

RIDGWAY TOWN COUNCIL
MINUTES OF REGULAR MEETING
DECEMBER 12, 2018

CALL TO ORDER

The Mayor Pro Tem called the meeting to order at 5:35 p.m. in the Community Center at 201 N. Railroad Street, Ridgway, Colorado. In attendance Councilors Austin, Heffernan, E. Hunter, N. Hunter, Malone and Mayor Pro Tem Johnson. Mayor Clark was absent for the roll call.

EXECUTIVE SESSION

The Town Attorney requested entering into a closed session pursuant to Colorado Revised Statutes 24-6-402(b) and (e) for conference with the Town Attorney for the purpose of receiving legal advice regarding Council actions, and to discuss matters subject to negotiations regarding public property, water rights and water supply.

ACTION:

It was moved by Councilor N. Hunter, seconded by Councilor Malone and unanimously carried to enter into closed session.

The Council entered into executive session at 5:35 p.m. with the Town Attorney and Town Manager.

Mayor Clark entered the closed session at 5:45 p.m.

The Council reconvened to open session at 6:00 p.m.

CONSENT AGENDA

1. Minutes of the Regular Meeting of November 14, 2018.
2. Minutes of Workshop Meeting on November 28, 2018.
3. Register of Demands for December 2018.
4. Renewal of restaurant liquor license for Taco Del Gnar.
5. Renewal of restaurant liquor license for Four Corners Restaurant.

ACTION:

It was moved by Councilor Austin and seconded by Mayor Pro Tem Johnson to approve the consent agenda. The motion carried unanimously.

PUBLIC REQUESTS AND PRESENTATIONS

6. Request for support to apply for grant funds from Colorado Tourism Office for a plan to develop Heritage Park

Ridgway Area Chamber of Commerce Board President Colin Lacy addressed the Council along with Chamber Marketing Director Hilary Lewkowitz, and reported on a meeting with

Town staff to discuss a grant opportunity from the Colorado Tourism Office. The Chamber desires to pursue the grant funds to use for planning either a remodel or new construction of the existing building the Chamber leases from the Town, and upgrades to the grounds and Heritage Park, also owned by the Town. An application will be made for \$15,000 in grant funds, with a 25% match to be paid by the Chamber. The planning process will be conducted by “outside consultants” with “community input for the visioning process”. Mr. Lacy noted planning will be for changes and upgrades to Town property, of which the Chamber will have no financial interest.

The Council agreed with apply for the planning grant.

PUBLIC HEARINGS

7. Adoption of an Ordinance Prohibiting the Use of Certain Plastic Bags and Encouraging Citizens to Curtail Their Use of Single Use Plastics

Memo dated 12-6-18 from Town Attorney Nerlin recommending language in Section 12-3-1 (B) of the proposed ordinance remain as presented at the previous meeting, and pursue in the future any additional changes to the regulations.

The Town Attorney presented an ordinance which places a ban on the use of plastic bags by all retail businesses in Town; defines exemptions; and encourages citizens to curtail the use of single use plastics. He reported at the prior meeting Council asked staff to remove the exclusions from the document. Legal counsel and staff are recommending the ordinance only address the ban on plastic bags and not eliminate the exemptions. This will allow for continued public discussion and involvement by local businesses and retailers, it was noted.

Manager Jen Coates reported regional efforts are underway to prepare regulations pertaining to banning single use plastics, and recommended the Town become involved in these discussions.

There were comments and discussion by the Council regarding implementation of the ban on plastic bags, removing the exemptions from the ordinance, and changing the enactment date to March of 2019 allow for outreach to business owners.

SPEAKING FROM THE AUDIENCE

Indigo Krois noted it is “the right thing to do for the environment and the community” to ban plastics, and asked the Council to “set an example for other Town’s to follow”.

Megan Gordon reported “we have talked to businesses” and “Mountain Market is in support” of “banning plastic bags”, adding “we have spent a year educating the public”.

Stephanie Lauerman and Erica Gordon read a letter from parents and citizens supporting the ban on plastic bags and the proposed ban on single use plastics. They noted “plastic garbage is a regional and global problem” and encouraged the Council to vote for a “plastic free future”, stating adoption of the ordinance can bring “real change” and “our town will be a seed of inspiration for the rest of the state”.

Robert Warren urged the Council to “pass the ordinance with the exemptions” .

Vicki Hawse spoke in support of adoption of the ordinance “with all the exemptions included”.

Ulli Sir Jesse spoke in support noting it would “do the right thing” “for the future”.

Monkee Hawse noted “Ridgway is setting the path” noting “starting in our community” we can make a “change globally”.

Willow Krois suggested “local businesses can join together to order non-plastic” items which may “assist them economically” in changing to new products.

There was discussion by the Council.

ACTION:

Councilor Austin moved to adopt Ordinance 2018-07 with the exclusion of the exemptions listed under 12-3-1 (B) Items 1, 2 and 3 and change the implementation date to March 1st. Councilor N. Hunter seconded. With the motion on the floor there was discussion. After a call for the vote the motion carried with Councilor Malone voting no.

8. Adoption of the 2019 Fiscal Year Budget and setting the Property Tax Levy for 2019

ACTION:

On a motion by Councilor E. Hunter, with a second by Mayor Pro Tem Johnson the motion to approve Resolution No. 18-11 Appropriating Sums of Money to the Various Funds in the Amount and for the Purpose as Set Forth Below for the 2019 Budget Year, carried unanimously.

ACTION:

Moved by Councilor E. Hunter to approve Resolution No. 18-12 Adopting a Budget for the Calendar Year Beginning on the First Day of January 2019 and Ending on the Last Day of December, 2019 the motion was seconded by Mayor Pro Tem Johnson and carried unanimously.

ACTION:

Mayor Pro Tem Johnson moved to approve Resolution No. 18-13 Adopting the Property Tax Levy for the Year 2019 for Certification to the Ouray County Commissioners. Councilmember Austin seconded the motion, which carried unanimously.

POLICY MATTERS

9. Adoption of the Five and Ten Year Capital Improvement Plans

ACTION:

Mayor Pro Tem Johnson moved, with Councilor E. Hunter seconding to adopt Resolution 18-14 Adopting the 2019 Capital Improvement Plans. The motion carried unanimously.

10. Adoption of the 2019 Strategic Plan

Manager Coates noted the strategic plan contains the Town’s vision and mission, with goals specific to action items in 2019.

ACTION:

It was moved by Councilor E. Hunter, seconded by Councilmember N. Hunter and unanimously carried to adopt the 2019 Strategic Plan.

11. Shared Agency License Agreement with Spillman Technologies, Inc and host agency Montrose Police Department for purchased products and services

The Town Manager reported use of the Spillman Technologies software by the Marshal's Department is contained in the 2019 budget and requires entering into two agreements. The first agreement is a shared agency license, as the three law enforcement agencies in Ouray County will be listed under the Montrose Police Department as the host agency. The second will be also shared by the three agencies for products and services from Spillman, the cost of which she noted, will be amortized over three years.

ACTION:

Councilmember Heffernan moved to enter into an shared license agreement with Spillman Technologies Inc and the Montrose Police Department. Councilor E. Hunter seconded, and the motion carried unanimously.

ACTION:

Moved by Councilor Heffernan to enter into a purchased products and services agreement with the City of Ouray, County of Ouray and Spillman Technologies. The motion was seconded by Mayor Pro Tem Johnson and carried unanimously.

12. Amendment to Fiber Optic Indefeasible Right of Use Agreement with Clearnetworx, LLC

Manager Coates reported last year the Town entered into an agreement with Clearnetworx for installation of fiber optics. The proposed amendment to the agreement will extend time frames and expand the service area. On a question from the Council she explained the conduit system comprised of buried service lines, is owned by Clearnetworx under a 99 year lease with the Town for 50% of the conduit space.

ACTION:

It was moved by Councilor N. Hunter, seconded by Councilmember E. Hunter and unanimously carried to approve an amendment to the Fiber Optic Indefeasible Right of Use Agreement with Clearnetworx, LLC.

13. Thirty day extension for access to Railroad Street from Lot A, Park Subdivision

The Town Attorney recommended adoption of a thirty day extension for access to Railroad Street from Lot A of Park Subdivision to allow for time to prepare an agreement. He reported staff is still in discussions with the land owner regarding granting public access for the river way trail system.

ACTION:

Councilor Heffernan moved, with Councilor N. Hunter seconding to approve a thirty day extension for a reciprocal license agreement for access to Railroad Street from Lot A, Park Subdivision. The motion carried unanimously.

14. Discussion regarding updated fee schedules

The Town Manager presented a draft Summary Table of Fees dated 12-5-18 and reviewed the document with the Council. She explained proposed increases are based on recuperating

some of the costs incurred to provide services. The document will consolidate all fees into one format, and eliminate them from specific sections of the Municipal Code.

There was discussion by the Council. Staff was directed to include language to allow reduction or deferment of fees for affordable housing components to development. Manager Coates explained the document will be presented to the Council within the next two months.

15. Appointment to San Miguel and Ouray County Juvenile Services Board

Manager Coates reported the Intergovernmental Agreement for Juvenile Services requires appointment of a representative to the board, and noted the Marshal is interested in serving.

ACTION:

Councilor E. Hunter moved, with a second by Councilmember Austin to appoint the Town Marshal as the representative to the Juvenile Services Board, with Councilor Austin serving as the alternate. On a call for the vote the motion carried unanimously.

16. Recommendation of change to full time permanent employment status for Chase Jones

The Town Manager recommended effective January 1, 2019 to remove Chase Jones from probationary status and designate as permanent full time employment status.

ACTION:

Moved by Councilor Heffernan, seconded by Mayor Pro Tem Johnson and unanimously carried to change employment status for Chase Jones as a full time, non-probationary employee.

17. Request to pursue implementation of grease trap regulations

Manager Coates explained staff is recommending development of regulations pertaining to installation of grease traps in new and existing structures. She reported the recommendation is based on problems in the wastewater collection system lines which have been identified as grease clogs at saddles and connections. The Town has the authority to regulate disallowing discharge of liquids into the collection or lagoon system she noted. Staff will begin a targeted outreach to affected businesses regarding adverse impacts to the Town system due to improper traps, and will begin preparing regulations that will be presented to the Council in the next few months. The Council agreed.

TOWN MANAGERS REPORT

Manager Coates reported on installation and completion of the Beaver Creek Diversion; and an update on the Space to Create project.

COUNCIL COMMITTEE REPORTS

Councilor N. Hunter reported on the recent retreat of the Creative District Creative Advocacy Team; and Mayor Clark on the Communities that Care meeting.

ADJOURNMENT

The meeting adjourned at 8:00 p.m.

Respectfully Submitted,

Pam Kraft, MMC
Town Clerk