



REGULAR CITY COUNCIL MEETING AGENDA
Tuesday, July 18, 2023 6:00 PM
City Council Chambers, Elks Civic Building - 107 S. Cascade Ave.

The Montrose City Council is pleased to have residents of the community take time to attend City Council meetings. We encourage your attendance and participation. Individuals wishing to be heard during public hearing proceedings are encouraged to be prepared and will generally be limited to three minutes to allow everyone the opportunity to be heard. Additional written comments are welcome and will be received at any time. The 11:00 p.m. Rule will be enforced in accordance with City of Montrose Regulations (Sec. 7-15-2).

Public participation for this meeting will be in person in the City Council Chambers. The meeting can be viewed via livestream at <https://www.cityofmontrose.org/759/Live-Meetings-Viewer> and recordings of the meetings can be viewed at <https://www.youtube.com/user/MontroseCityGov>.

Hearing assistance devices are available for public use. Please let us know if you need accommodation. The City also offers interpretation for Spanish speakers. In order to schedule time to book this resource, please email planningmail@cityofmontrose.org at least three (3) days before the meeting.

- 1) City Council meeting called to order by Mayor Barbara Bynum
- 2) The Pledge of Allegiance
- 3) Roll call by the City Clerk
- 4) Changes to the agenda including additions and deletions
- 5) Park and Recreation Month Proclamation
- 6) CALL FOR PUBLIC COMMENT FOR NON-AGENDA ITEMS

The "Call for Public Comment" agenda item is a time when members of the community may publicly voice their concerns. Comments made during this time should be addressed to the Council and pertain to matters of at least general importance to the City and its operations. Please stay on topic and limit comments to three (3) minutes. Also, be aware that neither City Council nor City staff are expected to engage in discussion or debate. However, the City may respond when appropriate at a later time.

Personal attacks and disagreements, personnel and employment matters, the use of profanity or ethnic, racial or gender-oriented slurs are prohibited, as is any "disorderly conduct" which violates state or local law. See, City of Montrose Regulations (Sec. 7-14-1, et seq.)

7) APPROVAL OF MINUTES (5 minutes)

City Council consideration of the minutes of the June 20, 2023, regular City Council meeting.

Action: Consider making a motion to approve the minutes of the June 20, 2023 regular City Council meeting as presented.

8) ORDINANCE 2630 - FIRST READING (15 minutes)

City Council consideration of Ordinance 2630 on first reading, an Ordinance of the City of Montrose, Colorado, updating Title 1 Chapter 2, General Provisions and Title 1 Chapter 14, Municipal Court, of the Official Code of the City of Montrose, Colorado: repealing and replacing Title 1 Chapter 2 Section 3 (1-2-3) regarding general penalty; repealing and replacing Title 1 Chapter 14 Section 4 (1-14-4), regarding sentencing; and repealing and replacing other code provisions to standardize cross-references in the Official Code of the City of Montrose regarding sentencing. *Staff: Assistant City Attorney Matt Magliaro, City Attorney Ben Morris, Assistant City Attorney Chris Dowsey*

Action: Hold a hearing. Consider making a motion to pass Ordinance 2630 on first reading as presented.

9) WOODGATE/EAST OAK GROVE DEVELOPMENT AGREEMENT (20 minutes)

City Council consideration of the Woodgate/East Oak Grove Development Agreement to include the purchase of rights of way, easements, and a residential structure at a cost of \$240,500. *Staff: City Engineer Scott Murphy*

Action: Accept public comment. Consider making a motion to approve the Woodgate/East Oak Grove Development Agreement to include the purchase of rights of way, easements, and a residential structure at a cost of \$240,500 as presented.

10) RESOLUTION 2023-10 (10 minutes)

City Council consideration of Resolution 2023-10 setting September 5, 2023, as the hearing date for the Pallante addition annexation. *Staff: Planner II William Reis*

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-10 as presented.

11) DRY CEDAR CREEK II ADDITION ANNEXATION (15 minutes)

City Council will hold a hearing on the annexation of the Dry Cedar Creek II Addition. *Staff: Planner II William Reis*

- A) Resolution 2023-11: City Council consideration of Resolution 2023-11, Findings of Fact for the Dry Cedar Creek II Addition.

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-11 as presented.



- B) Ordinance 2631 - First Reading: City Council consideration of Ordinance 2631 on first reading, an Ordinance of the City of Montrose, Colorado for the annexation of the Dry Cedar Creek II Addition.

Action: Hold a hearing. Consider making a motion to pass Ordinance 2631 on first reading as presented.

12) ORDINANCE 2632 - FIRST READING (5 minutes)

City Council consideration of Ordinance 2632 on first reading, an Ordinance of the City of Montrose, Colorado, providing for the zoning of the Dry Cedar Creek II Addition as an "R-3A," Medium High Density District. *Staff: Planner II William Reis*

Action: Accept public comment. Consider making a motion to pass Ordinance 2632 on first reading as presented.

13) WOODS CROSSING NORTH AMENDED PRELIMINARY PLAT (10 minutes)

City Council consideration of the Woods Crossing North Amended Preliminary Plat. *Staff: Planner II William Reis*

Action: Accept public comment. Consider making a motion to approve the Woods Crossing North Amended 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.

14) WOODS CROSSING FILING NO. 2 FINAL PLAT (10 minutes)

City Council consideration of the Woods Crossing Filing No. 2 Final Plat to create 1 lot, 1 stormwater tract, and associated rights of way and easements. *Staff: Planner II William Reis*

Action: Accept public comment. Consider making a motion to approve the Woods Crossing Filing No. 2 Final Plat expressly conditioned upon City staff ensuring that all policies, regulations, ordinances and Municipal Code provisions are met and that the applicant adequately addresses all of staff's concerns prior to the 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.

15) BEAR CREEK SUBDIVISION FILING NO. 8 FINAL PLAT (10 minutes)

City Council consideration of the Bear Creek Subdivision Filing No. 8 Final Plat to create 37 residential lots, open space tracts, outlots reserved for future development, and associated rights of way and easements. *Staff: Planner II William Reis*



Action: Accept public comment. Consider making a motion to approve the Bear Creek Subdivision Filing No. 8 Final Plat expressly conditioned upon City staff ensuring that all policies, regulations, ordinances and Municipal Code provisions are met and that the applicant adequately addresses all of staff's concerns prior to the 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.

16) ORDINANCE 2633 - FIRST READING (10 minutes)

City Council consideration of Ordinance 2633 on first reading, an Ordinance of the City of Montrose, Colorado, designating the Methodist Episcopal Church of Montrose, 19 S Park Ave, Montrose, Colorado, as a City of Montrose Historic Property Pursuant to § 11-3 of the Official Code of the City of Montrose. *Staff Planner II William Reis*

Action: Accept public comment. Consider making a motion to pass Ordinance 2633 on first reading as presented.

17) STAFF REPORTS

- A) Sales, Use, and Excise Tax Report (5 minutes)
Staff: Finance Director Shani Wittenberg

18) CITY COUNCIL COMMENTS

19) MOTION TO ADJOURN