

RIFLE CITY COUNCIL MEETING

Monday, August 1, 2018

REGULAR MEETING

7:00 p.m. * Council Chambers

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

PRESENT AT ROLL CALL: Councilors Joe Carpenter, Joe Elliott, Ed Green, Theresa Hamilton, Sean Strode, and Mayor Barbara Clifton.

OTHERS PRESENT: City Manager Scott Hahn, City Clerk Kristy Christensen, City Attorney Jim Neu, Rifle Community Television (RCTV) Salvador Tovar-Guzman, Chief of Police Tommy Klein, Planning Director Nathan Lindquist, Senior Center Director Tami Sours, Finance Director Michelle Duran, and Court Clerk Kathy Pototsky.

CITIZEN COMMENTS

No citizen comments were heard.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the June 6, 2018 Regular Meeting
- B. (Acting as Liquor Licensing Authority) Liquor License Renewal for GMT Investments, LLC dba Black Bear Liquors and Dillon Companies, LLC dba City Market #43
- C. North Ridge Major Subdivision 2018-1 – Final Plat – Ordinance No. 8, Series of 2018 – 2nd reading
- D. Consider Authority for Towing; Amendments to RMC §8-2-160– Ordinance No.9, Series of 2018 – 2nd Reading (Jim Neu)
- E. Designating persons authorized to sign City checks – Resolution No. 11, Series of 2018

Councilor Hamilton moved to approve Consent Agenda Items A, B, C, D and E; seconded by Councilor Strode.

Roll Call: Yes - Carpenter, Elliott, Green, Hamilton, Strode and Clifton

ADMINISTER OATH OF OFFICE TO SCOTT HAHN AS CITY MANAGER

City Clerk Kristy Christensen administered the Oath of Office for new Rifle City Manager Scott Hahn.

APPOINT CITY COUNCIL CANDIDATE TO VACANT CITY COUNCIL SEAT

The candidates being considered for the vacant City Council seat are Helen Artist-Rogers, Brian Condie, Gary Haynes, Clint Hostettler, and Dana Wood.

Council submitted ballots, with each Councilor voting for one candidate. City Clerk Kristy Christensen tallied the votes. Brian Condie received two votes, Clint Hostettler received two votes, and Dana Wood received two votes. The results were a tie which required Council to vote again.

Council voted for a second time, with each Councilor voting for two candidates. They submitted their ballots to City Clerk Kristy Christensen, who tallied the votes. Brian Condie received three votes, Clint Hostettler received six votes, and Dana Wood received three votes.

Councilor Elliott moved to appoint Clint Hostettler for the vacant City Council seat; seconded by Councilor Hamilton.

Roll Call: Yes - Carpenter, Elliott, Green, Hamilton, Strode and Clifton

RECEIVE FINANCIAL REPORT FOR SECOND QUARTER

Finance Director Michelle Duran presented the financial report for second quarter to the Council.

CONSIDER 2018 INTERGOVERNMENTAL AGREEMENT WITH GARFIELD COUNTY FOR SENIOR CONGREGATE MEAL/NUTRITION PROGRAM

Senior Center Director Tami Sours stated Rifle has been party to an Intergovernmental Agreement (IGA) with Garfield County that defines the responsibilities of the City of Rifle and Garfield County as it relates to providing congregate meal service in the I-70 Corridor. The terms of the IGA are from Rifle City Council Meeting, August 1, 2018

July 1, 2018 to June 30, 2019. The agreement obligates the Rifle Senior Center to prepare meals to be distributed in Parachute, Rifle, Silt and New Castle on specified days; defines the quality and method of meal preparation; defines food nutritional requirements; food handling requirements; and outlines the reimbursement obligation of Garfield County associated with contracting with Rifle for food preparation services for seniors. The IGA has a meal cap for the meal reimbursement of \$105,000 and the meal reimbursements will continue at \$6.25 per meal for New Castle, Silt, and Rifle and \$7.60 for Battlement Mesa.

Council wanted to discuss concerns with Garfield County and Silt before they approved the IGA and asked for this to be an agenda item at the next City Council meeting to allow them time for discussion with the other entities.

CONSIDER APPROVING A REFUND FROM GARFIELD COUNTY FOR 2016 TRAVELER EXPENSES

Senior Center Director Tami Sours explained the 2016 expenses from the Intergovernmental Agreement for the Traveler were under budget and a refund of \$16,529.69 is due to the City of Rifle. The Traveler is requesting refunds be put in their Capital Reserve account held by Garfield County to pay for new buses to replace an aging fleet as needed. We have three options for the 2016 refund; we can retain the refund, give the refund to the Garfield County Capital Reserve, or retain 75% (\$12,397.27) of the refund and give 25% to the Garfield County Capital Reserves (\$4,132.42).

Councilor Elliot moved to receive 75% of the refund from the Garfield County for the Traveler expenses in the amount of \$12,397.27 and give 25% of the refund to County for Capital Reserves in the amount of \$4,132.42; seconded by Councilor Hamilton.

Roll Call: Yes - Carpenter, Elliott, Green, Hamilton, Strode and Clifton

PUBLIC HEARING - CONSIDER REZONING 1150 ACCESS ROAD FROM TOURIST COMMERCIAL TO COMMUNITY SERVICE- ORDINANCE NO. 11, SERIES OF 2018 – 1ST READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, REZONING 1150 ACCESS ROAD FROM TOURIST COMMERCIAL (TC) ZONE DISTRICT TO COMMERCIAL SERVICES (CS) ZONE DISTRICT.

Mayor Clifton opened the Public Hearing, and swore in the applicant, Steve Fitzgerald. Steve Fitzgerald, owner of Centennial Suites on 1150 Access Road, has applied for a rezoning (Map Amendment) of 1150 Access Road from Tourist Commercial to Community Service zoning. The applicant is requesting rezoning because they would like to build a mini-storage facility, which is not permitted in Tourist Commercial zoning.

Planning Director Nathan Lindquist gave a report on the application. The purpose of the request is to allow for a mini-storage facility, which is not permitted in Tourist Commercial zoning and requires a Conditional Use Permit in Community Service zoning. Community Service zoning is compatible with the Comprehensive Plan and consistent with the character of the neighborhood. Although it is more flexible than Tourist Commercial zoning, Community Service zoning also has safeguards to prevent high-impact uses from disturbing the neighborhood. Planning Commission approved both the rezoning and a Conditional Use Permit for a storage unit facility, pending City Council's approval on the rezoning of the property at 1150 Access Road from to Community Service (CS).

Public Comments were heard from Bob Whittington, who made comments in regards to the recent improvements made to the property. Mayor Clifton closed the Public Hearing.

Councilor Elliott moved to approve Ordinance No. 11, Series of 2018 on its first reading, as presented, and order it to be published as required by Charter; seconded by Councilor Hamilton.

Roll Call: Yes - Carpenter, Elliott, Green, Hamilton, Strode and Clifton

CONSIDER EXTENDING THE TEMPORARY MORATORIUM ON NEW MARIJUANA BUSINESS LICENSES – ORDINANCE NO. 12, SERIES OF 2018 – 1ST READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, EXTENDING THE TEMPORARY MORATORIUM ON THE LICENSING AND LOCATION OF MARIJUANA BUSINESSES IN THE CITY.

City Attorney Jim Neu explained that the extension of the Temporary Moratorium on new Marijuana Business Licenses through December 31, 2018 is to give Council time to review the options and give staff direction.

Councilor Green moved to approve Ordinance No. 12, Series of 2018 on its first reading, as presented, and ordered it to be published as required by Charter; seconded by Councilor Strode.
Roll Call: Yes - Carpenter, Elliott, Green, Hamilton, Strode and Clifton

CONSIDER CITY HALL PLAZA AND PARKING STRUCTURE SMOKING PROHIBITION AND PARKING RESTRICTIONS; AMENDMENT TO RMC §10-12-60(C) – ORDINANCE NO. 10, SERIES OF 2018 – 2ND READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, PROHIBITING SMOKING IN THE CITY HALL PLAZA AND PARKING STRUCTURE, PROHIBITING OVERNIGHT PARKING AT THE CITY HALL PARKING STRUCTURE, AND AMENDING SECTION 10-12-60(C) OF THE RIFLE MUNICIPAL CODE REGARDING THE PENALTY FOR VIOLATING THE SMOKING BAN.

City Attorney Jim Neu noted staff has expressed concerns with increased smoking activity at the City Hall Plaza and Parking Structure and an increase in overnight and long-term parking at the City Hall Parking Structure. Hours of operation for the City Hall Plaza and Parking Structure will be similar to the hours of operation for the City's parks. The proposed hours of operations are 6am to 10pm unless the Rifle Library or the Rifle City Hall are open outside of those hours or a City sanctioned special event is occurring in the downtown area. Ordinance No. 10, Series of 2018 would prohibit smoking and overnight parking in the City Hall Plaza and Parking structure and includes hours of operation. Staff recommends approval of Ordinance No. 10, Series of 2018.

Councilor Elliott moved to approve Ordinance No. 10, Series of 2018 on its second reading, as presented, and order it to be published as required by Charter; seconded by Councilor Green.
Roll Call: Yes - Carpenter, Elliott, Green, Hamilton, Strode and Clifton

ADMINISTRATIVE REPORTS

Administrative reports were given from City Manager Scott Hahn, Finance Director Michelle Duran, Planning Director Nathan Lindquist, Court Clerk Kathy Pototsky, and Chief of Police Tommy Klein.

COMMENTS FROM MAYOR AND COUNCIL

Comments were heard from Councilors Joe Carpenter, Joe Elliott, Ed Green, Theresa Hamilton, Sean Strode and Mayor Barbara Clifton.

Meeting adjourned at 8:52 p.m.


Kristy Christensen
City Clerk




Barbara Clifton
Mayor

