



MINUTES
CITY OF GLENWOOD SPRINGS
REGULAR CITY COUNCIL MEETING
FEBRUARY 7, 2019
101 W. 8TH STREET
6:00 P.M.

6 Roll Call

Mayor Mike Gamba called the meeting to order at 6:00 p.m. Present at roll call: Shelley Kaup, Rick Voorhees, Todd Leahy, Mike Gamba, Steve Davis, Jonathan Godes and Jim Ingraham.

Also present were Debra Figueroa, City Manager; Karl Hanlon, City Attorney; Steve Boyd, COO; Jenn Ooton, Assistant City Manager, Economic and Community Development Director; Catherine Mythen Fletcher, City Clerk; Terri Partch, City Engineer; Brian Smith, Parks and Recreation Director; Trent Hyatt, Senior Planner;

7 Pledge of Allegiance

Mayor Gamba led in the Pledge of Allegiance.

8 Agenda Changes

9 Conflict of Interest Disclosure

Councilor Godes-would be recusing himself from items 14a and 14b due to a conflict of interest

10 Citizens Appearing Before Council (for items not on the Agenda-comments limited to 3 minutes)

11 Council Comments

Councilor Voorhees-thanked the Streets Department for keeping the roads drivable this winter

12 Consent Agenda

- A. Receipt of Minutes of the January 17, 2019 Regular Meeting
- B. Renewal of FY2019 Ride Glenwood Springs/Traveler Complementary Paratransit Contract with RFTA
- C. Ordinance No. 4, Series of 2019; An Ordinance of the City of Glenwood Springs, Calling an Election on April 2, 2019, for Voter Approval to Increase the Street Maintenance and Construction Sales and Use Tax, Providing the Effective Date of this Ordinance and Setting Forth Details in Relation Thereto. (SECOND READING)
- D. First Amendment Intergovernmental Agreement for Parking Lot and Common Area Maintenance
- E. Ordinance No. 3, Series of 2019; An Ordinance of the City of Glenwood Springs, Colorado, Amending Title 070 (SECOND READING)
- F. Revocable License to Encroach between the City of Glenwood Springs and SC Glenwood I LLC
- G. 2019 Glenwood Springs Hanging Lake Creative Proposal

Councilor Ingraham moved, seconded by Councilor Voorhees to approve the consent agenda

Motion passed unanimously

ACTIONS AND/OR PRESENTATIONS

13 South Midland Update

A. South Midland Reconstruction Update

Terri Partch explained that the Engineering Department and consultant SGM developed the project plans and estimates for the South Midland Reconstruction to a 90% level. The right of way process, which must conform to the requirements of the Federal Uniform Act was a significant hurdle. It was anticipated it could take up to eight months to complete the ROW acquisition process and receive final clearances from FHWA before advertising the project. The BUILD grant requirements would extend the project timeline for bid until October, causing the project construction to be extended into the spring of 2021.

Mayor Gamba opened the item for public comment and no comments were noted. Mayor Gamba closed public comment.

Councilor Godes moved, seconded by councilor Voorhees, to approve an increase to the SGM contract in the amount of \$8,000 to evaluate construction schedule options for accelerating the construction schedule which do not include one-way traffic during business hours

Motion passed unanimously

Councilor Godes recused himself from the next agenda item.

14 Continued from January 17, 2019 meeting Planning Item 15-18 Solstice Townhomes, Cardiff Glen and Ordinance No. 1, Series of 2019

A. Planning Item 15-18 – Solstice Townhomes, Cardiff Glen Lot 95 and 96, Consideration of a Rezoning to PUD (amendment of an existing PUD), a Major Site/Architectural Plan Review, and Preliminary Plat

Trent Hyatt spoke to council about planning item 15-18 and the associated ordinance which were presented to City Council at the January 3, 2019 regular meeting, where a public hearing was opened and closed. Following public comment, City Council moved to continue consideration of the applications to the January 17, 2019 regular meeting to give the City Attorney time to respond to the various issues brought forth by the Cardiff Glen Master Association's legal representation. Leading up to the January 17, 2019 meeting, negotiations were still ongoing, and the City Attorney recommended City Council further continue consideration of the item to the February 7, 2019 meeting. The two parties came to an agreement on various terms which eliminated Cardiff Glen Homeowners Association's objection to the application.

Councilor Kaup moved, seconded by Councilor Ingraham, to affirm the recommendation of the Planning and Zoning Commission and approve the Rezoning (amendment) to PUD request, as outlined in Ordinance No. 1, Series of 2019, with the recommended findings listed on pages 59 and 60 of the February 7, 2019 staff report packet

Motion passed unanimously (Godes recused)

Councilor Kaup moved, seconded by Councilor Ingraham, to affirm the recommendation of the Planning and Zoning Commission and approve the Major Site/Architectural Plan Review with the recommendation findings and conditions listed on pages 59 and 60 of the February 7, 2019 staff report packet

Motion passed unanimously (Godes recused)

Councilor Kaup moved, seconded by Councilor Ingraham, to affirm the recommendation of the Planning and Zoning Commission and approve the Preliminary Plat request with the recommended findings listed page 60 of the February 7 2019 staff report packet

Motion passed unanimously (Godes recused)

- B. Ordinance No. 1, Series of 2019; An Ordinance of the City of Glenwood Springs, Colorado, Amending the Cardiff Glen Planned Unit Development (PUD) (FIRST READING)

Councilor Kaup moved, seconded by Councilor Voorhees to approve Ordinance No. 1, Series of 2019 as outlined in action one of the document City Council suggested motions for February 7, 2019 including planning item 15-18

Motion passed unanimously (Godes recused)

Councilor Godes rejoined the meeting.

15 Ordinance No. 5, Series of 2019

- A. Ordinance No. 5, Series of 2019; An Ordinance of the City of Glenwood Springs, Colorado, Repealing Section 010.020.071 to the Municipal Code, Revoking the Authority of the City Council and the City Manager to Temporarily Suspend Enforcement of Portions of the Municipal Code (FIRST READING)

Karl Hanlon explained that during the Grand Avenue Bridge Detour it was necessary to quickly make changes to the municipal code such as garbage collection and construction times. To deal with the on-going traffic emergency, the City Manager was granted the authority to temporarily suspend enforcement of the code.

Mayor Gamba Opened the item for public comment and no comments were noted. Mayor Gamba closed public comment.

Councilor Kaup moved, seconded by Councilor Voorhees, to approve Ordinance No. 5, Series of 2019; Repealing Section 010.020.071 to the Municipal Code, Revoking the Authority of the City Council and the City Manager to Temporarily Suspend Enforcement of Portions of the Municipal Code

Ayes: Kaup, Voorhees, Leahy, Gamba, Godes, Davis

Nays: Davis

Motion passed

16 Ordinance No. 6, Series of 2019

- A. Ordinance No. 6, Series of 2019; An Ordinance of the City Council of the City of Glenwood Springs, Colorado Extending the Temporary Moratorium on the Acceptance and Processing of New Vacation Rental Permit and Business License Applications in Glenwood Springs (FIRST READING)

Jenn Ooton spoke to council about the approved temporary Moratorium on new vacation rental permits in November of 2018 for a period not to exceed four months from the effective date of Ordinance No. 23, Series of 2018. That moratorium would effectively end on March 14, 2019. In order to allow for first and second readings, as well as the required ten days following the date of second publication for the ordinance to take effect, an extension of the temporary moratorium was necessary to avoid a gap in regulation. To avoid public confusion, and a possible rush of applications attempting to be granted under previous regulations, a short extension to the temporary moratorium was proposed.

Mayor Gamba Opened the item for public comment and no comments were noted. Mayor Gamba closed public comment.

Mayor Pro-Tem Leahy moved, seconded by Mayor Gamba, to allow the Moratorium to expire in accordance with its original deadline

Ayes: Leahy, Gamba, Davis, Ingraham

Nays: Kaup, Voorhees, Godes

Motion passed

17 Two Rivers

A. Two Rivers Park Bank Stabilization Project – Evaluation of Council and Commission Ideas

Brian Smith and Terri Partch presented the reevaluated engineering and bid quantities recently requested by Council for the park project, to prepare to rebid the project in August of 2019. Staff wanted to discuss concerns and possible solutions for the bandshell and amphitheater. Parking for expanded events would need to be considered, also.

Mayor Gamba Opened the item for public comment.

Jennifer Vanian-Asked a question about how parking would be extended.

Mayor Gamba closed public comment.

Councilor Ingraham moved, seconded by Councilor Godes, direct staff to proceed with a plan that includes the dredging of the channel that includes an access pathway down to the beach as well as a pathway along the channel does not include an island path and does not include a pedestrian bridge

Motion passed unanimously

Councilor Ingraham moved, seconded by Councilor Davis, to maintain the baring of the ramp to slightly shift the ramp as far to the east as possible while attempting to maintain the trees to extent necessary shave off the island to accommodate access to look at options for staging areas and to include a cost effective

Ayes: Ingraham, Davis, Gamba, Leahy

Nays: Godes, Voorhees, Kaup

Motion passed

Councilor Ingraham moved, seconded by Councilor Davis, to explore lighting options that balance safety with light pollution and cost the explore rock terracing options that look at reducing the overall quantity and cost of the rock and on the existing pathway restoration to short term pave with millings and long term replace it with concrete, and that the work involve the installation of event electrical connections

Motion passed unanimously

Councilor Ingraham moved, seconded by to drop the consideration of the original amphitheater and move forward with the expanded amphitheater option specifically the first step determining the cost of the engineering would be to design that and explore an option of modernizing the bandshell and including the related area with a buildup rise

Motion passed unanimously

18 Confluence RFQ

A. Confluence RFQ

Jenn Ooton explained that City Council, at the end of 2018, asked staff to draft an RFQ for a master developer for the Confluence Area. City Council reviewed the first draft at the January 3, 2019 meeting and asked to review the language prior to sending out the RFQ. The City has worked with

consultants on finalizing the “Glenwood: Moving Forward Together” Project Area-Wide Plan that was presented at the January 17, 2019 meeting. The final draft for adoption was anticipated to be presented at the February 21, 2019 City Council Meeting. The Area Wide document would provide recommendations and alternatives related to the Confluence Area site, including information and potential parking garage sites and development yield. The City may want to wait until this document was approved to finalize and send out the RFQ.

Mayor Gamba opened the item for public comment and no comments were noted. Mayor Gamba closed public comment.

Councilor Godes moved, seconded by Mayor Pro-Tem Leahy, to issue the RFQ immediately following the Council's adoption of the area wide plan at the February 21, 2019 meeting, and that the responses of the RFQs will be due within 90 days

Motion passed unanimously

19 Leslie Bethel Memorial Designation

A. Leslie Bethel Memorial Designation

Moved to February 21, 2019 regular meeting

20 Report from City Administration

A. City Manager

- a. Fire Department asked for the Mayor to sign a grant application to rehab the ambulances for \$165,000
- b. Recommended the Cedar Crest reconstruction for FMLD Grant funding
- c. School District requested a letter of support for an FMLD Grant
- d. Requested to put out the Grant Administrator job posting
- e. Downtown Restrooms - the 2019 Budget approved by City Council has \$250,000 in DDA funding for downtown restrooms. The DDA and City Council both agreed that the best location for a restroom was at the corner of 7th and Colorado. Planning staff have reviewed the restrooms and staff intended to bring an agreement with the BOCC for the bathroom at the February 21st City Council meeting.

B. City Attorney

C. Correspondence Incoming/Outgoing

- a. Mayor Gamba was invited to attend a “Build a Better Colorado Meeting” however it conflicts with RFTA board meetings and would like to have the COO and possible council member attend instead

21 Executive Session to Conduct a Conference with the City Manager and City Attorney for the Purpose of Discussing the City's Purchase, Acquisition, Lease, Transfer or Sale of Real Property; Determining Positions Relative to Matters That May be Subject to Negotiations, Developing Strategy for Negotiations, and Instructing Negotiators; and to Conduct a Conference with the City Attorney to Receive Legal Advice in Accordance with C.R.S. 24-6-402(4)(a), (b) and (e), related to Hanging Lake

22 Adjournment

The meeting was adjourned at 10:33pm