



REGULAR CITY COUNCIL MEETING AGENDA
Tuesday, November 7, 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) Colorado Gives/Uncompahgre Gives Proclamation
- 6) Acknowledgement of City Attorney Ben Morris
- 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) APPROVAL OF MINUTES (5 minutes)

City Council consideration of the minutes of the October 17, 2023, regular City Council meeting. *Staff: City Clerk Lisa DelPiccolo*

Action: Consider making a motion to approve the minutes of the October 17, 2023, regular City Council meeting as presented.

9) NEW FERMENTED MALT BEVERAGE AND WINE LICENSE APPLICATION (15 minutes)

City Council consideration of an application for a new Fermented Malt Beverage and Wine license at 113 W. Main Street for S & F Market LLC, doing business as El Patron Mexican Grocery, Beer, Wine and Smoke Shop for consumption off of the licensed premises. *Staff: City Attorney Ben Morris*

Action: Hold a hearing. Consider making a motion to approve a new Fermented Malt Beverage and Wine license at 113 W. Main Street for S & F Market LLC, doing business as El Patron Mexican Grocer, Beer, Wine and Smoke Shop for consumption off of the licensed premises.

10) OSPREY ADDITION ANNEXATION (15 minutes)

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

A) Resolution 2023-23: City Council consideration of Resolution 2023-23, Findings of Fact for the Osprey Addition.

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-23 as presented.

B) Ordinance 2647 - First Reading: City Council consideration of Ordinance 2647 on first reading, an Ordinance of the City of Montrose, Colorado, for the annexation of the Osprey Addition.

Action: Hold a hearing. Consider making a motion to pass Ordinance 2647 on first reading as presented.

11) ORDINANCE 2648 - FIRST READING (5 minutes)

City Council consideration of Ordinance 2648 on first reading, an Ordinance of the City of Montrose, Colorado, providing for the zoning of the Osprey Addition as a "P", Public District, "R-4", High Density District, and "R-3A" Medium High Density District. *Staff: Planner II William Reis*

Action: Hold a hearing. Consider making a motion to pass Ordinance 2648 on first reading as presented.

12) BLUFF HARBOR LOT ADDITION ANNEXATION (15 minutes)

City Council will hold a hearing on the annexation of the Bluff Harbor Lot Addition. *Staff: Planner II William Reis*

- A) Resolution 2023-24: City Council consideration of Resolution 2023-24, Findings of Fact for the Bluff Harbor Lot Addition.

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-24 as presented.

- B) Ordinance 2649 - First Reading: City Council consideration of Ordinance 2649 on first reading, an Ordinance of the City of Montrose, Colorado, for the annexation of the Bluff Harbor Lot Addition.

Action: Hold a hearing. Consider making a motion to pass Ordinance 2649 on first reading as presented.

13) ORDINANCE 2650 - FIRST READING (5 minutes)

City Council consideration of Ordinance 2650 on first reading, an Ordinance of the City of Montrose, Colorado providing for the zoning of the Bluff Harbor Lot Addition as an "MHR", Manufactured Housing Residential District. *Staff: Planner II William Reis*

Action: Hold a hearing. Consider making a motion to pass Ordinance 2650 on first reading as presented.

14) ORDINANCE 2645 - FIRST READING (15 minutes)

City Council consideration of Ordinance 2645 on first reading, an Ordinance of the City of Montrose, Colorado, providing and appropriating funds for defraying the expenses and liabilities of the City of Montrose, Colorado, during the fiscal year beginning January 1, 2024. *Staff: Finance Director Shani Wittenberg*

Action: Hold a hearing. Consider making a motion to pass Ordinance 2645 on first reading as presented.

15) RESOLUTION 2023-21 (15 minutes)

City Council consideration of Resolution 2023-21, repealing and replacing Chapters 3-1-1, 3-1-2, and 3-1-3 of the City of Montrose Regulations Manual and adopting the 2024 fee schedule. *Staff: City Clerk Lisa DelPiccolo*

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-21 as presented.

16) ORDINANCE 2643 - SECOND READING (10 minutes)

City Council consideration of Ordinance 2643 on first reading, an Ordinance of the City of Montrose, Colorado, adding new sections 5, 6, and 7 to Title 1 Chapter 9 of the Official Code of the City of Montrose, Colorado concerning campaign finance regulations for the City of Montrose Municipal Elections. *Staff: City Attorney Ben Morris, and City Clerk Lisa DelPiccolo*

Action: Accept public comment. Consider making a motion to adopt Ordinance 2643 on second reading as presented.

17) ORDINANCE 2644 - SECOND READING (10 minutes)

City Council consideration of Ordinance 2644 on second reading, an Ordinance of the City of Montrose, Colorado, repealing and replacing Title 6 Chapter 1 Section 21 (6-1-21) regarding unreasonable noise. *Staff: Assistant City Attorney Matt Magliaro*

Action: Accept public comment. Consider making a motion to adopt Ordinance 2644 on second reading as presented.

18) ORDINANCE 2646 - FIRST READING (10 Minutes)

City Council Consideration of Ordinance 2646 on first reading, an Ordinance of the City of Montrose, Colorado, amending Section 11-7-12 of the Official Code of the City of Montrose, concerning the zoning of new additions to the City and rezoning parcels already in the City limits. *Staff: Planning Manager Jace Hochwalt*

Action: Hold a hearing. Consider making a motion to pass Ordinance 2646 on first reading as presented.

19) RESOLUTION 2023-22 (10 minutes)

City Council consideration of Resolution 2023-22, setting January 2, 2024, as the hearing date for the Blowers Addition annexation. *Staff: Planner II William Reis*

Action: Accept public comment. Consider making a motion to adopt Resolution 2023-22 as presented.

20) RIO GRANDE RIGHT OF WAY AND PUBLIC WORKS FACILITY PROPERTY PURCHASE (20 minutes)

City Council consideration of the purchase of 16.0± acres near the intersection of Rio Grande Avenue and East Oak Grove Road at a purchase price of \$800,000 to acquire the rights of way necessary for the southern extension of Rio Grande Avenue and for use as the City's new public works facility. *Staff: City Engineer Scott Murphy and Public Works Director Jim Scheid*



Action: Accept public comment. Consider making a motion to approve the purchase of 16.0± acres near the intersection of Rio Grande Avenue and East Oak Grove Road at a purchase price of \$800,000 as presented and to authorize the signature of the City Manager or designee on any documents necessary to execute this transaction.

21) USED TRASH TRUCK PURCHASE RATIFICATION (10 minutes)

City Council consideration of the ratification of the purchase of a used 2019 Peterbilt refuse truck from Elliot Equipment in Commerce City, Colorado, for the total purchase price of \$219,800.00. *Staff: Public Works Director Jim Scheid*

Action: Accept public comment. Consider making a motion to approve the ratification of the purchase of a used Peterbilt refuse truck from Elliot Equipment in Commerce City, Colorado, for the total purchase price of \$219,800.00 as presented.

22) TRASH TRUCK REPAIR RATIFICATION (10 minutes)

City Council consideration of the ratification of an emergency repair to a trash and recycle refuse truck for a complete engine replacement performed by Nextran Truck Center in Fruita, Colorado, in the amount of \$42,763.00. *Staff: Public Works Director Jim Scheid*

Action: Accept public comment. Consider making a motion to approve the ratification of an emergency repair to a trash and recycle refuse truck by Nextran Truck Center in Fruita, Colorado, in the amount of \$42,763.00 as presented.

23) STAFF REPORTS

24) CITY COUNCIL COMMENTS

25) MOTION TO ADJOURN