

A regular meeting of the Montrose City Council was held on Tuesday, October 4, 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, Bill Bell, Ben Morris, Ann Morgenthauer, Chris Dowsey, Lisa DelPiccolo, Briceida Ortega, Greg Story, William Reis, Jace Hochwalt, Scott Murphy, Blaine Hall

ABSENT: Ed Ulibarri

GUESTS: Melanie Bell, Sydney Bell, Howie Walser, Wendy Campbell, Grace Hotsenpiller, Dan Hotsenpiller, Matt Miles, Marcie Miles, Steve Stevenson, Butch Zinsli, Lori Webb, Brandon Malara, Janet Eckerdt, Mario Capolarello, Adam Stappen, Marcie Giles

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

Item 5, Youth City Council Applicant Interviews, was removed from the agenda.

CALL FOR PUBLIC COMMENT

Butch Zinsli spoke regarding the lack of landscape maintenance on a berm adjacent to a temporary road near Black Canyon Golf Course. Mr. Zinsli stated that plants are not being watered, and weeds are not being removed.

APPROVAL OF MINUTES

City Council considered the minutes of the September 19, 2022, special City Council meeting and the September 20, 2022, regular City Council meeting.

A motion was made by J. David Reed, seconded by Barbara Bynum, to approve the minutes of the September 19, 2022, special City Council meeting and the September 20, 2022, regular City Council meeting as presented. All voted yes. Motion passed.

YOUTH CITY COUNCIL APPOINTMENTS

City Council considered applicants Grace Hotsenpiller, Ciana Beller, Maggie Ellen Kusar, Sydney Bell, Khloey Kuehn, Hunter Barton, and Caitlin Dovey for appointment to the City of Montrose Youth City Council for the 2022-2023 term.

A motion was made by J. David Reed, seconded by Barbara Bynum, to appoint Grace Hotsenpiller, Ciana Beller, Maggie Ellen Kusar, Sydney Bell, Khloey Kuehn, Hunter Barton, and Caitlin Dovey to the Montrose Youth City Council for the 2022-2023 term. All voted yes. Motion passed.

TAVERN LIQUOR LICENSE TRANSFER APPLICATION

City Council considered an application for the transfer of a Tavern liquor license at 1391 S. Townsend Avenue from BC Montrose LLC, d.b.a. Holiday Inn Express Montrose Bar, to CP Montrose LLC, d.b.a. Holiday Inn Express & Suites Montrose, Colorado, for consumption on the licensed premises.

Assistant City Attorney Chris Dowsey reported that the application is for the transfer of an existing license. Mr. Dowsey stated that the file is in order, the fees have been paid, and a staff review of the application found nothing that would prevent the approval of the transfer.

Adam Stapen, attorney for the applicants, and General Manager Marcie Giles were present to answer questions. Ms. Giles reported that the business is under a new ownership and management company but will continue operating as it has for the past 10 years.

Ms. Giles said she was responsible for the liquor license under the previous owner, and she is familiar with Colorado liquor laws. Ms. Giles stated that alcohol is offered in the hotel's event center and sold at the front desk. Ms. Giles stated that all staff involved in the sale of alcohol will attend the alcohol server training offered by the City of Montrose.

Public comment was accepted. No comments were received.

A motion was made by Barbara Bynum, seconded by Doug Glaspell, to approve the transfer of a Tavern liquor license at 1391 S. Townsend Avenue from BC Montrose LLC, d.b.a. Holiday Inn Express Montrose Bar, to CP Montrose LLC, d.b.a. Holiday Inn Express & Suites Montrose, Colorado, for consumption on the licensed premises. All voted yes. Motion passed.

NEW LODGING AND ENTERTAINMENT LIQUOR LICENSE APPLICATION

City Council considered an application for a new Lodging and Entertainment liquor license at 1544 Oxbow Drive for Montrose Day Spa & Wellness Center, LLC, d.b.a. Montrose Day Spa, for consumption on the licensed premises.

City Attorney Ben Morris reported that the file is in order and the fees have been paid. Mr. Morris read a preliminary findings report into the record and reviewed a summary of petitions circulated. Mr. Morris stated that 73 signatures were submitted, and 34 were determined to be valid and in support of the license being issued.

Applicant Wendy Campbell reviewed services offered at Montrose Day Spa and stated that she received multiple requests for alcohol during celebratory events and services for bridal parties. Ms. Campbell stated that minimal amounts of alcohol will be consumed and the addition of alcohol beverages is for relaxation purposes.

Ms. Campbell stated that she understands the designation of the neighborhood as the City of Montrose and did not object. She said she is familiar with Colorado liquor laws and intends to comply. Ms. Campbell stated that she had no infractions against her previous liquor license, and her staff will attend alcohol server training.

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 J. David Reed, to approve a new Lodging and Entertainment liquor license at 1544 Oxbow Drive for Montrose Day Spa & Wellness Center, LLC, d.b.a. Montrose Day Spa, for consumption on the licensed premises. All voted yes. Motion passed.

ORDINANCE 2597 – FIRST READING

City Council considered Ordinance 2597 on first reading, an Ordinance of the City of Montrose, Colorado, repealing Subsection 6-1-28(L) from the Official Code of the City of Montrose, Colorado, to remove a reference to an unused account. A hearing was held.

City Attorney Ben Morris reported that Ordinance 2597 removes a graffiti fund provision from the Municipal Code. Mr. Morris said that the provision was added in 2006 with the intent to use fines collected to fund the removal of graffiti. Mr. Morris said that few graffiti cases are filed, and fines collected are correspondingly low. Graffiti remediation is conducted with funds allocated through the General Fund.

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 2597 on first reading as presented. All voted yes. Motion passed.

WOODS CROSSING NORTH SUBDIVISION PRELIMINARY PLAT

City Council considered the Woods Crossing North Subdivision Preliminary Plat.

Planner II William Reis reviewed the location of the 160.71 acres on the northeast corner of the intersection of Sunnyside Road and 6720 Road. Mr. Reis stated that the property is zoned R-3, Medium Density District, and B-4, Neighborhood Shopping District. The application consists of 287 single family residential lots, all located within the R-3 zoning designation, and a 5.42-acre park that will be dedicated to the City.

Mr. Reis reviewed the subdivision process, subdivision review standards, Comprehensive Plan and Municipal Code provisions, and zoning regulations.

Mr. Reis recommended approval of the Preliminary Plat with the standard condition, stating that the Preliminary Plat is in compliance with the Subdivision Regulations and Comprehensive Plan and meets the intent of the R-3 zoning district. The Planning Commission voted unanimously to approve the Preliminary Plat on September 14.

Mr. Reis stated that comments were received during the Planning Commission phase, but no additional comments were received for this hearing.

City Engineer Scott Murphy confirmed that the property is within City water and sewer service areas.

Public comment was accepted.

Lori Webb spoke regarding traffic concerns on 6720 Road and in the general area. Ms. Webb requested more open space on the corner of 6720 Road and Sunnyside Road for later development of the roads.

A motion was made by Doug Glaspell, seconded by J. David Reed, to approve the Woods Crossing North Subdivision Preliminary Plat expressly conditioned upon City staff ensuring that all policies, regulations, ordinance and Municipal Code provisions are met and that the Applicant adequately addresses all of staff's concerns prior to execution of the Final Plat. The City staff is not authorized by this approval to execute the Final Plat prior to all conditions being satisfied. All voted yes. Motion passed.

RESOLUTION 2022-13

City Council considered Resolution 2022-13 setting November 15, 2022, as the hearing date for the Hilltop North Addition Annexation.

Planner II William Reis reviewed the location of the parcel north of the intersection of Locust and 6600 Roads. Mr. Reis reported that the property is 10.01 acres in size, and is located within the Urban Growth Boundary, the City sewer service area, and Tri-County Water service area. An annexation impact report is required. Mr. Reis stated that the applicant is requesting a zoning designation of R-4, High Density District, and a Planning Commission zoning hearing is scheduled for October 12. Mr. Reis recommended adoption of Resolution 2022-13 stating that the request meets the requirements for annexation according to state regulations.

A motion was made by J. David Reed, seconded by Doug Glaspell, to adopt Resolution 2022-13 as presented. All voted yes. Motion passed.

INTERGOVERNMENTAL AGREEMENT FOR SHARED SERVICES

City Council considered an Intergovernmental Agreement between Montrose County and the City of Montrose for Liquor Licensing Shared Services.

City Clerk Lisa DelPiccolo reported that in 2021 the City of Montrose entered into a one-year agreement to provide liquor licensing services to Montrose County. Ms. DelPiccolo stated that the proposed IGA does not include a termination date, but either party can cancel the agreement with 60 days advance notice. Ms. DelPiccolo said that under this agreement the Board of County Commissioners remains the liquor licensing authority. The City Clerk's Office processes the applications for licenses and permits in unincorporated Montrose County, and the City of Montrose retains the associated fees.

Public comment was accepted. No comments were received.

A motion was made by Barbara Bynum, seconded by Doug Glaspell, to approve an Intergovernmental Agreement between Montrose County and the City of Montrose for Liquor Licensing Shared Services as presented. All voted yes. Motion passed.

STAFF REPORTS

Police Chief Blaine Hall announced that the new Public Safety Complex will open to the public for customer service on Thursday, October 6. Chief Hall said S. First Street will be open as a one-way street for west bound traffic only.

CITY COUNCIL COMMENTS

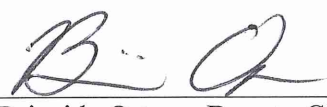
City Councilor Doug Glaspell and Mayor Dave Frank remarked on positive comments received from community members who toured the new Public Safety Complex.

Mayor Frank announced that the City of Montrose was chosen as one of the top 25 microplexes of desirable places to live in the country. Mayor Frank acknowledged the dedication of staff members and community partners.

MOTION TO ADJOURN

At 6:54 p.m., a motion was made by Doug Glaspell to adjourn the meeting with no further action taken.

ATTEST:


Briceida Ortega, Deputy City Clerk


David Frank, Mayor

