

RIDGWAY TOWN COUNCIL
MINUTES OF REGULAR MEETING
DECEMBER 9, 2020

CALL TO ORDER

The Town Council convened via Zoom Meeting, a virtual meeting platform, pursuant to the Town's Electronic Participation Policy, due to the COVID-19 pandemic.

The Mayor called the meeting to order at 5:35 p.m. via Zoom Meeting. The Council was present in its entirety with Councilors Grambley, Lakin, Meyer, Schuyler, Mayor Pro Tem Johnson and Mayor Clark in attendance.

CONSENT AGENDA

1. Minutes of the Regular Meeting of November 11, 2020.
2. Minutes of the Joint Workshop Meeting of November 10, 2020.
3. Minutes of the Special Meeting of November 19, 2020.
4. Minutes of Joint Workshop held on November 25, 2020.
5. Register of Demands for December 2020.
6. Letter of support for Joint Dark Sky Community Designation.

ACTION:

It was moved by Mayor Pro Tem Johnson, seconded by Councilmember Meyer and unanimously carried by a roll call vote to approve the consent calendar.

PUBLIC REQUESTS AND PRESENTATIONS

7. Acknowledgement of donation to construct pavilion in the Athletic Park

The Town Planner thanked the anonymous donor who funded construction of the pavilion in the Athletic Park and presented a video documenting the various building stages by Stryker Construction. The Mayor displayed the dedication plaque which will be installed at the facility which was designed by Reynolds, Ash and Associates.

PUBLIC HEARINGS

8. Adoption of the 2021 Fiscal Year Budget and setting of Property Tax Levies for 2021

Staff Report from the Town Clerk dated 12-2-20 presenting resolutions to adopt the Fiscal Year 2021 Budget and set the Property Tax Mill Levy.

The Town Clerk/Treasurer reported the Council was presented with the draft budget at the regular meeting of October 14th; discussed the draft document and five and ten year capital improvement plans at the budget retreat on October 17th; held a public hearing and discussed the documents at the regular meeting of November 11th and reviewed all documents at a workshop meeting held on November 19th. She noted the Council is being presented with

three resolutions to appropriate expenditures; adopt the budget; and adopt the property tax mill levy for certification to Ouray County. A number of other documents affiliated with adoption of the 2021 Fiscal Year Budget will be presented later in the agenda, the Capital Projects and Five Year Capital Improvement Plan; Ten Year Capital Improvement Plan; and the 2021 Strategic Plan.

ACTION:

Moved by Mayor Pro Tem Johnson to adopt Resolution No. 20-11 of the Town of Ridgway, Appropriating Sums of Money to the Various Funds in the Amount and for the Purpose as Set Forth Below for the 2021 Budget Year. Councilor Lakin seconded the motion which carried unanimously on a roll call vote.

ACTION:

Councilmember Meyer moved to adopt Resolution No. 20-12 of the Town of Ridgway, Adopting a Budget for the Calendar Year Beginning on the First Day of January 2021, and Ending on the Last Day of December 2021, Councilor Grambley seconded, and the motion carried unanimously on a roll call vote.

ACTION:

It was moved by Councilor Schuyler, seconded by Councilor Meyer and approved by a unanimous roll call vote to adopt Resolution No. 20-13 of the Town of Ridgway, Adopting the Property Tax Levy for the Year 2021 for Certification to the Ouray County Commissioners.

9. Extension request to meet conditions for Replat of Block 12, Lots 1-3; Address: 953 Moffat Street; Zone: Historic Residential; Applicant and Owner: Ellen Hunter

Staff Report dated 12-9-20 from the Town Planner presenting a request for extension to replat 953 Moffat Street.

The Town Planner explained Council has received a request for extension for the replat approved 7-8-20 with 180 days to meet the requirements. On 11-27-20 the applicant, Ellen Hunter, submitted a letter of request to extend the deadline due to inability to provide needed electrical service to the newly created lot. Town regulations do not allow use of the Town right of way for excavation after November, which is necessary for installation of the service lines. The request is to extend the 1-4-21 deadline to expire on 7-4-21.

ACTION:

Councilmember Lakin moved to approve a six month extension for the Hunter Replat for Block 12, Lots 1 - 3 with the conditions assigned at the July 8, 2020 Council meeting to be met before the final plat can be recorded. Mayor Pro Tem Johnson seconded the motion, and it carried unanimously on a roll call vote.

10. Adoption of Ordinance Amending Section 8-4-2 of the Ridgway Municipal Code to enact an expiration date for use of Medical and Retail Marijuana Licenses

Staff Report from the Town Manager dated 12-1-20 presenting an ordinance for second reading which will require marijuana facilities to place licenses to use within 90 days of the issuance date, or the license would be forfeited. He noted this would apply to all existing, new or renewed licenses.

ACTION:

Councilor Schuyler moved to adopt Ordinance No. 07-2020 amending Section 8-4-2 of the Ridgway Municipal Code to Enact an Expiration Date for use of Medical and Retail Marijuana Licenses, seconded by Councilor Meyer the motion carried unanimously on a roll call vote.

POLICY MATTERS

11. Adoption of the 2021 Five and Ten Year Capital Improvement Plans

The Town Clerk/Treasurer presented the 2021 Five and Ten Year Capital Improvement Plans.

Based on a question from Council, there was discussion between the Council and staff regarding improvements to the alley pan between the Rio Grande Building and Mountain Market.

ACTION:

Moved by Councilor Grambley to adopt the 2021 Five and Ten Year Capital Improvement Plans, seconded by Councilor Schuyler the motion carried unanimously on a roll call vote.

12. Adoption of the 2021 Strategic Plan

Staff Report from the Town Manager presenting the 2021 Strategic Plan.

Manager Neill explained the Strategic Plan provides a policy document and tool to implement the Master Plan, other adopted plans, and special projects. After adoption the plan will inform the community of directive actions and investments planned by the Council, and provides direction to staff in budget preparation and developing work plans.

The Council discussed the goal of implementing more renewable energy and generation sources, and it was agreed to hold a workshop to formulate ideas to begin implementation.

ACTION:

It was moved by Councilor Lakin, seconded by Councilor Meyer and unanimously carried on a roll call vote to adopt the 2021 Strategic Plan.

13. Introduction of Ordinance Amending the Official Zoning Map by Rezoning a Portion of Replat of Blocks 2, 8 and Alley "A" of the River Park Ridgway Business Park Filing 1, Lot 4R, Block 2 from I-1 to I-2 and a Portion of Lot 2, Block 8 from I-2 to I-1

Staff Report dated 12-9-20 from the Town Planner presenting an ordinance to amend the official zoning map.

Planner Coburn explained at the Council meeting of 11-14-18 the Council conditionally approved a replat for River Park Ridgway Business Park Filing 1. The owner has requested a rezone to align newly adjusted lot lines created due to the replat. The request will change two portions of the property lines from an angle to straight lines, and rezone the areas from Industrial 1 and 2. She noted all rezoning must be approved through adoption of an ordinance.

ACTION:

Mayor Pro Tem Johnson moved to introduce the Ordinance Amending the Official Zoning Map by Rezoning a Portion of Replat of Blocks 2, 8 and Alley "A" of the River Park Ridgway Business Park Filing 1, Lot 4R, Block 2 from I-1 to I-2 and a Portion of Lot 2, Block 8 from I-2 to I-1. Councilor Schuyler seconded the motion which carried unanimously on a roll call vote.

14. Lease Agreement with the Chamber of Commerce for the Visitor's Center building and adjacent property

The Town Manager presented a draft agreement with the Ridgway Area Chamber of Commerce to take effect January 1st, for a twenty year lease of the visitor center building. He explained a subcommittee of Council and Chamber representatives will be meeting to prepare a plan for the building and Heritage Park, which will be presented to the Council within the next few months.

Hilary Lewkowitz representing the Chamber, explained staff has met to review basic maintenance which needs to be performed on the building. Manager Neill noted repairs to the premises are addressed in the lease agreement.

ACTION:

Councilor Meyer moved to approve the lease between the Town and Ridgway Area Chamber of Commerce to begin January 2, 2021. The motion was seconded by Councilor Grambley. On a call for the roll call vote, the motion carried unanimously.

15. Follow up discussion pertaining to relocation of the historic jail

Staff Report from the Town Manager dated 12-4-20 presenting a background and follow up to discussion held at the prior meeting regarding relocating the historic jail.

Based on direction from Council at the previous meeting, the Town Manager reported staff is recommending not to relocate the structure to Town property. He noted due to historic preservation of the structure, it should be placed at the Ranch History or Railroad Museums.

Joan Chismire representing the museums noted the organizations are committed to preserving the "non habitable structure". Patrick O'Leary who is donating the structure agreed with the recommendation.

There was discussion by the Council with those involved in the relocation. Consensus of the Council was the historic jail should be placed at the museum.

16. Agreement for Legal Services with Bo James Nerlin, P.C.

Town Attorney Bo Nerlin explained he transitioned to a new firm in August, and Council agreed to continue the existing agreement to the end of 2020. With the new year, he noted, any renewal of services will be with the new firm, and will continue to be on a yearly basis, with termination by either party with thirty day notice.

ACTION:

Moved by Councilor Meyer, seconded by Councilor Schuyler to approve the professional services agreement between the Town and Bo James Nerlin, P.C. for the year of 2021. The motion carried unanimously on a roll call vote.

17. Letters of interest to fill the vacancy on the Town Council

Town Clerk's Notice of Vacancy on the Town Council and Manager's Staff Report dated 12-3-20 presenting letters of interest to fill the vacancy created by the resignation of Councilmember Tessa Cheek, and serve the remaining term of three months.

Manager Neill noted letters of interest were received from six applicants, and Roger Sagal has withdrawn his name from consideration.

The Mayor suggested each candidate be given an opportunity to address the Council. The applicants Robb Austin, Dan Bartashius, Angela Ferrelli and Michelle Montague were interviewed by the Council. Applicant Robert Collins was not present at the meeting.

There was discussion and comments by the Council.

ACTION:

Councilmember Schuyler moved, with Councilor Grambley seconding to appoint Angela Ferrelli to fill the seat on the Town Council until the next election. The motion carried unanimously on a roll call vote.

18. Reallocation of CARES Act funding from the Department of Local Affairs

The Town Manager explained the Council approved at the previous meeting a reallocation of a portion of the CARES Act funding to the City of Ouray. The Department of Local Affairs is requesting a letter from the Council to reappropriate the funds.

ACTION:

Mayor Pro Tem Johnson moved to approve submission of a letter reallocating a portion of Ridgway's CARE Act funding to the City of Ouray. The motion was seconded by Councilor Meyer and carried unanimously on a roll call vote.

19. Appointment of member to the Economic Resiliency Plan policy group

The Town Manager explained EPS is developing an economic resiliency plan for the Town, City and County and are requesting an elected official from each entity serve on a policy group to provide input and participate in the preparation.

The Council agreed Councilor Meyer will serve as the Council representative.

20. Reappointments to the Planning Commission

Letter from Mayor Clark reaffirming Planning Commission appointments for 2021.

STAFF REPORTS

The Town Manager presented a written monthly report and reviewed some of the items. He announced the Town has been awarded grant funding from the Department of Local Affairs for a granular activated system at the water plant.

EXECUTIVE SESSION

The Town Attorney suggested the Town Council enter into an executive session pursuant to C.R.S. 24-6-402(b) for the purpose of receiving legal advice regarding enforcement of the Municipal Code and uses within the Residential Zone District.

ACTION:

It was moved by Councilor Meyer, seconded by Mayor Pro Tem Johnson and unanimously carried on a roll call vote to enter into closed session.

The Council entered into executive session at 8:35 p.m. with the Town Attorney, Town Manager, and Town Clerk.

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