



MINUTES
CITY OF GLENWOOD SPRINGS
REGULAR CITY COUNCIL MEETING
MAY 6, 2021
101 W. 8TH STREET
6:15 PM

Note: Official meeting minutes are located on the City website via YouTube video at the following link: <https://www.youtube.com/user/GlenwoodSprings1885/videos>. The times in agenda items indicate approximately where the item can be found on the YouTube video timeline.

REGULAR SESSION

:01 Roll Call

Present: Mayor Godes, Mayor Pro-Tem Willman, Councilor Kaup, Councilor Wussow, Councilor Stepp, Councilor Hershey, Councilor Davis. Also present were Debra Figueroa, City Manager; Steve Boyd, COO; Jenn Ooton, Asst. City Manager, Matt Langhorst, Director of Public Works, Gretchen Ricehill, Assistant Director for Economic and Community Development, and Karl Hanlon, City Attorney.

:02 Pledge of Allegiance

Mayor Godes led the Pledge.

:02 Agenda Changes and Conflicts

None were offered.

:02 Citizens Appearing Before Council

Joyce Cohen – 120 Opperson Road, Beaver Creek, CO wanted to discuss puppy mills and for Glenwood Springs to join a collective of other Colorado towns/cities and pass an ordinance banning the sale of dogs sold to pet stores from these suppliers.

Heather McGregor & Steve Smith – 63 Airport Road introduction of proper curb and gutter in development of South Midland and South Bridge development for drainage and runoff.

Sharma Phillips – requests to hold for pay fitness classes in parks. Applied for permit but was declined. Was later asked to hold fitness classes on behalf of the city. Was approached by GSPD but is unable to find which part of the ordinance or code she was breaking.

:12 Council Comments

Councilor Stepp asks about Sharma Phillips call in comments. Debra Figueroa, City Manager replied that it is city policy not to allow for pay activities in city parks as commercialization of parks would ruin park with uncontrolled use. The City Attorney commented about trying to consolidate codes and possibly recommend changes on code. Mayor states that Aspen allowed some activities at the parks.

Councilor Hershey said another person was calling in. Mayor states that public comments had finished.

:18 Councilor Hershey moved to reopen public comment.

Motion failed for lack of a second.

Mayor Pro Tem Willman commented that Parks Department will conduct turf renovation at North Landing for a better appearance pending further decisions on the area.

Councilor Kaup would like to see some council action on Sharma Phillips public comments as a policy. Members of the Housing Committee visited the housing project in Basalt. There will be a work session in May to considered similar project. Downtown neighborhoods are experiencing problems with potholes. Matthew Langhorst stated that City crew is set to address the problem in the next week or two.

Councilor Wussow was approached by the public regarding the area of construction of the ANB Bank regarding the lack of curb appeal. She encouraged more contact with Planning and Zoning to reinvigorate and diversify area with code and zoning changes for more affordable housing. The City Attorney stated that meetings are already underway.

Mayor Godes would like to see if Council would vote to re-instate the sign code so that enforcement can restart.

:31 Mayor moved, seconded by Councilor Davis, to re-instate sign code.

Motion passed unanimously 7-0.

Mayor Godes thanked to all the city staff who joined in the City clean up last Friday and said that a lot of progress was made.

:33 Motion for Consent

:33 Councilor Wussow moved, seconded by Councilor Kaup to approve the consent agenda.

Motion passed unanimously 7-0.

:34 Proclamation of Police Week

Mayor Godes proclaimed that Glenwood Springs will adopt May 9 -15, 2001 to be recognized as Police Week, as May 15 has been designated as Peace Officer Day.

:35 Proclamation of John Logan Bartek “Logan”

Mayor Godes described Logans accomplishments and his work on Hanging Lake that got him the Colorado Tourism Award.

ACTIONS AND/OR PRESENTATIONS

:40 Planning File 69-20 Consideration of a Special Use Permit for a Retail Marijuana establishment at 2114 Grand Avenue (PIN 2185-164-00-095)

Trent Hyatt of Community Development presented the staff presentation for Kind Castles Marijuana establishment at 2114 Grand Avenue. Questions from Councilor Willman regarding traffic count, easement and requirement for applicant to erect a fence. Questions from Councilor Kaup concerning employee parking and if there is a condition to prevent parking at the hotel site. Question from Councilor Stepp regarding fire department access. Question from Mayor Godes regarding possible odor complaints from the retail marijuana store.

Chris Hawkins of Alpine Planning, representing the applicant, presented Question from Councilor Wussow regarding possibility of increased crime and, Councilor Stepp asked if this is a rental.

Public comment:

Haley Carmer, Attorney for Cedar Lodge Motel, disagreed with applicant’s statement to compare this property to other in the city, raised concerns about parking and possible revocation of license if a violation of code occurs and general compatibility with the community at this site. Requested council deny the application.

Barbara Koziel speaking on behalf of Cedar Lodge Motel, stated that this site will have a direct negative impact on the business and community. Increase traffic experienced by motel and she commented on the number of children that run around in the motel car park. Another marijuana store will give visitors the wrong impression of Glenwood Springs. Urges the council to deny the application.

1:29 Councilor Wussow moved, seconded by Councilor Hershey, to continue Planning File 69-20 Consideration of a Special Use Permit for a Retail Marijuana establishment at 2114 Grand Avenue.

Motion passed unanimously 7-0.

1:30 Ordinance No 2021-03 of the City of Glenwood Springs, Colorado, Amending Title 070 Sections 070.010.070, 070.020.020, 070.030.020, 070.030.030, 070.030.040, 070.040.020, 070.040.050, 070.040.060, 070.040.080, 070.040.090, 070.040.110, 070.050.040, 070.060.020, 070.060.050, 070.060.070, 070.070.020, AND 070.070.030 of the Glenwood Springs Municipal Code.

Gretchen Ricehill presented. Question from Councilor Kaup regarding storage containers, their look, size, overall footprint on property, usage and the purpose in allowing such a large size. Question from Councilor Willman on zoning variance and enforcement of existing storage containers.

Public comment: No Comments.

Comments from Councilor Davis concerning size, exceptions and exemptions for use of storage containers.

Comments from Councilor Kaup concerning allowed use of containers. Council should agree on the size of containers used.

Comments from Councilor Wussow concerning permits to allow use. She wanted to extend tanks to the Planning and Zoning Commission for their work on these changes.

Comments from Mayor Godes concerning the size of containers, the current use of containers, time of use and wanted to comment that if presented with care, the containers can look nice.

Comments from Councilor Davis confirming the size of current use containers and the length of use.

Comments from Mayor Godes, Councilor Kaup and Atty Hanlon for compliance and grandfathering current use containers.

1:55 Councilor Kaup moved, seconded Mayor Godes, to approve Ordinance No 2021-03 of the City of Glenwood Springs, Colorado, Amending Title 070 Sections 070.010.070, 070.020.020, 070.030.020, 070.030.030, 070.030.040, 070.040.020, 070.040.050, 070.040.060, 070.040.080, 070.040.090, 070.040.110, 070.050.040, 070.060.020, 070.060.050, 070.060.070, 070.070.020, AND 070.070.030 of the Glenwood Springs Municipal Code. Except for the concerns raised by council.

Motion passed unanimously 7-0.

2:01 Recess

2:12 Open Records Request Policy

Mayor Godes wished to examine how the City's CORA Policy compared to other municipalities.

Steve Boyd, City COO, presented on the City's CORA Policy and a possible online log available to the public.

Public Comments:

Bryce Jacobson commented that an accessible online CORA log would not be a good idea. CORA regulations have changed recently and that no charge should be made. Councilor Wussow comments that existing standards work. Amy Marsh stated that the current CORA Policy is a hinderance to public access and that putting logs online could open the requestor to retaliation.

Councilor Hershey comments that CORA should have no fees and that there should be full transparency.

Council would like an in-person work session later in the summer.

2:53 Housing Commission Appointments

Councilor Kaup commented that two members of the Housing Commission, Sumner Schachter and Shaun Nesbitt, have reapplied for a second term and are eligible. She also interviewed Bobbie Hodge as a candidate and recommends her appointment as she is eligible.

2:54 Councilor Kaup moved, seconded by Mayor Godes to appoint Sumner Schachter, Shaun Nesbitt, and Bobbie Hodge to a three-year term ending in 2024.

Motion passed unanimously 7-0.

2:55 Council Commission & Boards Liaison Appointments

Mayor Godes read the list of appointments:

DDA	Councilor Davis and Mayor Pro Tem Willman
Financial Advisory	Mayor Pro Tem Willman and Councilor Stepp
Tourism	Mayor Pro Tem Willman
VALE Board	Councilor Hershey
Volunteer Firefighter Pension	Mayor Godes
Parks and Recreation	Councilor Davis
Airport	Mayor Godes
Historic Preservation	Councilor Hershey
Rural Fire Protection District	Councilor Hershey
Arts and Culture	Councilor Kaup and Councilor Hershey
Housing	Councilor Kaup and Councilor Stepp
River	Councilor Stepp and Councilor Davis
Transportation	Councilor Wussow and Councilor Kaup

Garfield Clean Energy	Councilor Wussow and Councilor Kaup
Chamber of Commerce	Mayor Pro Tem Willman
Ruedi Water Power	Councilor Wussow
CDOT Intermountain	Mayor Pro Tem Willman
CML	Mayor Pro Tem Willman
CAST	Mayor Godes
Club Twenty	Councilor Stepp
RAFTA	Mayor Godes and Councilor Kaup

Councilor Davis commented that he has no alternative member for Parks and Recreation. Councilor Wussow said that she would like to fill that role, then suggested becoming the main member:

Parks and Recreation	Councilor Wussow and Councilor Davis
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Mayor Godes would like alternates to attend as many meetings as possible.

Councilor Stepp commented that she would like to be the alternative for the Tourism Board:

Tourism	Mayor Pro Tem Willman and Councilor Stepp
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3:05 Bid for Council Chambers

Steve Boyd presented that four bids were received two of which were overpriced. Staff would like the ability to negotiate.

3:06 Mayor Godes moved, seconded by Mayor Godes, for staff to negotiate with the lowest bidder.

Motion passed unanimously 7-0.

3:07 Resolution Number 2021-11 in Support of the Outdoor Restoration Force Act

3:09 Councilor Wussow moved, seconded by Councilor Stepp, to support Resolution Number 2021-11 in support of the Outdoor Restoration Force Act.

Motion passed unanimously 7-0.

3:10 Citizen Survey

Counselor Hershey requested this agenda item be moved to the next Council meeting.

3:11 Councilor Hershey moved, to continue the Citizen Survey to the next Council meeting.

Motion failed for lack of a second.

Mayor Godes asked Council if they would support a citizen survey to find out if they should have staff move forward. They Could also consider a larger survey.

Councilor Davis would support a comprehensive survey like the one several years ago (2016).

Councilor Hershey commented that council does not listen to the community and does not support the survey as it would be a waste of time and money.

Councilor Stepp commented that offering the survey would be beneficial to the City opposed to putting an issue straight on a ballot.

Mayor Godes suggested a \$35,000 budget. Mayor Pro Tem Willman agreed.

Councilor Kaup commented where will the money to pay for the survey come from.

Debra Figueroa suggested from the general fund or from DOLA.

Councilor Kaup comments she is concerned that there may be two surveys this year and that it is not a push poll as per Councilor Hershey's concerns.

Councilor Davis comments that the same companies should be used again.

3:32 Mayor Pro Tem Willman moved, seconded by Councilor Kaup, that staff can proceed with a survey, up to \$35,000, regarding funding infrastructure and other priorities and we do a more comprehensive survey as part of the master plan process.

Ayes: Willman, Kaup, Godes, Wussow, Davis, Stepp

Nays: Hershey

Motion passed 6-1.

3:41 Report from City Administration

A. City Manager

Debra Figueroa, City Manager, commented that the City has the support from CDOT and will be applying for grants for 6th Street and 8th Street.

3:42 Mayor Godes moved, seconded by Councilor Wussow, to pursue grant opportunities.

Motion passed unanimously 7-0.

B. City Attorney

Karl Hanlon, City Attorney, commented that depositions in the RMI case will happen later this summer and waiting to hear on two Summary Judgments that were filed by Garfield County in the State case.

C. Correspondence Incoming/Outgoing

3:45 Adjournment

3:45 Mayor Pro-Tem Willman moved, seconded by Councilor Kaup, to adjourn.

Motion passed unanimously 7-0.