



RIFLE CITY COUNCIL

REGULAR MEETING

July 6, 2022

7:00 p.m.

202 Railroad Avenue, Rifle, CO

CALL TO ORDER & ROLL CALL

A regular meeting of the Rifle City Council was called to order at 7:00 p.m. by Mayor Ed Green.

Present at Roll Call:

Mayor Ed Green, Councilor Chris Bornholdt, Councilor, Councilor Alicia Gresley, Councilor Joe Carpenter, Councilor Sean Strode and Councilor Brian Condie.

Roll Call: Yes - Ed Green, Clint Hostettler, Alicia Gresley, Joe Carpenter, Chris Bornholdt, Sean Strode and Brian Condie.

No - None.

Others Present:

City Manager Tommy Klein, City Clerk Misty Williams, Deputy City Clerk Alexis Ramirez, City Attorney Jim Neu, Deputy City Attorney Joely Denkinger, Rifle Community Television (RCTV) Michael Churchill, Planning Director Patrick Waller, Building Inspector John Nihiser, Public Works Director Brian Prunty, Chief of Police Debra Funston, Court Clerk/ PIO Kathy Pototsky, Senior Center Director Tami Sours, Abel Quintero, Benjamin Andrade, Benjamin Andrade –Sr., Katherine Andreatta, Maisa Metcalf, Stefan Johnson, Hannah Roza, Marc Kennen, and Suzanne Kennen.

PUBLIC COMMENT

Public comment was heard from Katherine Andreatta.

CONSENT AGENDA – CONSIDER APPROVING THE FOLLOWING ITEMS:

A. Consider Minutes of the June 15, 2022, Regular Meeting

B. Consider Liquor License Renewal for Walmart Inc., dba Walmart #5232

C. Consider Liquor License Renewal for RCG Rifle, LLC dba Rib City Grill

Councilor Clint Hostettler moved to approve Consent Agenda Items A, B and C; seconded by Councilor Sean Strode.

Roll Call: Yes - Alicia Gresley, Brian Condie, Sean Strode, Chris Bornholdt, Clint Hostettler, Ed Green, and Joe Carpenter.

No – None.

PRESENTATION

Recognize John Nihiser - CIRSA Safety Award

Building Inspector John Nihiser received the 2020 Safety Champion award at CIRSA's general membership meeting on June 22, 2022. The Safety Champion Award "recognizes individual employees, groups, managers, etc. who go above and beyond the call of duty to foster a positive safety culture within their entity." As an appreciation for his 50 years of experience and recognition of the 2020 CIRSA Safety Champion Award, the City of Rifle also recognized his expertise in the field with a plaque of recognition.

Receive Presentation from Garfield Clean Energy

Garfield Clean Energy representatives Maisa Metcalf and Stefan Johnson provided presentation. Mission of the group is to provide energy efficiency solutions, education, and alternative and renewable energy opportunities to all individuals and organizations, in order to build a stronger, more resilient economy benefiting the citizens of Garfield County. GCE is a countywide collaborative organization consisting of Garfield County, Parachute, Silt, New Castle, Glenwood Springs, Carbondale, Colorado Mountain College, Roaring Fork Transportation Authority, and Holy Cross Energy.

GCE representatives answered questions for Council.

Council determined that further information was necessary before any decisions could be made regarding financial contribution request – Information requested: Current Usage Data Analysis Report, Projection Plan for Energy and Solar Production in the next 5 to 10 years and List of Benefits for the City of Rifle.

Receive Presentation from Western Colorado Alliance

Western Colorado Alliance representative Hannah Roza provided presentation. The charitable purpose of the organization is to "Bring people together to build grassroots power through community organizing and leadership development." They are also focused on creating a future where engaged local voices are leading communities across Western Colorado that are healthy, just and self-reliant. The group works on issues concerning clean energy, grassroots democracy, leadership development, oil and gas, and public lands.

Receive Update on Greater Rifle Improvement Team Advisory Board Grant Requests

Planning Director Patrick Waller provided update on Greater Rifle Improvement Team Advisory Board Grant Requests for 2022. GRIT's funding is via the Visitor Improvements Fund, through the City's Lodging Tax. The GRIT Advisory Board has a bi-annual grant process, where local organizations and events can apply for funding. GRIT received 9 grant applications totaling \$66,500 in requested funds.

PRESENTATION

(Acting as Liquor Licensing Authority) Public Hearing - Consider Application by Mi Lindo Nayarit Restaurant, Inc. dba Mi Lindo Nayarit for a Hotel & Restaurant Liquor License at 840 Railroad Ave, Rifle, Colorado 81650.

Mayor Ed Green opened the public hearing.

Applicants Benjamin Andrade and Benjamin Andrade, Sr. were sworn in and presented a Hotel & Restaurant Application for Mi Lindo Nayarit Restaurant, Inc. dba Mi Lindo Nayarit located at 840 Railroad Avenue, Rifle, CO.

City Clerk Misty Williams provided overview of the Hotel & Restaurant application received on May 18, 2022 for Mi Lindo Nayarit Restaurant, Inc. dba Mi Lindo Nayarit Restaurant. The public hearing for this application was properly noticed, the application is complete, the appropriate fees have been paid and a petition that reflected the neighborhood's needs and desires was also submitted. Mi Lindo Nayarit Restaurant, Inc. is located within 500 feet of Rifle Middle School. Mi Lindo Nayarit has received a waiver from Garfield County School Board to serve alcohol at 840 Railroad Avenue. Mi Lindo Nayarit is a restaurant and its primary business is to serve meals. This application was submitted to the State of Colorado Liquor Enforcement Division on June 2, 2022, for concurrent review. Staff recommends approval of the hotel & restaurant application for Mi Lindo Nayarit Restaurant, Inc. dba Mi Lindo Nayarit Restaurant.

The applicants explained their plans for Mi Lindo Nayarit Restaurant and answered questions from Council.

No public comments were heard.

Mayor Ed Green closed the public hearing.

Councilor Clint Hostettler moved to approve the Hotel & Restaurant Liquor License application for Mi Lindo Nayarit Restaurant, Inc. dba Mi Lindo Nayarit Restaurant ; seconded by Councilor Joe Carpenter. Roll Call: Yes - Sean Strode, Joe Carpenter, Chris Bornholdt, Brian Condie, Clint Hostettler, Alicia Gresley and Ed Green.
No – None.

Consider Adopting the 2020 National Electrical Code - Ordinance No. 12, Series of 2022 - 1st Reading

No action was taken per council decision.

Consider Text Amendments Regarding Wireless Communication Facilities – Ordinance No. 13, Series of 2022 - 1st Reading

Planning Director Patrick Waller presented amendments regarding wireless communication facilities – Ordinance No. 13, Series of 2022 – 1st Reading. Notification requirements were met. At the February 16, 2022, City Council meeting, Council received a presentation regarding potential amendments to the Rifle Municipal Code ("RMC") to address Wireless Communications Facilities ("WCFs"), including small cell facilities. Ordinance No. 2022-13 and the attached exhibits would adopt a set of text amendments to the RMC addressing WCFs. This proposed set of text amendments is intended to add provisions to the RMC to allow the City to effectively process applications for WCFs and to set standards for the construction and installation of these facilities within the City. Deputy City Attorney Joely Denkinger provided brief outline of exhibits amending the land use code with A. New Regulations, B. Types and C. Applicant Fees. Staff recommends approval of amendments regarding wireless communication facilities – Ordinance No. 13, Series of 2022 – 1st Reading.

Deputy City Attorney Joely Denkinger answered questions for Council.

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO AMENDING CHAPTER 16 AND APPENDIX A OF THE RIFLE MUNICIPAL CODE TO REGULATE THE SITING AND CONSTRUCTION OF WIRELESS COMMUNICATIONS FACILITIES WITHIN THE CITY

Councilor Clint Hostettler moved to approve Ordinance No. 13, Series of 2022 as presented on first reading and order it to be published as required by charter; seconded by Councilor Sean Strode.

Roll Call: Yes - Brian Condie, Joe Carpenter, Alicia Gresley, Ed Green, Chris Bornholdt, Clint Hostettler and Sean Strode.

No – None.

REGULAR AGENDA

Consider Amending Section 10-11-80 of the Rifle Municipal Code Regarding Amplified Sound Devices - Ordinance No. 14, Series of 2022 - 1st Reading

Court Administrator/PIO Kathy Pototsky presented request to amend Section 10-11-80 of the Rifle Municipal Code Regarding Amplified Sound Devices – Ordinance No. 14, Series of 2022 – 1st Reading. Kathy Pototsky stated the proposed amendments are to clarify language and make it easier for officers in the field to interpret. Proposed amendments include adding noise disturbance clarification, removing 200 feet distance, time constraints and requirements that businesses can make as reasonable efforts to control noise. Staff recommends approval of amendments regarding amplified sound devices in section 10-11-80 of the Rifle Municipal Code– Ordinance. 14, Series of 2022 - 1st Reading.

Public Comment was heard from Abel Quintero.

Court Administrator/PIO Kathy Pototsky answered questions for Council.

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO AMENDING SECTION 10-11-80 OF THE RIFLE MUNICIPAL CODE REGARDING AMPLIFIED SOUND DEVICES.

Councilor Clint Hostettler moved to approve Ordinance No. 14, Series of 2022 – as presented on first reading and order it to be published as required by charter; seconded by Councilor Sean Strode.

Roll Call: Yes - Brian Condie, Joe Carpenter, Alicia Gresley, Ed Green, Chris Bornholdt, Clint Hostettler and Sean Strode.

No – None.

Consider Approval of the Rifle Gateway Traffic and Pedestrian Improvements Design Project to KLJ Engineering, LLC

Public Works Director Brian Prunty and KLJ Engineering, LLC Project Manager Mark Kenney presented the Rifle Gateway Traffic and Pedestrian Improvement Project Design. Notification requirements were met. A formal RFP was issued and one proposal was received. KLJ's proposal includes the gateway and the park and ride which are recommended to be combined as they are very interrelated when it comes to traffic analysis. The proposal also includes environmental impact evaluation, construction management, and public outreach. For all of the items, the proposal is \$516,089.00. The Rifle Gateway Traffic and Pedestrian Improvements project will reduce crashes, improve traffic flow, and enhance bike and pedestrian safety at the gateway to Rifle's downtown. Staff recommends approval of the Rifle Gateway Traffic and Pedestrian Improvements Design Project to KLJ Engineering, LLC.

Public Works Director Brian Prunty answered questions for Council.

Councilor Sean Strode moved to approve the Rifle Gateway Traffic and Pedestrian Improvements Design Project to KLJ Engineering, LLC in the amount of \$516,089.00; seconded by Councilor Alicia Gresley.

Roll Call: Yes - Joe Carpenter, Alicia Gresley, Ed Green, Brian Condie, Chris Bornholdt, Clint Hostettler, and Sean Strode.

No – None.

Consider Appointment of Annick Pruett to the Greater Rifle Improvement Team Advisory Board
Planning Director Patrick Waller presented request of appointment of Annick Pruett to the Greater Rifle Improvement Team Advisory Board. Patrick stated there is one seat open on the board. Annick Pruett meets the criteria. Staff recommends approval of appointment of Annick Pruett to the GRIT Advisory Board.

Councilor Alicia Gresley moved to approve the appointment of Annick Pruett to the Greater Rifle Improvement Team Advisory Board; seconded by Councilor Sean Strode.

Roll Call: Yes - Ed Green, Brian Condie, Clint Hostettler, Alicia Gresley, Joe Carpenter, Chris Bornholdt, and Sean Strode.

No – None.

Consider Approval of the Amended Purchase Contract for Senior Meals Program

Senior Center Director Tami Sours presented the purchase contract amendment for the Senior Meals Program. The contract renewal for preparing senior meals for New Castle, Silt, Rifle, and Parachute has been amended to reflect the new reimbursement rates of \$11.50 per meal from \$10.25 with an annual cap of \$196,592.50. This amended contract will be in effect from August 1, 2022 to June 30, 2023. Staff recommends approval of the amendment to the purchase contract for Senior Meals Program.

Councilor Clint Hostettler moved to approve the annual contract for Senior Congregate Meals for the period of July 1, 2022 to June 30, 2023 with a renewal cap not to exceed \$196,592.50; seconded by Councilor Joe Carpenter.

Roll Call: Yes - Sean Strode, Brian Condie, Joe Carpenter, Chris Bornholdt, Clint Hostettler, Alicia Gresley and Ed Green.

No – None.

Report to City Manager

Reports were heard from City Manager Tommy Klein, Public Works Brian Prunty, City Clerk Misty Williams, Chief of Police Debra Funston,

Comments from Mayor and Council

Comments were heard from Councilor Brian Condie, Councilor Sean Strode, Councilor Chris Bornholdt, and Councilor Clint Hostettler.

Adjournment

Meeting adjourned at 9:11 p.m.

Misty Williams
City Clerk



Ed Green / Brian Condie
Mayor - pro Tem