

RIDGWAY TOWN COUNCIL  
MINUTES OF REGULAR MEETING  
APRIL 12, 2017

OATH OF OFFICE

The Town Clerk administered the oath of office to recently elected Councilors Ellen Hunter and Erica Young.

CALL TO ORDER

The Mayor 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, Hunter, Young and Mayor Clark. Councilor Williams and Mayor Pro Tem Johnson were absent.

CONSENT AGENDA

1. Minutes of the Regular Meeting of March 8, 2017.
2. Minutes of Joint Workshop on February 28, 2017.
3. Minutes of Joint Workshop on March 15, 2017.
4. Minutes of Workshop of March 23, 2017.
5. Minutes of Joint Workshop on March 28, 2017.
6. Register of Demands for April 2017.
7. Renewal of Tavern Liquor License for Steps.
8. Request from the Ridgway Creative District Committee to appoint Brenda Ratcliff as member.

ACTION:

It was moved by Councilmember Hunter and seconded by Councilmember Austin to approve the consent agenda. The motion carried with Councilor Hunter abstaining from the vote on the Joint Workshop Minutes from March 15 and 28<sup>th</sup> .

PUBLIC COMMENTS

Tom McKenney suggested wider publicity for municipal elections.

Dana Ivers requested the wattage of the new street lights on Clinton Street be lowered.

There was discussion and the Council agreed to direct staff to research options to procure a lower lumen bulb to provide continuity with the Town's 'Dark Skies' ordinance.

Al Lowende explained Ridgway Ouray Community Council (ROCC) is requesting the Council "take a stand against" the "intolerance and discrimination happening in the country right now". He proposed the Council adopt an resolution or proclamation with a "public statement" to "reaffirm it's commitment to embrace" the dignity of all people; inclusiveness; diversity; rejection of discrimination; basic human and constitutional rights.

Mr. Lowende also asked the Council to consider creating a sign at the entrance to Town stating the Town's values, and noted ROCC would help fund the signs construction.

There was discussion and the Council directed staff to prepare a resolution for the next meeting incorporating some of the Town's community values and visions. Staff was asked to place the Town's values and visions on the website.

#### PUBLIC REQUESTS AND PRESENTATIONS

9. Request from the Ridgway Creative District Volunteer Committee asking the Council to express the Committee's objections to the proposed White House Budget regarding elimination of federal support for the National Endowment for the Arts

The Town Manager noted as a member of the Ridgway Creative District Committee, the Mayor would need to recuse himself from voting, and there would not be a quorum.

The item was tabled to the next agenda due to lack of a quorum.

10. Request for contribution for Wilderness First Aid Course scholarships

Danika Gilbert, Outdoor Education/Experiential Learning Program Coordinator for the Ridgway School District, presented a written request dated 3-20-17 seeking assistance with providing student scholarships for the Wilderness First Aid Course to be held April 22 and 23.

Ms. Gilbert explained the course will be taught by Mountain Education and Development to present skills in first aid to compliment outdoor lifestyles, and the outdoor education program. She noted she has been approached by students inquiring into scholarships for the \$240 course fee and requested Council consider offering \$500 to assist with two scholarships.

There was discussion by the Council and it was agreed that scholarships should be made in partial amounts to four students, requiring the student to match the Town grant.

#### ACTION:

Councilor Austin moved to appropriate \$500 towards scholarship payments for all students who make application and show need. Councilor Young seconded the motion, and on a call for the vote, the motion unanimously carried.

11. Request for contribution to Ridgway Greenlights Program

Manager Coates explained Eco Action Partners is requesting allocation of the budgeted contribution of \$1000 for the annual Greenlights Program. The Town has participated for the last two years, she noted, San Miguel Power Association pays 50% towards purchase of LED light bulbs for persons participating in the program, and the Town contributes 25% up to a maximum of \$1000.

#### ACTION:

Councilmember Hunter moved to approve \$1000 contribution to the Ridgway Greenlights Program. Councilor Austin seconded and the motion carried unanimously.

## PUBLIC HEARINGS

### 12. Adoption of Ordinance Amending Certain Sections of the Town of Ridgway Municipal Code and Removing Imprisonment Provisions

Town Clerks Notice of Public Hearing dated 3-13-17.

Town Attorney Nerlin reported due to changes in State law the Council has chosen to remove imprisonment provisions from all sections of the Municipal Code. He noted a police officer can still cite under a County or State Code for violations to be referred to Municipal Court.

#### ACTION:

It was moved by Councilor Austin, seconded by Councilmember Young and unanimously carried to adopt the Ordinance Amending Certain Sections of the Town of Ridgway Municipal Code and Removing Imprisonment Provisions.

### 13. Application for Restaurant Liquor License to operate at 153 N. Highway 550 as Full Tilt Saloon

Town Clerks Notice of Public Hearing dated 3-10-17; Staff Report from the Town Clerk dated 3-1-17.

The Town Clerk presented an application for restaurant liquor license from Full Tilt Saloon LLC, sole member, Jeremiah Tilton to operate at 153 N. Highway 550, a premises which had previously been licensed as Cimarron Cafe. She reported the notice of hearing was posted on the premises, the public hearing noticed, and cleared background checks received for the owner and manager.

#### ACTION:

Moved by Councilor Hunter to approve the application for Restaurant Liquor License to Full Tilt Saloon LLC, to operate at 153 N. Highway 550, seconded by Councilor Young, the motion carried unanimously.

## POLICY MATTERS

### 14. Introduction of an Ordinance amending the Official Zoning Map by Rezoning a Parcel of Land Currently Owned by Railroad Depot Funding LLC from "R" Residential to "HB" Historic Business District

Town Manager Coates reported in November the Council approved rezoning Lot 1 of Mitchell Subdivision 1 and 2, address 321 Sherman Street, to Historic Business and presented an ordinance to amend the Town Zoning Map. She noted the parcel is currently zoned Residential and is abutting parcels zoned Historic Business and General Commercial.

#### ACTION:

Councilmember Hunter moved to introduce the Ordinance amending the Official Zoning Map by Rezoning a Parcel of Land Currently Owned by Railroad Depot Funding LLC from "R" Residential to "HB" Historic Business District. It was seconded by Councilor Austin and the motion carried unanimously.

15. Introduction of an ordinance defining short term rentals

The Town Manager presented a draft ordinance containing a culmination of items discussed at six joint workshops with the Planning Commission, and direction for amendments to the Municipal Code. She presented and reviewed the proposed changes with the Council.

Questions and comments from the audience were received from: Dave Drew; Monica Moran; Tom McKenney; Jack Petruccelli; Andy Mueller; Priscilla Peters; Chris Whaling; and Eric Dickerson.

The Council agreed the license fee should be lower for persons renting a single bedroom in an owner occupied residence, a safety inspection will not be required, and it shall not count toward the maximum number of licenses. Consensus was licenses shall not be transferrable.

ACTION:

It was moved by Councilmember Hunter and seconded by Councilor Austin to introduce the Ordinance defining short term rentals, revising regulations for short term rentals, providing for licensing of short term rentals and limiting the number of short term rentals allowed within the Town of Ridgway, and waiving additional tap fees for accessory dwelling units, as defined in Section 7-3-13(G) of the Ridgway Municipal Code, sharing a single tap with a primary dwelling, as revised in discussions at this meeting. The motion carried with the Mayor voting.

Council took a recess at 7:55 p.m. and reconvened the meeting at 8:05 p.m.

16. Discussion of amendments pertaining dog leash law boundaries and regulations

Report from the Town Manager dated 4-5-17 including comments from the Marshal's Department and a draft ordinance.

Manager Coates reported comments from the Marshal's Department include dispatch and patrol statistics, along with off leach citations. She explained based on research from other jurisdictions staff is recommending not to reinstate licensing, and to focus on outreach, patrol and enforcement, also to retain construction of a dog park in the long term capital improvement plan. She noted the draft ordinance contains a proposed leash area from Moffat to Otto Streets and Amelia to Railroad Street, and existing leash area along the river trail and in the Athletic Park during events. Additionally nuisance provisions will now include being in possession of a leash and dog waste bag at all times; and prohibits more than four dogs in a residence.

There was discussion by the Council.

Comments from the audience were given by: Pat Willits; Priscilla Peters; Tom McKenney; Jean Casolari; Chris Whaling; Krista Stewart; Kenny Mihelich and Vicki Hawse.

The Council discussed fines for multiple offenses, use of a complaint card and an education program. Consensus of the Council was to not reinstate licensing; the mandatory leash area shall be from Moffat to Otto Streets; provide complaint cards along with outreach materials and brochures. Include on brochures when walking an unleashed dog, and when approaching a dog on leash, as a courtesy to the owner place the dog on a leash. It was agreed to introduce an ordinance at the meeting in May.

17. Amendment to the Intergovernmental Agreement between the City of Ouray, Town of Ridgway and Ouray County establishing a Multijurisdictional Housing Advisory Committee

The Town Manager noted Councilor Austin would need to recuse himself from discussion and voting on the agenda item, and there would not be a quorum.

The item was tabled to the next agenda due to lack of a quorum.

18. Request for approval to comment on the Water Quality Standards for the Upper Section of the Uncompahgre River of the Gunnison Basin

Town Engineer Fagan explained the Town historically participates in providing comments to the State Health Department on the water quality standards for the Uncompahgre River as it impacts discharge from the Town's wastewater treatment plant. She recommended the Town support the Health Departments proposed revisions to the standards.

ACTION:

Councilor Hunter moved to approve the Town Engineer's comments. Councilor Young seconded and the motion carried unanimously.

19. Resignation and discussion regarding filling the vacancy on the Town Council

Mayor Clark announced the Council has received a letter of resignation from Councilor Candida Gold. There was discussion by the Council pertaining to appointing from the recent election to fill the one year term. It was agreed to make the appointment at the May meeting.

20. Annual appointment of Mayor Pro Tem and review of Council representation on committees and commissions

Mayor Clark suggested discussion of the annual appointments be continued to the May meeting to allow for full Council participation. The Council agreed.

MANAGERS REPORT

Manager Coates reported on the upcoming RAMP public meeting and construction start date; the hiring process for the new Marshal and Public Works Director; Town participation in the Ride the Rockies event; noted there will be a Joint Planning Board Meeting June 6, the Colorado Municipal League Conference will be held June 21<sup>st</sup> through 24<sup>th</sup> and the Town will host a tree pruning workshops on April 24<sup>th</sup>; she presented an update on development of the new website; new email addresses for Council and Planning Commissioners; update on the GIS Mapping Project and the Gunnison Valley Transportation Planning Region Intergovernmental Agreement.

COUNCIL REPORTS

Councilor Young reported on the Chamber of Commerce; Mayor Clark noted the Scholarship Committee will met soon to award the annual student scholarship.

EXECUTIVE SESSION

The Town Attorney requested an executive session pursuant to CRS 24-6-402 (4) (b) and (e) for the purpose of receiving legal advice and to discuss matters subject to negotiations.

**ACTION:**

Moved by Councilmember Hunter, seconded by Councilor Young and unanimously carried to enter into closed session.

The Council entered into executive session at 9:45 p.m. with the Town Attorney, Town Manager and Town Engineer.

The Council reconvened back into open session at 11:15 p.m.

**ADJOURNMENT**

The meeting adjourned at 11:15 p.m. to a Workshop Meeting on April 26, 2017 at 5:30 p.m. Ridgway Community Center, 201 N Railroad Street.

Respectfully Submitted,

Pam Kraft, MMC  
Town Clerk