



REGULAR CITY COUNCIL MEETING AGENDA
Tuesday, September 19, 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) Culture Fest Celebration Proclamation
- 6) Constitution Week Proclamation
- 7) CALL FOR PUBLIC COMMENT FOR NON-AGENDA ITEMS

The “Call for Public Comment” agenda item is a time when concerned members of the community may publicly voice their concerns and discuss items of interest. Please note that no formal action will be taken on the matters raised during this time.

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 be aware that neither City Council nor City staff are expected to respond or engage in discussion or debate.

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 and shall not be permitted.

8) CONSENT AGENDA (5 minutes)

- A) City Council consideration of the minutes of the September 5, 2023, special City Council meeting and the September 5, 2023 regular City Council meeting. *Staff: City Clerk Lisa DelPiccolo*
- B) City Council consideration of the rescheduling of the November 21, 2023, regular City Council meeting to Tuesday, November 14, 2023, at 6:00 p.m. in the City Council Chambers. *Staff: City Clerk Lisa DelPiccolo*
- C) City Council consideration of the cancellation of the regular City Council meeting scheduled for December 19, 2023. *Staff: City Clerk Lisa DelPiccolo*

Action: Consider making a motion to approve the consent agenda as presented.

9) RESOLUTION 2023-17 (20 minutes)

City Council consideration of Resolution 2023-17, a Resolution of the City Council of the City of Montrose, Colorado, entering into an intergovernmental agreement with the State of Colorado Department of Transportation and adopting the associated US Highways 50 and 550 - North Montrose County Access Control Plan. *Staff: City Engineer Scott Murphy*

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-17 entering into an intergovernmental agreement with the State of Colorado Department of Transportation and adopting the associated US Highways 50 and 550 - North Montrose County Access Control Plan as presented.

10) TOWNSEND AVENUE MISSING LINK SIDEWALK EXPENSE AUTHORIZATION
(10 minutes)

City Council consideration of the approval of \$70,000 in expenditures for construction of a missing link sidewalk on the western side of Townsend Avenue between Odelle and Ogden Roads. *Staff: City Engineer Scott Murphy*

Action: Accept public comment. Consider making a motion to approve \$70,000 in expenditures for construction of a missing link sidewalk on the western side of Townsend Avenue between Odelle and Ogden Roads as presented.

11) ORDINANCE 2639 - SECOND READING (10 minutes)

An Ordinance of the City of Montrose, Colorado, extending the temporary moratorium to prohibit the establishment of any new or relocation of any 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 11, Chapter 12 Adult Business Regulations, or the expiration of five hundred forty-seven (547) days from date of passage of Ordinance 2594; providing for legislative findings, intent, and purpose; providing repealing clauses; and providing an effective date. *Staff: Assistant City Attorney Matt Magliaro*

Action: Hold a hearing. Consider making a motion to adopt Ordinance 2639 on second reading as presented.



12) ORDINANCE 2640 - SECOND READING (15 minutes)

City Council consideration of Ordinance 2640 on second reading, an Ordinance of the City of Montrose, Colorado, amending the zoning district designation of Lot 1 of the Parks & Wheeler Subdivision from "R-2," Low Density District to "R-3A," Medium High Density District. *Staff: Planner II William Reis*

Action: Hold a hearing. Consider making a motion to adopt Ordinance 2640 on second reading as presented.

13) STAFF REPORTS

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

14) CITY COUNCIL COMMENTS

15) EXECUTIVE SESSION

An executive session for a conference with the City attorney for the purpose of receiving legal advice pursuant to C.R.S. Section 24-6-402(4)(b); for the purpose of determining positions relative to matters that may be subject to negotiations, under C.R.S. Section 24-6-402(4)(e); and the following additional details are provided for identification purposes: discussion of Oak Grove title issue.

16) RECONVENEMENT AND ADJOURNMENT