

A regular meeting of the Montrose City Council was held on Tuesday, September 6, 2022, at 6:00 p.m. in the City Council Chambers of the Elks Civic Building. Said meeting was posted in accordance with the Sunshine Law.

PRESENT: Dave Frank, Barbara Bynum, Doug Glaspell, J. David Reed, Ed Ulibarri, Bill Bell, Ben Morris, Ann Morgenthaller, Chris Dowsey, Lisa DelPiccolo, Matt Smith, Blaine Hall, Greg Story, Jim Scheid

GUESTS: Janet Chapman, Randy Havens, Mike Trickey, Kylee Smith, Dave Powers, J. Bob Brueske, Brandon Malara, Donald Cram

CALL TO ORDER

Mayor Dave Frank called the meeting to order at 6:00 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

CHANGES TO THE AGENDA

No changes were made to the agenda.

CALL FOR PUBLIC COMMENT

Janet Chapman questioned whether solar panels can be implemented in the parking area of the new Public Safety Complex and at the Wastewater Treatment Plant.

APPROVAL OF MINUTES

City Council considered the minutes of the August 15, 2022, special City Council meeting and the August 16, 2022, regular City Council meeting.

A motion was made by Barbara Bynum, seconded by J. David Reed, to approve the minutes of the August 15, 2022, special City Council meeting and the August 16, 2022, regular City Council meeting as presented. All voted yes. Motion passed.

ORDINANCE 2594 – FIRST READING

City Council considered Ordinance 2594 on first reading, an Ordinance of the City of Montrose, Colorado, extending the temporary moratorium to prohibit the establishment of any new or relocation of existing adult gaming arcade uses within the City limits of the City of Montrose; providing that the moratorium shall be in effect for a period which shall terminate at the earliest of the City's adoption of an amendment to Title 4, Chapter 14 Adult Business Regulations, or the expiration of seven hundred thirty (730) days from date of passage of Emergency Ordinance 2560; providing for legislative findings, intent, and purpose; providing repealing clauses; and providing an effective date. A hearing was held.

City Attorney Ben Morris reviewed the background of the current moratorium and said that a redline version of the changes is included in the meeting packet. Mr. Morris stated that House Bill 22-1412 expands the Division of Gaming's authority for gaming devices, and an extension of the moratorium is recommended to allow the City's participation in future rulemaking sessions.

Mr. Morris stated that Ordinance 2594 adds language to the Municipal Code and extends the moratorium for one more year.

Mayor Dave Frank opened the hearing.

Public comment was accepted. No comments were received.

Mayor Frank closed the hearing.

A motion was made by Doug Glaspell, seconded by Barbara Bynum, to pass Ordinance 2594 on first reading as presented. All voted yes. Motion passed.

ORDINANCE 2595 – FIRST READING

City Council considered Ordinance 2595 on first reading, an Ordinance of the City of Montrose, Colorado, amending Title 5 Chapter 11 Sections 1, 3, and 8, to reflect recodification of certain sections of the Colorado Revised Statutes. A hearing was held.

Assistant City Attorney Chris Dowsey reported that Ordinance 2595 recodifies and updates cross references to the Colorado Revised Statutes but makes no other substantive changes.

Mayor Dave Frank opened the hearing.

Public comment was accepted. No comments were received.

Mayor Frank closed the hearing.

A motion was made by J. David Reed, seconded by Doug Glaspell, to pass Ordinance 2595 on first reading as presented. All voted yes. Motion passed.

ORDINANCE 2596 – FIRST READING

City Council considered Ordinance 2596 on first reading, an Ordinance of the City of Montrose, Colorado, amending Title 5 Chapter 12 Sections 1, 2, 3, 5, 7, 8, 9, and 10, to reflect recodification of certain sections of the Colorado Revised Statutes. A hearing was held.

City Attorney Ben Morris reported that the justification for Ordinance 2596 is identical to the previous agenda item but relates to the Liquor Code and includes one substantive change. Mr. Morris stated that Section 5-12-5 addresses penalties. Instead of restating the updated fee, a reference to Section 1-2-3 was added to avoid recodification for each increase to the fine.

Mayor Dave Frank opened the hearing.

Public comment was accepted. No comments were received.

Mayor Frank closed the hearing.

A motion was made by Barbara Bynum, seconded by Ed Ulibarri, to pass Ordinance 2596 on first reading as presented. All voted yes. Motion passed.

MEMORANDUM OF UNDERSTANDING WITH MONTROSE VETERANS MEMORIAL COALITION

City Council considered a Memorandum of Understanding between the City of Montrose and the Montrose Veterans Memorial Coalition for the creation of the Montrose Veterans Plaza within Cerise Park.

J. David Reed recused himself from this item and agenda item 11 stating that he represents the parties involved. Mr. Reed left the City Council Chambers at 6:16 p.m.

Public Works Manager Jim Scheid reported that the MOU is for the creation of a veterans' plaza in Cerise Park near the existing restroom building and gazebo. A map included in meeting packet shows the location and possible design. Mr. Scheid stated that the MOU allows the use of City property, allows City staff time for design and construction processes, and clarifies that the City will assume maintenance upon completion. The Montrose Veterans Coalition is responsible for completion of the construction documents, determining a cost estimate, and raising funds.

Public comment was accepted.

Mike Trickey stated that the idea was proposed to the City Manager three years ago, and a coalition was formed consisting of all service groups in the area. Mr. Trickey said that the ultimate goal is completion of the plaza and future projects that will benefit the city.

J. Bob Brueske stated his support for the cooperative project.

A motion was made by Barbara Bynum, seconded by Ed Ulibarri, to approve the Memorandum of Understanding between the City of Montrose and the Montrose Veterans Memorial Coalition as presented. All present voted yes. Motion passed.

COUNCIL CHAMBERS DIAS CONSTRUCTION CONTRACT AWARD

City Council considered the award of a construction contract to Stryker & Company, Inc., in the amount of \$237,519.49 for the completion of the Council Chambers Security Improvements Project.

Public Works Manager Jim Scheid reported that this project began with a security assessment of the City Council Chambers where it was determined that the security issues were related to the

dais and its positioning within the Chambers. Mr. Scheid said that the dais will shift to the center of the room which will also enhance aesthetics.

Mr. Scheid reviewed the RFP process and stated that one qualified bid was received from Stryker and Co. Mr. Scheid said that Stryker proposed initiating the project in January of 2023 due to their availability. The owner provided items include AV equipment, additional monitors, and carpeting.

Information Systems Director Greg Story reported that the City Council Chambers AV upgrades are almost complete. New monitors, higher quality microphones, and plug ins for laptops will be added to the new dais.

Public comment was accepted. No comments were received.

A motion was made by Doug Glaspell, seconded by Barbara Bynum, to approve the award of a construction contract to Stryker & Company, Inc., in the amount of \$237,519.49 for the completion of the Council Chambers Security Improvements Project as presented. All present voted yes. Motion passed.

Mr. Reed rejoined the meeting at 6:31 p.m.

STAFF REPORTS

No staff reports were provided.

CITY COUNCIL COMMENTS

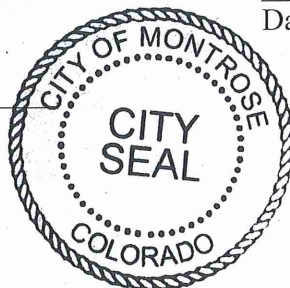
Mayor Dave Frank reported that three new police officers took the oath of office before the City Council meeting. All three attended the first class of the Western Colorado Law Enforcement Academy. Mayor Frank acknowledged Montrose Police Department staff, CMU liaisons, and staff members who served as instructors.

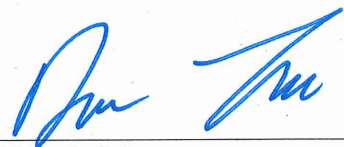
MOTION TO ADJOURN

At 6:34 p.m., a motion was made by Doug Glaspell, to adjourn the meeting with no further action taken.

ATTEST:


Lisa DelPiccolo, City Clerk




David Frank, Mayor