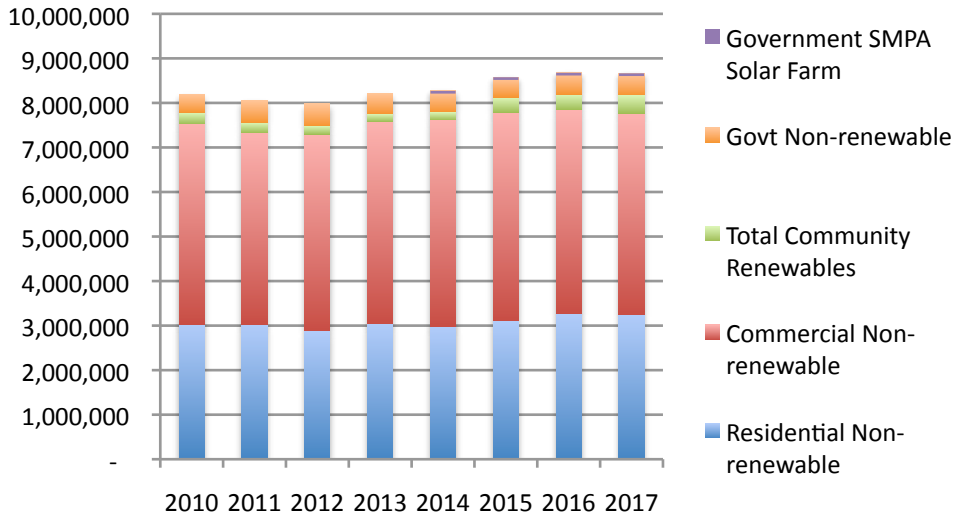
ECOACTION PARTNERS



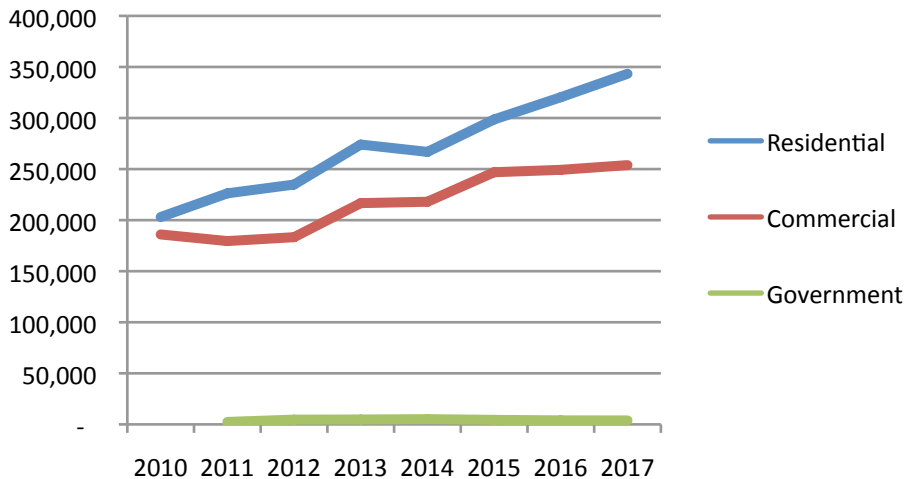
Regional Electricity Use (kWh) with Renewable Energy Credit Offsets



Ridgway Electricity Use (kWh)



Town of Ridgway Community Natural Gas Use (Therms) - Normalized



AGENDA ITEM #14

STAFF REPORT

Subject: Preliminary Plat Submittal
Zone: General Commercial (GC) and Historic Business (HB)
Property: East of Blocks 31 and 32, north of Hartwell Park/Charles Street, east of Lena Street, south of Otto Street, and west of the Library District property and Town of Ridgway property at North Railroad Street
Address: 316 North Lena
Parcel #: 430516207004
Applicant: Tate Rogers
Owners: Arthur Travis Spitzer Revocable Trust
Initiated By: Jen Coates, Manager
Date: September 6, 2018

BACKGROUND

The Town Council approved this Preliminary plat and development agreement on June 13, 2018, with a number of conditions to be met within 90 days of that approval. September 11, 2018 marks the 90-day timeframe.

This preliminary plat is for a proposed subdivision, Lena Street Commons. This development will be located at and near 316 N Lena, on the property adjacent to the library and Town property running north and south. The property is 1.63 acres or 69,957 sf.

The proposed development plan includes 19 single-family Townhouse style units and 4 commercial units. This property is zoned mostly General Commercial with Historic Business on the south portion of the property. The majority of the Historic Business land area is simply being subdivided but not developed as part of this application.

Staff and the Development Team have been working diligently to complete the work needed in the 90-day time frame, and the majority of the work is now complete. There have been significant complications with designing Lena Street, which has caused some re-working of the site in order to make the street construction possible, or at least not extremely difficult. In May 2018 the Town Council approved a cost share of the design work to be split 75% Developer and 25% Town. The estimated costs were \$16k to include \$2k of survey work. The design costs for Lena Street have now exceeded the original estimate of \$16k by about \$6k for a total of \$22k. The street design is now very close to final with some modifications to the development to be completed and then for the Town and Developer to tie things together and finalize the Preliminary Plat work. At this time we anticipate that the Development Team will meet the 90-



day time frame for the submittal, which is delivery of the outstanding design work and some minor plat updates, to the Town for review; however at the time of setting the agenda for the September 12 Town Council meeting, the final documents have not been received and the Developer is requesting a 30 day extension pursuant to RMC 7-4-5(B)(10) – *Except as otherwise expressly provided by the Town Council, all conditions of approval shall be met within 90 days of such approval or the plat shall be deemed disapproved.*

STAFF RECOMMENDATION

Staff supports this request as a significant amount of difficult work has been completed within this 90-day time frame and all that should be remaining after the September 11th 90-day deadline for the submittal is staff review and final integration of the design and documents. With this approval, the new deadline will be October 12, 2018.

AGENDA ITEM #15

Ordinance No. 18-05

AN EMERGENCY ORDINANCE OF THE TOWN OF RIDGWAY, COLORADO AMENDING THE RIDGWAY MUNICIPAL CODE TO PROVIDE A NEW SECTION TO CHAPTER 9-1 ADDING A DEFINITION FOR WATER WASTING, CREATING WATER WASTING REGULATIONS ASSOCIATED WITH MANDATORY WATER RESTRICTIONS AND AUGMENTING ENFORCEMENT PROVISIONS FOR WATER WASTING

WHEREAS, The Town of Ridgway (the “Town”) is a legally created, established, organized and existing Colorado municipal corporation under the provisions of Article XX of the Constitution of the State of Colorado and the home rule charter of the Town (the “Charter”); and

WHEREAS, The Town is governed by its Home Rule Charter (“Charter”) as authorized by Article XX § 6 of the Colorado Constitution; and

WHEREAS, The Town Council has the authority, pursuant to Article III, Section 3-8 of the Charter, to enact emergency ordinances for the preservation of the public peace, safety, or welfare upon the affirmative vote of six members of the Town Council; and

WHEREAS, the water supply for the Town of Ridgway is a precious, valuable and critical resource for the Ridgway community; and

WHEREAS, the Town of Ridgway, State of Colorado and the United States have seen periods of drought that significantly impact the local water supply, threatening the health, safety and welfare of our communities; and

WHEREAS, the Town Council desires to be proactive in communicating with the Ridgway community and water users of town-supplied water regarding the water conservation efforts that will be employed and the timing of such water restrictions; and

WHEREAS, the Town Council desires to conserve water in times of need to insure effective and safe delivery of water to the Ridgway community during all times, including in times of restricted or limited water supply and drought; and

WHEREAS, the Town Council desires to expeditiously enforce water wasting when water leaks are detected; and

WHEREAS, the Town of Ridgway Municipal Code Section 2-4 currently provides for Administrative Enforcement of the Ridgway Municipal Code including issuance of Notices of Violation and Citations for violations of the Ridgway Municipal Code including violations of Chapter 9 Section 2, with penalties assessed from \$150 for the first citation and up to \$999 for the third violation.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF RIDGWAY, COLORADO as follows:

SECTION 1.

Section 9-1-1 DEFINITIONS, is amended to include a definition for Water Wasting as follows:

* * *

WATER WASTING: Town water, whether it be treated or untreated, shall be used only for beneficial use and shall not be wasted.

* * *

SECTION 2.

Section 9-1-20 WATER SERVICE SHUT-OFF Subsection (B) is hereby amended to read as follows:

* * *

(B) Prior to shutting off the water, the Town shall send a notice to the customer at his address as shown on Town records, stating the reason for the shut-off of service and the date upon which the service may be shut-off, unless the charges are paid or other specified violation is corrected. Such date shall be at least 10 days after the deposit of the letter giving notice of shut-off in the U.S. Mail. However, during the enactment of Stage 3 or Stage 4 of Ridgway's Water Conservation and Management Plan and/or when Section 9-1-28 Water Wasting is being enforced by the Town, the Town shall notify the customer in the most expedient manner possible including but not limited to: email, hand-delivery, telephone call, or other method effective to put the customer on notice of the leak, and the customer shall remedy, stop or repair the leak within 48 hours of notification or the water may be shut-off.

* * *

SECTION 3.

Section 9-1-28 WATER WASTING is hereby added to the Ridgway Municipal Code as follows:

(A) Water Wasting is always discouraged; however, during the enactment of Stage 3 or Stage 4 of Ridgway's Water Conservation and Management Plan, Water Wasting is prohibited. The Town or a representative code enforcer can determine an action to be Water Wasting at their discretion if the action matches the Water Wasting Definition found in Section 9-1-1. Water wasting includes but is not limited to the following actions:

- (1) Allowing water to spray or overflow onto sidewalks, driveways, streets, drainages or any hard surface.
- (2) Washing outdoor impermeable surfaces (i.e. driveways, walks, patios, etc.) with a hose or spray nozzle.
- (3) Washing of vehicles or recreational equipment.
- (4) Failing to notify the Town of a known water leak or needed repair in the Town's distribution system or water supply system within 72 hours of discovery.
- (5) Operating ornamental water features

(6) Failure to fix a leak downstream of the customer's meter within 48 hours of notification by the Town.

(B) Exceptions to Section 9-1-28(A) or the Water Wasting definition include the following:

(1) In cases where public health or safety is a concern.

(2) The installation, repair or maintenance of a water supply system when the operator or maintenance personnel are present.

* * *

SECTION 3.

Effective Date and Duration. Pursuant to Article III, Section 3-8 of the Charter, this Ordinance shall be effective immediately upon adoption, as it is necessary for the immediate preservation of the public health and safety of the citizens of the Town for the reasons recited herein.

SECTION 4.

Publication of Notice. Pursuant to Article III, Section 3-8 of the Charter, the Town Clerk shall publish this Ordinance by title upon adoption by the Town Council.

SECTION 5.

Severability. The provisions of this Ordinance are severable, and the invalidity of any section, phrase, clause or portion of this Ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of this Ordinance.

INTRODUCED, READ, HEARD and FINALLY ADOPTED before the Town Council of the Town of Ridgway, Colorado on the 12th day of September, 2018.

TOWN OF RIDGWAY, COLORADO, A HOME-RULE
MUNICIPALITY

By _____
John Clark, Mayor

ATTEST:

Pam Kraft, MMC, Town Clerk

Approved As to Form:

BO JAMES NERLIN, Town Attorney

CERTIFICATE OF TOWN CLERK

The foregoing Ordinance was published by title and posted thereafter, and adopted by the Ridgway Town Council on September 12th, 2018.

(SEAL)

Pam Kraft, MMC, Town Clerk

AGENDA ITEM #16



STAFF REPORT

Subject: Water Leak Adjustment
Address: 189 North Cora Street
Requestor: Jennifer Zorko
Owners: Christopher A Senior and Jennifer M Zorko
Initiated By: Jen Coates, Manager
Date: September 6, 2018

BACKGROUND:

Attached is a request for a water leak adjustment from Jennifer Zorko for a single-family residential condominium at 189 North Cora Street, for excess usage of 136,900 gallons. After being notified by staff of increased usage, a leak was discovered outside the property and the water was turned off.

ANALYSIS:

Pursuant to Municipal Code Section 9-1-23 the Council has the authority to authorize water leak adjustments. The provisions are as follows:

9-1-23: WATER BREAK ADJUSTMENTS.

(A) The Town Council shall have authority to make an equitable adjustment to a water bill when the bill is extraordinarily high due to an undiscovered break downstream of the customer's meter if the break was not caused by the customer's negligence and the customer did not have a reasonable opportunity to discover the break more quickly than it was discovered.

(B) No adjustment shall be allowed unless the customer submits a written request for the adjustment within fifteen days of the mailing of the bill in question and unless the leak has been repaired.

(C) The adjustment shall not reduce the customer's bill below the cost to the Town of producing the water supplied through the meter.

FINANCIAL CONSIDERATIONS:

There is a loss in revenue when the water rate is decreased. If the Town were to continue charging the leak adjustments at \$3/1000 there would be a significant loss in revenue as the Town would be subsidizing the cost of the water leak by \$6.50/ 1000 gallons, as the current cost of water production is \$10.50/ 1000 gallons.



ANALYSIS:

Water leak adjustments are generally considered by the Town Council under the consent agenda. However, the reason why this leak adjustment request is a specific agenda item is that the Town up and until this date, has charged leak adjustments at \$3/1000 gallons.

The customer was billed for 162,900 gallons, including 136,900 excess gallons. At the current rates in the Town Code, this total bill is \$892.40. Based on the leak adjustment rate of \$3/1000, this would calculate to a credit of \$410.70 (total bill \$892.40 - \$481.70 = credit back \$410.70).

When the Town recalculated the cost of delivering water earlier this year, the cost was determined to be \$10.50 / 1000 gallons (no longer \$3/1000 gallons). Because of the increased cost to deliver water and the current water rates, a leak adjustment under the code today – pursuant to RMC 9-1-23(C) which states the leak adjustment rate will be the cost to the Town of producing the water – a leak adjustment will actually increase the otherwise billed cost for the leak.

See charts below for detailed billing of the: standard rate, \$3/1000 adjustment rate and \$10.5/1000 actual cost of producing water rate.

Standard Rate	base rate	9-18000	18-26000	over 26000	
		\$1/1000	\$2.50/1000	\$6/1000	Total Bill
	\$ 42.00	\$ 9.00	\$ 20.00	\$ 821.40	\$ 892.40

Leak Adjust \$3	base rate	9-18000	18-26000	over 26000	
		\$1/1000	\$2.50/1000	\$3/1000	Total Bill
	\$ 42.00	\$ 9.00	\$ 20.00	\$ 410.70	\$ 481.70

Leak Adjust \$10.5	base rate	9-18000	18-26000	over 26000	
		\$1/1000	\$2.50/1000	\$10.5/1000	Total Bill
	\$ 42.00	\$ 9.00	\$ 20.00	\$ 1,437.45	\$ 1,508.45

STAFF RECOMMENDATION:

Staff recommends approving the leak adjustment but recommends billing is at the current billed rate of \$6/1000 for gallons used over the 26,000 gallons, which would be the regular billed rate of **\$892.40**, meaning no downward cost adjustment for the customer, but a discount from the cost of delivering the water at \$10.50/1000. Pursuant to the current code provisions, the Council could charge the \$10.50 / 1000 gallons rate, although that seems quite punitive until such time the water rates are more formally updated in the Town Code.

ATTACHMENTS:

Email dated Wednesday, August 8, 2018 from Jennifer Zorko
Town Council policy April 5, 2007

From: Jennifer Zorko
To: [Pam Kraft](#)
Cc: [Jennifer Coates](#)
Subject: Request for Water Leak Adjustment
Date: Wednesday, August 8, 2018 11:45:53 AM

Dear Ms. Kraft,

Re: Water Service at 189 N. Cora

Acct # 8207.1

I am writing to request a water leak adjustment for our current bill. I am part owner of the property at 189 N. Cora in Ridgway & unfortunately we experienced a leak which led to what appears to be a significant amount of water running through our meter. We were notified by Wanda Taylor, customer service clerk, on July 31st 2018 at 4:26 pm Eastern Time via voicemail of an unusually high amount of water based on our meter reading. Upon hearing her voicemail message I immediately returned her call at 4:35 pm EST and left her a message. Immediately after that we contacted our realty management company via voicemail, text & email to request someone to investigate the unusual meter reading at our property to determine what the issue was. I received a call back at 5:07 pm EST from Wanda & Randy who had read the meter earlier in the day. Per Wanda & Randy the meter was read twice that day due to the initial, unusually high reading & the 2nd reading at 2p was even higher than the first reading earlier in the day indicating to us an acute issue going on. Thankfully, Randy was willing to meet our realty rep at the property & if needed, turn off the water for which we made a request in writing via email to Wanda at 5:12 pm EST. After investigation it was determined that the leak was outside our property & no water had entered the home & the water was turned off by Randy to resolve the problem right away.

Based on our prior month's usage there was no indication that there was an increase in water usage over time. In fact our water usage had decreased based on our June 2018 bill. Had there been any evidence of a leak based on usage and/or any other warning sign such as (but not limited to) a change in water pressure or a leak inside the property, we would have intervened prior to the events of July 31st, 2018. Unfortunately, there were no early warning signs and we respectfully request a review of this situation and an adjustment to our bill due to an acute water leak beyond our control. Thank you.

Regards,

Jennifer Zorko

TOWN OF RIDGWAY MEMORANDUM

DATE: April 5, 2007

TO: Administrative Staff

FROM: Pam Kraft, Town Clerk

SUBJECT: Administrative Policy and Council directive regarding
water leak adjustments

At the Council meetings held February 14 & March 14 the Town Council discussed formulating an administrative policy relative to requests for water leak adjustments.

All water leak adjustments must be presented to, and approved by the Town Council. Staff requested direction pertaining to how staff recommendations should be made.

The Council determined that residential water leak adjustments may be presented at \$3 for every 1,000 gallons after 26,000 gallons of use.

Commercial leaks adjustments will also affect the sewer, or BOD charge, since the water is not entering the waste water system and is absorbed directly into the ground. To calculate this adjustment to the sewer charge you can look at usage from prior months, and base the recommendation upon them. The water leak adjustment will be based on \$3 after the first 10,000 gallons.

As in the past, the customer must provide a request in writing within 15 days of the mailing of the invoice, and only if the leak has been repaired.



STAFF REPORT

Subject: Water Leak Adjustment
Address: 182 South Laura
Requestor: Wesley Dicks
Owners: Wesley Dicks and Megan Gardner
Initiated By: Jen Coates, Manager
Date: September 6, 2018

BACKGROUND:

Attached is a request for a water leak adjustment from Wesley Dicks for a single-family residential home at 182 South Laura Street, for excess usage of 17,300 gallons. After being notified by staff of increased usage, a leak was discovered in the water service line and immediately repaired.

ANALYSIS:

Pursuant to Municipal Code Section 9-1-23 the Council has the authority to authorize water leak adjustments. The provisions are as follows:

9-1-23: WATER BREAK ADJUSTMENTS.

(A) The Town Council shall have authority to make an equitable adjustment to a water bill when the bill is extraordinarily high due to an undiscovered break downstream of the customer's meter if the break was not caused by the customer's negligence and the customer did not have a reasonable opportunity to discover the break more quickly than it was discovered.

(B) No adjustment shall be allowed unless the customer submits a written request for the adjustment within fifteen days of the mailing of the bill in question and unless the leak has been repaired.

(C) The adjustment shall not reduce the customer's bill below the cost to the Town of producing the water supplied through the meter.

FINANCIAL CONSIDERATIONS:

There is a loss in revenue when the water rate is decreased. If the Town were to continue charging the leak adjustments at \$3/1000 there would be a significant loss in revenue as the Town would be subsidizing the cost of the water leak by \$6.50/ 1000 gallons, as the current cost of water production is \$10.50/ 1000 gallons.



ANALYSIS:

Water leak adjustments are generally considered by the Town Council under the consent agenda. However, the reason why this leak adjustment request is a specific agenda item is that the Town up and until this date, has charged leak adjustments at \$3/1000 gallons.

The customer was billed for 43,300 gallons, including 17,300 excess gallons. At the current rates in the Town Code, this total bill is \$174.80. Based on the leak adjustment rate of \$3/1000, this would calculate to a credit of \$51.90 (total bill \$174.80 - \$122.90 = credit back \$51.90).

When the Town recalculated the cost of delivering water earlier this year, the cost was determined to be \$10.50 / 1000 gallons (no longer \$3/1000 gallons). Because of the increased cost to deliver water and the current water rates, a leak adjustment under the code today – pursuant to RMC 9-1-23(C) which states the leak adjustment rate will be the cost to the Town of producing the water – a leak adjustment will actually increase the otherwise billed cost for the leak.

See charts below for detailed billing of the: standard rate, \$3/1000 adjustment rate and \$10.5/1000 actual cost of producing water rate.

Standard Rate	base rate	9-18000	18-26000	over 26000	
		\$1/1000	\$2.50/1000	\$6/1000	Total Bill
	\$ 42.00	\$ 9.00	\$ 20.00	\$ 103.80	\$ 174.80

Leak Adjust \$3	base rate	9-18000	18-26000	over 26000	
		\$1/1000	\$2.50/1000	\$3/1000	Total Bill
	\$ 42.00	\$ 9.00	\$ 20.00	\$ 51.90	\$ 122.90

Leak Adjust \$10.5	base rate	9-18000	18-26000	over 26000	
		\$1/1000	\$2.50/1000	\$10.5/1000	Total Bill
	\$ 42.00	\$ 9.00	\$ 20.00	\$ 181.65	\$ 252.65

STAFF RECOMMENDATION:

Staff recommends approving the leak adjustment but recommends billing is at the current billed rate of \$6/1000 for gallons used over the 26,000 gallons, which would be the regular billed rate of **\$174.80**, meaning no downward cost adjustment for the customer, but a discount from the cost of delivering the water at \$10.50/1000. Pursuant to the current code provisions, the Council could charge the \$10.50 / 1000 gallons rate, although that seems quite punitive until such time the water rates are more formally updated in the Town Code.

ATTACHMENTS:

Email dated Thursday, August 9, 2018 from Wesley Dicks
Town Council policy April 5, 2007

Pam Kraft

From: Wesley Dicks <wrdicks@gmail.com>
Sent: Thursday, August 09, 2018 9:46 PM
To: Pam Kraft
Subject: Water Leak Adjustment Request

Hi Pam,

My name is Wesley Dicks and my wife Megan Gardner and I live at 182 S Laura.

After receiving our latest water bill, we discovered that our usage was abnormally high which was unfortunately the result of a leak in our main water line. Luckily I was able to get Jonathan Discoe and Fall Line Excavating on the task of locating and completing the repair immediately (this morning). They were able to locate the leak near the bottom of the water meter can and then repaired a 2-3ft section of old galvanized pipe that had holes in it.

Name: Wesley Dicks and Megan Gardner
Address: 182 S Laura St, Ridgway, CO 81432
Account: 1710.5

Please let me know if you need anything else to complete my request.

Thank you,
Wesley

TOWN OF RIDGWAY MEMORANDUM

DATE: April 5, 2007

TO: Administrative Staff

FROM: Pam Kraft, Town Clerk

SUBJECT: Administrative Policy and Council directive regarding
water leak adjustments

At the Council meetings held February 14 & March 14 the Town Council discussed formulating an administrative policy relative to requests for water leak adjustments.

All water leak adjustments must be presented to, and approved by the Town Council. Staff requested direction pertaining to how staff recommendations should be made.

The Council determined that residential water leak adjustments may be presented at \$3 for every 1,000 gallons after 26,000 gallons of use.

Commercial leaks adjustments will also affect the sewer, or BOD charge, since the water is not entering the waste water system and is absorbed directly into the ground. To calculate this adjustment to the sewer charge you can look at usage from prior months, and base the recommendation upon them. The water leak adjustment will be based on \$3 after the first 10,000 gallons.

As in the past, the customer must provide a request in writing within 15 days of the mailing of the invoice, and only if the leak has been repaired.

AGENDA ITEM #17

Resolution No. 18-08

**Resolution of the Town Council of Ridgway, Colorado
Amending the Town of Ridgway Water Conservation and Management Plan**

WHEREAS, the water supply for the Town of Ridgway is a precious, valuable and critical resource for the Ridgway community; and

WHEREAS, the Town of Ridgway, State of Colorado and the United States have seen periods of drought that significantly impact the local water supply, threatening the health, safety and welfare of our communities; and

WHEREAS, the Town Council desires to be proactive in communicating with the Ridgway community and water users of town-supplied water regarding the water conservation efforts that will be employed and the timing of such water restrictions; and

WHEREAS, the Town Council desires to conserve water in times of need to insure effective and safe delivery of water to the Ridgway community during all times, including in times of restricted or limited water supply and drought; and

WHEREAS, the Town Council adopted Resolution 2018-06 on April 11, 2018 establishing six stages of limited water supply and various, graduated mechanisms for curbing water demand during times of drought or water plant limitations; and

WHEREAS, persistent drought in 2018 realized the first time in the history of the Town that mandatory water restrictions were put into place and there is now a need to update and modify the Water Conservation and Management Plan.

NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF RIDGWAY, COLORADO the Ridgway Water Conservation and Management Plan as defined herein is ratified.

Water Conservation and Management Plan

Stage	Trigger Condition	Goals	Actions
Stage I	Voluntary Restrictions: Statewide Drought Status (Begin May 1)	Good management of limited water supply; Public education.	<ul style="list-style-type: none"> • Does not apply to drip systems and use of hand-watering containers. • No irrigating between the hours of 9:00 am and 6:00 pm, or when windy, in order to minimize evaporation, and anytime on Mondays. • Properties located on the SOUTH side of Hwy 62 & Hunter Parkway – irrigate only on Tuesdays, Thursdays and Saturdays. • Properties located on the NORTH side of Hwy 62 & Hunter Parkway – irrigate only on Wednesdays, Fridays and Sundays. • Outreach on water use and fixing leaks, limited gardening, etc.
Stage II	Mandatory Restrictions: Demand exceeds system capacity, or water from the town storage reservoir (Lake O) is needed to meet demand)	<p>Effect change in water demand to lower town-wide water use;</p> <p>Significant public outreach on plant limitations and/or drought conditions and water supply outlook.</p>	<p><u>Maintain all Stage I curtailments plus:</u></p> <ul style="list-style-type: none"> • Properties located on the SOUTH side of Hwy 62 & Hunter Parkway – irrigate only between 6am-9am and 6pm-9pm on Tuesdays and Saturdays. • Properties located on the NORTH side of Hwy 62 & Hunter Parkway – irrigate only between 6am-9am and 6pm-9pm on Wednesdays and Sundays. • Restrictions apply to all outdoor irrigation including drip systems, hoses, hand-watering. • Town Parks irrigation limited to the minimum needed to keep grass alive.
Stage III	Demand remains above system capacity and tank levels are not sustained after Stage I and Stage II actions or when Lake O water depth falls 2 feet below peak storage for the year, or Lake O depth falls below 6.5 feet.	<p>Make a significant and real impact on real water use and water demand;</p> <p>Significant public education on serious limitations with plant capacity and/or water supply.</p>	<p><u>Maintain all Stage II curtailments plus:</u></p> <ul style="list-style-type: none"> • Water Waste Ordinance activated, including emergency rate structure reducing base water use allocation and increasing cost of water (may require more frequent meter readings for use and leak detection). • Largest outdoor water users significantly curtailed. • Restaurants only serve water upon customer request. • Properties located on the SOUTH side of Hwy 62 & Hunter Parkway – irrigate only between 6am-9am and 6pm-9pm Saturdays. Properties located on the NORTH side of Hwy 62 & Hunter Parkway –irrigate only between 6am-9am and 6pm-9pm on Sundays.

Stage	Trigger Condition	Goal	Actions
Stage IV	Demand remains above system capacity and tank levels are not sustained after Stage III actions, or when Lake O water depth falls 3 feet below peak storage for the year, or Lake O depth falls below 5 feet.	Significantly reduce water demand as much as possible Significant public outreach and enforcement	Maintain all Stage III curtailments plus: <ul style="list-style-type: none"> • No outdoor irrigation, except Town Parks may continue watering at minimum levels to keep grass alive and provide gathering and play space

Additional efforts and restrictions or limitations on water use and management of the Lake O water levels to be maintained may be considered by the Town Council as necessary and appropriate for the preservation of the public health, safety and welfare during times of limited water supply. The Council may also consider alternative approaches with parks irrigation

Enforcement

Enforcement of this Water Conservation and Management Plan is per the Ridgway Municipal Code (RMC) and other enforcement provisions for the Town of Ridgway, including but not limited to **RMC Section 2-4: Administrative Enforcement of the Ridgway Municipal Code:**

Under the existing Code Section for Administrative Enforcement, the general process, in part, is as follows, and is only provided here to provide notice to the Ridgway Community:

First Violation – Optional Verbal or written notice, or written Notice of Violation

Second Violation – written Notice of Violation

Third Violation – Administrative Citation pursuant to RMC 2-4-13

RMC 2-4-13:

(B) If the responsible party fails to correct the violation cited, commits the same violations again, or fails to correct a violation as specified in accordance with an administrative enforcement order of the AHO, subsequent administrative citations may be issued for violations of the same code section. The penalties assessed for each administrative citation issued for violations of the same code section or sections shall not exceed the following amounts regardless of the number of violations per citation:

(1) First administrative citation: one hundred and fifty dollar (\$150.00).

(2) Second administrative citation: five hundred dollars (\$500.00).

(3) Third and each subsequent administrative citation: nine hundred and ninety-nine dollars (\$999.00).

(C) Payment of the penalty shall not excuse the failure to correct the violations nor shall it bar further enforcement action by the Town.

In addition, other remedies may be pursued, including but not limited to: **RMC 9-1-3: Limitations on the Use of the Water and Sewer System**, as follows:

RMC 9-1-3, in part:

(B) The Mayor may promulgate emergency regulations restricting the use of Town water for irrigation or other uses subject to confirmation or amendment by the Town Council.

(C) The Town Council may declare by resolution a moratorium on taps or line extensions for the entire water or sewer systems or any part of them at any time due to limitations on system capacity or other circumstances which require such action.

(D) The Town shall have the right to temporarily interrupt service without notice for the purpose of making repairs, taps, extensions or for other reasons as necessary for the proper operation and maintenance of the water and sewer systems. If practical, reasonable notice shall be given to the customer.

(E) No customer located outside of the corporate limits of the Town may significantly increase the amount or degree of his use of Town water or sewer service beyond the extent of his use at the effective date of this Section.

(F) The Town Council may set regulations governing the use of water for irrigation and sprinkling by resolution.

Other Ridgway Municipal Code provisions, as added or amended, may apply.

PASSED AND APPROVED this 12th day of September 2018.

ATTEST

TOWN OF RIDGWAY

Pam Kraft, MMC,
Town Clerk

John Clark,
Mayor

AGENDA ITEM #18



To: Ridgway Town Council and Ridgway Community
From: Jen Coates, Town Manager; Chase Jones, Public Works; Joanne Fagan, Town Engineer
Date: September 4th, 2018
RE: Water Service Rates

Overview

The cost of operations for the Town's Water Fund is no longer covered by the customer water service rates. The current cost for the Town to produce 1000 gallons of water is estimated at \$10.50 per 1000 gallons of treated water. The rates charged in 2018 were determined many years ago at a cost of \$3.00 per 1000 gallons of treated water. In order to continue to provide Ridgway residents with reliable potable drinking water for years to come, and to encourage water conservation in support of the Town's water security and supply, a new water service structure is being proposed. The structure is intended to address current operation costs, maintenance costs, drought cycles, a growing population, and to promote water conservation. Due to the overall increase in cost, what is proposed is a phased in water rate structure.

The proposed ordinance that the Town Council will consider at the September 12th regular meeting proposes to change base allocation of water provided and the cost for the base allocation and water use above the base allocation. This table is a comparison of existing base amounts and rates and the proposed base amounts and rates:

	Residential	Non-Residential	School District
Current Base Amount (gallons)	9,000 gallons	4,000 gallons	16,000 gallons
New Base Amount (gallons)	7,000 gallons – in year 1 6,000 gallons – after year 1	4,000 gallons	10,000 gallons
Current Base Rate	\$42.00	\$36.75	\$97.00
New Base Rate	\$42.00 – year 1 (12/2018) \$47.00 – year 2 (12/2019) \$52.00 – year 3 (12/2020) \$57.00 – year 4 (12/2021) \$62.00 – year 5 (12/2022) \$67.00 – year 6 (12/2023)	\$42.00 – (12/2018)	\$97.00 – year 1 (12/2018) \$105.00 – year 2 (12/2019)
Current Extra Usage (gallons)	9,000 – 18,000 gal: \$1/1000 18,000 – 26,000 gal: \$2.50/1000 Over 26,000 gal: \$6/1000	4,000 – 10,000 gal: \$3/1000 Over 10,000 gal: \$4/1000	Over 16,000 gal: \$2/1000
New Extra Usage	Base – 10,000 gal: \$10.50/1000 10,000 – 15,000 gal: \$15/1000 Over 15,000 gal: \$20/1000	Base – 10,000 gal: \$10.50/1000 10,000 – 15,000 gal: \$15/1000 Over 15,000 gal: \$20/1000	10,000 – 50,000 gal: \$10.50/1000 Over 50,000 gal: \$15/1000

NOTE: the current cost for the town to produce and deliver water is \$10.50 / 1000 gallons; the base rate for residential usage in the proposed ordinance (\$42) does not cover the cost of delivering the water until the end of 2023, assuming the cost of water will remain at \$10.50/ 1000 over the next 6 years, which is not likely. Staff suggests the Council may want to consider covering the cost of delivering the base amount of water sooner than the end of 2023.



How the New Cost Structure Will Affect the Typical Water Bill

The median single-family home in Ridgway during the winter months uses roughly 3000 gallons. This data suggests the new base allotment (7,000 gallons beginning in December 2018 and 6,000 gallons beginning in December 2019) is twice or more what the average residential unit has demonstrated to need for showers, cooking and sanitation for a month. Usage over 6,000 gallons a month would likely be due to irrigation during the peak summer months or leaks for most users. From June 2015 to June 2018, 69% of water bills were under the proposed base of 6,000 gallons. Table 1 shows how this rate change will alter the base amount plus overages in any given month, for a typical residential bill.

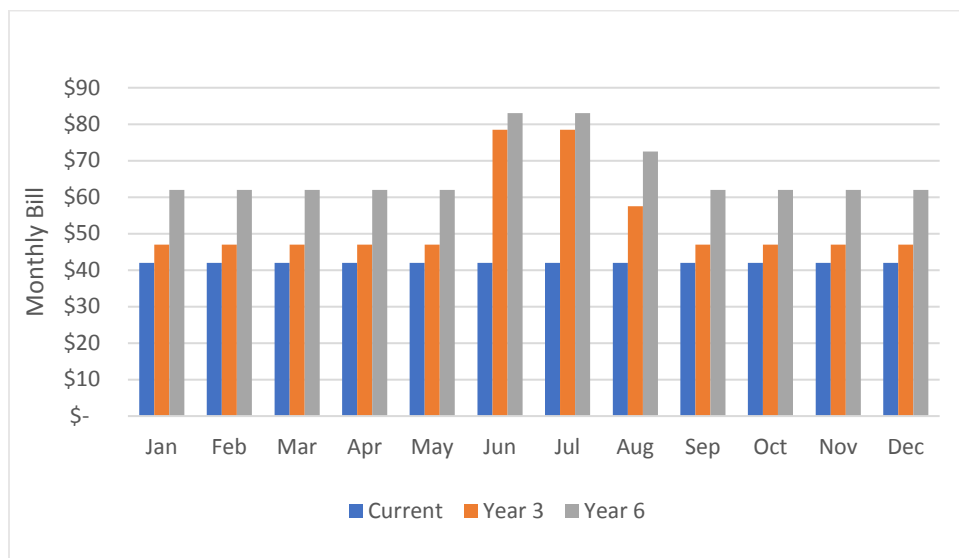


Table 1: How the water rate change would've affected the median 2017 residential user.

Table 2 relates water usage to cost changes for residential customers over the 6-year phasing period.

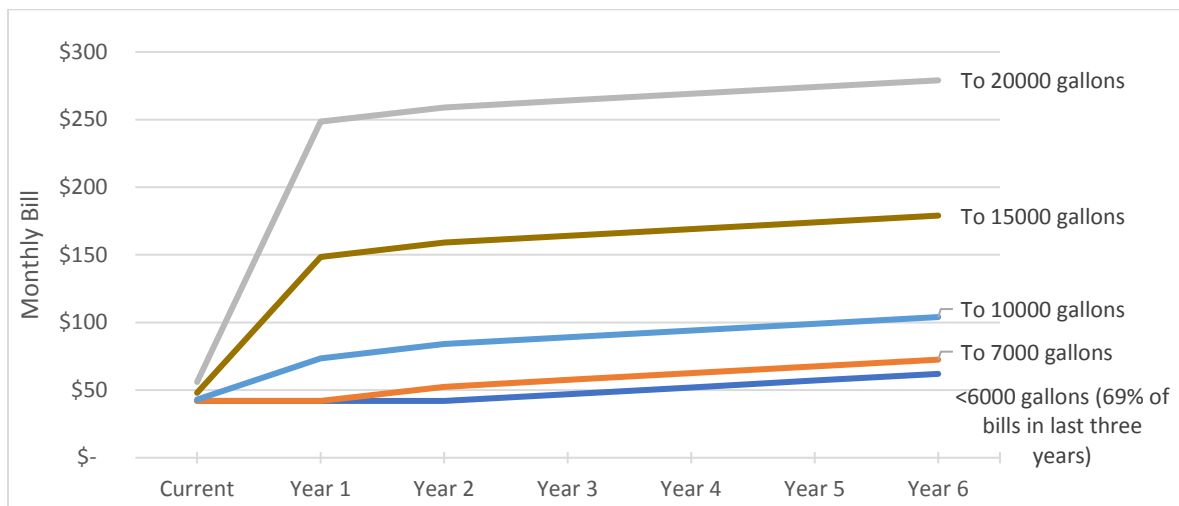


Table 2: Bill changes over the 6-years phasing period.



The following tables illustrate current rates and costs and future rates and costs for 1000s of gallons of water used for residential and non-residential users and the Ridgway School District.

Residential Users							
Water Use (gallons)	current \$	total cost (new rate) Year 1	total cost (new rate) Year 2	total cost (new rate) Year 3	total cost (new rate) Year 4	total cost (new rate) Year 5	total cost (new rate) Year 6
1,000	\$ 42.00	\$ 42.00	\$ 42.00	\$ 47.00	\$ 52.00	\$ 57.00	\$ 62.00
2,000	\$ 42.00	\$ 42.00	\$ 42.00	\$ 47.00	\$ 52.00	\$ 57.00	\$ 62.00
3,000	\$ 42.00	\$ 42.00	\$ 42.00	\$ 47.00	\$ 52.00	\$ 57.00	\$ 62.00
4,000	\$ 42.00	\$ 42.00	\$ 42.00	\$ 47.00	\$ 52.00	\$ 57.00	\$ 62.00
5,000	\$ 42.00	\$ 42.00	\$ 42.00	\$ 47.00	\$ 52.00	\$ 57.00	\$ 62.00
6,000	\$ 42.00	\$ 42.00	\$ 42.00	\$ 47.00	\$ 52.00	\$ 57.00	\$ 62.00
7,000	\$ 42.00	\$ 42.00	\$ 52.50	\$ 57.50	\$ 62.50	\$ 67.50	\$ 72.50
8,000	\$ 42.00	\$ 52.50	\$ 63.00	\$ 68.00	\$ 73.00	\$ 78.00	\$ 83.00
9,000	\$ 42.00	\$ 63.00	\$ 73.50	\$ 78.50	\$ 83.50	\$ 88.50	\$ 93.50
10,000	\$ 43.00	\$ 73.50	\$ 84.00	\$ 89.00	\$ 94.00	\$ 99.00	\$ 104.00
11,000	\$ 44.00	\$ 88.50	\$ 99.00	\$ 104.00	\$ 109.00	\$ 114.00	\$ 119.00
12,000	\$ 45.00	\$ 103.50	\$ 114.00	\$ 119.00	\$ 124.00	\$ 129.00	\$ 134.00
13,000	\$ 46.00	\$ 118.50	\$ 129.00	\$ 134.00	\$ 139.00	\$ 144.00	\$ 149.00
14,000	\$ 47.00	\$ 133.50	\$ 144.00	\$ 149.00	\$ 154.00	\$ 159.00	\$ 164.00
15,000	\$ 48.00	\$ 148.50	\$ 159.00	\$ 164.00	\$ 169.00	\$ 174.00	\$ 179.00
16,000	\$ 49.00	\$ 168.50	\$ 179.00	\$ 184.00	\$ 189.00	\$ 194.00	\$ 199.00
17,000	\$ 50.00	\$ 188.50	\$ 199.00	\$ 204.00	\$ 209.00	\$ 214.00	\$ 219.00
18,000	\$ 51.00	\$ 208.50	\$ 219.00	\$ 224.00	\$ 229.00	\$ 234.00	\$ 239.00
19,000	\$ 53.50	\$ 228.50	\$ 239.00	\$ 244.00	\$ 249.00	\$ 254.00	\$ 259.00
20,000	\$ 56.00	\$ 248.50	\$ 259.00	\$ 264.00	\$ 269.00	\$ 274.00	\$ 279.00
100,000	\$ 515.00	\$ 1,848.50	\$ 1,859.00	\$ 1,864.00	\$ 1,869.00	\$ 1,874.00	\$ 1,879.00
150,000	\$ 815.00	\$ 2,848.50	\$ 2,859.00	\$ 2,864.00	\$ 2,869.00	\$ 2,874.00	\$ 2,879.00
200,000	\$ 1,115.00	\$ 3,848.50	\$ 3,859.00	\$ 3,864.00	\$ 3,869.00	\$ 3,874.00	\$ 3,879.00



Non-Residential Users		
Water Use (gallons)	current \$	total cost (new rate)
1,000	\$ 36.75	\$ 42.00
2,000	\$ 36.75	\$ 42.00
3,000	\$ 36.75	\$ 42.00
4,000	\$ 36.75	\$ 42.00
5,000	\$ 39.75	\$ 52.50
6,000	\$ 42.75	\$ 63.00
7,000	\$ 45.75	\$ 73.50
8,000	\$ 48.75	\$ 84.00
9,000	\$ 51.75	\$ 94.50
10,000	\$ 54.75	\$ 105.00
11,000	\$ 58.75	\$ 120.00
12,000	\$ 62.75	\$ 135.00
13,000	\$ 66.75	\$ 150.00
14,000	\$ 70.75	\$ 165.00
15,000	\$ 74.75	\$ 180.00
16,000	\$ 78.75	\$ 200.00
17,000	\$ 82.75	\$ 220.00
18,000	\$ 86.75	\$ 240.00
19,000	\$ 90.75	\$ 260.00
20,000	\$ 94.75	\$ 280.00
100,000	\$ 414.75	\$ 1,880.00
150,000	\$ 614.75	\$ 2,880.00
200,000	\$ 814.75	\$ 3,880.00

Ridgway Schools			
Water Use (gallons)	current \$	total cost (new rate) Year 1	total cost (new rate) Year 2
10,000	\$ 97.00	\$ 97.00	\$ 105.00
11,000	\$ 97.00	\$ 107.50	\$ 115.50
12,000	\$ 97.00	\$ 118.00	\$ 126.00
13,000	\$ 97.00	\$ 128.50	\$ 136.50
14,000	\$ 97.00	\$ 139.00	\$ 147.00
15,000	\$ 97.00	\$ 149.50	\$ 157.50
16,000	\$ 97.00	\$ 160.00	\$ 168.00
17,000	\$ 99.00	\$ 170.50	\$ 178.50
18,000	\$ 101.00	\$ 181.00	\$ 189.00
19,000	\$ 103.00	\$ 191.50	\$ 199.50
20,000	\$ 105.00	\$ 202.00	\$ 210.00
50,000	\$ 165.00	\$ 517.00	\$ 525.00
75,000	\$ 215.00	\$ 892.00	\$ 900.00
100,000	\$ 265.00	\$ 1,267.00	\$ 1,275.00
150,000	\$ 365.00	\$ 2,017.00	\$ 2,025.00

Leak Adjustments

Chapter 9-1-23 of the Municipal Code provides for water break adjustments. The Town Council has the authority to adjust a customer's bill that is extraordinarily high, in the event of an undiscovered break in the customer's system, and considering certain criteria. The code provides for such price adjustment but "shall not reduce the customer's bill below the cost of the Town to deliver the water". For many years the Town has charged \$3.00/1000 gallons as the cost of delivering water. Over time, the cost of delivering water has increased to approximately \$10.50/1000 gallons in 2018. In 2007, the Council adopted a policy on how these leak adjustments would be calculated. Essentially, after the customer pays the rates in the code of up to 26,000 gallons, their bill may be adjusted to pay \$3.00/1000 for any water used over the 26,000 gallons.



With the current cost of water at \$10.50 /1000 gallons and the reduction in the base allocations of water to 6,000 gallons, 6,000 – 10,000 gallons, 10,000 – 15,000 gallons, and over 15,000, Staff recommends the charge for water use with a Council approved rate adjustment for any break be at \$10.50 per 1000 gallons for any use over 20,000.

Leakage - 168,900 gallons (total used in 1 month)

Current Regulations:

base rate for 9000 gallons = **\$42.00**

9000 – 18,000 gallons at \$1/1000 = $(\$1.00 \times 9000 \text{ gallons}) / 1000 =$ **\$9.00**

18,000 – 26,000 gallons at \$2.50/1000 = $(\$2.50 \times 8000 \text{ gallons}) / 1000 =$ **\$20.00**

26,000 - 168,900 = 142,900 gallons at \$3/1000 = $(142,900 \times 3) / 1000 =$ **\$428.70** + \$42.00 +
\$9.00 + \$20.00 = **\$499.70**

Proposed Ordinance:

base rate for 7000 gallons = **\$42.00**

7000 – 10,000 gallons at \$10.50 / 1000 = $(\$10.50 \times 3000 \text{ gallons}) / 1000 =$ **\$31.50**

10,000 – 15,000 gallons at \$15/1000 = $(\$15 \times 5000 \text{ gallons}) / 1000 =$ **\$75.00**

15,000 – 20,000 gallons at \$20/1000 = $(\$20 \times 5000 \text{ gallons}) / 1000 =$ **\$100.00**

20,000 - 168,900 gallons at \$10.50/1000 = $168,900 - 20,000 = (148,900 \text{ gallons} \times$
 $\$10.50) / 1000 =$ **\$1563.45** + \$42.00 + \$31.50 + 75 + 100 = **\$1811.95**

Difference: Current Ord (\$499.70); Proposed Ordinance (\$1811.95) = \$1312.25

Leakage – 43,300 gallons (total used in 1 month)

Current:

base rate for 9000 gallons = **\$42.00**

9000 – 18,000 gallons at \$1/1000 = $(\$1.00 \times 9000 \text{ gallons}) / 1000 =$ **\$9.00**

18,000 – 26,000 gallons at \$2.50/1000 = $(\$2.50 \times 8000 \text{ gallons}) / 1000 =$ **\$20.00**

26,000 – 43,300 = 17,300 gallons at \$3/1000 = $(17,300 \times 3) / 1000 =$ **\$51.90** + \$42.00 +
\$9.00 + \$20.00 = **\$122.90**

Ordinance:

base rate for 7000 gallons = **\$42.00**

7000 – 10,000 gallons at \$10.50 / 1000 = $(\$10.50 \times 3000 \text{ gallons}) / 1000 =$ **\$31.50**

10,000 – 15,000 gallons at \$15/1000 = $(\$15 \times 5000 \text{ gallons}) / 1000 =$ **\$75.00**

15,000 – 20,000 gallons at \$20/1000 = $(\$20 \times 5000 \text{ gallons}) / 1000 =$ **\$100.00**

20,000 – 43,300 gallons at \$10.50/1000 = $43,300 - 20,000 = (23,300 \text{ gallons} \times$
 $\$10.50) / 1000 =$ **\$244.65** + \$42.00 + \$31.50 + 75 + 100 = **\$493.15**

Difference: Current Ord (\$122.90); Proposed Ordinance (\$493.15) = \$370.25

Ordinance No. 18-_____

AN ORDINANCE OF THE TOWN OF RIDGWAY, COLORADO AMENDING THE RIDGWAY MUNICIPAL CODE SECTION 9-1-17 TO UPDATE WATER SERVICE RATES AND WATER BASE ALLOCATIONS.

WHEREAS, The Town of Ridgway (the “Town”) is a legally created, established, organized and existing Colorado municipal corporation under the provisions of Article XX of the Constitution of the State of Colorado and the home rule charter of the Town (the “Charter”); and

WHEREAS, The Town is governed by its Home Rule Charter (“Charter”) as authorized by Article XX § 6 of the Colorado Constitution; and

WHEREAS, the water supply for the Town of Ridgway is a precious, valuable and critical resource for the Ridgway community; and

WHEREAS, the Town Council desires to have water service rates at least near the cost of securing, treating and delivering water to end customers while promoting water conservation; and

WHEREAS, the Town Council understands the need to secure outside funding for many if not all water utility improvements and investments and partner agencies will closely scrutinize the water rate structures and base allocations of water before agreeing to any financial commitment for improvements.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF RIDGWAY, COLORADO as follows:

SECTION 1.

Ridgway Municipal Code Section 9-1-17 Water Service Rates, is repealed and replaced, as follows:

* * *

9-1-17 WATER SERVICE RATES.

- (A) (1) Single family homes, mobile homes, churches, and non-profit lodges and civic organizations shall be subject to the following charges for each meter serving the customer:

Type of Customer	Minimum Monthly Charge 0 to Base gal/mo	Rate for Use over Base and up to 10,000 gal./month	Rate for Use 10,000 and up to 15,000 gal./month	Rate for Use Over 15,000 gal./month
Customer age 65 & over owning a single family home or mobile home, and enrolled in the Senior Rate prior to 1/1/2009*	<p>Beginning on 12/1/18: Base gallons: 7000 Base Cost: \$32.75;</p> <p>Beginning on 12/1/19: Base gallons: 6000 Base Cost: \$32.75;</p> <p>Beginning on 12/1/20: Base gallons: 6000 Base Cost: \$37.75;</p> <p>Beginning on 12/1/21: Base gallons: 6000 Base Cost: \$42.75;</p> <p>Beginning on 12/1/22: Base gallons: 6000 Base Cost: \$47.75;</p> <p>Beginning on 12/1/23: Base gallons: 6000 Base Cost: \$52.75</p>	\$10.50/1,000 gal.	\$15.00/1,000 gal.	\$20.00/1,000 gal.
Vacancy Rate	<p>Beginning on 12/1/18: \$22.75;</p> <p>Beginning on 12/1/20: \$27.75;</p> <p>Beginning on 12/1/21: \$32.75;</p> <p>Beginning on 12/1/22: \$37.75;</p> <p>Beginning on 12/1/23: \$42.75</p>	N/A	N/A	N/A
All other Residential per dwelling unit (Multi-unit meters over their base allotment will be averaged and charged according to tier) ADUs = 0.72XUnit rate	<p>Beginning on 12/1/18: Base gallons: 7000 Base Cost: \$42.00;</p> <p>Beginning on 12/1/19: Base gallons: 6000 Base Cost: \$42.00;</p> <p>Beginning on 12/1/20: Base gallons: 6000 Base Cost: \$47.00;</p> <p>Beginning on 12/1/21: Base gallons: 6000 Base Cost: \$52.00;</p> <p>Beginning on 12/1/22: Base gallons: 6000 Base Cost: \$57.00;</p> <p>Beginning on 12/1/23: Base gallons: 6000 Base Cost: \$62.00</p>	\$10.50/1,000 gal.	\$15.00/1,000 gal.	\$20.00/1,000 gal.

* Senior rates are no longer offered after 1/1/2009

(2) In order to qualify for the vacancy rate, the customer must notify the Town of the vacancy and pay a shut-off fee of \$30.00. Before the water can then be turned back on, the customer must pay a turn-on fee of \$30.00. No water may be used at that meter during the vacancy period. In the event of failure to meet these requirements, the bill shall be adjusted to the regular rate.

(B) (1) Accessory dwelling units shall be subject to a minimum monthly charge per unit calculated to be 0.72 x the principal residential unit rate as provided in Subsection (A)(1) above.

(2) Each unit in multiple residences and dwelling facilities including but not limited to duplexes, multi-family residences, apartments, mobile homes and mobile home parks, providing permanent residences and utilizing a single meter, shall be subject to the applicable rate for the principal residential unit rate as provided in Subsection (A) above. Water used in any month in the amount greater than the base amount e.g. (Base Amount in gallons at \$42.00 for the first unit + Base Amount in gallons at \$42.00 for the second unit, etc. for each unit or space served by the meter) shall be billed at the rates identified in Subsection (A)(1) for the associated base rate changes over time and the additional gallons used per unit.

(C) The following rates shall apply to the Ridgway public schools, but shall not include the provision of non-potable Town water for irrigation purposes:

Type of Customer	Minimum Monthly Charge	Rate for Use Over 10,000 gal./month and up to 50,000 gal./month	Rate for Use Over 50,000 gal./month
Ridgway Schools	Beginning on 12/1/18: Base gallons: 10,000 Base Cost: \$97.00 Beginning on 12/1/19: Base gallons: 10,000 Base Cost: \$105.00	\$10.50/1,000 gal.	\$15.00/1,000 gal.

(D) The sale of bulk water is prohibited.

(E) (1) All other customers (including customers with both a residential and a non-residential use on the same premises which are located in commercial, business or industrial zoning districts) shall pay the following charges for each meter serving the customer.

Type of Customer	Minimum Monthly Charge	Rate for Use Over 4,000 gal./month and up to 10,000 gal./month	Rate for Use Over 10,000 gal./month and up to 15,000 gal./month	Rate for Use Over 15,000 gal./month
All other Customers (commercial, industrial, multi-use, etc.)	Beginning on 12/1/18: Base gallons: 4,000 Base Cost: \$42.00	\$10.50 / 1,000 gal.	\$15.00/1,000 gal.	\$20.00/1,000 gal.

Provided, however, that accessory dwelling units inside Town shall be subject to a minimum monthly charge per unit calculated to be .72 x the principal unit rate as provided in Subsection (A)(1) above; and further provided, however, that if the non-residential use qualifies as an accessory use to a residence pursuant to the criteria of Subsection 7-3-13(A) of Town Zoning Regulations, such customer shall be subject to the rates in Subsection (A)(1) above.

(F) Water service charges shall be charged at the time service is first initiated and continue until the tap is abandoned.

(G) Minimum charges for periods of service less than one month shall be pro-rated.

(H) In the event that any two separate structures are served by Town water from a single meter under circumstances where none of the foregoing rates specifically apply, the rate shall be computed in conformity with the provisions of Subsection (B) with each structure considered a separate "unit" for purposes of the calculation regardless of its use.

* * *

SECTION 3.

Effective Date and Duration. Pursuant to Article III of the Charter, this Ordinance shall be effective 30 days following adoption.

* * *

SECTION 4.

Posted Notice. Pursuant to Article III, Section 3-7 of the Charter, the Town Clerk shall post copies of this Ordinance as amended or adopted.

* * *

SECTION 5.

Severability. The provisions of this Ordinance are severable, and the invalidity of any section, phrase, clause or portion of this Ordinance as determined by a court of competent jurisdiction shall not affect the validity or effectiveness of the remainder of this Ordinance.

* * *

Section 6.

Public Hearing. A public hearing on this Ordinance was held on the _____ day of _____, 2018 in the Town Council Chambers of the Town of Ridgway, 201 N. Railroad Street, Ridgway, CO 81432.

INTRODUCED before the Town Council of the Town of Ridgway, Colorado on the _____ day of _____, 2018.

TOWN OF RIDGWAY, COLORADO, A HOME-RULE
MUNICIPALITY

By _____
John Clark, Mayor

ATTEST:

Pam Kraft, MMC, Town Clerk

Approved As to Form:

BO JAMES NERLIN, Town Attorney

HEARD AND FINALLY ADOPTED by the Town Council of the Town of Ridgway, Colorado, this ____ day of _____, 2018.

TOWN OF RIDGWAY, COLORADO, A HOME-RULE
MUNICIPALITY

By _____
John Clark, Mayor

ATTEST:

Pam Kraft, MMC, Town Clerk

Approved As to Form:

BO JAMES NERLIN, Town Attorney

CERTIFICATE OF TOWN CLERK

The foregoing Ordinance was introduced at a meeting of the Ridgway Town Council on _____, 2018, published by title and posted thereafter, and adopted by the Town Council on _____, 2018.

(SEAL)

Pam Kraft, MMC, Town Clerk

From: RANDY JEN PARKER
To: [Jennifer Coates](#)
Subject: Water rates
Date: Tuesday, August 21, 2018 11:52:50 AM

Dear Jen,

After having read the Plaindealer article regarding water usage we want you to know that we as year round residents strongly support a reduction in the minimum water usage allowance from 9000 gallons per month to 6000 gallons per month and graduated increases in the rate per gallon over the minimum.

Without this financial incentive we don't believe that users will conserve. Thank you for your efforts around this issue (and so many others)!

Sincerely,

Randy and Jen Parker

Sent from my iPhone

AGENDA ITEM #19



TOWN HALL PO Box 10 | 201 N. Railroad Street | Ridgway, Colorado 81432 | 970.626.5308 | www.town.ridgway.co.us

To: Town Council
From: Jen Coates, Town Manager
Date: September 6, 2018

RE: 2018 Ballot Initiatives

There are a number of measures on the 2018 November statewide ballot. The Colorado Municipal League, a non-profit advocacy group for municipalities statewide and with whom the Town of Ridgway is a member agency, has taken a position on the measures (see attached).

The Colorado Fair Campaign Practices Act, C.R.S 1-45-117 (1)(b)(III)(A), authorizes the Town Council to adopt a resolution taking a position of advocacy or opposition on any statewide ballot issues, which the Council has done in the past. The Council may consider a resolution at this time.

Attached herein is a summary of CML's positions on these measures as well as a draft resolution adopted by the City of Ouray.

ATTACHMENTS:

CML position on ballot initiatives and sample resolution
City of Ouray Resolution, as an example



GET THE MUNICIPAL GOVERNMENT PERSPECTIVE

Media Contact:
Sam Mamet, Executive Director
1144 Sherman St., Denver, CO 80203
(p) 303-831-6411 • (f) 303-860-8175
smamet@cml.org
www.cml.org

NEWS RELEASE

For immediate release

CML Takes Positions on Ballot Initiatives

August 23, 2018- The Colorado Municipal League's (CML) Board of Directors has taken positions on four statewide ballot initiatives. "Many citizen-drafted proposals have direct impacts on the operations, finances, and services of cities and towns both positively and negatively. CML has often times taken positions on such measures over the years," states Sam Mamet, League Executive Director.

Takings (currently #108): Oppose

This suggested change to the Colorado Constitution would expose both the state and all local governments to untold legal exposure with unclear language referring to government regulations or actions which would "reduce" the "fair market value" of private property and subject taxpayers to "just compensation" to a private property owner. All types of ordinances and policies at the municipal level would be affected, like code enforcement, land use and zoning, licensing, and redevelopment. Fort Collins Mayor Wade Troxell shares, "This measure places words in our state constitution that are not clear. Both the state and taxpayers in cities like my own will be subject to frivolous lawsuits. As both a Mayor and CML President, I am strongly opposed and will be voting no."

Governor Hickenlooper has already publicly voiced his opposition to the measure, and a growing number of organizations are as well, including Club 20, the Metro Denver Chamber of Commerce, and the Jefferson County Economic Development Corporation. Additionally, the Grand Junction Sentinel has editorialized against #108: <https://bit.ly/2wgF7H3> (The CML contact on this measure is executive director Sam Mamet: (303) 831-6411/ smamet@cml.org)

Setbacks (currently #97): Oppose

As a change to state law, a 2,500-foot oil and gas production setback would be established from certain areas within a community. The League is concerned with the preemptive nature of the measure relative to the flexibility of local governments to negotiate setback policies with energy producers. The measure also conflicts with constitutional home rule authority for municipalities. It would seriously impact on-going production activity in this state, and this will cause a serious reduction in severance tax revenues accruing to a variety of important state programs, like water storage and school funding, as well as grant programs available to cities and towns. The impact on the state's economy will be significant as well. However well-intended, the measure goes too far. (The CML contact on this measure is executive director Sam Mamet: (303) 831-6411/ smamet@cml.org)

Transportation Sales Tax (currently #153): Support

This proposed state law would increase the state sales rate and earmark the revenue for a variety of CDOT projects, allow for bonding, provide additional funding for local transit and other multi-modal needs through a CDOT-administered grant program, and most importantly share a significant portion of this new revenue with counties and municipalities. A recent analysis conducted by CML indicates at least a \$3.75 billion shortfall in funding needs at the city and town level. Learn more at <https://www.cml.org/153-memo/>. Passage of this measure would go a long way towards addressing this critical infrastructure problem facing Colorado at the state and local level. (The CML contact on this initiative is legislative and policy advocate Morgan Cullen: (303) 831-6411/ mcullen@cml.org)

Transportation Revenue Anticipation Notes (currently #167): Oppose

This proposed state law would authorize the state to float \$3.5 billion in "revenue anticipation notes" to fund 66 CDOT-named projects in the measure. The League agrees with proponents who quite correctly argue that the state has not done enough to prioritize transportation funding as a key component of the general fund budget. However, we are quite concerned that because there is no funding stream identified (as in #153) to pay off the notes, funding cuts in the state budget will have to occur, and those likely will come from state-administered grants and loans available to cities and towns. Furthermore, there is no guarantee if any of the named projects will even get funded. Finally, there is no share back with counties and municipalities. (The CML contact on this initiative is legislative and policy advocate Morgan Cullen: (303) 831-6411/ mcullen@cml.org)

Following are memos providing additional information for each initiative:

108: <https://www.cml.org/108-memo/>

97: <https://www.cml.org/97-memo/>

153: <https://www.cml.org/153-memo/>

167: <https://www.cml.org/167-memo/>

CML is a nonprofit, nonpartisan organization established in 1923 and represents the interests of 270 cities and towns. For more information on the Colorado Municipal League, please visit www.cml.org or call 303-831-6411.

RESOLUTION NUMBER ____

A RESOLUTION OPPOSING “AMENDMENT 74”, AN ATTEMPT TO AMEND THE COLORADO CONSTITUTION TO DRASTICALLY LIMIT STATE AND LOCAL GOVERNMENT SERVICES AT A HIGH COSTS TO TAXPAYERS

WHEREAS, local government services are essential to the citizens of [name of municipality]; and

WHEREAS, Amendment 74 has been written by certain out-of-state corporate interests to change the text of the Colorado Constitution, Article II, Section 15, which dates back to 1876 and threatens basic governmental services; and

WHEREAS, Amendment 74 declares that any state or local government law or regulation that “reduces” the “fair market value” of a private parcel is subject to “just compensation;” and

WHEREAS, while Amendment 74 is shrouded in simple language, it has far reaching and complicated impacts; and

WHEREAS, under the current Colorado Constitution, a property owner already has the right to seek compensation from state or local governments; and

WHEREAS, Amendment 74 would expand this well-established concept by requiring the government – i.e., the taxpayers – to compensate private property owners for virtually any decrease whatsoever in the fair market value of their property traceable to any government law or regulation; and

WHEREAS, Amendment 74 would create uncertainty because it is not clear what the language actually means or how it can be applied; and

WHEREAS, Amendment 74 would severely limit the ability of Colorado’s state and local governments to do anything that might indirectly, unintentionally, or minimally affect the fair market value of any private property; and

WHEREAS, Amendment 74 would drastically diminish the ability of our state and local governments to adopt – let alone attempt to enforce – reasonable regulations, limitations, and restrictions upon private property; and

WHEREAS, Amendment 74 would place laws, ordinances, and regulations designed to protect public health and safety, the environment, our natural resources, public infrastructure, and other public resources in jeopardy; and

WHEREAS, Amendment 74 would directly impact zoning, density limitations, and planned development; and

WHEREAS, Amendment 74 would make inherently dangerous or environmentally damaging activities prohibitively costly to attempt to limit or regulate, even in the interest of the public; and

WHEREAS, any arguable impact upon fair market value – however reasonable or justified or minimal or incidental or temporary – resulting from state or local government action could trigger a claim for the taxpayers to pay; and

WHEREAS, governments would be vulnerable to lawsuits for almost every decision to regulate or not to regulate, making regular government function prohibitively expensive for the taxpayer; and

WHEREAS, similar efforts have been attempted and defeated in other states, such as the states of Washington and Oregon; and

WHEREAS, the fiscal impact for similar language in Washington was estimated at \$2 billion dollars for state agencies and \$1.5 billion for local governments over the first six years; and

WHEREAS, individuals filed billions of dollars in claims in Oregon before the residents repealed the takings initiative three years after its passage.

NOW, THEREFORE, [Name of Municipality] opposes Amendment 74 and strongly urges a vote of NO this November.

Resolved this ____ of 2018

Mayor

Attest

Municipal Clerk

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF OURAY, COLORADO
(RESOLUTION NO. 14, 2018)

A Resolution of the City of Ouray
Positions on State of Colorado Initiatives

WHEREAS, City Council has reviewed the State of Colorado Ballot Initiatives, and

WHEREAS, the Colorado Fair Campaign Practices Act, at C.R.S 1-45-117 (1)(b)(III)(A) authorizes this body to adopt a resolution taking a position of advocacy or opposition on any statewide ballot issues, and

WHEREAS, "Ballot Initiative 153 Transportation Sales Tax" would increase the state sales tax rate and earmark the revenue for a variety of CDOT projects, allow for bonding, provide additional funding for local transit and other multi-modal needs through a CDOT-administered grant program, and most importantly share a significant portion of this new revenue with counties and municipalities. A recent analysis conducted by CML indicates at least a \$3.75 billion shortfall in funding needs at the city and town level. Passage of this measure would go a long way towards addressing this critical infrastructure problem facing Colorado at the state and local level, and

WHEREAS, although City Council has suggested that other forms of tax generation are possible at the state level, City Council has determined that the State, Ouray County and City of Ouray transportation infrastructure and transit funding is deficient in meeting the needs of our community, and

WHEREAS, the City supports the Transportation Sales Tax (#153), and

WHEREAS, "Ballot Initiative 108 Takings, aka Amendment 74" is a suggested change to the Colorado Constitution that would expose both the state and all local governments to untold legal exposure with unclear language referring to government regulations or actions which would "reduce" the "fair market value" of private property and subject taxpayers to "just compensation" to a private property owner. All types of ordinances and policies at the municipal level would be affected, like code enforcement, land use and zoning, licensing, and redevelopment, and

WHEREAS, the City opposes the Takings (#108) aka Amendment 74.

NOW, THEREFORE, BE IT RESOLVED BY CITY COUNCIL OF THE CITY OF OURAY, COLORADO, as follows:

The City hereby adopts this Resolution regarding positions on State of Colorado Ballot Initiative; City

1. Supports the Transportation Sales Tax (#153)
2. Opposes the Takings (#108) aka Amendment 74

THIS RESOLUTION was approved and adopted the 4th of September, 2018, by the Ouray City Council.

CITY OF OURAY, COLORADO

Pamela J. Larson, Mayor

ATTEST:

Melissa M. Drake, City Clerk

AGENDA ITEM #20



TOWN HALL PO Box 10 | 201 N. Railroad Street | Ridgway, Colorado 81432 | 970.626.5308 | www.town.ridgway.co.us

To: Ridgway Community
From: Jen Coates, Town Manager
Date: September 3, 2018
RE: Fire Restrictions **LIFTED** within the Town of Ridgway

In follow-up to fire restrictions being lifted across Ouray County by Sheriff Mattivi on August 30th, and due to subsequent rains this past week and forecasted for the week ahead, all fire restrictions previously in place for the Town of Ridgway are lifted, effective September 3, 2018.

Thank you for your cooperation during this extremely dry summer in keeping our community safe and beautiful!

Please call Jen Coates in Ridgway Town Hall at (970) 626-5308 ext. 212 with any questions.

AGENDA ITEM #21

RIDGWAY PLANNING COMMISSION

AGENDA

Tuesday, August 28th, 2018
Regular Meeting; 5:30 pm
Ridgway Community Center
201 North Railroad Street, Ridgway, Colorado

ROLL CALL: Chairperson: Doug Canright, Commissioners: John Clark, Thomas Emilson, Larry Falk, Ellen Hunter, Bill Liske, and Jennifer Nelson

PUBLIC HEARINGS:

1. **Application:** Conditional Use; **Location:** Hollenbeck Lot Split, Lot 24A; **Address:** 400 Palomino Trail; **Zone:** General Commercial (GC); **Applicant:** Mary Beth Hollenbeck and Bob Kelly; **Owner:** Mary Beth Hollenbeck **Approved with conditions**
2. **Application:** Variance – fence height; **Location:** Block 10, Lots 1-5; **Address:** 105 N Charlotte Street; **Zone:** Downtown Service (DS); **Applicant:** Barbara Cohen; **Owner:** Cohen – Bergerson Trust Dated 5-24-16 **Approved**
3. **Application:** Variance – setback; **Location:** McCabe Replat, Lot A; **Address:** 1025 Hyde Street; **Zone:** Historic Residential (HR); **Applicant:** Ruth Stewart; **Owner:** Timothy Stewart, Krista Stewart, Ruth Stewart **Approved with condition**
4. **Application:** Replat; **Location:** River Park Ridgway Business Park, Filing 1, Block 8; **Address:** TBD Cora Street; **Zone:** Light Industrial 1 (I-1); **Applicant:** Ridgway Light Industrial, LLC; **Owner:** Ridgway Light Industrial, LLC **Continued**

OTHER BUSINESS:

5. Master Plan process update **Survey closes on September 3. Save the date 9/27 from about 5pm to 8pm at the 4H Center for an interactive community meeting.**
6. Informal discussion for development in the River Park Industrial Park **Discussed potential multi-family residential, live-work industrial, and mixed residential in Light Industrial 1 zoned land**

APPROVAL OF MINUTES:

7. Minutes from the meeting of July 31st, 2018 **Approved**

ADJOURN