



REGULAR CITY COUNCIL MEETING AGENDA
Tuesday, February 5, 2013
6:00 P.M. CITY COUNCIL CHAMBERS
Located in the Elks Civic Building at 107 South Cascade Avenue

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. All agenda items scheduled and noticed to be heard today must begin prior to 11:00 p.m. or they will be rescheduled. At 11:00 p.m., if the meeting has not already been adjourned, further proceedings shall be conducted as follows: 1) If the City Council is discussing an agenda item, but has not voted on the item before 11:00 p.m., the City Council may take a vote to decide whether to continue the item to the next meeting. 2) The City Council may also consider additional agenda items that require action in a specified time period due to legal requirements. 3) All other agenda items not previously opened shall be placed first on the next City Council Agenda.

- 1) City Council meeting called to order by Mayor Thomas Smits.
- 2) The Pledge of Allegiance.
- 3) Roll Call by City Clerk.
- 4) Changes to the Agenda, including additions and deletions.
- 5) American Public Works Association Award Presentation by APWA Colorado Chapter President Steve Glammeyer
- 6) CALL FOR PUBLIC COMMENT

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.

Individuals wishing to speak will be recognized by the Chair, invited to the podium, asked to state their name and address and will be allowed three minutes to speak. Please state if you are a City resident. 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 the use of profanity or ethnic, racial or gender-oriented slurs is prohibited, as is any “disorderly conduct” which violates state or local law and shall not be permitted.

**Please note that the times listed are estimates of approximately how long each item may take. This time is intended to serve as a guide for the Mayor in an effort to help keep the meeting moving.*

**Hearing assistance devices are available for public use. Please let us know if you need accommodation.*



7) RESOLUTION 2013-02 (10 minutes)

City Council consideration of Resolution 2013-02, a resolution of the City Council of the City of Montrose, Colorado, commending Richard J. Brown for ten years of service and excellent performance as municipal court judge.

Action: Consider making a motion to adopt Resolution 2013-02 as presented.

8) DE NOVO HEARING – 1047 N. FIRST STREET (60 minutes)

The City Council will hold a De Novo hearing to consider a request for a rezone (RZ #12-04), from OR (Office Residential) to B-4 (Neighborhood Shopping District) on Lots 23 and 24, Block 10, of the Fairground Plat located at 1047 N. First Street.

Action: Hold a hearing.

Staff: Attorney James Brown and Community Development Director Kerwin Jensen

9) APPROVAL OF MINUTES

City Council consideration of the minutes of the regular City Council meeting held January 15, 2013, and the special City Council meeting held on January 21, 2013.

Action: Consider making a motion to approve the minutes of the January 15, 2013, regular City Council meeting as presented.

Staff: City Clerk Lisa DelPiccolo

10) LITTLE LEAGUE CONTRACT (15 minutes)

City Council consideration of continuation or termination of the existing contract between the City of Montrose and Montrose Little League.

Action: Consider making a motion to either continue or terminate the existing contract between the City of Montrose and Montrose Little League.

Staff: City Manager Bill Bell

11) RESOLUTION 2013-01 (10 minutes)

City Council consideration of Resolution 2013-01, a resolution supporting the construction of non-motorized cycling, hiking and cross-country skiing trails at Cerro Summit Recreation Area.

Action: Consider making a motion to adopt Resolution 2013-01 as presented.

Staff: Senior Planner Garry Baker and Bill Harris, Colorado Plateau Mountain Bike Trail Association



12) ORDINANCE 2314 – SECOND READING (10 minutes)

City Council consideration of Ordinance 2314 on second reading, an ordinance amending subsections 4-7-9(A) and (B) of the Official Code of the City of Montrose, to revise requirements for minor subdivisions in commercial zones to require improvements only for lots without existing buildings and allow completion of such improvements to be deferred until issuance of a certificate of occupancy, and to modify submittal requirements.

Action: Hold a hearing. Consider making a motion to adopt Ordinance 2314 on second reading.

Staff: Senior Planner Garry Baker

13) ORDINANCE 2315 – FIRST READING (15 minutes)

City Council consideration of Ordinance 2315 on first reading, an ordinance of the City of Montrose, revising City sign regulations to allow off premises signs in more circumstances, to revise provisions concerning temporary signs, to increase allowed sign area in certain circumstances, to revise provisions applicable to electronic signs, and to simplify and clarify various provisions.

Action: Consider making a motion to pass Ordinance 2315 on first reading.

Staff: Senior Planner Garry Baker

14) AIRPORT TRUNK SEWERLINE PHASE III CONSTRUCTION CONTRACT
(10 minutes)

City council consideration of a bid for the Airport Trunk Sewerline Phase III Construction Contract.

Action: Consider making a motion to award the Airport Trunk Sewerline Phase III Construction Contract to Hank William, Inc., DBA Williams Construction Contractors for the total contract amount of \$1,531,746.70, which includes \$139,249.70 for contingencies.

Staff: Public Works Director John Harris

15) RESOLUTION 2013-03 (10 minutes)

City Council consideration of Resolution 2013-03, a resolution of the City of Montrose, lifting the sewer tap moratorium enacted by Ordinance 2232.

Action: Consider making a motion to adopt Resolution 2013-03 as presented.

Staff: Public Works Director John Harris



16) STAFF REPORTS

- A. Public Information Officer Report (5 minutes)
(City Manager Bill Bell)
- B. Telluride Montrose Regional Air Organization (TMRAO) Report (3 minutes)
(City Manager Bill Bell)

17) COUNCIL REPORTS

- A. Downtown Development Authority Report (3 minutes)
(Council Member Carol McDermott)
- B. Youth Council Report (3 minutes)
(Council Member Carol McDermott)
- C. Region 10 Report (3 minutes)
(Council Member Kathy Ellis)
- D. Project 7 Report (3 minutes)
(Council Member Bob Nicholson)

18) 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 details are provided for identification purposes: potential litigation; public safety tax/road and bridge tax

19) ADJOURNMENT