



REGULAR CITY COUNCIL MEETING AGENDA
Tuesday, August 15, 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) MADA Day 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 July 31, 2023, special City Council meeting, the August 1, 2023, regular City Council meeting, and the August 9, 2023, special City Council meeting. *Staff: City Clerk Lisa DelPiccolo*

Action: Consider making a motion to approve the minutes of the July 31, 2023 special City Council meeting, the August 1, 2023, regular City Council meeting, and the August 9, 2023, special City Council meeting as presented.

8) RESOLUTION 2023-13 (10 minutes)

City Council consideration of Resolution 2023-13 a Resolution of the City of Montrose, Colorado, rescinding the City Manager's declaration of a public health emergency within the City of Montrose, Colorado. *Staff: Emergency Manager Paul Eller*

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-13 as presented.

9) RESOLUTION 2023-15 (15 minutes)

City Council consideration of Resolution 2023-15, a Resolution of the City Council of the City of Montrose, Colorado, authorizing the filing of a Community Development Block Grant application in order to fund housing development opportunities within the City of Montrose, Colorado. *Staff: DART and Grant Coordinator Michelle Wingfield*

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-15 as presented.

10) RESOLUTION 2023-16 (10 minutes)

City Council consideration of Resolution 2023-16, a Resolution of the City Council of the City of Montrose, Colorado, making a commitment to increase affordable housing units consistent with Colorado Proposition 123. *Staff: Planning Manager Jace Hochwalt and Community Development Specialist Christopher Ottinger.*

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-16 as presented.

11) RATHBONE HOTEL ASBESTOS ABATEMENT AND HISTORICAL RESTORATION ASSISTANCE

City Council consideration of funding in the amount \$556,786.00 for asbestos abatement and historical restoration of the historic KP Building at 33 S. Cascade Avenue. *Staff: Business Development Anthony Russo*

Action: Accept public comment. Consider making a motion to approve funding in the amount of \$556,786.00 for asbestos abatement and historical restoration of the historic KP Building at 33 S. Cascade Avenue as presented.



12) AMENDMENTS TO THE CONTRACT FOR THE SALE OF HISTORIC CITY HALL
(15 minutes)

City Council consideration of proposed amendments to the contract for the sale of the historic City Hall building at 433 S. First Street in Montrose. *Staff: City Attorney Ben Morris*

Action: Accept public comment. Consider making a motion to approve the amendment to the contract for the sale of the historic City Hall building at 433 S. First Street as presented.

13) ORDINANCE 2637 - FIRST READING (15 minutes)

City Council consideration of Ordinance 2637 on first reading, an Ordinance of the City of Montrose, Colorado, amending the zoning district designation of two tracts within the Seasons Subdivision from "B-4," Neighborhood Shopping District, and "R-3A," Medium High Density District to "R-4," High Density District. *Staff: Planning Manager Jace Hochwalt*

Action: Hold a hearing. Consider making a motion to pass Ordinance 2637 on first reading as presented.

14) ORDINANCE 2634 - SECOND READING (15 minutes)

City Council consideration of Ordinance 2634 on second reading, an Ordinance of the City of Montrose, Colorado, amending Title 9 Chapter 4 Section 1 and Title 6 Chapter 1 Section 21, regarding the removal of snow and/or ice and unreasonable noise. *Staff: Public Works Director Jim Scheid, Streets Division Superintendent Nik Pridy, Parks Division Superintendent Dan Payne*

Action: Accept public comment. Consider making a motion to adopt Ordinance 2634 on second reading as presented.

15) ORDINANCE 2635 - SECOND READING (15 minutes)

City Council consideration of Ordinance 2635 on second reading, an Ordinance of the City of Montrose, Colorado, regarding the cable franchise agreement between the City of Montrose and Spectrum Pacific West, LLC, an indirect subsidiary of Charter Communications, Inc. *Staff: City Attorney Ben Morris*

Action: Accept public comment. Consider making a motion to adopt Ordinance 2635 on second reading as presented.

16) ORDINANCE 2636 - SECOND READING (15 minutes)

City Council consideration of Ordinance 2636 on second reading, an Ordinance of the City of Montrose, Colorado, authorizing the conveyance of an interest in City-owned real estate pursuant to § 1-9-2 of the Official Code of the City of Montrose (Clear Networx easement). *Staff: City Attorney Ben Morris, Public Works Director Jim Scheid*

Action: Hold a hearing. Consider making a motion to adopt Ordinance 2636 on second reading as presented.



17) WOODGATE/EAST OAK GROVE ROUNDABOUT AND BACKAGE ROAD DESIGN CONTRACT AWARD (10 minutes)

City Council consideration of a professional services contract award to Felsburg, Holt, and Ullevig in the amount of \$215,211.40 for completion of design studies and civil design associated with the Woodgate/East Oak Grove Roundabout and Backage Road Project.

Staff: City Engineer Scott Murphy

Action: Accept public comment. Consider making a motion to award a professional services contract to Felsburg, Holt, and Ullevig in the amount of \$215,211.40 for completion of design studies and civil design associated with the Woodgate/East Oak Grove Roundabout and Backage Road Project as presented.

18) BROWN RANCH FILING NO. 8 FINAL PLAT (10 minutes)

City Council consideration of the Brown Ranch Filing No. 8 Final Plat to create 17 residential lots and associated rights of way and easements. *Staff: Planner II William Reis*

Action: Accept public comment. Consider making a motion to approve the Brown Ranch 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.

19) ORDINANCE 2638 - FIRST READING (10 minutes)

City Council consideration of Ordinance 2638 on first reading, an Ordinance of the City of Montrose, Colorado, designating the Coors Building, 134 North 1st St, 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 2638 on first reading as presented.

20) STAFF REPORTS

A) Sales, Use, and Excise Tax Report (5 minutes)

Staff: Finance Director Shani Wittenberg

B) Second Quarter Budget Review (5 minutes)

Staff: Finance Director Shani Wittenberg

C) Proposed Final Distribution of Assets from the Estate of Deborah Hawk and Settlement Release (10 minutes)

Staff: Assistant City Attorney Matthew Magliaro

21) CITY COUNCIL COMMENTS

22) MOTION TO ADJOURN