

**Ridgway Town Council
Special Meeting Agenda
Wednesday, May 27, 2020
201 N. Railroad Street, Ridgway, Colorado**

**Due to COVID-19, and pursuant the Town of Ridgway's Electronic Participation Policy,
participants are encouraged to attend via Virtual Meeting.**

<https://us02web.zoom.us/j/83297684506?pwd=d1lIKy9YaFR3V2ZGRVZ2QVY1YyQT09>

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6:00 p.m.

ROLL CALL Councilors Tessa Cheek, Kevin Grambley, Beth Lakin, Russ Meyer, Terry Schuyler, Mayor Pro Tem Eric Johnson and Mayor John Clark

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

1. Main Street Board Workshop – Melissa Antol, hrQ
 - a. Main Street Basics
 - i. Purpose and Objectives
 - ii. State Program (Resources to Communities) – Why Participate?
 - iii. Benefits
 - iv. Outcomes and Successes
 - b. The Main Street Board
 - i. Role, what they do and how they help to advance downtown revitalization
 - ii. Ridgway context and how Board (Town Council) supports and functions
 - c. Ridgway Main Street History and Current Status
 - i. Graduate Community and what that means, how it compares to others (example)
 - ii. Informed by Master Plan (vision, goals)
 - iii. Annual Work Program: Transformation Strategies (focus), Current and future activities
 - d. Main Street Activity in light of COVID-19 Pandemic
 - i. Town, Chamber, Community Information, Resources and Activities to help businesses recover
 - ii. Town Council Discussion: Share your thoughts on what recovery should look like and considerations needed to continue to advance the Main Street Program – your thoughts on priorities

iii. Share your Stories: Invitation to Council members to share what they have seen, what have been some of the adjustments, challenges and successes you've discussed with downtown businesses

e. Open Discussion

i. Question and Answer

POLICY MATTERS Public comments will be limited to 5 minutes per person; overall discussion of each item may be limited to 10 minutes.

2. Resolution No. 2020-04 a Resolution of the Town Council of the Town of Ridgway, Colorado, Strongly Advising the Use of Masks or Face Coverings by Members of the Public in the Town of Ridgway – Town Manager
3. Resolution No. 2020-05 a Resolution of the Town Council of the Town of Ridgway, Colorado, Amending its Local Disaster Declaration to provide for the Administrative Modification of Liquor Licensed Premises and the Issuance of Encroachment Licenses to Facilitate Outdoor Dining within the Town's Rights-of-Way – Town Manager
4. Discussion regarding *Reopening Plan for Town of Ridgway Facilities* – Town Manager

ADJOURNMENT



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

To: Honorable Mayor Clark and Ridgway Town Council
From: Preston Neill, Town Manager
Date: May 22, 2020
Agenda Topic: Main Street Board Workshop

The materials for this item are still in the process of being prepared. Once finalized, they will be uploaded to Dropbox for Council review and they will be uploaded to the Town website for public viewing.



To: Honorable Mayor Clark and Ridgway Town Council
From: Preston Neill, Town Manager
Date: May 22, 2020
Agenda Topic: Resolution No. 2020-04 A Resolution of the Town Council of the Town of Ridgway, Colorado, Strongly Advising the Use of Masks or Face Coverings by Members of the Public in the Town of Ridgway

SUMMARY:

Attached for Council's consideration is a resolution strongly advising the use of masks or face coverings by members of the public in the Town of Ridgway. At the May 13th Regular Council meeting, Council asked staff to prepare this resolution after a conversation about masks and face coverings. Council landed on considering a resolution strongly advising members of the public to wear masks or face coverings as part of a comprehensive approach to preventing the spread of COVID-19 that includes physical distancing, personal hygiene, and testing and containing positive cases.

Currently, the Centers for Disease Control recommends people wear a cloth face covering to cover their nose and mouth in the community setting. In addition, the Governor's Executive Order D 2020 067 mandates the use of face coverings by "all employees of critical businesses or those who are performing critical government functions in close proximity to other employees or with the public." The Town will be mandating that masks or face coverings be worn by the public in Town Hall once it opens to the public. Businesses who wish to require customers to wear a mask or face covering are permitted to do so and the Town will support its businesses that decide to make masks mandatory.

Ouray County Unified Command is in the process of implementing a public education campaign to influence a culture of mask-wearing for the community at large.

PROPOSED MOTION:

"I move to approve Resolution No. 2020-04 A Resolution of the Town Council of the Town of Ridgway, Colorado, Strongly Advising the Use of Masks or Face Coverings by Members of the Public in the Town of Ridgway."

ATTACHMENT:

Resolution No. 2020-04

RESOLUTION NO. 2020-04
A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF
RIDGWAY, COLORADO, STRONGLY ADVISING THE USE OF
MASKS OR FACE COVERINGS BY MEMBERS OF THE PUBLIC
IN THE TOWN OF RIDGWAY

WHEREAS, the State of Colorado and the Town of Ridgway (“Ridgway”) are working to stop the spread of coronavirus 2019 (COVID-19); and

WHEREAS, on January 30, 2020, the World Health Organization declared the worldwide outbreak of COVID-19 a “public health emergency of international concern” and on March 11, 2020 declared it a global pandemic. On January 31, 2020, the United States Department of Health and Human Services declared the virus a public health emergency and on March 13, 2020 the President of the United States issued a Proclamation that the “COVID-19 outbreak constitutes a national emergency;” and

WHEREAS, the Governor of Colorado issued a state-wide Stay at Home Order, Executive Order D 2020 017 on March 25, 2020 and the Colorado Department of Public Health & Environment (“CDPHE”) issued Amended Public Health Order 20-24 (followed by an Updated Public Health Order 20-24 on March 26, 2020, Third Updated Public Health Order 20-24 on April 1, 2020, and Fourth Updated Public Health Order 20-24 on April 9, 2020) implementing stay at home requirements; and

WHEREAS, the Governor of Colorado issued a state-wide Safer at Home Order, Executive Order D 2020 044 on April 26, 2020 and the CDPHE issued Public Health Order 20-28 on April 27, 2020 (followed by Amended Public Health Order 20-28 on May 4, 2020) implementing safer at home requirements for all Colorado residents; and

WHEREAS, the primary mode of transmission of the highly infectious COVID-19 disease is through respiratory droplets produced by an infected person or by touching surfaces infected with the droplets; and

WHEREAS, studies show that a significant portion of individuals with coronavirus lack symptoms (“asymptomatic”) and even those who eventually develop symptoms (“pre-symptomatic”) can transmit the virus to others before showing symptoms; and

WHEREAS, COVID-19 can spread between people interacting in close proximity—for example, speaking, coughing, or sneezing—even if those people are not exhibiting symptoms; and

WHEREAS, masks or face coverings reduce the spread of the virus when in close proximity to other people caused by things like coughing, sneezing and speaking; and

WHEREAS, the Governor of Colorado issued Executive Order D2020 039 on April 17, 2020 (followed by Executive Order D2020 067 on May, 16, 2020), and the CDPHE issued Public Health Order 20-26 on April 22, 2020, mandating the use of face coverings by “all employees of

critical businesses or those who are performing critical government functions in close proximity to other employees or with the public;” and

WHEREAS, as of May 19, 2020, the CDPHE has confirmed 22,482 cases of COVID-19 and 1,257 deaths within the State of Colorado and seven cases and one death in Ouray County; and

WHEREAS, in the absence of immunization or specific treatment, the Town Council has determined that staying home as much as possible, practicing social, distancing, washing your hands often AND wearing a mask or face covering in a public place are the best tools currently available to slow the spread of COVID-19; and

WHEREAS, pursuant to C.R.S. § 31-15-401(1)(b) the Town has the power and the authority to do all acts and make regulations which may be necessary or expedient for the promotion of health or suppression of disease; and

WHEREAS, the Town Council finds and determines that the adoption of this Resolution is necessary for the promotion of health and the suppression of disease.

NOW THEREFORE, BE IT RESOLVED by the Town Council of the Town of Ridgway, Colorado:

Section 1. Definitions.

“Mask or Face Covering” means a uniform piece of material that securely covers a person’s nose and mouth and remains affixed in place without the use of one’s hands.

“Public building” means any and all places of public accommodation, shopping, grocery business, retail food establishments and buildings.

“Public place” means any and all streets, sidewalks, trails and any and all public parks, squares, spaces, and building grounds.

Section 2. Purpose. The purpose of this Resolution is to encourage the wearing of Face Coverings by citizens of the Town and the public in an effort to combat the spread of COVID-19. The Town Council has concluded that the wearing of Masks or Face Coverings by members of the public is part of a comprehensive approach to preventing the spread of COVID-19 that includes physical distancing, personal hygiene, and testing and containing positive cases.

Section 3. Findings. The Town Council strongly advises the use of Masks or Face Coverings by members of the public 1) while in public buildings, and 2) while in public places, either indoors or outdoors, if proper physical distancing (six or more feet of separation) cannot be assured.

Section 4. Town Businesses. The Town Council fully supports businesses within the Town of Ridgway who require their customers to wear a Mask or Face Covering as a measure to prevent the spread of COVID-19.

Section 5. Exemptions. The Town Council recognizes the exemption for wearing Masks or Face Coverings for the following persons:

- i. Persons under the age of two;
- ii. Persons for whom Masks or Face Coverings would cause impairment due to an existing health condition

Section 6. Protections for Health Care Workers. The public is discouraged from attempting to acquire health care and industrial Masks or Face Coverings that are necessary to protect health care workers during the COVID-19 pandemic.

ADOPTED AND APPROVED this _____ day of May, 2020.

ATTEST:

Pam Kraft, Town Clerk

John Clark, Mayor



To: Honorable Mayor Clark and Ridgway Town Council
From: Preston Neill, Town Manager
Date: May 25, 2020
Agenda Topic: Resolution No. 2020-05 a Resolution of the Town Council of the Town of Ridgway, Colorado, Amending its Local Disaster Declaration to provide for the Administrative Modification of Liquor Licensed Premises and the Issuance of Encroachment Licenses to Facilitate Outdoor Dining within the Town's Rights-of-Way

SUMMARY:

As business re-openings continue slowly, staff has drafted the attached resolution for Council's consideration that, if approved, would enact the following:

1. Authorize the Town Clerk to administratively review and approve modifications of premises submitted by liquor establishments licensed for on-premises sales and consumption of alcoholic beverages.
2. Authorize the Town Manager to administratively review and approve temporary permits to encroach upon the Town's rights-of-way in order to facilitate expansion of outdoor seating areas for dining, in accordance with Colorado Department of Public Health and Environment social distancing requirements.

Approval of this resolution would streamline the process for restaurants to apply for a permit to expand their outdoor dining offerings to serve more customers but limit their indoor occupancy. The idea behind expanded outdoor seating is to allow restaurants to increase their capacity while also observing social-distancing rules for indoor dining space. Restaurants would be able to request an expansion of outdoor seating onto sidewalks, parking areas, streets and other areas adjacent to their properties. As of May 27th and per Governor Polis' Executive Order D 2020 044 Safer at Home, restaurants can open for in-person dining at 50% capacity of the indoor posted occupancy code limit, but they cannot exceed 50 people, whichever is less. They are also encouraged to provide as much outdoor services as possible.

Approval of this resolution would also streamline the process for restaurants to request a temporary modification of their premises for on-premises sales and consumption of alcoholic beverages. On May 15th, the Colorado Department of Revenue Liquor Enforcement Division (LED) adopted Emergency Regulation 47-302(F) to allow on-premises liquor licensed businesses to apply for temporary modifications with their local and state licensing authority and to pre plan for temporary outdoor seating areas that support social distancing requirements. According to the emergency regulation, any temporary modification of premises, approved by both the local and state licensing authorities, expires 120 days from the date the emergency regulation was adopted by the State Licensing Authority. The LED has confirmed that roadways may be used as part of these temporary modified premises, as long as they are adjacent or contiguous to the restaurant, and as long as the owner of the road approves, and it is shut to vehicular traffic.

PROPOSED MOTION:

"I move to approve Resolution No. 2020-05 a Resolution of the Town Council of the Town of Ridgway, Colorado, Amending its Local Disaster Declaration to provide for the Administrative Modification of Liquor Licensed Premises and the Issuance of Encroachment Licenses to Facilitate Outdoor Dining within the Town's Rights-of-Way."

ATTACHMENT:

Resolution No. 2020-05

RESOLUTION NO. 2020-05

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF RIDGWAY, COLORADO, AMENDING ITS LOCAL DISASTER DECLARATION TO PROVIDE FOR THE ADMINISTRATIVE MODIFICATION OF LIQUOR LICENSED PREMISES AND THE ISSUANCE OF ENCROACHMENT LICENSES TO FACILITATE OUTDOOR DINING WITHIN THE TOWN'S RIGHTS-OF-WAY.

WHEREAS, the Town of Ridgway ("Ridgway") is a home-rule municipality organized under Article XX of the Colorado Constitution and with the authority of the Ridgway Home Rule Charter (the "Charter"); and

WHEREAS, the Town Manager issued an Order Declaring a Local Disaster (the "Order") on March 17, 2020; and

WHEREAS, the Order was issued pursuant to the authority granted to the Town Manager, and issued with the approval and support of the Mayor for the Town; and

WHEREAS, on March 20, 2020, the Town Council extended the Declaration of a Local Disaster to May 14, 2020, and on May 13, 2020, the Town Council extended the Declaration of a Local Disaster to June 11, 2020; and

WHEREAS, pursuant to Section 10-4 of the Ridgway Municipal Code, the Liquor Licensing Authority for the Town is the Town Council, and the Town Clerk is vested with the authority to assist the Liquor Licensing Authority by receiving all applications and exercising discretion in forwarding matters to the Liquor Licensing Authority; and

WHEREAS, pursuant to Section 14-5 of the Ridgway Municipal Code, the Town may authorize encroachment over or upon the public right-of-way by the issuance of an encroachment permit; and

WHEREAS, on May 15, 2020, due to public health concerns raised by the presence of COVID-19 in the state, the Liquor Enforcement Division for the State of Colorado issued Emergency Regulation 47-302 in Bulletin 20.07 ("Emergency Regulation 47-302") establishing procedures for a licensee seeking to temporarily modify the licensed premises, including into outdoor areas contiguous or adjacent to the existing licensed premises; and

WHEREAS, pursuant to Emergency Regulation 47-302, a licensee must seek permission of the relevant Local Licensing Authority in addition to the State Licensing Authority to temporarily modify its licensed premises to facilitate social distancing by employees and customers; and

WHEREAS, in order to facilitate the business of licensees and be consistent with Emergency Regulation 47-302, the Ridgway Town Council wishes to authorize administrative review and approval of modifications to licensed premises; and

WHEREAS, in order to facilitate the business needs during periods of mandated or recommended social distancing related to or in response to the COVID-19 pandemic, the Ridgway Town Council wishes to authorize administrative review and approval of permits to encroach in the Town's rights-of-way; and

WHEREAS, the Ridgway Town Council finds and declares that it is in the best interests of the

health, welfare, and safety of the residents of the Town of Ridgway to permit administrative review and approval of liquor licensed premises modifications and permits to encroach in the Town's rights-of-way to accommodate business during the local disaster emergency and mandatory social distancing.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Ridgway, Colorado:

Section 1. The above recitals are hereby incorporated as findings by the Town of Ridgway.

Section 2. The Order Declaring a Local Disaster in a for the Town of Ridgway is hereby amended to provide the following:

A. The Town Clerk is authorized to administratively review and approve modifications of premises licensed pursuant to Section 10-4 of the Ridgway Municipal Code, in accordance with Emergency Regulation 47-302.

B. The Town Manager is authorized to administratively review and approve temporary permits to encroach upon the Town's rights-of-way in order to facilitate expansion of outdoor seating areas for dining, in accordance with Colorado Department of Public Health and Environment social distancing requirements.

Section 3. Notwithstanding the foregoing, nothing herein shall excuse a licensee from complying with applicable provisions of Section 10-4 of the Ridgway Municipal Code or under state law, Sections 44-3-101 *et seq.* and 44-4-101 *et seq.*, C.R.S, or other conditions of the license.

Section 4. This Resolution shall stay in effect until termination of the Town's emergency declaration.

ADOPTED AND APPROVED this ____ day of May, 2020.

TOWN OF RIDGWAY, COLORADO

By _____

John Clark, Mayor

ATTEST:

Pam Kraft, Town Clerk



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To: Honorable Mayor Clark and Ridgway Town Council
From: Preston Neill, Town Manager
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Agenda Topic: Discussion regarding *Reopening Plan for Town of Ridgway Facilities*

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