

A regular meeting of the Montrose City Council was held on Tuesday, May 17, 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: Doug Glaspell, Dave Frank, Barbara Bynum, J. David Reed, Ed Ulibarri, Bill Bell, Ann Morgenthauer, Chris Dowsey, Greg Story, Lisa DelPiccolo, Mikayla Unruh, Kailey Rhoten, Scott Murphy, Blaine Hall, Shani Wittenberg, Matt Magliaro

GUESTS: Amy Scriffiny, Gunnison Clamp, Harrison Hall, Grace Hotsenpiller, Indica Taylor, Jasmine Hemenway, Melissa Hall, Rick Fuller, Linda Fuller, Janet Eckerdt

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

No changes were made to the agenda.

MENTAL HEALTH MONTH PROCLAMATION

Mayor Dave Frank and the Montrose City Council proclaimed the month of May 2022 as Mental Health Month in the City of Montrose. The proclamation was presented to Laura Baker with the Tri-County Health Network.

MOTORCYCLE AWARENESS MONTH PROCLAMATION

Mayor Dave Frank and the Montrose City Council proclaimed the month of May 2022 as Motorcycle Awareness Month in the City of Montrose. The proclamation was presented to Rich and Linda Fuller with the Gold Wing Road Riders Association.

CALL FOR PUBLIC COMMENT

No comments were received.

APPROVAL OF MINUTES

City Council considered the minutes of the May 3, 2022 regular City Council meeting.

A motion was made by Barbara Bynum, seconded by Ed Ulibarri, to approve the minutes of the May 3, 2022 regular City Council meeting as presented. All voted yes. Motion passed.

YOUTH CITY COUNCIL REPORT TO CITY COUNCIL

The City of Montrose Youth City Council gave a regularly scheduled report to City Council.

Youth City Councilors Gunnison Clamp, Harrison Hall, Jasmine Hemenway, Grace Hotsenpiller, Amy Scriffiny, and Indica Taylor reviewed the Youth City Council vision, recruitment efforts for the upcoming year, and accomplishments for the 2021-2022 term.

Youth Council Coordinators Mikayla Unruh and Kailey Rhoten acknowledged graduating seniors Gunnison Clamp and Harrison Hall for their service on the Youth City Council.

HOTEL AND RESTAURANT LIQUOR LICENSE TRANSFER APPLICATION

City Council considered the transfer of the Hotel and Restaurant liquor license at 1032 6450 Road from Kinikin Processing LLC, doing business as Kinikin Processing LLC, to Kinikin Processing Company LLC, doing business as Kinikin Processing Company LLC, for consumption on the licensed premises.

Assistant City Attorney Chris Dowsey reported that application is for the transfer of an existing license. The file is in order, the fees have been paid, and staff review found no issues that would prevent the approval of the application.

Mr. Dowsey noted that the applicants were not present to answer questions and recommended continuing this agenda item to the next regular City Council meeting.

A motion was made by Barbara Bynum, seconded by Doug Glaspell, to continue this agenda item to the June 7, 2022 regular City Council meeting. All voted yes. Motion passed.

ORDINANCE 2590 - FIRST READNG

City Council considered Ordinance 2590 on first reading, an Ordinance of the City of Montrose, Colorado, amending Title 5 Chapter 15 Sections 2 and 7, regarding a sales tax exemption for a fee the State of Colorado is imposing on carryout bags. A hearing was held.

Assistant City Attorney Chris Dowsey reported that Ordinance 2590 would exempt carryout bag fees from City sales tax following implementation of HB21-1162. Mr. Dowsey stated that the legislation puts the onus on municipalities to implement, enforce, and administer the fees as of January 1, 2023. The minimum fee is .10 which may be increased by the municipality if desired. Mr. Dowsey stated that the business retains 40 percent of the fee to cover the cost of implementation and the City receives 60 percent for implementation and to fund recycling programs.

Mr. Dowsey stated that exempting the fee from sales tax will reduce the burden on citizens and the City.

Mayor Dave Frank opened the hearing.

Public comment was accepted. No comments were received.

Mayor Frank closed the hearing.

A motion was made by Doug Glaspell, seconded by Ed Ulibarri, to pass Ordinance 2590 on first reading as presented. All voted yes. Motion passed.

ORDINANCE 2589 - SECOND READING

City Council considered Ordinance 2589 on second reading, an Ordinance of the City of Montrose, Colorado, amending Title 4 Chapter 4 Section 24, regarding Planned Development (PD) regulations to clarify the process, consent, and public notice requirements for applications to amend an existing planned development plan. A hearing was held.

Deputy City Manager Ann Morgenthaler reported no changes since first reading. Ms. Morgenthaler stated that that Ordinance 2589 streamlines the process for Planned Development amendments to require consent only from property owners directly affected. The Ordinance also requires that all property owners within an existing Planned Development are notified of proposed amendments that go before the Planning Commission.

Mayor Dave Frank opened the hearing.

Public comment was accepted. No comments were received.

Mayor Frank closed the hearing.

A motion was made by Doug Glaspell, seconded by Barbara Bynum, to adopt Ordinance 2589 on second reading as presented. All voted yes. Motion passed.

ORDINANCE 2588 - FIRST READING

City Council considered Ordinance 2588 on first reading, an Ordinance of the City of Montrose, Colorado, granting and 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. A hearing was held.

City Engineer Scott Murphy reviewed the location of the parcel immediately north of the Justice Center. Mr. Murphy said that a small remnant of property remains following a previous property transfer related to expansion of the Justice Center. Montrose County has requested clean-up of the remnant. If approved, the property will be conveyed to Montrose County by deed, and the City will reserve a sewer easement.

Mayor Dave Frank opened the hearing.

Public Comment was accepted. No comments were received.

Mayor Frank closed the hearing.

A motion was made by Doug Glaspell, seconded by Barbara Bynum, to pass Ordinance 2588 on first reading as presented. All voted yes. Motion passed.

MOVING MONTROSE FORWARD 2022 STREET MAINTENANCE CONTRACT AWARD

City Council considered the award of a construction contract to Mountain Valley Contracting in the amount of \$1,430,000.00 for completion of the Moving Montrose Forward 2022 Contracted Street Maintenance Project.

City Engineer Scott Murphy reported that this item is the last large street maintenance contract for 2022 and involves street rebuilds. Mr. Murphy reviewed street rebuild projects scheduled for completion in 2022.

Public Comment was accepted. No comments were received.

A motion was made by Barbara Bynum, seconded by Doug Glaspell, to approve the award of a construction contract to Mountain Valley Contracting in the amount of \$1,430,000.00 for completion of the Moving Montrose Forward 2022 Contract Street Maintenance Project as presented. All voted yes. Motion passed.

STAFF REPORTS

Sales, Use, and Excise Tax Report: Finance Director Shani Wittenberg gave a sales, use and excise tax report for the month of March 2022. Ms. Wittenberg reported that total sales and use tax collections were up 11.6 percent with a positive budget variance of 67.1 percent. Year-to-date collections were up 14.3 percent with a positive budget variance of 45.0 percent.

First Quarter Budget Review: Finance Director Shani Wittenberg indicated that a complete budget review is included in the meeting packet. Ms. Wittenberg reported no issues and stated that revenues and expenditures are proportional to the completion of the first quarter of the year.

Housing Development Announcement: Deputy City Manager Ann Morgenthaler announced that the Colorado Housing and Finance Authority (CHFA) awarded tax credits to a developer planning to construct housing next to the Community Recreation Center. Ms. Morgenthaler said that the units will be affordable, allocated based on income levels, and priced accordingly.

Project Updates: City Engineer Scott Murphy reported that the utility work on S. Townsend Avenue is complete. CDOT will now proceed with the overlay project and the work will be completed mainly at night. Mr. Murphy said that trail beneath the bridge on S. Townsend will be closed at 7 p.m. daily for safety reasons.

Mr. Murphy reported that the Woodgate Realignment Project has resumed and the first round of paving was completed today on the Hill Street Extension Project. The Southeast Transmission Line Project is temporarily halted, but that contractor is on track to complete the project in compliance with the contract.

YOUTH CITY COUNCIL COMMENTS

Youth City Council Representative Amy Scriffiny had no further report.

CITY COUNCIL COMMENTS

City Councilor Ed Ulibarri thanked staff and City Councilors for answering questions and providing information during a recent 2023 budget discussion.

City Manager Bill Bell discussed current staffing challenges and creative recruitment efforts.

City Council and staff wished Councilor Doug Glaspell a happy birthday.

Mayor Dave Frank invited the community to a City employee recruitment event on Saturday, May 21, at Montrose County Event Center.

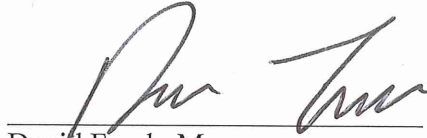
MOTION TO ADJOURN

At 7:01 p.m., a motion was made by Barbara Bynum, seconded by Doug Glaspell, to adjourn the meeting with no further action taken.

ATTEST:



Lisa DelPiccolo, City Clerk


David Frank, Mayor

