



CITY COUNCIL

WORKSHOP AND REGULAR MEETING AGENDA

September 16, 2020
7:00 PM
202 Railroad Avenue, Rifle, CO

6:00 PM - Workshop Meeting

Discussion and Review

- a. Discuss Pool Project Report and Pool Operations Update
- b. Discuss CARES ACT funding

7:00 PM - Regular Meeting

- 1. **Call to Order & Roll Call**
- 2. **Pledge of Allegiance**
- 3. **Public Comment** *(maximum time permitted for Public Comment is 3 minutes per person)
 - 3.a. Instructions to Participate / Citizen Comments - for items not listed as public hearings on the agenda
- 4. **Consent Agenda**
 - 4.a. Minutes of the July 15, 2020 Regular Meeting
 - 4.b. Consider Liquor License Change of Manager - Walmart #5232
 - 4.c. Consider purchase order to Evoqua Water Technologies in the amount of \$23,000 for purchase of water treatment chemicals
 - 4.d. Proclamation Recognizing September 2020 as Library Card Sign-Up Month
- 5. **Presentation**
 - 5.a. Proclamation Recognizing September 2020 as Library Card Sign-Up Month
 - 5.b. Discuss Pool Project Report and Pool Operations Update

6. Action, if any, on Workshop Items

7. Public Hearing

- 7.a. Consider Text Amendments to Chapter 10 and Chapter 16 of the Rifle Municipal Code related to simulated gambling devices and internet sweepstakes cafes and miscellaneous related provisions - Ordinance No. 10, Series of 2020 - 1st Reading

8. Regular Agenda

- 8.a. Consider Appointing Christine Campbell to the Downtown Development Authority (DDA) Board
- 8.b. Consider Contractor for Asbestos Abatement of City Owned House at 236 W. 4th Street
- 8.c. Receive update on Financial Statements for 2nd quarter of 2020
- 8.d. Consider CARES ACT funding
- 8.e. Receive update on Community Visioning Process for Colorado River Area
- 8.f. Consider Supporting a Grant Application to the Colorado State Recreational Trails Grant Program for the construction of Phase 2 of the Grand Hogback Trail System - Resolution No. 17, Series of 2020

9. Administrative Reports

- 9.a. Report to City Manager

10. Comments from Mayor and Council

11. Adjournment



Agenda Item #a.

Agenda Item Name:

Discuss Pool Project Report and Pool Operations Update

Presenter:

Tom Whitmore, Parks & Recreation Director
Phil Vaughan
Austin Rickstrew

Item Description:

Pool Project Report and Pool Operations Update

Recommended Action:

None required

Fiscal Impact:

Operational Impact:

Prior Board Motions:

Background Information:

Executive Summary:

Construction of the pool project is complete and the final pay draw is being reviewed.

Members of the project team will be present at both the Council Workshop and Council Meeting to present final project expenditures and provide a brief update on the first season of pool operations.

Notification Requirements:

Prepared By:

Kristy Doll, CMC, City Clerk

Attachments:

1. 2020.09.09 Pool Project Report
2. 2020-09-03-Rev 1-City of Rifle- Art Dague Pool-Master Project Budget-Expenditures
3. 2020.09.09 Pool Operations Update Memo



Memo

To: City Manager, Honorable Mayor and Council

From: Tom Whitmore, Parks and Recreation Director

Date: September 8, 2020

Re: Pool Renovation Project Report, Pool Operations Update

The total approved pool construction budget, with contingencies, was \$8,008,000. The total paid to FCI construction was \$5,967,424.96, which is \$91,821.04 under the original Guaranteed Maximum Price of \$6,059,246.00. The total project was completed at a cost of \$6,802,907.05. Unused budget allocations and contingencies resulted in \$1,205,092.95 preserved in City accounts.

Phil Vaughan will be present to review key points of the revised Master Project Budget. A copy of the document is attached, and printouts will be provided at the workshop. Also attached is a brief summary of pool operations for this summer.

City staff from O & M, Parks & Recreation, and Grounds and Facilities initiated the project with clearing of the site and demolition of the old pool beginning on August 12th, 2019. FCI took over the site a few days later and began construction. The Certificate of Substantial Completion was issued on May 29th, 2020. The project was completed in 198 work days over the 2019/2020 winter season during a global pandemic. There were no worker illnesses due to COVID-19 and investments in safety were rewarded with no time lost due to injury.

Thank you to City Council and the City Manager for supporting a process to approve expenditure of contingencies, with limits, and with approval of the City Manager and oversight by City Council. Following this process ensured efficiency in time and resources and significantly aided in completing the project on schedule. When considering the time that could have been required to consider a dozen or so change orders through Council meetings, it is reasonable to expect that the project could still be under construction. Instead, the pool opened and has been available for citizen enjoyment for most of the summer. This proved to be especially important as a morale booster for the community in the midst of the difficult time of the pandemic.



CITY OF RIFLE

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WWW.RIFLECO.ORG

(970) 665-6480 • TWhitmore@RifleCo.org



Thanks to all City staff for contributions to the project. This project relied on staff from every department.

City Staff /in-house labor contributions offset costs that may have added approximately \$100,000 of expense to the project.

Congratulations and thank you to pool staff and Managers Jessica Wilson and Austin Rickstrew, who ensured the smooth operation and success of the pool under very challenging circumstances. Thanks to Wayne Pleasants and Anna Kaiser for assisting with the use of the Ute's Simpletix account for pool admissions throughout the summer.

The pool closed for the season after Labor Day. A number of punch list items are in progress and are planned for completion now that the facility is closed.

Tom





Memo

To: Tom Whitmore, Parks and Recreation Director

From: Austin Rickstrew, Recreation Program Manager

Date: September 9, 2020

Re: Update on Pool Operations and Revenue

Hi Tom,

I wanted to provide you with an update on pool operations and revenue for the 2020 pool season.

Monday, September 7, was our last day for being open to the public. CEM Aquatics has since begun the winterization process. We will receive training on that process in the coming weeks.

Looking at the overall operations of the pool we offered the following activities; open swim, toddler swim, lap swim, water walking, water aerobics, and swimming lessons. Within open swim, toddler swim, lap swim, water walking, and water aerobics we welcomed 22,480 individuals into the facility.

When reviewing the revenues for the pool something to note is that we had to cancel the first session of swimming lessons. The projected loss in revenue for that session is \$10,600.

While operating during COVID-19 we only allowed 75 individuals into each swim session. You have seen admissions revenue is \$77,309.94 as of 8/28/2020, compared to last year's revenue of \$47,087.00.



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Below is a breakdown of current revenues for the pool.

- Admissions
 - Total revenue as of 8/28/2020 - \$77,309.94
 - Open Swim
 - 20,177 tickets
 - Toddler Swim
 - 770 tickets
 - Lap Swim/Water Walking
 - 961 tickets
 - Water Aerobics
 - 572 tickets
- Concessions
 - Total revenue as of 8/28/2020 - \$18,304.40
- Swim Lessons
 - Total revenue as of 8/11/2020 - \$26,008.00

Thank you,
Austin



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Agenda Item #b.

Agenda Item Name:

Discuss CARES ACT funding

Presenter:

Nathan Lindquist, Planning Director

Item Description:

Discuss Cares Act funding

Recommended Action:

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Fiscal Impact:

\$100,000

Operational Impact:

none

Prior Board Motions:

Council has approved two previous rounds of business forgivable loans.

Background Information:

The City has access to \$818,000 of funding from the CARES ACT for specific purposes. See the attached budget for the City's updated spending plans.

The rules from the federal government continue to change on a weekly basis. This makes budgeting for expenditures extremely challenging. The most clear areas of allowable expenditures would be direct relief to non-profits that provide financial assistance to residents, and grants/loans to small businesses for general operating expenses. It is not clear how reimbursable it would be if the City were to provide operating support (rather than direct relief aid) to non-profits in the community whose fundraising may be impacted by the pandemic. Staff would like to discuss with Council your priorities.

Executive Summary:

The \$100,000 recommended for Round 3 of business loans would follow the same requirements and criteria as the earlier program in May and June of 2020. This program worked successfully. The criteria include:

- \$3,000 maximum amount per business

- business must have a physical storefront in Rifle
- funds must be spent on legitimate business operational expenses
- businesses must submit proof that funds were spent in order to have the loan forgiven

Notification Requirements:

none

Prepared By:

Kristy Doll, CMC, City Clerk

Attachments:

1. CARES ACT budget

SPENDING CATEGORY		AMOUNT
Total CARES ACT allocated to City of Rifle		\$ 818,370.24
ALREADY SPENT as of 7/8		
business grants/loans		194,000
	RREDC	157,000
	parklets	34,947
general City expenses (PPE, tech)		16,500
SUBTOTAL SPENT as of 7/8		210,500
Amount available 7/8 to 12/30		607,870
FUTURE - OUTSIDE CITY EXPENSES July 8 - Dec 30		
business grants/loans (future)		240,000
non-profit grants/loans		100,000
shop local program		50,000
FUTURE - IN-CITY EXPENSES July 8 - Dec 30		
Technology		10,000
	cell phone, personal equipment stipend	5,000
	(IT) laptops, zoom subscription etc	5,000
additional parklet improvements		70,000
PPE		40,000
	Ute air filters	
	city hall plexiglass dividers	
	masks	
	cleaning supplies	
	Other facility air filters	
	City Hall air filters	
Personnel reassignments		17,000
	administrative costs	
	ute staff	12,000
	other staff	5,000
Parks cleaning equipment and materials		50,000
	cleaning supplies	30,000
	truck	20,000
Utility Relief (to non-profit)		10,000
contingency		20,870
TOTAL IN CITY EXPENSES		217,870
TOTAL FUTURE EXPENSES		607,870



Agenda Item #3.a.

Agenda Item Name:

Instructions to Participate / Citizen Comments - for items not listed as public hearings on the agenda

Presenter:

Item Description:

Citizen Comments - for items not listed as public hearings on the agenda.

Please limit comments to 3 minutes. Please see instructions below.

Electronic Meeting Participation:

Please click the link below to join the webinar:

[Click here to join electronic meeting](http://www.rifleco.org/ElectronicMeetings) or (www.rifleco.org/ElectronicMeetings)

Password: 929942

Participate by phone:

Dial: 1 301 715 8592 or 1 312 626 6799 / Webinar ID: 416 406 740

If you are participating electronically and would like to make a citizen comment during the City Council Meeting, please raise your hand on Zoom we will call on you during that portion of the meeting. During the meeting, you will be asked to state your name and if you live in the city limits of Rifle.

Recommended Action:

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

None

Executive Summary:

Notification Requirements:

None

Prepared By:

Misty Williams, Administrative Assistant

Attachments:

None



Agenda Item #4.a.

Agenda Item Name:

Minutes of the July 15, 2020 Regular Meeting

Presenter:

Kristy Doll, CMC, City Clerk

Item Description:

Minutes of the July 15, 2020 Regular Meeting

Recommended Action:

I move to approve the minutes of the July 15, 2020 City Council Regular Meeting

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

None

Executive Summary:

Minutes of the July 15, 2020 Regular Meeting

Notification Requirements:

None

Prepared By:

Misty Williams, Administrative Assistant

Attachments:

1. 07.15.2020 MINUTES

RIFLE CITY COUNCIL MEETING

Wednesday, July 15, 2020

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 Barb Clifton. This Rifle City Council meeting was posted as an electronic meeting and is being held as an electronic meeting.

PRESENT AT ROLL CALL PARTICIPATING FROM THE COUNCIL CHAMBERS:

Councilors Joe Carpenter, Brian Condie, Joe Elliott, Ed Green, Theresa Hamilton, Sean Strode, and Mayor Barb Clifton.

OTHERS PRESENT: City Manager Scott Hahn, City Clerk Kristy Doll, City Attorney Jim Neu, Rifle Community Television (RCTV) Michael Churchill and Salvador Tovar-Guzman, Chief of Police Tommy Klein, Planning Director Nathan Lindquist, Planner Brian Rusche, Public Works Director Brian Prunty, City Engineer Craig Spaulding, and John Savage.

CITIZEN COMMENTS

No citizen comments were heard.

CONSENT AGENDA – CONSIDER APPROVING THE FOLLOWING ITEMS:

- A. Minutes from the May 27, 2020, Special meeting
- B. Minutes from the June 3, 2020, Regular meeting
- C. (Acting as Liquor Licensing Authority) Liquor License Renewal for Plaza Liquors, LLC dba Plaza Liquors
- D. 2021 Budget Calendar – Resolution No. 12, Series of 2020

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

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

CONSIDER ADOPTING HIGHWAY 13 ACCESS CONTROL PLAN AMENDMENT - RESOLUTION NO. 11, SERIES OF 2020

A RESOLUTION OF THE CITY OF RIFLE, COLORADO APPROVING AN AMENDMENT TO THE UNITED STATES HIGHWAY 6L AND STATE HIGHWAY 13A BYPASS ACCESS CONTROL PLAN.

Planner Brian Rusche and City Engineer Craig Spaulding noted the City hired Stolfus and Associates to conduct a study to consider amendments to the 2009 Access Control Plan (ACP) for the State Highway 13 corridor. The study evaluated traffic impacts to those intersections

Rifle City Council Meeting, July 15, 2020

along Stae Highway 13, beginning at the intersection of Railroad Avenue and the Rifle Bypass (aka State Highway 13A) and then north to Dokes Lane. This study specifically considered the impacts, both present and future, of traffic at the 30th Street intersection. Staff and the Planning Commission recommended approval of the Control Access Plan Amendment.

Councilor Hamilton moved to approve adopting Highway 13 Access Control Plan Amendment - Resolution No. 11, Series of 2020; seconded by Councilor Green.

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

CONSIDER SELECTING CONTRACTOR FOR TRAVELER PARATRANSIT STUDY

Planning Director Nathan Lindquist stated the purpose of this study is to evaluate costs, develop options for level of service and overall cost-effectiveness for the Senior Traveler bus program. Proposals were received for the Traveler Paratransit Study from Access + Mobility Solutions, LLC, Via Mobility, LLC, and LSC Transportation Consultants, Inc. The three proposals are similar in price and methodology, with some differences in each firm's approach. Access + Mobility Solutions, LLC was the lowest bid. Staff recommends the approval of a contract with Access + Mobility Solutions, LLC, for traveler paratransit study.

Councilor Hamilton moved to approve the contract for the Traveler Paratransit Study with Access + Mobility Solutions, LLC, in the amount of \$24,070; seconded by Councilor Strode.

Roll Call: Yes – Carpenter, Condie, Elliott, Hamilton, Strode and Clifton

No – Green.

CONSIDER RIGHT OF WAY VACATION FOR 201-205 RAILROAD AVENUE - ORDINANCE NO. 7, SERIES OF 2020 – 1ST READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, APPROVING THE VACATION OF A PORTION OF RIGHT OF WAY ADJACENT TO 201 RAILROAD AVENUE IN THE CITY.

Planner Brian Rusche stated owner of the property located at 201 Railroad Avenue filed a Petition with the City requesting that it vacate the right-of-way adjacent to the property. The property was developed with a building known as the Rifle House that was built in 1890. The current survey data shows it encroaching into the Railroad Avenue right-of-way. The right-of-way serves no public transportation purpose, nor will it need to be used by the City or the public. This vacated right-of-way shall merge with the adjacent property. Staff recommends approval of the right-of-way vacation.

Councilor Elliott moved to approve the Right-Of-Way Vacation for 201-205 Railroad Avenue – Ordinance No. 7, Series of 2020 on first reading, as presented and order it to be published as required by Charter; seconded by Councilor Strode.

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

DISCUSS XCEL ENERGY ASPHALT REPAIR

City Manager Scott Hahn and Public Works Director Brian Prunty discussed concerns with Xcel Energy making required repairs on 16th Street within an acceptable timeline. The contractor left the streets in substandard conditions with recent repairs. The City issued a Corrective Action order on June 17, 2020, to Excel Energy. Staff presented a timeline for when the repairs to the utility lines began, and of the efforts made by staff to finalize the repairs to the roadway with Xcel Energy's subcontractor.

ADMINISTRATIVE REPORTS

Comments were heard from City Manager Scott Hahn, City Clerk Kristy Doll, City Attorney Jim Neu, Public Works Director Brian Prunty, City Engineer Craig Spaulding, and Chief of Police Tommy Klein.

Council decided by consensus to fill the vacant City Council seat by using the 2019 Election Results. Based on the 2019 Election Results, the candidate with the next highest number of votes was Clint Hostettler. City Clerk Kristy Doll will contact Clint Hostettler to determine if he is interested in serving on City Council.

COMMENTS FROM MAYOR AND COUNCIL

Comments were heard Councilors Joe Carpenter, Brian Condie, Joe Elliott, Ed Green, Theresa Hamilton, Sean Strobe, and Mayor Barb Clifton

EXECUTIVE SESSION for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees– (City Manager contract review/renewal)

Councilor Hamilton moved to go into Executive Session for the City Manager's contract review/renewal; seconded by Councilor Elliott.

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

Upon return to the Regular Meeting following the conclusion of the executive session, the meeting adjourned at 10:33 p.m.

Kristy Doll
City Clerk

Barb Clifton
Mayor



Agenda Item #4.b.

Agenda Item Name:

Consider Liquor License Change of Manager - Walmart #5232

Presenter:

Kristy Doll, CMC, City Clerk

Item Description:

(Acting as Liquor Licensing Authority)

Report of Changes (Change of Manager) application for Walmart, Inc. dba Walmart #5232

Recommended Action:

I move to approve the Liquor License Change of Manager application for Walmart #5232.

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

Walmart, Inc. dba Walmart #5232, located at 1000 Airport Road, Rifle, CO has submitted a Report of Changes application for a Liquor License Change of Manager.

The following criteria has been met by the applicant:

- * The application is complete
- * No fees were necessary for this Report of Changes

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Misty Williams, Administrative Assistant

Attachments:

1. Wal-Mart Change of Manager Application

RECEIVED

AUG 04 2020

City Clerk
 City of Rifle

Permit Application and Report of Changes

Current License Number 09-49518-0072
All Answers Must Be Printed in Black Ink or Typewritten
Local License Fee \$ _____

1. Applicant is a ☐ Corporation ☐ Individual ☒ Partnership..... ☐ Limited Liability Company		Present License Number 09-49518-0072
2. Name of Licensee WALMART INC.	3. Trade Name WALMART #5232	
4. Location Address 1000 Airport Rd		
City Rifle	County Garfield	ZIP 81650

SELECT THE APPROPRIATE SECTION BELOW AND PROCEED TO THE INSTRUCTIONS ON PAGE 2.

Section A – Manager reg/change	Section C
• License Account No. _____ ☐ Manager's Registration (Hotel & Restr.).....\$75.00 ☐ Manager's Registration (Tavern).....\$75.00 ☐ Manager's Registration (Lodging & Entertainment).....\$75.00 ☒ Change of Manager (Other Licenses pursuant to section 44-3-301(8), C.R.S.) NO FEE	☐ Retail Warehouse Storage Permit (ea).....\$100.00 ☐ Wholesale Branch House Permit (ea) 100.00 ☐ Change Corp. or Trade Name Permit (ea) 50.00 ☐ Change Location Permit (ea)..... 150.00 ☐ Change, Alter or Modify Premises \$150.00 x _____ Total Fee _____ ☐ Addition of Optional Premises to Existing H/R \$100.00 x _____ Total Fee _____ ☐ Addition of Related Facility to an Existing Resort or Campus Liquor Complex \$160.00 x _____ Total Fee _____ ☐ Campus Liquor Complex Designation No Fee ☐ Sidewalk Service Area \$75.00
Section B – Duplicate License • Liquor License No. _____ ☐ Duplicate License \$50.00	

Do Not Write in This Space – For Department of Revenue Use Only

Date License Issued	License Account Number	Period
The State may convert your check to a one time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department of Revenue may collect the payment amount directly from your bank account electronically.		TOTAL AMOUNT DUE \$ _____ .00

Instruction Sheet

For All Sections, Complete Questions 1-4 Located on Page 1

☒ **Section A**

To Register or Change Managers, check the appropriate box in section A and complete question 8 on page 5. Proceed to the Oath of Applicant for signature. Submit to State Licensing Authority for approval.

☐ **Section B**

For a Duplicate license, be sure to include the liquor license number in section B on page 1 and proceed to page 5 for Oath of Applicant signature.

☐ **Section C**

Check the appropriate box in section C and proceed below.

- 1) **For a Retail Warehouse Storage Permit**, go to page 3 complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 2) **For a Wholesale Branch House Permit**, go to page 3 and complete question 5 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Submit to State Licensing Authority for approval.
- 3) **To Change Trade Name or Corporation Name**, go to page 3 and complete question 6 (be sure to check the appropriate box). Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 4) **To modify Premise, or add Sidewalk Service Area**, go to page 4 and complete question 9. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 5) **For Optional Premises** go to page 4 and complete question 9. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County).
- 6) **To Change Location**, go to page 3 and complete question 7. Submit the necessary information and proceed to page 5 for Oath of Applicant signature. Retail Liquor License submit to Local Liquor Licensing Authority (City or County). Manufacturer, Wholesaler and Importer's Liquor Licenses submit to State Liquor Licensing Authority.
- 7) **Campus Liquor Complex Designation**, go to page 4 and complete question 10. Submit the necessary information and proceed to page 5 for Oath of Applicant signature.
- 8) **To add another Related Facility** to an existing Resort or Campus Liquor Complex, go to page 4 and complete question 11.

Storage Permit	5. Retail Warehouse Storage Permit or a Wholesalers Branch House Permit ☐ Retail Warehouse Permit for: ☐ On-Premises Licensee (Taverns, Restaurants etc.) ☐ Off-Premises Licensee (Liquor stores) ☐ Wholesalers Branch House Permit Address of storage premise: _____ City _____, County _____, Zip _____ Attach a deed/ lease or rental agreement for the storage premises. Attach a detailed diagram of the storage premises.				
Change Trade Name or Corporate Name	6. Change of Trade Name or Corporation Name ☐ Change of Trade name / DBA only ☐ Corporate Name Change (Attach the following supporting documents) 1. Certificate of Amendment filed with the Secretary of State, or 2. Statement of Change filed with the Secretary of State, <u>and</u> 3. Minutes of Corporate meeting, Limited Liability Members meeting, Partnership agreement. <table border="1" style="width: 100%; border-collapse: collapse; margin-top: 5px;"> <tr> <td style="width: 50%; padding: 2px;">Old Trade Name</td><td style="width: 50%; padding: 2px;">New Trade Name</td></tr> <tr> <td style="padding: 2px;">Old Corporate Name</td><td style="padding: 2px;">New Corporate Name</td></tr> </table>	Old Trade Name	New Trade Name	Old Corporate Name	New Corporate Name
Old Trade Name	New Trade Name				
Old Corporate Name	New Corporate Name				
Change of Location	7. Change of Location NOTE TO RETAIL LICENSEES: An application to change location has a local application fee of \$750 payable to your local licensing authority. You may only change location within the same jurisdiction as the original license that was issued. Pursuant to 44-3-311(1) C.R.S. Your application must be on file with the local authority thirty (30) days before a public hearing can be held. Date filed with Local Authority _____ Date of Hearing _____ (a) Address of current premises _____ City _____ County _____ Zip _____ (b) Address of proposed New Premises (Attach copy of the deed or lease that establishes possession of the premises by the licensee) Address _____ City _____ County _____ Zip _____ (c) New mailing address if applicable. Address _____ City _____ County _____ State _____ Zip _____ (d) Attach detailed diagram of the premises showing where the alcohol beverages will be stored, served, possessed or consumed. Include kitchen area(s) for hotel and restaurants.				

Change of Manager	8. Change of Manager or to Register the Manager of a Tavern, Hotel and Restaurant, Lodging & Entertainment liquor license or licenses pursuant to section 44-3-301(8). (a) Change of Manager (attach Individual History DR 8404-I H/R, Tavern and Lodging & Entertainment only) Former manager's name <u>Kevin Steward</u> New manager's name <u>Jason Welk</u> (b) Date of Employment <u>10/26/2019</u> Has manager ever managed a liquor licensed establishment? Yes ☐ No ☐ Does manager have a financial interest in any other liquor licensed establishment? Yes ☐ No ☐ If yes, give name and location of establishment _____ <u>Walmart #1095 3010 Blake Ave, Glenwood Springs, CO 81601</u>
Modify Premises or Addition of Optional Premises, Related Facility, or Sidewalk Service Area	9. Modification of Premises, Addition of an Optional Premises, Addition of Related Facility, or Addition of a Sidewalk Service Area NOTE: Licensees may not modify or add to their licensed premises until approved by state and local authorities. (a) Describe change proposed _____ _____ _____ (b) If the modification is temporary, when will the proposed change: Start _____ (mo/day/year) End _____ (mo/day/year) NOTE: THE TOTAL STATE FEE FOR TEMPORARY MODIFICATION IS \$300.00 (c) Will the proposed change result in the licensed premises now being located within 500 feet of any public or private school that meets compulsory education requirements of Colorado law, or the principal campus of any college, university or seminary? (If yes, explain in detail and describe any exemptions that apply) Yes ☐ No ☐ (d) Is the proposed change in compliance with local building and zoning laws? Yes ☐ No ☐ (e) If this modification is for an additional Hotel and Restaurant Optional Premises has the local authority authorized by resolution or ordinance the issuance of optional premises? Yes ☐ No ☐ (f) Attach a diagram of the current licensed premises and a diagram of the proposed changes for the licensed premises. (g) Attach any existing lease that is revised due to the modification. (h) For the addition of a Sidewalk Service Area per Regulation 47-302(A)(4), include documentation received from the local governing body authorizing use of the sidewalk. Documentation may include but is not limited to a statement of use, permit, easement, or other legal permissions.
Campus Liquor Complex Designation	10. Campus Liquor Complex Designation An institution of higher education or a person who contracts with the institution to provide food services (a) I wish to designate my existing _____ Liquor License # _____ to a Campus Liquor Complex Yes ☐ No ☐
Additional Related Facility	11. Additional Related Facility To add a Related Facility to an existing Resort or Campus Liquor Complex, include the name of the Related Facility and include the address and an outlined drawing of the Related Facility Premises. (a) Address of Related Facility _____ (b) Outlined diagram provided Yes ☐ No ☐

Oath of Applicant		
I declare under penalty of perjury in the second degree that I have read the foregoing application and all attachments thereto, and that all information therein is true, correct, and complete to the best of my knowledge		
Signature <i>Vikki Benavides</i>	Title Licensing Specialist	Date 8/3/20
Report and Approval of LOCAL Licensing Authority (CITY / COUNTY)		
The foregoing application has been examined and the premises, business conducted and character of the applicant is satisfactory, and we do report that such permit, if granted, will comply with the applicable provisions of Title 44, Articles 4 and 3, C.R.S., as amended. Therefore, This Application is Approved.		
Local Licensing Authority (City or County)		Date filed with Local Authority
Signature	Title	Date
Report of STATE Licensing Authority		
The foregoing has been examined and complies with the filing requirements of Title 44, Article 3, C.R.S., as amended.		
Signature	Title	Date



Agenda Item #4.c.

Agenda Item Name:

Consider purchase order to Evoqua Water Technologies in the amount of \$23,000 for purchase of water treatment chemicals

Presenter:

Item Description:

This is for the annual purchase of sodium chlorite which is used to generate chlorine dioxide at the water purification facility. Chlorine dioxide is used for removal of iron, manganese and control of disinfection by-products. There is only one manufacturing plant for this chemical in the United States and Evoqua Water Technologies is the distributor for our region.

Recommended Action:

Move to approve purchase order to Evoqua Water Technologies in the amount of \$23,000 for the purchase of water treatment chemicals.

Fiscal Impact:

Operational Impact:

Prior Board Motions:

Background Information:

Executive Summary:

Notification Requirements:

Prepared By:

Robert Burns , Utilities Director

Attachments:

None



Agenda Item #4.d.

Agenda Item Name:

Proclamation Recognizing September 2020 as Library Card Sign-Up Month

Presenter:

Brett W. Lear

Item Description:

A request has been made by the Garfield County Public Library District that September 2020 be proclaimed as Library Card Sign-Up Month.

Recommended Action:

Move to approve September 2020 as Library Card Sign-Up Month.

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

A request has been made by the Garfield County Public Library District that September 2020 be proclaimed as Library Card Sign-Up Month. All branches of the Garfield County Public Library District join with the American Library Association (ALA) and libraries nationwide to remind everyone that signing up for a library card is the first step to academic achievement and lifelong learning.

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Misty Williams, Administrative Assistant

Attachments:

1. Rifle Mayor Clifton
2. Rifle-Proclamation Final



Mayor Barbara Clifton
City of Rifle
202 Railroad Ave.
Rifle, CO 81650

August 21, 2020

Dear Mayor Clifton,

On behalf of The Garfield County Public Library District, I am writing to request that September 2020 be proclaimed as Library Card Sign Up Month in Rifle, Colorado. September is Library Card Sign-up Month, a time when all Branches of the Garfield County Public Library District join the American Library Association (ALA) and libraries nationwide to remind parents, caregivers and students that signing up for a library card is the first step on the path to academic achievement and lifelong learning.

The Rifle Library, along with libraries everywhere, continues to adapt and expand services to meet the evolving needs of our community. To sign up for a library card or to learn more about the library's resources and programs, please visit www.gcpld.org.

This year, DC Comic's Wonder Woman is embarking on a mission to champion the power of a library card as Library Card Sign-up Month Honorary Chair. In her new role, Wonder Woman will promote the value of libraries and encourage everyone to get their very own library card.

Thank you for your consideration of proclaiming September as Library Card Sign Up Month in Rifle, Colorado.

Sincerely,

Brett W. Lear
Executive Director, MLS, MBA
Garfield County Libraries



Library Card Sign-up Month September 2020 Proclamation

Whereas, a library card is the most essential school supply of all;

Whereas, libraries and librarians play a crucial role in the education and development of children;

Whereas, libraries offer a variety of programs to stimulate an interest in reading and learning;

Whereas, library resources serve students of all ages, from early literacy to STEAM programs to research databases;

Whereas, signing up for a library card is the first step on the path towards academic achievement and lifelong learning;

Whereas, a library card gives students the tools that foster success in the classroom and beyond;

Whereas, librarians create welcoming and inclusive spaces for students of all backgrounds to learn together and engage with one another;

Whereas, a library card empowers all people to pursue their dreams and explore new passions and interests;

Whereas, libraries are constantly transforming and expanding services to meet the evolving needs of their communities;

Therefore, be it resolved that I, Mayor Barbara Clifton, proclaim September Library Card Sign-up Month in Rifle, Colorado and encourage everyone to sign up for their own library card today.



Agenda Item #5.a.

Agenda Item Name:

Proclamation Recognizing September 2020 as Library Card Sign-Up Month

Presenter:

Brett W. Lear

Item Description:

A request has been made by the Garfield County Public Library District that September 2020 be proclaimed as Library Card Sign-Up Month.

Recommended Action:

Move to approve September 2020 as Library Card Sign-Up Month.

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

A request has been made by the Garfield County Public Library District that September 2020 be proclaimed as Library Card Sign-Up Month. All branches of the Garfield County Public Library District join with the American Library Association (ALA) and libraries nationwide to remind everyone that signing up for a library card is the first step to academic achievement and lifelong learning.

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Misty Williams, Administrative Assistant

Attachments:

1. Rifle Mayor Clifton
2. Rifle-Proclamation Final



Mayor Barbara Clifton
City of Rifle
202 Railroad Ave.
Rifle, CO 81650

August 21, 2020

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Sincerely,

Brett W. Lear
Executive Director, MLS, MBA
Garfield County Libraries



Library Card Sign-up Month September 2020 Proclamation

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Whereas, libraries are constantly transforming and expanding services to meet the evolving needs of their communities;

Therefore, be it resolved that I, Mayor Barbara Clifton, proclaim September Library Card Sign-up Month in Rifle, Colorado and encourage everyone to sign up for their own library card today.



Agenda Item #5.b.

Agenda Item Name:

Discuss Pool Project Report and Pool Operations Update

Presenter:

Tom Whitmore, Parks & Recreation Director
Phil Vaughan
Austin Rickstrew

Item Description:

Pool Project Report and Pool Operations Update

Recommended Action:

None required

Fiscal Impact:

Operational Impact:

Prior Board Motions:

Background Information:

Executive Summary:

Construction of the pool project is complete and the final pay draw is being reviewed.

Members of the project team will be present at both the Council Workshop and Council Meeting to present final project expenditures and provide a brief update on the first season of pool operations.

Notification Requirements:

Prepared By:

Tom Whitmore, Parks & Recreation Director

Attachments:

1. 2020.09.09 Pool Project Report
2. 2020-09-03-Rev 1-City of Rifle- Art Dague Pool-Master Project Budget-Expenditures
3. 2020.09.09 Pool Operations Update Memo



Memo

To: City Manager, Honorable Mayor and Council

From: Tom Whitmore, Parks and Recreation Director

Date: September 8, 2020

Re: Pool Renovation Project Report, Pool Operations Update

The total approved pool construction budget, with contingencies, was \$8,008,000. The total paid to FCI construction was \$5,967,424.96, which is \$91,821.04 under the original Guaranteed Maximum Price of \$6,059,246.00. The total project was completed at a cost of \$6,802,907.05. Unused budget allocations and contingencies resulted in \$1,205,092.95 preserved in City accounts.

Phil Vaughan will be present to review key points of the revised Master Project Budget. A copy of the document is attached, and printouts will be provided at the workshop. Also attached is a brief summary of pool operations for this summer.

City staff from O & M, Parks & Recreation, and Grounds and Facilities initiated the project with clearing of the site and demolition of the old pool beginning on August 12th, 2019. FCI took over the site a few days later and began construction. The Certificate of Substantial Completion was issued on May 29th, 2020. The project was completed in 198 work days over the 2019/2020 winter season during a global pandemic. There were no worker illnesses due to COVID-19 and investments in safety were rewarded with no time lost due to injury.

Thank you to City Council and the City Manager for supporting a process to approve expenditure of contingencies, with limits, and with approval of the City Manager and oversight by City Council. Following this process ensured efficiency in time and resources and significantly aided in completing the project on schedule. When considering the time that could have been required to consider a dozen or so change orders through Council meetings, it is reasonable to expect that the project could still be under construction. Instead, the pool opened and has been available for citizen enjoyment for most of the summer. This proved to be especially important as a morale booster for the community in the midst of the difficult time of the pandemic.



CITY OF RIFLE

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(970) 665-6480 • TWhitmore@RifleCo.org



Thanks to all City staff for contributions to the project. This project relied on staff from every department.

City Staff /in-house labor contributions offset costs that may have added approximately \$100,000 of expense to the project.

Congratulations and thank you to pool staff and Managers Jessica Wilson and Austin Rickstrew, who ensured the smooth operation and success of the pool under very challenging circumstances. Thanks to Wayne Pleasants and Anna Kaiser for assisting with the use of the Ute's Simpletix account for pool admissions throughout the summer.

The pool closed for the season after Labor Day. A number of punch list items are in progress and are planned for completion now that the facility is closed.

Tom



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Memo

To: Tom Whitmore, Parks and Recreation Director

From: Austin Rickstrew, Recreation Program Manager

Date: September 9, 2020

Re: Update on Pool Operations and Revenue

Hi Tom,

I wanted to provide you with an update on pool operations and revenue for the 2020 pool season.

Monday, September 7, was our last day for being open to the public. CEM Aquatics has since begun the winterization process. We will receive training on that process in the coming weeks.

Looking at the overall operations of the pool we offered the following activities; open swim, toddler swim, lap swim, water walking, water aerobics, and swimming lessons. Within open swim, toddler swim, lap swim, water walking, and water aerobics we welcomed 22,480 individuals into the facility.

When reviewing the revenues for the pool something to note is that we had to cancel the first session of swimming lessons. The projected loss in revenue for that session is \$10,600.

While operating during COVID-19 we only allowed 75 individuals into each swim session. You have seen admissions revenue is \$77,309.94 as of 8/28/2020, compared to last year's revenue of \$47,087.00.



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Below is a breakdown of current revenues for the pool.

- Admissions
 - Total revenue as of 8/28/2020 - \$77,309.94
 - Open Swim
 - 20,177 tickets
 - Toddler Swim
 - 770 tickets
 - Lap Swim/Water Walking
 - 961 tickets
 - Water Aerobics
 - 572 tickets
- Concessions
 - Total revenue as of 8/28/2020 - \$18,304.40
- Swim Lessons
 - Total revenue as of 8/11/2020 - \$26,008.00

Thank you,
Austin



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WWW.RIFLECO.ORG

(970) 665-6578 • arickstrew@RifleCo.org



Agenda Item #7.a.

Agenda Item Name:

Consider Text Amendments to Chapter 10 and Chapter 16 of the Rifle Municipal Code related to simulated gambling devices and internet sweepstakes cafes and miscellaneous related provisions - Ordinance No. 10, Series of 2020 - 1st Reading

Presenter:

Brian Rusche, Planner II

Item Description:

Text Amendments to Chapter 10 and Chapter 16 of the Rifle Municipal Code related to simulated gambling devices and internet sweepstakes cafes and miscellaneous related provisions - Ordinance No. 10, Series of 2020 - 1st Reading

Recommended Action:

Move to approve Ordinance No. 10, Series of 2020 on 1st Reading.

Fiscal Impact:

Operational Impact:

From the perspective of law enforcement, investigations concerning businesses for violating the gambling laws of Colorado are labor intensive and are beyond the capabilities of most local law enforcement agencies. Unlike lawful commercial gambling operations, there are no State regulations in place that would protect consumers from unscrupulous practices, such as changing the odds of winning for a machine or computer program. Those under the age of 21 can be adversely affected because the establishments do not have an incentive to enforce age restrictions. Given that the operations are inherently unlawful, they can attract other illegal activities such as liquor law and drug violations.

Unfortunately, given the complexity of the operations, the enforcement of the state law falls to the Colorado Bureau of Investigation (CBI), which limits a municipality's ability to address potential negative effects of these businesses. The City of Rifle does have a gambling ordinance, but it does not currently address these new types of businesses or reflect the changes made to state law in recent years. The proposed changes will bring City ordinance in line with State law.

Prior Board Motions:

Background Information:

In 2015, the Colorado Legislature passed House Bill 15-1047, creating a new section of state law banning “simulated gambling devices” offered at locations commonly known as “internet sweepstakes cafes”. In 2018, the Legislature passed House Bill 18-1234, clarifying provisions in the original law and giving a deadline of July 1, 2018 for all businesses engaged in this activity to cease operations. The stated purpose of these laws is to ensure that limited gambling is regulated by the state, and only as authorized by the Colorado Constitution. Since these laws were enacted, a few similar businesses touting their machines as “games of skill” have set up shop throughout Colorado. However, the distinction between these businesses and those prohibited under state law is murky at best. Research conducted by staff has found that, while those businesses claim to be an exception based on the value of the “prize” or the level of “skill” required to win, it is apparent that the machines used are expressly designed to encourage the act of gambling, where the lure is a monetary reward (regardless of amount or form of payment) but the chances of winning are random (regardless of skill or ability).

Executive Summary:

The Planning Commission is given the power to implement the Comprehensive Plan of the City and the provisions of Chapter 16 regarding land use and zoning within its borders. Staff has identified the lack of any specific language regarding these uses in Chapter 16 of the Rifle Municipal Code (RMC) as an issue. Therefore, staff has proposed adding a definition for "internet sweepstakes cafe" that incorporates the applicable provisions of state law. Staff also has proposed restricting this use in all zone districts throughout the City. The Planning Commission held a public hearing on these provisions (incorporated into the ordinance) and unanimously recommended approval.

Notification Requirements:

Notice was published in the Citizen-Telegram on August 6, 2020 for the August 25, 2020 Planning Commission hearing.

Notice was published in the Citizen-Telegram on September 3, 2020 for the September 16, 2020 City Council hearing.

Prepared By:

Brian Rusche, Planner II

Attachments:

1. INTERNET SWEEPSTAKES CAFES - PZ - STAFF REPORT
2. Ordinance No. 10-Internet Sweepstakes



MEMORANDUM

TO: City of Rifle Planning Commission
FROM: Brian Rusche, Planner II
DATE: August 20, 2020
SUBJECT: Internet Sweepstakes Cafes
CASE #: 2020-019
APPLICANT: City of Rifle

I. REQUEST

In 2015, the Colorado Legislature passed House Bill 15-1047, creating a new section of state law banning “simulated gambling devices” offered at locations commonly known as “internet sweepstakes cafes”. In 2018, the Legislature passed House Bill 18-1234, clarifying provisions in the original law and giving a deadline of July 1, 2018 for all businesses engaged in this activity to cease operations. The stated purpose of these laws is to ensure that limited gambling is regulated by the state, and only as authorized by the Colorado Constitution.

Since these laws were enacted, a few similar businesses touting their machines as “games of skill” have set up shop throughout Colorado. However, the distinction between these businesses and those prohibited under state law is murky at best. Research conducted by staff has found that, while those businesses claim to be an exception based on the value of the “prize” or the level of “skill” required to win, it is apparent that the machines used are expressly designed to encourage the act of gambling, where the lure is a monetary reward (regardless of amount or form of payment) but the chances of winning are random (regardless of skill or ability).

From the perspective of law enforcement, investigations concerning these businesses for violating the gambling laws of Colorado are labor intensive and are beyond the capabilities of most local law enforcement agencies.

Unlike lawful commercial gambling operations, there are no State regulations in place that would protect consumers from unscrupulous practices, such as changing the odds of winning for a machine or computer program. Those under the age of 21 can be adversely affected because the establishments do not have an incentive to enforce age restrictions. Given that the operations are inherently unlawful, they can attract other illegal activities such as liquor law and drug violations.

Unfortunately, given the complexity of the operations, the enforcement of the state law falls to the Colorado Bureau of Investigation (CBI), which limits a municipality’s ability to address potential negative effects of these businesses. The City of Rifle does have a gambling ordinance, but it does not address these new types of businesses or reflect

the changes made to state law in recent years. Changes to the gambling ordinance will be presented in the future to the City Council.

The Planning Commission is given the power to implement the Master (Comprehensive) Plan of the City and the provisions of Chapter 16 regarding land use and zoning within its borders. Staff has identified the lack of any specific language regarding these uses in Chapter 16 of the Rifle Municipal Code (RMC) as an issue for consideration by the Planning Commission. To date, inquiries about these types of businesses have been referred by staff to the language in Section 16-3-120(a) which allows for the consideration of unlisted uses via the conditional use (CUP) process; no such CUP applications have yet been filed.

Based on staff research, the following amendments are proposed:

II. PROPOSED CODE CHANGES

INTERNET SWEEPSTAKES CAFES

One of the key features of these businesses is the ability to “connect” to other players, either within the same establishment or anywhere in the world, to “compete” for the prizes offered by these “games of skill.” As such, the state law uses the term “internet sweepstakes café” and a definition is in order.

Sec. 16-1-220. - Definitions.

For purposes of this Chapter, certain terms are defined as follows:

Internet sweepstakes café includes any use of an enclosed building or portions of an enclosed building that provide one (1) or more “electronic gaming machine” and/or “simulated gambling device,” as defined in Section 18-10.5-102, C.R.S. As defined, these terms do not include “bona fide amusement devices”, as authorized in Section 44-3-103 (47), C.R.S., that pay nothing of value, cannot be adjusted to pay anything of value, and are not used for gambling.

As staff conducted research into these establishments, it was apparent that there was a distinction compared to other types of land uses, including “arcade”. A traditional “arcade” is one where games are played purely for entertainment/amusement and not with the expectation of any prize (except for a high score on that particular game) and geared toward kids (and nostalgic adults). This type of use is addressed in the new definition above allowing for “bona fide amusement devices”. The goal is to regulate those businesses expressly banned in state law and sometimes referred to as “adult arcades” (which do have a minimum age because they are, in fact, gambling).

The next step is to explicitly identify “internet sweepstakes cafes” within the use table. While these uses are most likely to identify commercial properties for setting up shop, it is nevertheless prudent to ensure that they are restricted throughout the City, regardless of zone.

Sec. 16-3-320. - Schedule of uses for residential districts.

The following is the schedule of uses for the LDR, MDR and MDR-X Zone Districts:

USE	LDR	MDR	MDR-X
Hospitals or clinics	*	C	C
<u>Internet sweepstakes cafe</u>	<u>*</u>	<u>*</u>	<u>*</u>

P = Permitted use

C = Conditional use

* = Prohibited use

Sec. 16-3-420. - Schedule of uses for commercial and industrial districts.

The following is the schedule of uses for the CS, TC, LI and I Zone Districts. For the Central Business District, see Section 16-18-1010 of this Chapter.

USES	CS ¹	TC ¹	LI	I
Indoor commercial recreation facilities	P	P	P	*
<u>Internet sweepstakes café</u>	<u>*</u>	<u>*</u>	<u>*</u>	<u>*</u>

P = Permitted use

C = Conditional use

* = Prohibited use

In addition, the Central Business District (downtown) has its own use table, which is formatted a bit differently than those for other zones, to wit:

Sec. 16-18-1010. - Table of land uses.

(a)Table 16-18-1010 lists the categories of land uses allowed in each sub-district of the Central Business District, subject to varying levels of review. See Section 16-1-220 of this Chapter for land use definitions and Section 16-18-1020 of this Chapter for standards specific to each land use.

(b)Consistent with the provisions of Section 16-3-110 of this Chapter, the Planning Director shall review applications for uses not listed on Table 16-18-1010 and shall have the discretion to make the following findings or to defer the decision to the Planning and Zoning Commission:

(1)The use is similar to a listed "P" use and requires a Tier 1 review;

(2)The use is similar to a listed "C" use and requires a Tier 2 review;

(3)The use is similar to a listed "discouraged" use and requires a Tier 2 review; or

(4)The use is unlike any listed use and is a prohibited use.

(c)Regardless of use, the scale and size of a project also affect the type of required review. See Section 16-18-1220 of this Chapter for more information.

Legend for Table 16-18-1010

P: Use is permitted subject to a Tier 1 level of review (see Section 16-18-1230)

C: Use is conditional subject to a Tier 2 level of review (see Section 16-18-1240)

D: Use is discouraged subject to a Tier 2 level of review (see Sections 16-18-40, 16-18-1240 and 16-18-1270)

Empty cell: Use is prohibited

Central Business District Sub-Districts						
	Centennial Neighborhood	Creekside Neighborhood***	Historic Core	Second Street Mixed Use	North Gateway	River Gateway
	CBD-CN	CBD-CS	CBD-HC	CBD-MU	CBD-NG	CBD-RG
Commercial Uses						
Office and personal services	P	C	P *	P *	P	P
Indoor sales, service and minor repair	P	C	P	P	P	P
Indoor maintenance services			D	D	C	
Indoor commercial entertainment, minor	P	P	P	P	P	P
Indoor commercial entertainment, major	C	C	P	P	P	P
<u>Internet sweepstakes cafe</u>						

III. REVIEW CRITERIA

Pursuant to RMC Section 16-5-280, the Planning Commission shall consider the following criteria before recommending approval to Council:

(1) Conformance of the proposal with this Code;

The proposed amendments to this Code will specifically ban “internet sweepstakes cafes”, a use that is not currently addressed within the Code.

(2) The compatibility of the proposal with the character of the surrounding area, including but not limited to the architectural character of the neighborhood, the average lot and building sizes in the neighborhood, and the relative value of the proposed structure to the value of other structures in the neighborhood.

The proposed use is incompatible with the goal of vibrant commercial areas, safe and secure residential areas, and productive industrial areas.

(3) The desirability for the proposed use in the specific area of the City;

The potential for negative externalities that may occur with the proliferation of these unregulated gambling establishments outweighs the benefits that may come from these new types of businesses. Specifically, there would be no tax revenue gained (as there is no “sales”) and the diversion of money that could be spent on other forms of entertainment means a net loss for the community. The concentration of unregulated, virtual gambling is an attractive target for criminals that may not come with the security provided to, by way of example, a bank.

(4) The potential for adverse environmental effects that might result from the proposed use;

These uses have the potential to create significant parking demands and excessive energy consumption.

(5) Compatibility of the proposed use and the site (or subdivision) plan with the Comprehensive Plan;

The 2019 Comprehensive Plan identified Principle 2.3 – Create High Quality of Life Neighborhoods. It encourages decision makers to “enhance the vitality and uniqueness of Rifle.” The proliferation of these establishments would not contribute to the vitality of the community and would remove some of the unique qualities of Rifle as a destination for outdoor recreation and wildlife opportunities.

(6) The potential impact of the proposed use upon the value of property and buildings within the surrounding area; and

These uses have the potential to lower the property values within the area surrounding their location.

(7) Conformance of the proposal with the approval requirements concerning water and sewer tap availability for high volume use requests pursuant to Section 13-4-120 of this Code, if applicable. N/A

IV. **RECOMMENDATION**

Staff recommends that Planning Commission **RECOMMEND APPROVAL** to the City Council of the proposed text amendments as outlined in the staff report for Case # 2020-019.

CITY OF RIFLE, COLORADO
ORDINANCE NO. 10
SERIES OF 2020

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO AMENDING
CHAPTERS 10 AND 16 OF THE RIFLE MUNICIPAL CODE TO PROVIDE
FOR THE REGULATION OF INTERNET SWEEPSTAKES CAFES.

WHEREAS, the City of Rifle (“Rifle” or the “City”) is a home-rule municipality organized pursuant to Article XX of the Colorado Constitution and with the authority of the Rifle Home Rule Charter; and

WHEREAS, Chapter 10 of the City of Rifle Municipal Code (the “Code”) sets forth general civil and criminal offenses necessary for the preservation of the public peace, safety, and morals; and

WHEREAS, Chapter 16 of the City of Rifle Municipal Code (the “Code”) sets forth the City’s regulations relating to land use, development, and zoning; and

WHEREAS, City staff has determined that that an activity known as internet sweepstakes gambling, which is defined and prohibited under state law C.R.S. § 18-10.5-101 *et seq.*, requires some action by local government to ensure that such activities do not occur unlawfully; and

WHEREAS, City staff has determined it is necessary to amend Chapters 10 and 16 of the Code to provide for a City enforced criminal offense of operating an Internet Sweepstakes Café, and to prohibit any land use authorization of the same; and

WHEREAS, on August 25, 2020 pursuant to Code Chapter 16, Article V, Division 3, the Rifle Planning Commission held a public hearing and approved Planning Department Case No. 2020-019 recommending City Council’s adoption of the Chapter 16 Code amendments herein; and

WHEREAS, the City Council finds and determines that the following amendments to Chapters 10 and 16 of the Code are in the best interest of the public health, safety and welfare of the citizens of Rifle.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF RIFLE, COLORADO, ORDAINS THAT:

1. The foregoing recitals are incorporated by reference as findings and determinations of the City Council.

2. Article 6, Chapter 10 of the Rifle is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

ARTICLE VI - Gambling

Sec. 10-6-10. - General.

(a) Pursuant to Section 31-15-401(g), C.R.S., it is declared to be the policy of the City Council, recognizing the close relationship between professional gambling and other organized crime, to restrain all persons from seeking profit from gambling activities in the City; to restrain all persons from patronizing such activities when conducted for the profit of any person; to safeguard the public against the evils induced by common gamblers and common gambling houses; and at the same time to preserve the freedom of the press and to avoid restricting participation by individuals in sport and social pastimes which are not for profit, do not affect the public and do not breach the peace.

(b) All the provisions of this Article shall be liberally construed to achieve these ends and administered and enforced with a view to carrying out the declaration of policy stated in Subsection (a) above.

Sec. 10-6-20. - Definitions.

As used in this Article, unless the context otherwise requires:

Electronic gaming machine means an electrically or electronically operated machine or device that is used by a sweepstakes entrant and that displays the results of a game entry or game outcome to a participant on a screen or other mechanism at a business location, including a private club, that is owned, leased, or otherwise possessed, in whole or in part, by a person conducting the sweepstakes or by that person's partners, affiliates, subsidiaries, agents, or contractors. The term includes a machine or device that:

- a. Uses a simulated game terminal as a representation of the prizes associated with the results of the sweepstakes entries;
- b. Uses software that simulates a game that influences or determines the winning or value of the prize, or appears to influence or determine the winning or value of the prize;
- c. Selects prizes from a predetermined, finite pool of entries;
- d. Uses a mechanism that reveals the content of a predetermined sweepstakes entry;
- e. Predetermines the prize results and stores those results for delivery when the sweepstakes entry is revealed;
- f. Uses software to create a game result;

g. Requires a deposit of any currency or token or the use of any credit card, debit card, prepaid card, or other method of payment to activate the machine or device;

h. Requires direct payment into the machine or device or remote activation of the machine or device upon payment to the person offering the sweepstakes game;

i. Requires the purchase of a related product at additional cost in order to participate in the sweepstakes game or makes a related product available for no cost but under restrictive conditions;

j. Reveals a sweepstakes prize incrementally even though the progress of the images on the screen does not influence whether a prize is awarded or the value of any prize awarded; or

k. Determines and associates the prize with an entry or entries at the time the sweepstakes is entered.

Enter or entry means the act or process by which a person becomes eligible to receive a prize offered in a sweepstakes.

Entrant means a person who is or seeks to become eligible to receive a prize offered in a sweepstakes.

Gain means the direct realization of winnings; profit means any other realized or unrealized benefit, direct or indirect, including without limitation benefits from proprietorship, management or unequal advantage in a series of transactions.

Gambling means risking any money, credit, deposit or other thing of value for gain contingent in whole or in part upon lot, chance, the operation of a gambling device or the happening or outcome of an event, including a sporting event, over which the person taking a risk has no control, but does not include:

a. Bona fide contests of skill, speed, strength or endurance in which awards are made only to entrants or the owners of entries;

b. Bona fide business transactions which are valid under the law ~~or~~ of contracts;

c. Other acts or transactions now or hereafter expressly authorized by law;

d. Any game, wager or transaction which is incidental to a bona fide social relationship, is participated in by natural persons only, and in which no person is participating, directly or indirectly, in professional gambling; or

e. Gambling conducted by an organization pursuant to the provisions of Section ~~42-47-128(5)(n)~~ “Bingo and Raffles Law”, part 6 of article 21 of title 24, C.R.S., or participation in the Colorado lottery, as authorized by law;

f. Any use of or transaction involving a crane game, as defined in section 44-30-103(9), C.R.S.; or

g. Sports betting conducted in accordance with part 15 of article 30 of title 44, C.R.S. and applicable rules of the State of Colorado limited gaming control commission.

Gambling device means any device, machine, paraphernalia or equipment that is used or usable in the playing phases of any professional or simulated gambling activity, whether that activity consists of gambling between persons or gambling by a person involving the playing of a machine; except that the term does not include a crane game, as defined in Section 44-30-103(9), C.R.S.

Gambling information means a communication with respect to any wager made in the course of, and any information intended to be used for, professional gambling. In the application of this definition, the following shall be presumed to be intended for use in professional gambling: information as to wagers, betting odds or changes in betting odds. Legitimate news reporting of an event for public dissemination is not gambling information within the meaning of this Article.

Gambling premises means any building, room, enclosure, vehicle, vessel or other place, whether open or enclosed, used or intended to be used for professional gambling. In the application of this definition, any place where a gambling device is found is presumed to be intended to be used for professional gambling.

Gambling proceeds means all money or other things of value at stake or displayed in or in connection with professional gambling.

Gambling record means any record, receipt, ticket, certificate, token, slip or notation given, made, used or intended to be used in connection with professional gambling.

Prize means a gift, award, gratuity, good, service, credit, or anything of value, including a thing of value for a "gain" as defined herein, that may be transferred to an entrant, whether or not possession of the prize is actually transferred or placed on an account or other record as evidence of the intent to transfer the prize.

a. Prize does not include:

I. Free or additional play;

II. Any intangible or virtual award that cannot be converted into money, goods, or services; or

III. A paper or electronic coupon, whether issued to a player as a single ticket or token or as multiple tickets or tokens, that is won in return for a single play of a device; has a value that does not exceed the equivalent of twenty-five dollars; cannot be exchanged or returned for money, monetary credits, or any financial consideration; and cannot be used to acquire or exchanged for any product that is, contains, or can be used as a constituent part of or accessory for:

A. Alcohol beverages;

B. Tobacco, tobacco products, marijuana, or smoking; or

C. Firearms or ammunition.

Professional gambling means:

a. Aiding or inducing another to engage in gambling, with the intent to derive a profit therefrom; or

b. Participating in gambling and having, other than by virtue of skill or luck, a lesser chance of losing or a greater chance of winning than one (1) or more of the other participants.

Simulated gambling device means a mechanically or electronically operated machine, network, system, program, or device that is used by an entrant and that displays simulated gambling displays on a screen or other mechanism at a business location, including a private club, that is owned, leased, or otherwise possessed, in whole or in part, by a person conducting the game or by that person's partners, affiliates, subsidiaries, agents, or contractors; except that the term does not include bona fide amusement devices, as authorized in section 44-3-103 (47), C.R.S. that pay nothing of value, cannot be adjusted to pay anything of value, and are not used for gambling.

a. *Simulated gambling device* includes:

I. A video poker game or any other kind of video card game;

II. A video bingo game;

III. A video craps game;

IV. A video keno game;

V. A video lotto game;

VI. A video roulette game;

VII. A pot-of-gold;

VIII. An eight-liner;

IX. A video game based on or involving the random or chance matching of different pictures, words, numbers, or symbols;

X. An electronic gaming machine, including a personal computer of any size or configuration that performs any of the functions of an electronic gaming machine;

XI. A slot machine, where results are determined by reason of the skill of the player or the application of the element of chance, or both, as provided by section 9 (4)(c) of article XVIII of the Colorado constitution; and

XII. A device that functions as, or simulates the play of, a slot machine, where results are determined by reason of the skill of the player or the application of the element of chance, or both, as provided by section 9 (4)(c) of article XVIII of the Colorado constitution.

b. *Simulated gambling device* does not include any pari-mutuel totalisator equipment that is used for pari-mutuel wagering on live or simulcast racing events and that has been approved by the director of the division of racing events for entities authorized and licensed under article 32 of title 44, C.R.S.

Sweepstakes means any game, advertising scheme or plan, or other promotion that, with or without payment of any consideration, allows a person to enter to win or become eligible to receive a prize.

Vintage slot machine means any model slot machine, as defined in Section 44-30-103 (30), C.R.S., that was introduced on the market prior to January 1, 1984.

Sec. 10-6-30. – Gambling, ~~and~~ professional gambling, and simulated gambling.

(a) It is a Class B municipal offense for any person to knowingly engage in gambling or professional gambling.

(b) A person commits a Class B municipal offense of the unlawful offering of a simulated gambling device if the person offers, facilitates, contracts for, or otherwise makes available to or for members of the public or members of an organization or club any simulated gambling device where:

(1) The person receives, directly or indirectly, a payment or transfer of consideration in connection with an entrant's use of the simulated gambling device, admission to premises on which the simulated gambling device is located, or the purchase of any product or service associated with access to or use of the simulated gambling device, regardless of whether consideration in connection with such use, admission, or purchase is monetary or nonmonetary and regardless of whether it is paid or transferred before the simulated gambling device is used by an entrant; and

(2) As a consequence of, in connection with, or after the play of the simulated gambling device, an award of a prize is expressly or implicitly made to a person using the device.

(c) Subsection (b) of this section does not apply to the following:

(1) The provision of internet or other online access, transmission, routing, storage, or other communication-related services or website design, development, storage, maintenance, billing, advertising, hypertext linking, transaction processing, or other site-related services by a telephone company, internet service provider, software developer or licensor, or other party providing similar services to customers in the normal course of its business except that this subsection does not exempt from criminal prosecution or civil liability a software developer, licensor, or other party whose primary purpose in providing such service is to support the offering of simulated gambling devices.

(2) An owner, operator, employee, or customer of a simulated gambling device, or of a business offering simulated gambling devices, who:

(A) Provides clear documentation that:

(I) A lawful contract has been entered into for the sale or transfer of all simulated gambling devices connected with the activity to a person by whom, or into a jurisdiction where, the activity is lawful; and

(II) Consummates the contract by actually selling or transferring the simulated gambling devices within one hundred eighty days after the contract was entered into or after any simulated gambling devices that were seized, confiscated, or forfeited by law enforcement authorities have been returned, whichever occurs later.

(3) Purchase, sale, exchange, or other transaction related to stocks, bonds, futures, options, commodities, or other similar instruments or transactions occurring on a stock or commodities exchange, brokerage house, or similar entity.

(4) Lawful sweepstakes, contests, and similar activities that are otherwise established under the laws of this state.

(5) Conducting or assisting in the conduct of gaming wagering activities and live or simulcast racing and pari-mutuel wagering activities otherwise authorized by Colorado law.

Sec. 10-6-40. - Gambling devices, records and proceeds.

(a) Except as provided in Subsection (b) below, all gambling devices, gambling records and gambling proceeds are subject to seizure by any peace officer and may be confiscated and destroyed by order of a court. Gambling proceeds shall be forfeited to the City and shall be transmitted by court order to the General Fund of the City.

(b) If a gambling device is ~~an antique gambling device~~ a vintage slot machine and is not operated for gambling purposes for profit or for business purposes, it shall not be confiscated or destroyed pursuant to Subsection (a) above. If a gambling device is confiscated and the owner shows that such gambling device is ~~an antique gambling device~~ a vintage slot machine and is not used for gambling purposes, the court shall order such ~~gambling device~~ vintage slot machine returned to the person from whom it was confiscated. ~~For the purpose of this Section, a gambling device shall be conclusively presumed to be an antique gambling device if it was manufactured prior to 1950.~~

Sec. 10-6-50. - Possession of gambling device or record.

A person who knowingly owns, manufactures, sells, transports, possesses or engages in any transaction designed to affect the ownership, custody or use of a gambling device commits the Class B municipal offense of possession of a gambling device or record.

Sec. 10-6-60. - Gambling information.

(a) Whoever knowingly transmits or receives gambling information by telephone, telegraph, radio, facsimile, electronic mail or other means, or knowingly installs or maintains equipment for the transmission or receipt of gambling information, commits a Class B municipal offense.

(b) Facilities and equipment furnished by a public utility in the regular course of business, and which remain the property of the utility while so furnished, shall not be seized except in connection with an alleged violation of this Article by the public utility and shall be forfeited only upon conviction of the public utility therefor.

Sec. 10-6-70. - Gambling premises.

Any person, as owner, lessee, agent, employee, operator or occupant who knowingly maintains, aids or permits the maintaining of gambling premises for professional gambling commits the offense of maintaining a gambling premises.

2. Chapter 16 of the Rifle Municipal Code is hereby amended as follows, with underlined text added and ~~strike through language~~ deleted:

Sec. 16-1-220. - Definitions.

For purposes of this Chapter, certain terms are defined as follows:

* * *

Internet sweepstakes café includes any use of an enclosed building or portions of an enclosed building that provide one (1) or more “electronic gaming machine” or “simulated gambling device,” as defined in Section 18-10.5-102, C.R.S. or Article 6, Chapter 10 of this Code. As defined, these terms do not include “bona fide amusement devices”, as authorized in Section 44-3-103 (47), C.R.S., that pay nothing of value, cannot be adjusted to pay anything of value, and are not used for gambling.

* * *

Sec. 16-3-320. - Schedule of uses for residential districts.

The following is the schedule of uses for the LDR, MDR and MDR-X Zone Districts:

USE	LDR	MDR	MDR-X
Hospitals or clinics	*	C	C

<u>Internet sweepstakes cafe</u>	*	*	*
--------------------------------------	---	---	---

P = Permitted use
C = Conditional use
* = Prohibited use

* * *

Sec. 16-3-420. – Schedule of uses for commercial and industrial districts.

The following is the schedule of uses for the CS, TC, LI and I Zone Districts. For the Central Business District, see Section 16-18-1010 of this Chapter.

USES	CS ¹	TC ¹	LI	I
<u>Internet sweepstakes café</u>	*	*	*	*

P = Permitted use
C = Conditional use
* = Prohibited use

* * *

Sec. 16-18-1010. - Table of land uses.

Central Business District Sub-Districts						
	Centennial Neighborhood	Creekside Neighborhood***	Historic Core	Second Street Mixed Use	North Gateway	River Gateway
	CBD-CN	CBD-CS	CBD-HC	CBD-MU	CBD-NG	CBD-RG
Commercial Uses						
<u>Internet sweepstakes cafe</u>						

* * *

INTRODUCED on September 16, 2020 read by title, passed on first reading, and ordered published as required by the Charter.

INTRODUCED a second time at a regular meeting of the Council of the City of Rifle, Colorado on October 7, 2020, passed without amendment, approved, and ordered published in full as required by the Charter.

DATED this _____ day of _____, 2020.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

City Clerk



Agenda Item #8.a.

Agenda Item Name:

Consider Appointing Christine Campbell to the Downtown Development Authority (DDA) Board

Presenter:

Item Description:

The Rifle Downtown Development Authority allows for 11 Board Members. Currently, there are 9 Board Members and 2 vacancies. Christine Campbell has expressed interest in filling one of the vacant DDA positions. She is the Rifle Branch Library Manager, and is active with community outreach and service.

The DDA Board recommends approval of the appointment of Christine Campbell to the DDA Board for a period of four years.

Recommended Action:

Approve the appointment of Christine Campbell for a four year term.

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

The Rifle Downtown Development Authority allows for 11 Board Members. Currently, there are 9 Board Members and 2 vacancies. Christine Campbell has expressed interest in filling one of the vacant DDA positions. She is the Rifle Branch Library Manager, and is active with community outreach and service.

The DDA Board recommends approval of the appointment of Christine Campbell to the DDA Board for a period of four years.

Executive Summary:

None

Notification Requirements:

None

Prepared By:

Misty Williams, Administrative Assistant

Attachments:

1. DDA Board Recommendation of Christine Campbell
2. Christine Campbell Rifle Branch Library 8.20.20



**DOWNTOWN
DEVELOPMENT
AUTHORITY
RIFLE, COLORADO**

MEMORANDUM

Rifle City Council
202 Railroad Ave.
Rifle, CO 81650

September 4, 2020

RE: DDA Board Recommendation

Please accept the DDA Board's recommendation to appoint **Christine Campbell** to the DDA Board. As the Rifle Branch Library Manager, and representative of the Library, she will bring increased communication and engagement to one of our anchor buildings in the downtown. In the past, representatives from the Library have served on the DDA, similar to how Jay Rickstrew has served for many years representing Alpine Bank.

Thank you,

Helen Rogers
DDA Part-Time Manager

Christine Campbell
Rifle Library, 207 East Ave
Rifle, CO 81650
970-625-3471
ccampbell@gcpld.org

8/19/2020

Helen Rogers
Manager
Downtown Development Authority
202 Railroad Ave
Rifle, CO 81650

Dear Helen Rogers:

I am contacting you regarding the open Downtown Development Authority Board position. As the new Branch Manager at the Rifle Library, I am excited to learn about our town. It is my goal to develop new relationships and partnerships with local businesses and agencies. The Rifle Library is here to serve and give back to the community. It is my hope that my time on the Downtown Development Authority Board will be productive for both the library and the Rifle community.

Prior to my employment as the Rifle Library Branch Manager, I had an extensive career as a librarian in Colorado Springs. I developed partnerships with local agencies to better serve the Pikes Peak Region. My passion is community service and outreach. I worked extensively with patrons with developmental disabilities and patrons experiencing homelessness. I was recognized by Discover Goodwill for my work with adults with developmental disabilities. It is my hope that I can continue my history of service to the community here in Rifle, by reaching out to local businesses and agencies, and discovering how the library can give back to our community.

If you have questions, or if you want to schedule an interview, please contact me at 970-625-3471. I look forward to meeting you to further discuss the open Board opportunity with Downtown Development Authority.

Sincerely,

Christine Campbell



Agenda Item #8.b.

Agenda Item Name:

Consider Contractor for Asbestos Abatement of City Owned House at 236 W. 4th Street

Presenter:

Item Description:

Consider Contractor for Asbestos Abatement of City Owned House at 236 W. 4th Street

Recommended Action:

Approve Orion Environmental, Inc. for asbestos abatement of City owned house at 236 W. 4th Street in the amount of \$24,920.00.

Fiscal Impact:

This project was budgeted in the Grounds and Facilities Department;
100-4195-400-430.

Operational Impact:

O & M can work freely and safely on demolition of the structure following this project.

Maintenance of the area will be simplified with this structure eventually removed.

Prior Board Motions:

Background Information:

This work must be completed in order to move forward with the demolition of the house. Once asbestos abatement is complete, the O & M Department may demo the house and groom the site at their convenience.

The property the house sits on has been considered for expansion of Centennial Park; parking, restrooms, picnic shelters, etc., have been discussed. The end of 4th Street, adjacent to the house has been considered for placement of a pedestrian bridge across Rifle Creek, to provide another trail connection between downtown Rifle and the Rifle Creek Trail.

Executive Summary:

Grand River Environmental was engaged for asbestos testing of this structure in 2019 . They were also

contracted to provide design and specification for asbestos abatement of the structure, solicitation of bids for the project, and are on board for monitoring and clearance of the structure during the abatement project.

Three contractors attended a mandatory walk-through on August 18th, 2020, and have submitted bids to GRE. The tabulation is attached. Staff recommends Orion Environmental, Inc. in the amount of \$24,920.00. The City will provide electricity and a water source, so we do not expect additional costs for those amenities. If approved staff plans to move forward with the projects as soon as possible.

Notification Requirements:

Prepared By:

Tom Whitmore, Parks & Recreation Director

Attachments:

1. Contractor Bid Summary Sheet -Street_Rifle Colorado



**CONTRACTOR BID SUMMARY SHEET
RESIDENTIAL STRUCTURE
236 WEST 4TH STREET
RIFLE, COLORADO**

Contractor	Base Bid	UNIT RATES										OTHER ITEMS		
		\$ 9.50	\$ 2,000.00	\$ 8.00	\$ 4.00	\$ 3.50	\$ 3.50	\$ 3.00	\$ 3.00	\$ 3.00	\$ 3,500.00	no bid	no bid	
Asbestos Professionals	\$ 39,800													
Custom Environmental	\$ 27,900	\$ 3.75	\$ 1,500.00	\$ 15.00	\$ 4.00	\$ 3.00	\$ 3.00	\$ 2.00	\$ 2.00	\$ 3,000.00	\$ 300.00	\$ 300.00	\$ 200.00	
Excel Environmental	NO BID													
Orion Environmental	\$ 24,920	\$ 12.00	\$ 750.00	\$ 25.00	\$ 4.00	\$ 3.00	\$ 3.00	\$ 2.50	\$ 2.50	\$ 5,000.00	\$ 500.00	\$ 500.00	\$ 75.00	
Valley Disaster	NO BID													
		Drywall System (in square feet)	Furnace (each)	Piping and Ducting Associated with Furnace (in linear feet)	Full Containment (<500 SF)	Full Containment (>500 SF)	Secondary Containment (<500 SF)	Secondary Containment (>500 SF)	Mobilization/ Demobilization	GENERATOR (per day)	WATER SUPPLY (per day)			



Agenda Item #8.c.

Agenda Item Name:

Receive update on Financial Statements for 2nd quarter of 2020

Presenter:

Michelle Duran, Finance Director

Item Description:

Receive update on Financial Statements for 2nd quarter of 2020

Recommended Action:

No action is necessary

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

None

Executive Summary:

Receive update on Financial Statements for 2nd quarter of 2020

Notification Requirements:

None

Prepared By:

Michelle Duran, Finance Director

Attachments:

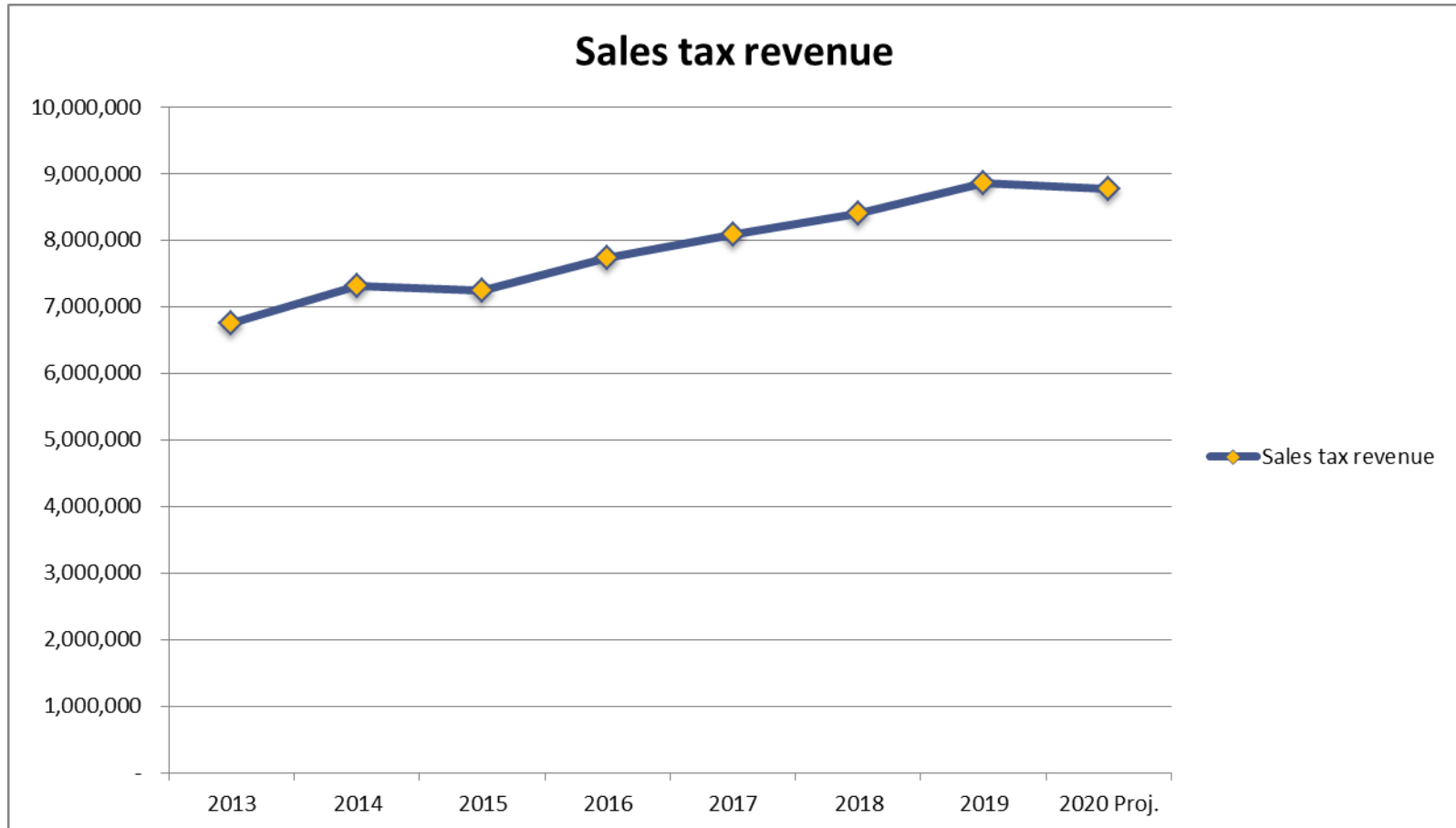
1. 2nd qtr slide presentation
2. 2nd qtr fund summary

City of Rifle 2nd Quarter 2020 Financial Results

Sales Taxes by Source

Sales Tax Prior Year Comparison Assessed Jan-June				
	Year-to-Date Feb-July Collections			
City Business	Total 2020	Total 2019	\$ Diff	% Diff
BARS & RESTAURANTS	\$430,785.97	\$548,291.06	(\$117,505.09)	-21.43%
LEASING/MISC	\$151,087.72	\$142,323.29	\$8,764.43	6.16%
OIL & GAS	\$96,167.15	\$200,354.91	(\$104,187.76)	-52.00%
LODGING	\$112,188.67	\$180,497.50	(\$68,308.83)	-37.84%
LIQUOR STORES	\$139,113.47	\$130,142.32	\$8,971.15	6.89%
HVAC	\$3,485.98	\$2,946.22	\$539.76	18.32%
HARDWARE	\$113,903.32	\$94,690.48	\$19,212.84	20.29%
GENERAL RETAIL	\$2,241,271.70	\$1,997,934.84	\$243,336.86	12.18%
FOOD	\$807,335.76	\$742,023.17	\$65,312.59	8.80%
EXCISE	\$63,058.38	\$120,013.53	(\$56,955.15)	-47.46%
CONTRACTOR	\$5,712.00	\$13,094.69	(\$7,382.69)	-56.38%
CAR PARTS & SALES	\$213,139.17	\$221,367.36	(\$8,228.19)	-3.72%
UTILITIES	\$305,207.42	\$317,622.88	(\$12,415.46)	-3.91%
MARIJUANA RETAIL	\$73,226.96	\$20,096.69	\$53,130.27	264.37%
Total MuniRev	\$4,755,683.67	\$4,731,398.94	\$24,284.73	0.51%
BUILDING USE TAX (Month Collected)	\$136,656.07	\$103,451.77	\$33,204.30	32.10%
MOTOR VEHICLE USE TAX	\$364,822.08	\$435,539.10	(\$70,717.02)	-16.24%
Grand Total	\$5,257,161.82	\$5,270,389.81	(\$13,227.99)	-0.25%

Comparison by Year



1% overall decline in 2020

Tax Revenue per Capita

Based on 9,500 population, Property and Sales taxes

▶ Annual 2017

- ▶ Tax Revenue:
\$8,643,685
- ▶ Tax Revenue
per capita:
 - **\$909.86**

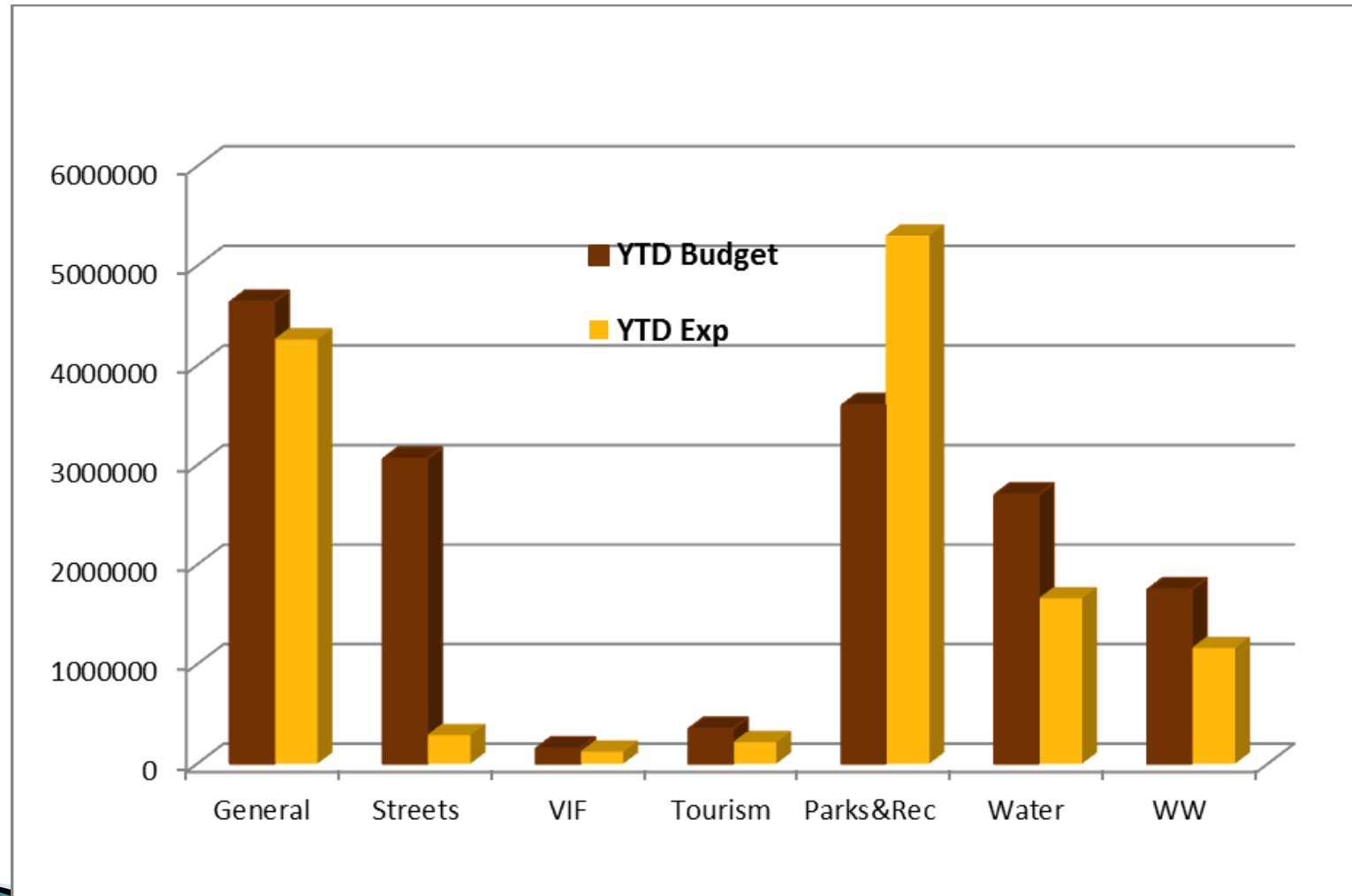
▶ Annual 2018

- ▶ Tax Revenue:
\$8,968,423
- ▶ Tax Revenue
per capita:
 - **\$944.04**
 - *Up 3.76%*

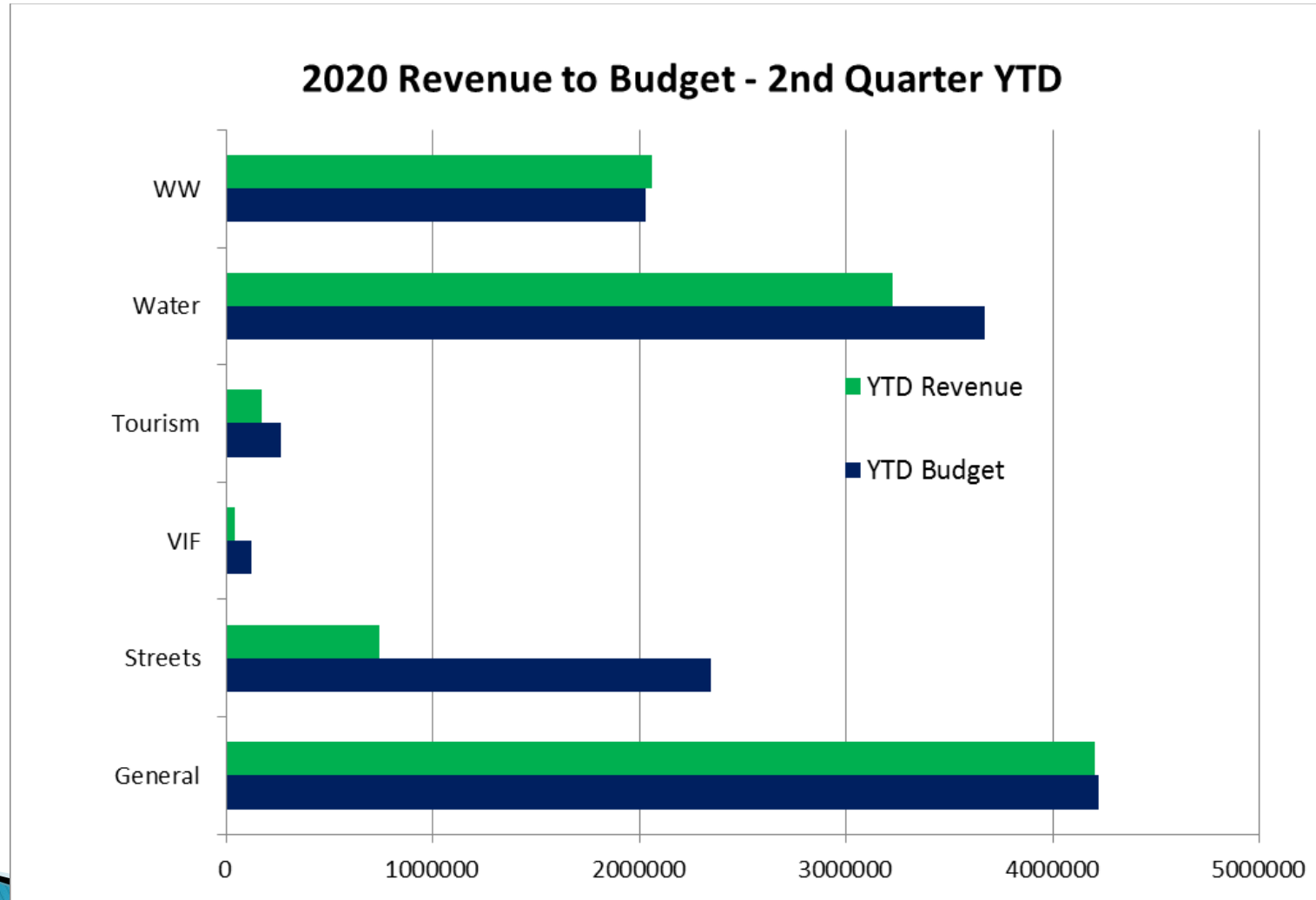
▶ Annual 2019

- ▶ Tax Revenue:
\$9,422,132
- ▶ Tax Revenue
per capita:
 - **\$991.80**
 - *Up 5%*

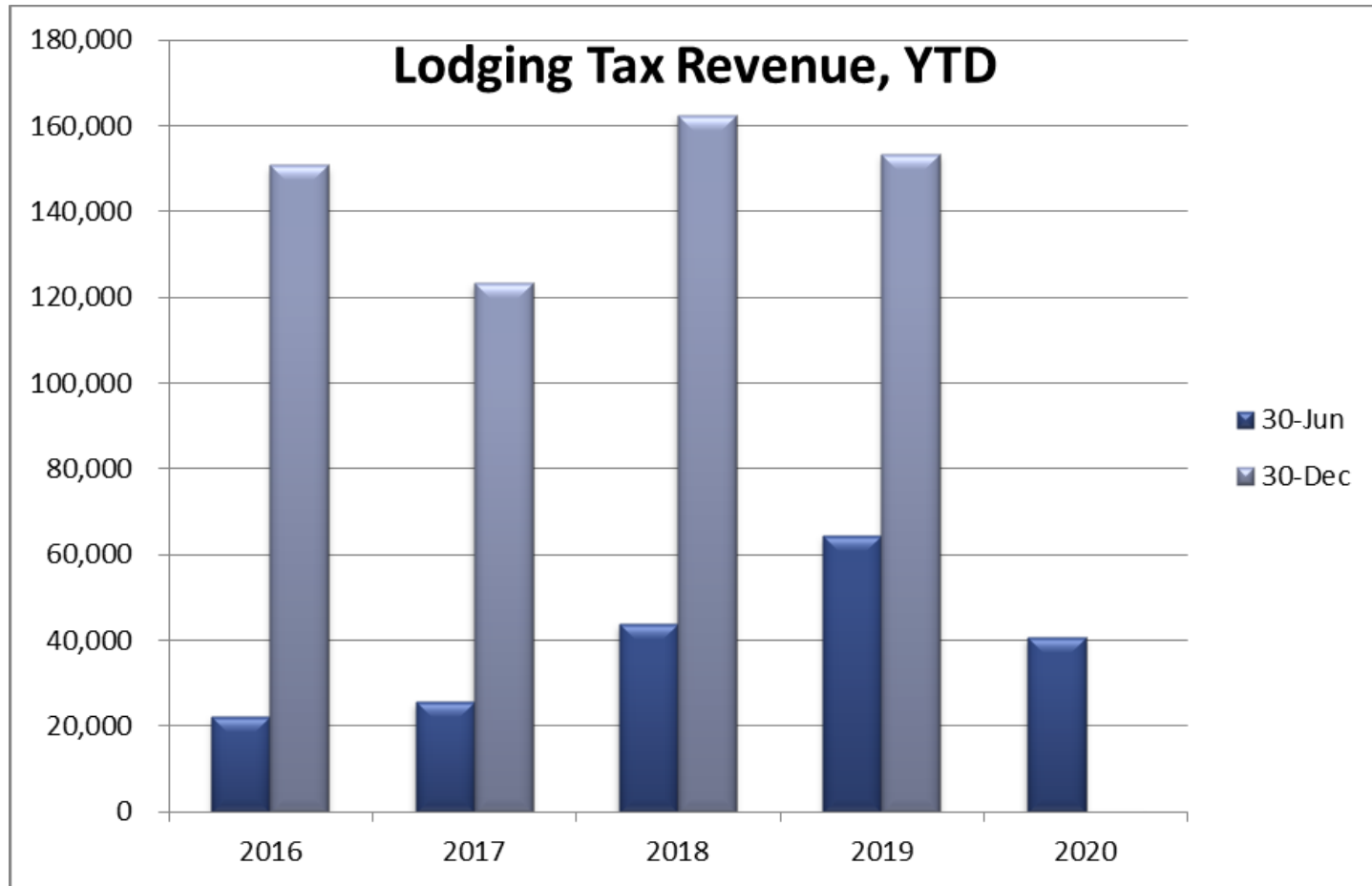
2nd Quarter 2020 Expenditures



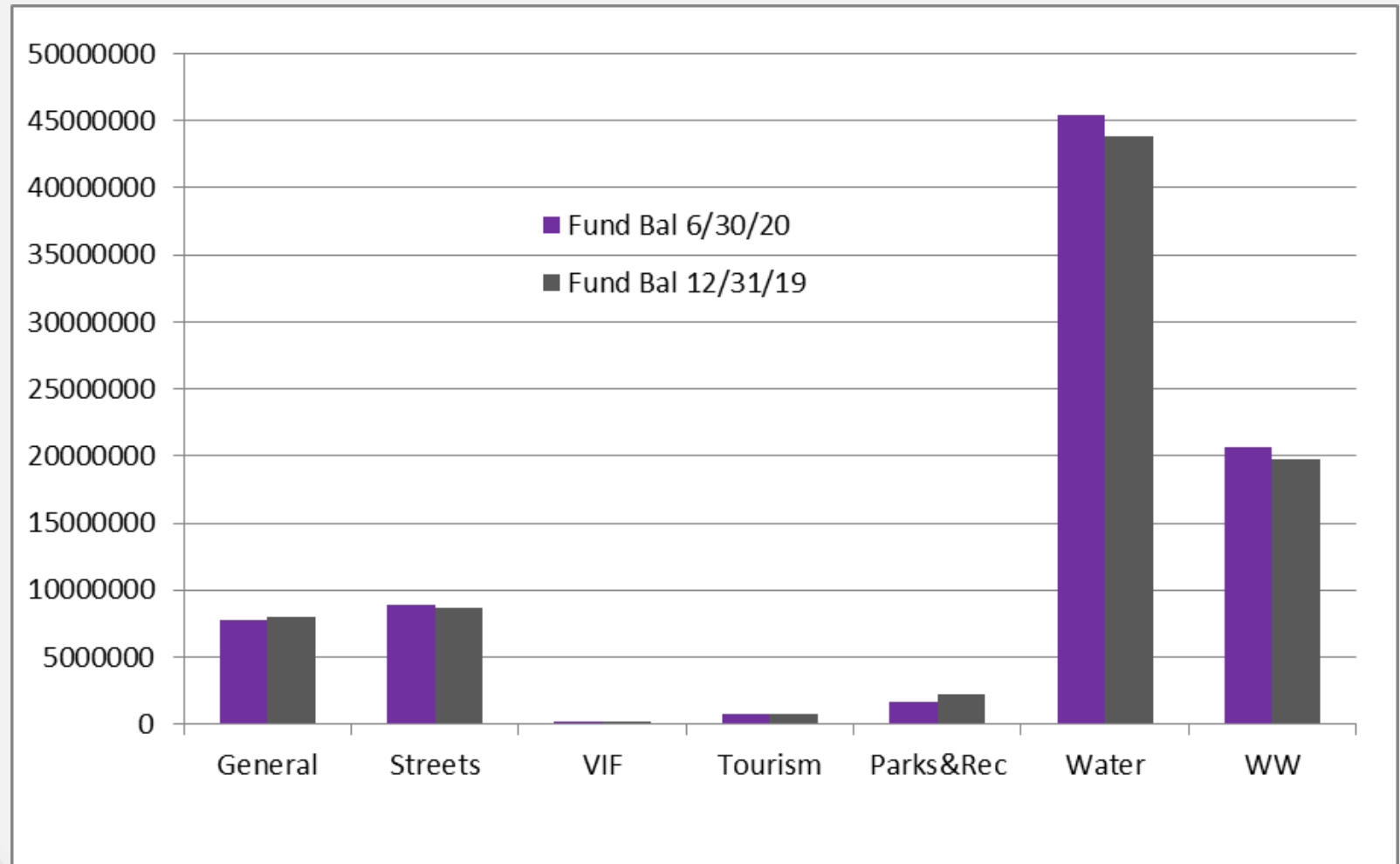
2nd Quarter Revenues



2nd Quarter 2020 Lodging Tax



Fund Balance at 6/30/20 Comparison



Per Capita Comparison

▶ Annual 2017

- ▶ Revenue per capita:
 - **\$852.37**

- ▶ Expend per capita:
 - **\$777.47**

▶ Annual 2018

- ▶ Revenue per capita:
 - **\$880.65**
Up 3.31%

- ▶ Expend per capita:
 - **\$792.28**
Up 1.90%

▶ Annual 2019

- ▶ Revenue per capita:
 - **\$1,007**
Up 14.4%

- ▶ Expend per capita:
 - **\$842.25**
Up 6.3%

Based on 9,500 population, General Fund

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

GENERAL FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
GENERAL REVENUES	2,199,757.91	4,204,475.42	9,045,002.84	4,840,527.42	46.5
	2,199,757.91	4,204,475.42	9,045,002.84	4,840,527.42	46.5
<u>EXPENDITURES</u>					
MAYOR/COUNCIL	208,304.26	227,670.21	110,429.79	(117,240.42)	206.2
MUNICIPAL COURT	52,414.33	106,837.92	238,628.13	131,790.21	44.8
CITY MANAGER	126,192.75	258,432.19	568,298.99	309,866.80	45.5
FINANCE	132,293.28	265,604.35	577,451.06	311,846.71	46.0
ATTORNEY	52,268.25	78,782.90	183,000.00	104,217.10	43.1
COMMUNITY DEVELOPMENT	106,338.27	211,523.22	451,706.40	240,183.18	46.8
GROUPS AND FACILITY MAINT.	125,920.21	209,162.73	537,868.45	328,705.72	38.9
COMMUNITY INVOLVEMT MULTIMEDI	42,241.94	104,106.67	212,118.54	108,011.87	49.1
POLICE	735,072.96	1,439,139.39	3,231,681.76	1,792,542.37	44.5
BUILDING INSPECTIONS	21,206.60	42,121.26	128,866.49	86,745.23	32.7
PUBLIC WORKS	383,119.74	815,308.42	1,761,710.58	946,402.16	46.3
SENIOR CENTER	85,219.24	161,261.67	451,527.38	290,265.71	35.7
NON DEPARTMENTAL	150,850.10	334,057.41	812,281.00	478,223.59	41.1
OPERATING TRANSFERS OUT	.00	5,000.00	5,000.00	.00	100.0
	2,221,441.93	4,259,008.34	9,270,568.57	5,011,560.23	45.9
	(21,684.02)	(54,532.92)	(225,565.73)	(171,032.81)	(24.2)

Period Actual is 2nd quarter: April through June.

-Lower revenue reflects reduced Sales tax receipts.

-Mayor/Council includes \$200,000 for local business grants, not budgeted.

-Building Inspection had additional expense budgeted for outsourcing large projects, which was unused.

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

STREET IMPROVEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
GENERAL REVENUES	340,807.74	651,309.00	4,691,744.52	4,040,435.52	13.9
CAPITAL REVENUES	81,951.54	89,532.22	.00	(89,532.22)	.0
	<u>422,759.28</u>	<u>740,841.22</u>	<u>4,691,744.52</u>	<u>3,950,903.30</u>	<u>15.8</u>
<u>EXPENDITURES</u>					
PAVED STREETS	85,970.21	189,646.23	1,073,373.88	883,727.65	17.7
CONSTRUCTION PROJECT	65,386.25	96,053.25	5,046,000.00	4,949,946.75	1.9
	<u>151,356.46</u>	<u>285,699.48</u>	<u>6,119,373.88</u>	<u>5,833,674.40</u>	<u>4.7</u>
	<u>271,402.82</u>	<u>455,141.74</u>	<u>(1,427,629.36)</u>	<u>(1,882,771.10)</u>	<u>31.9</u>

Revenue budget anticipated Grants for downtown project, not received in 2020.
Expenses for that project were also budgeted; not yet incurred.

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

CONSERVATION TRUST FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
CONSERVATION TRUST REVENUE	24,541.32	48,474.80	90,600.00	42,125.20	53.5
	24,541.32	48,474.80	90,600.00	42,125.20	53.5
<u>EXPENDITURES</u>					
CONSERVATION TRUST	.00	.00	180,000.00	180,000.00	.0
	.00	.00	180,000.00	180,000.00	.0
	24,541.32	48,474.80	(89,400.00)	(137,874.80)	54.2

Expenses to be incurred as Pool Project is completed.

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

VISITOR IMPROVEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
VISITOR IMPROVEMENT	20,952.44	41,786.30	240,640.00	198,853.70	17.4
	20,952.44	41,786.30	240,640.00	198,853.70	17.4
<u>EXPENDITURES</u>					
VISITOR IMPROVEMENT	48,053.84	118,804.09	301,466.49	182,662.40	39.4
	48,053.84	118,804.09	301,466.49	182,662.40	39.4
	(27,101.40)	(77,017.79)	(60,826.49)	16,191.30	(126.6)

Lodging tax is greatly reduced; events are not being held.

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

DOWNTOWN DEVELOPMENT DISTRICT

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
DOWNTOWN DEVELOPMENT	22,579.89	41,846.07	53,411.18	11,565.11	78.4
	22,579.89	41,846.07	53,411.18	11,565.11	78.4
<u>EXPENDITURES</u>					
DOWNTOWN DEVELOPMENT	13,362.61	23,556.34	46,197.00	22,640.66	51.0
	13,362.61	23,556.34	46,197.00	22,640.66	51.0
	9,217.28	18,289.73	7,214.18	(11,075.55)	253.5

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

CAPITAL IMPROVEMENT FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
CAPITAL REVENUE	13,186.44	21,996.82	40,000.00	18,003.18	55.0
	13,186.44	21,996.82	40,000.00	18,003.18	55.0
<u>EXPENDITURES</u>					
CAPITAL IMPROVEMENTS	.00	.00	28,000.00	28,000.00	.0
	.00	.00	28,000.00	28,000.00	.0
	13,186.44	21,996.82	12,000.00	(9,996.82)	183.3

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

TOURISM & INDUSTRY

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
TOURISM & INDUSTRY	71,377.97	174,088.45	525,071.21	350,982.76	33.2
	71,377.97	174,088.45	525,071.21	350,982.76	33.2
<u>EXPENDITURES</u>					
TOURISM & INDUSTRY	97,393.79	213,435.66	696,731.02	483,295.36	30.6
	97,393.79	213,435.66	696,731.02	483,295.36	30.6
	(26,015.82)	(39,347.21)	(171,659.81)	(132,312.60)	(22.9)

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

URBAN RENEWAL AUTHORITY FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
URBAN RENEWAL	1,583.79	2,742.27	82,500.00	79,757.73	3.3
	1,583.79	2,742.27	82,500.00	79,757.73	3.3
<u>EXPENDITURES</u>					
URBAN RENEWAL	.00	.00	200,000.00	200,000.00	.0
	.00	.00	200,000.00	200,000.00	.0
	1,583.79	2,742.27	(117,500.00)	(120,242.27)	2.3

Tax receipts from county are low; currently researching cause for that.
Expense budget includes costs for downtown project not yet incurred.

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

PARKS & RECREATION

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
PARKS AND REC REVENUE	2,339,139.69	4,857,258.41	6,999,790.83	2,142,532.42	69.4
	2,339,139.69	4,857,258.41	6,999,790.83	2,142,532.42	69.4
<u>EXPENDITURES</u>					
RECREATION	94,628.33	202,430.17	628,187.46	425,757.29	32.2
POOL	59,469.07	73,019.21	471,207.72	398,188.51	15.5
PARK MAINTENANCE	298,436.28	539,826.35	1,384,313.59	844,487.24	39.0
PARKS CAPITAL	2,361,793.98	4,429,616.80	4,630,000.00	200,383.20	95.7
NON-DEPARTMENTAL	3,102.97	57,905.94	79,151.86	21,245.92	73.2
	2,817,430.63	5,302,798.47	7,192,860.63	1,890,062.16	73.7
	(478,290.94)	(445,540.06)	(193,069.80)	252,470.26	(230.8)

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

WATER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
WATER REVENUE	1,115,742.48	1,717,820.98	3,745,707.76	2,027,886.78	45.9
WATER RIGHTS REVENUE	(18,651.50)	7,762.05	42,500.00	34,737.95	18.3
CAPITAL REVENUE	34,927.84	412,983.25	1,085,145.00	672,161.75	38.1
WTP SALES & USE TAX REVENUES	584,896.70	1,083,443.91	2,466,356.04	1,382,912.13	43.9
	<u>1,716,915.52</u>	<u>3,222,010.19</u>	<u>7,339,708.80</u>	<u>4,117,698.61</u>	<u>43.9</u>
<u>EXPENDITURES</u>					
WATER O&H	430,791.85	876,522.95	2,269,125.66	1,392,602.71	38.6
WATER RIGHTS	1,371.50	2,067.10	110,000.00	107,932.90	1.9
WATER SYSTEM IMPROVEMENTS	42,232.76	162,879.04	1,235,000.00	1,072,120.96	13.2
WATER TREATMENT PLANT DEBT	.00	561,940.66	1,446,599.00	884,658.34	38.9
WATER TANK DEBT	67,081.55	55,904.19	339,128.00	283,223.81	16.5
	<u>541,477.66</u>	<u>1,659,313.94</u>	<u>5,399,852.66</u>	<u>3,740,538.72</u>	<u>30.7</u>
	<u><u>1,175,437.86</u></u>	<u><u>1,562,696.25</u></u>	<u><u>1,939,856.14</u></u>	<u><u>377,159.89</u></u>	<u><u>80.6</u></u>

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

WASTEWATER FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
WASTE WATER REVENUE	895,162.69	1,825,031.63	3,638,330.29	1,813,298.66	50.2
WASTEWATER SYS IMPROVE	134,325.58	237,109.97	425,000.00	187,890.03	55.8
	<u>1,029,488.27</u>	<u>2,062,141.60</u>	<u>4,063,330.29</u>	<u>2,001,188.69</u>	<u>50.8</u>
<u>EXPENDITURES</u>					
SEWER O&H	<u>381,624.52</u>	<u>1,161,111.86</u>	<u>3,494,218.84</u>	<u>2,333,106.98</u>	<u>33.2</u>
	<u>381,624.52</u>	<u>1,161,111.86</u>	<u>3,494,218.84</u>	<u>2,333,106.98</u>	<u>33.2</u>
	<u>647,863.75</u>	<u>901,029.74</u>	<u>569,111.45</u>	<u>(331,918.29)</u>	<u>158.3</u>

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

SANITATION FUND

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
USER FEES	169,841.95	338,916.98	665,349.11	326,432.13	50.9
	169,841.95	338,916.98	665,349.11	326,432.13	50.9
<u>EXPENDITURES</u>					
SANITATION OPERATIONS	173,276.43	287,211.87	652,556.50	365,344.63	44.0
SANITATION TRANSFERS	.00	2,000.00	2,000.00	.00	100.0
	173,276.43	289,211.87	654,556.50	365,344.63	44.2
	(3,434.48)	49,705.11	10,792.61	(38,912.50)	460.6

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

CEMETERY PERPETUAL CARE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
PERPETUAL CARE	1,520.54	3,200.14	3,000.00	(200.14)	106.7
	1,520.54	3,200.14	3,000.00	(200.14)	106.7
<u>EXPENDITURES</u>					
	.00	.00	.00	.00	.0
	1,520.54	3,200.14	3,000.00	(200.14)	106.7

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

FLEET MAINTENANCE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
INTERDEPT REVENUE	119,467.61	238,514.99	475,712.50	237,197.51	50.1
	119,467.61	238,514.99	475,712.50	237,197.51	50.1
<u>EXPENDITURES</u>					
FLEET MAINTENANCE	81,211.88	162,371.80	380,956.86	218,585.06	42.6
CAPITAL	26,320.00	94,766.00	204,000.00	109,234.00	46.5
	107,531.88	257,137.80	584,956.86	327,819.06	44.0
	11,935.73	(18,622.81)	(109,244.36)	(90,621.55)	(17.1)

CITY OF RIFLE
FUND SUMMARY
FOR THE 6 MONTHS ENDING JUNE 30, 2020

INFORMATION TECH MAINTENANCE

	PERIOD ACTUAL	YTD ACTUAL	BUDGET	VARIANCE	PCNT
<u>REVENUE</u>					
INTERDEPT REVENUES	175,422.94	350,771.87	701,000.00	350,228.13	50.0
	175,422.94	350,771.87	701,000.00	350,228.13	50.0
<u>EXPENDITURES</u>					
I.T. MAINTENANCE	172,929.43	379,232.11	715,574.97	336,342.86	53.0
I.T. CAPITAL	3,220.73	3,220.73	272,000.00	268,779.27	1.2
	176,150.16	382,452.84	987,574.97	605,122.13	38.7
	(727.22)	(31,680.97)	(286,574.97)	(254,894.00)	(11.1)



Agenda Item #8.d.

Agenda Item Name:

Consider CARES ACT funding

Presenter:

Nathan Lindquist, Planning Director

Item Description:

Cares Act funding

Recommended Action:

Staff recommends a motion to approve \$100,000 to the RREDC of Cares Act funding for small business forgivable loans.

Fiscal Impact:

\$100,000

Operational Impact:

none

Prior Board Motions:

Council has approved two previous rounds of business forgivable loans.

Background Information:

The City has access to \$818,000 of funding from the CARES ACT for specific purposes. See the attached budget for the City's updated spending plans.

The rules from the federal government continue to change on a weekly basis. This makes budgeting for expenditures extremely challenging. The most clear areas of allowable expenditures would be direct relief to non-profits that provide financial assistance to residents, and grants/loans to small businesses for general operating expenses. It is not clear how reimbursable it would be if the City were to provide operating support (rather than direct relief aid) to non-profits in the community whose fundraising may be impacted by the pandemic. Staff would like to discuss with Council your priorities.

Executive Summary:

The \$100,000 recommended for Round 3 of business loans would follow the same requirements and criteria as the earlier program in May and June of 2020. This program worked successfully. The criteria include:

- \$3,000 maximum amount per business
- business must have a physical storefront in Rifle
- funds must be spent on legitimate business operational expenses
- businesses must submit proof that funds were spent in order to have the loan forgiven

Notification Requirements:

none

Prepared By:

Nathan Lindquist, Planning Director

Attachments:

1. CARES ACT budget

SPENDING CATEGORY		AMOUNT
Total CARES ACT allocated to City of Rifle		\$ 818,370.24
ALREADY SPENT as of 7/8		
business grants/loans		194,000
	RREDC	157,000
	parklets	34,947
general City expenses (PPE, tech)		16,500
SUBTOTAL SPENT as of 7/8		210,500
Amount available 7/8 to 12/30		607,870
FUTURE - OUTSIDE CITY EXPENSES July 8 - Dec 30		
business grants/loans (future)		240,000
non-profit grants/loans		100,000
shop local program		50,000
FUTURE - IN-CITY EXPENSES July 8 - Dec 30		
Technology		10,000
	cell phone, personal equipment stipend	5,000
	(IT) laptops, zoom subscription etc	5,000
additional parklet improvements		70,000
PPE		40,000
	Ute air filters	
	city hall plexiglass dividers	
	masks	
	cleaning supplies	
	Other facility air filters	
	City Hall air filters	
Personnel reassignments		17,000
	administrative costs	
	ute staff	12,000
	other staff	5,000
Parks cleaning equipment and materials		50,000
	cleaning supplies	30,000
	truck	20,000
Utility Relief (to non-profit)		10,000
contingency		20,870
TOTAL IN CITY EXPENSES		217,870
TOTAL FUTURE EXPENSES		607,870



Agenda Item #8.e.

Agenda Item Name:

Receive update on Community Visioning Process for Colorado River Area

Presenter:

Nathan Lindquist, Planning Director

Item Description:

Staff will provide Council with an update on a proposal for a community visioning process for the Colorado River Area.

Recommended Action:

No action required

Fiscal Impact:

\$10,500 can be accommodated in the Planning Dept professional services line item, where this cost was budgeted at \$10,000 for 2020.

Operational Impact:

none

Prior Board Motions:

none

Background Information:

The City has listed improvements to the river area in the Strategic Plan. Many community members and GRIT board members are interested in the project. This process is the first step in this direction.

Executive Summary:

Staff has been working with Community Builders, a non-profit from Glenwood Springs, to procure their services to facilitate community members in generating ideas for the river area. Please see the attached proposal. Staff believes that this approach will generate enthusiasm for the project and give the City a "vision" to begin taking additional actions steps. The deliverables of the project will supply the renderings and visual aids that are important to successful grant applications.

The cost of the proposal is \$10,500. For professional service contracts for amounts under \$25,000, the City Manager is authorized to use the "open market" method to procure services. This does not require an RFP process or formal Council approval.

Staff believes that Community Builders offers expertise in these processes for a much lower cost than would be possible from other firms or groups. They are able to provide funding from other sources that keeps the cost to the City low. As a non-profit, their mission is to assist communities with economic development and quality of life projects in the Rocky Mountain West. Rifle's river area project fits their mission and so we are able to take advantage of the resources they offer. Community Builders was also on the team that created the Downtown Strategic Plan.

See their Town of Eagle river project here: <https://communitybuilders.org/project/eagle-colorado/>

Notification Requirements:

none

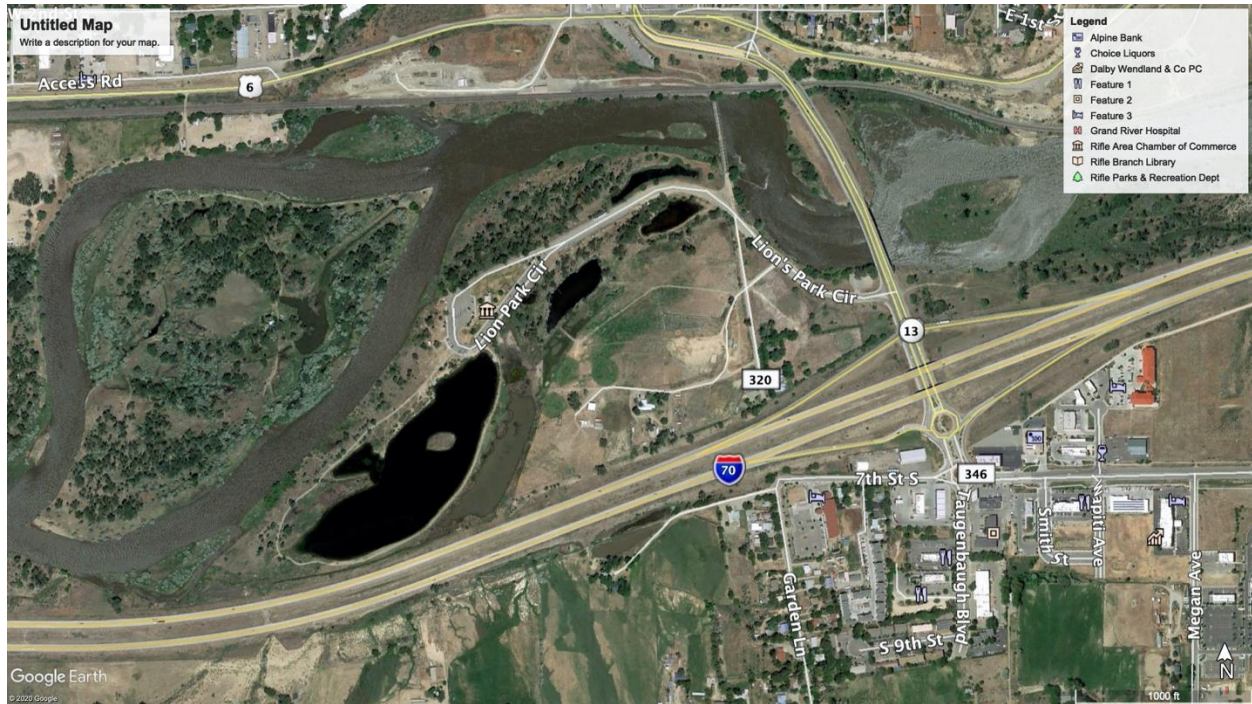
Prepared By:

Nathan Lindquist, Planning Director

Attachments:

1. Rifle River Vision_Final Scope (2)

Rifle River Vision- Concept Planning



Project Objectives

This project will work with the City of Rifle, a core working group of leaders from within the City and local partners, and a larger external group of key stakeholders and project partners to develop a vision for the project area. The project area will focus on the land adjacent to the Colorado River and I-70 corridor, which is owned by private and public entities. As land is acquired or developed, the City is need of a plan and tools to have conversations around how this area supports the needs and interests of the community. The goal of this exercise is to explore ideas for redevelopment of this project area and how this area could contribute as a linkage between highway commercial and downtown and to provide access and amenities along the river.

Project Approach

Community Builders will work in partnership with the City of Rifle and key partners such as CDOT, Watershed Council, and property owners to guide conversations for how to use the river. The approach will utilize facilitated conversations, virtual and socially-distanced public engagement, and exploratory workshops on physical planning to develop a community vision for this riverfront area. The outcome will (1) record ideas and process and (2) provide guidance on next step to move ideas forward.

The following comprehensive list of tasks required to create a vision for the riverfront. Efficiently organizing the work will be essential to completing the project in a timely fashion. While the following narrative is organized in a linear manner, many of the sub-tasks may actually proceed in a parallel or concurrent fashion.

The scope of work to be performed by Community Builders (CB) in connection with this agreement is as follows:

Task 1. Project Start Up

2 Weeks. Mid-Sept-Oct

The general objective for this phase of the work is to align desired outcomes, identify key personnel roles and responsibilities and further define the project approach. The specific tasks to be completed are as follows:

- **Task 1.1. Kick off with Internal Team:** Community Builders will host a virtual or socially distanced in person kick off meeting to refine project outcomes, develop internal communication methods including weekly or bi-weekly calls, communication strategy, other important 'need to knows' for project success.
- **Task 1.2. Develop Internal (Core Team) and External Working Groups (Key Stakeholders):** Community Builders will work with the City of Rifle to develop list of key stakeholders to talk to
- **Task 1.3 Project Management:** Community Builders will work with The City and the core project management team to coordinate key milestones through emails and phone check-ins as needed.

Deliverables:

- *Project Management Materials such as contact lists, meeting invites and other structured plans.*

Task 2. Understanding the Challenges and Opportunities

4 Weeks. October

The general objective for this phase of the work is to develop an understanding of the project context, become familiar with the site, and develop a preliminary understanding of the issues and opportunities to inform concept goals. The specific tasks to be completed are as follows:

- **Task 2.1. Understand Context:** Community Builders will coordinate with the City on GIS mapping to help inform floodplain, hydro-dynamics, and grading and the potential impacts that would inform concept development. The intent is to understand project constraints as a high level and work with city engineers to identify what are the questions to study in subsequent phases of work. In addition, Community Builders will review

existing plans and projects for adjacent areas, specifically how this project area connects with plans for downtown, future CDOT projects, and future riverfront development. Community Builders will also visit the site, take site photos, and/or create a visual assessment of opportunity and constraints.

Task 2.2 Working Group and Stakeholder Work Sessions: Community Builders, in partnership with the City of Rifle, will host a 1-day in-person, socially-distanced workshop in Rifle. These meeting will focus on understanding the issues and interests of the stakeholder groups and discuss ideas for future development in the project area. These meetings could have an option to attend virtually or there could be a separate virtual meeting. These meeting could alternatively take place outdoors, on-site, and include an outdoor work session and site tour.

- **Task 2.3: Community Vision:** Community Builders Builder will provide the City with materials and a strategy to capture broad community feedback on ideas for the projects area such as an exercise such as a socially distanced: “I wish this was a.... (?)” chalkboard, post it, or other engagement exercise as appropriate.
- **Task 2.4 Develop Goals and Objectives:** Following the work sessions and community feedback, Community Builders will develop preliminary goals and objective to guide planning for concept development. We will refine these goals with a virtual meeting with stakeholders and working groups.

Deliverables:

- *Meeting Summary*
- *Community Visioning Exercise*
- *Draft and Final Goals and Objectives*

Task 3. Concept Development

6 Weeks. November-Early December

The general objective for this phase of the work is to develop 3 concept alternatives to provide a vision for the riverfront and gather feedback from the community. The phase will be build upon efforts from Task 1 and Task 2, which will be summarized in a document at the completion of the project. The specific tasks to be completed are as follows:

Task 3.1. Workshop: - Community Builders would host a 1-day in-person, socially-distanced workshop in Rifle to generate ideas and develop 3 concept alternatives to achieve the goals along the River. The workshop could include stakeholder meetings, public drop-in sessions, internal design reviews and other method to iterate ideas. Following the Workshop, Community Builders and the City will host an outdoor event to share ideas and gather feedback with the wider community. The City will provide workspace, coordination with stakeholders, and public noticing for any events.

Task 3.2: Concept Illustrative(s): Following the workshop, Community Builders will refine up to 3 of the concepts developed and provide an illustrative plan and illustrative perspective for each.

Task 3.3: Community Feedback: Community Builder will provide the City with materials and a strategy to capture broad community feedback on the concept alternatives. Community Builders will coordinate with the City on best methods for outreach which could include, poster presentations for public display, online survey's and social media campaigns.

Deliverables:

- *Up to 3 Concept Plans and Illustrative Perspectives*
- *Up to 3 Posters for Community Feedback*

Proposed Budget:

Task 1.	Project Start Up	<i>\$1,500</i>
Task 2.	Challenges and Opportunities	<i>\$4,000</i>
Task 3.	Concept Development	<i>\$5,000</i>
Project Total		\$10,500



Agenda Item #8.f.

Agenda Item Name:

Consider Supporting a Grant Application to the Colorado State Recreational Trails Grant Program for the construction of Phase 2 of the Grand Hogback Trail System - Resolution No. 17, Series of 2020

Presenter:

Nathan Lindquist, Planning Director

Item Description:

State Trail Grant application is due October 1st, this would be Rifle's application.

Recommended Action:

Move to approve the resolution for a state trails grant program application for Phase Grand Hogback trails

Fiscal Impact:

GRIT has budgeted \$30,000 in 2021 and is in favor of budgeting \$30,000 in 2022. Council may consider additional funding that would encourage other funders to also offer enough to finish the build-out of the Master Plan and make it so that future funding requests are not needed for this project.

Operational Impact:

none

Prior Board Motions:

none

Background Information:

The Grand Hogback - Rifle Arch Master Plan was approved by BLM in June 2020. The City's contractor, Gumption Trail Works, and RAMBO volunteers began construction in July. \$94,000 was raised for Phase 1 to build 7 miles of trail, with \$30,000 from the City of Rifle.

Executive Summary:

Rifle Area Mtn Biking Organization (RAMBO) and Roaring Fork Mtn Biking Association (RFMBA) are recommending seeking funding from the City of Rifle, Garfield County, Alpine Bank, and other funders for a large cash match to apply for a State Trails Grant of \$138,000 to construct 13 miles of trail and a new trailhead Parking Lot for the Grand Hogback-Rifle Arch Trail System. This would finish the build-out of the master plan over the next two years (2021 and 2022). The benefit of this approach is that future funding requests for this project would not be needed and that Rifle and the entire Colorado River Valley would have a first-class hiking and biking destination managed by the BLM. See the attached presentation for a summary of the

funding strategy and improvements to the trailhead parking lot that have been approved by the BLM and CDOT.

Notification Requirements:

none

Prepared By:

Nathan Lindquist, Planning Director

Attachments:

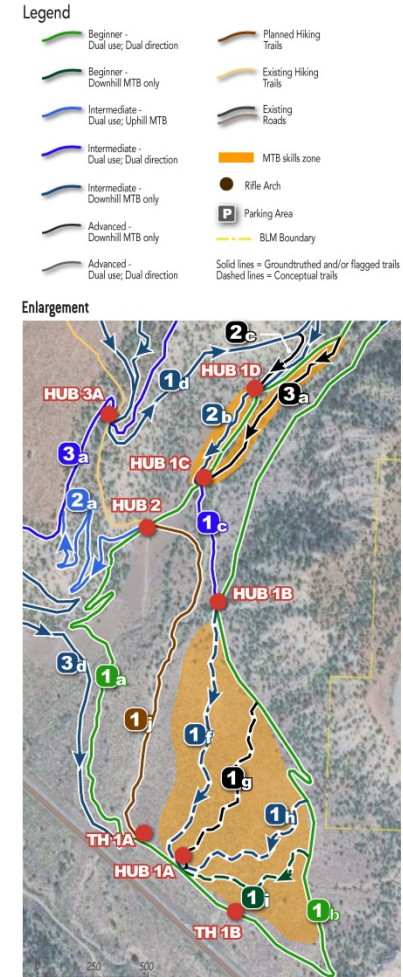
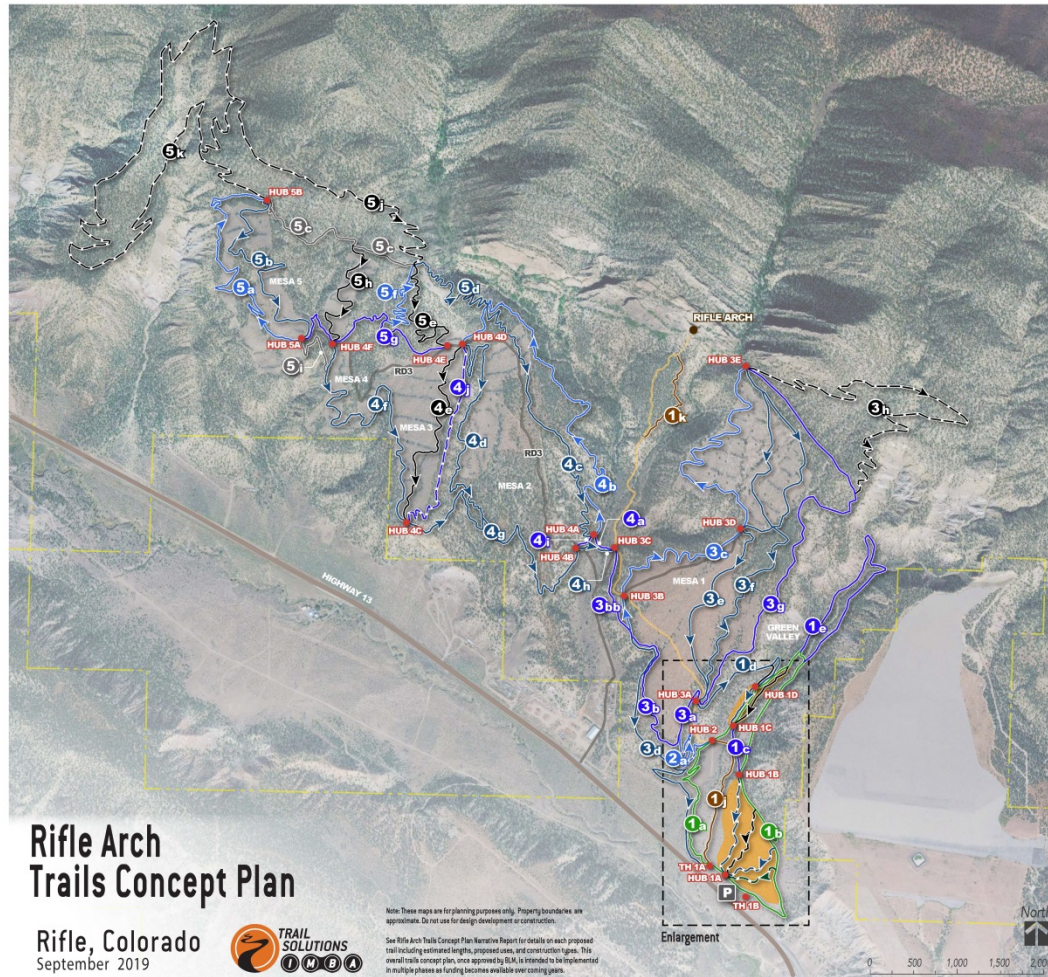
1. Grand Hogback Trails Phase 2 Presentation - city version
2. Resolution No. 17-State Trails Grant

Grand Hogback Trails (Rifle Arch)

Phase 2 Construction
2021 and 2022



BLM-approved Master Plan



2020 Progress on Phase 1 trail construction

- BLM approval in June 2020
- RAMBO volunteers and contractor have begun work
- 7 miles of trail
- \$94,000 raised

\$30,000 City of Rifle

\$20,000 Garfield County

\$44,000 local sponsors

(RREDC, Alpine Bank, Holy Cross Energy, Clough Family Foundation, others)



Phase 2 Grand Hogback Construction (2021 and 2022)

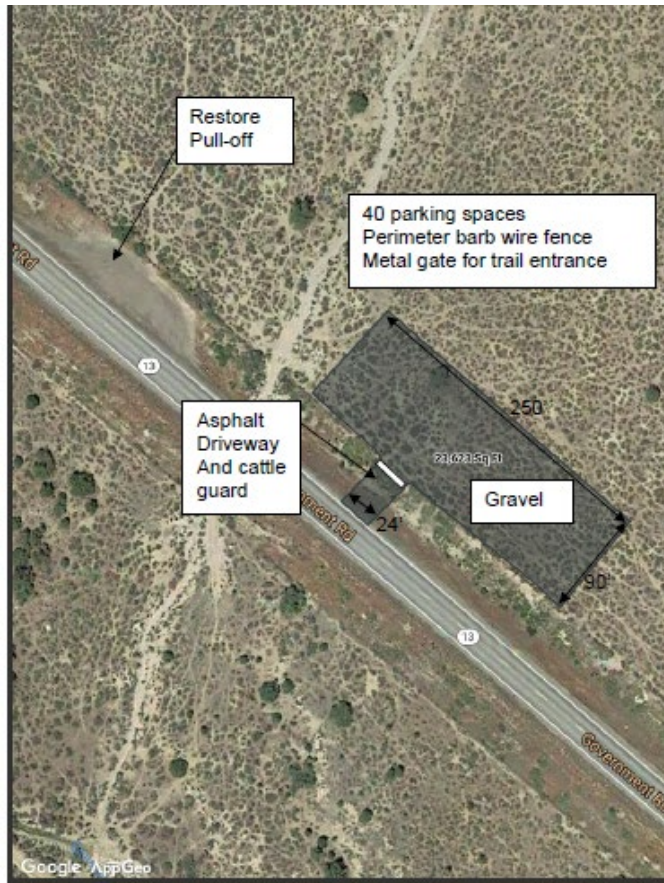
13.37 miles of new trail (\$355,000)

Parking Lot Expansion and Safety Improvements (\$92,778)

TOTAL COST = \$447,778

This scope of Phase 2 would finish building-out the Master Plan and be the last request for funding of this project.

Parking Lot Expansion and Safety Improvements

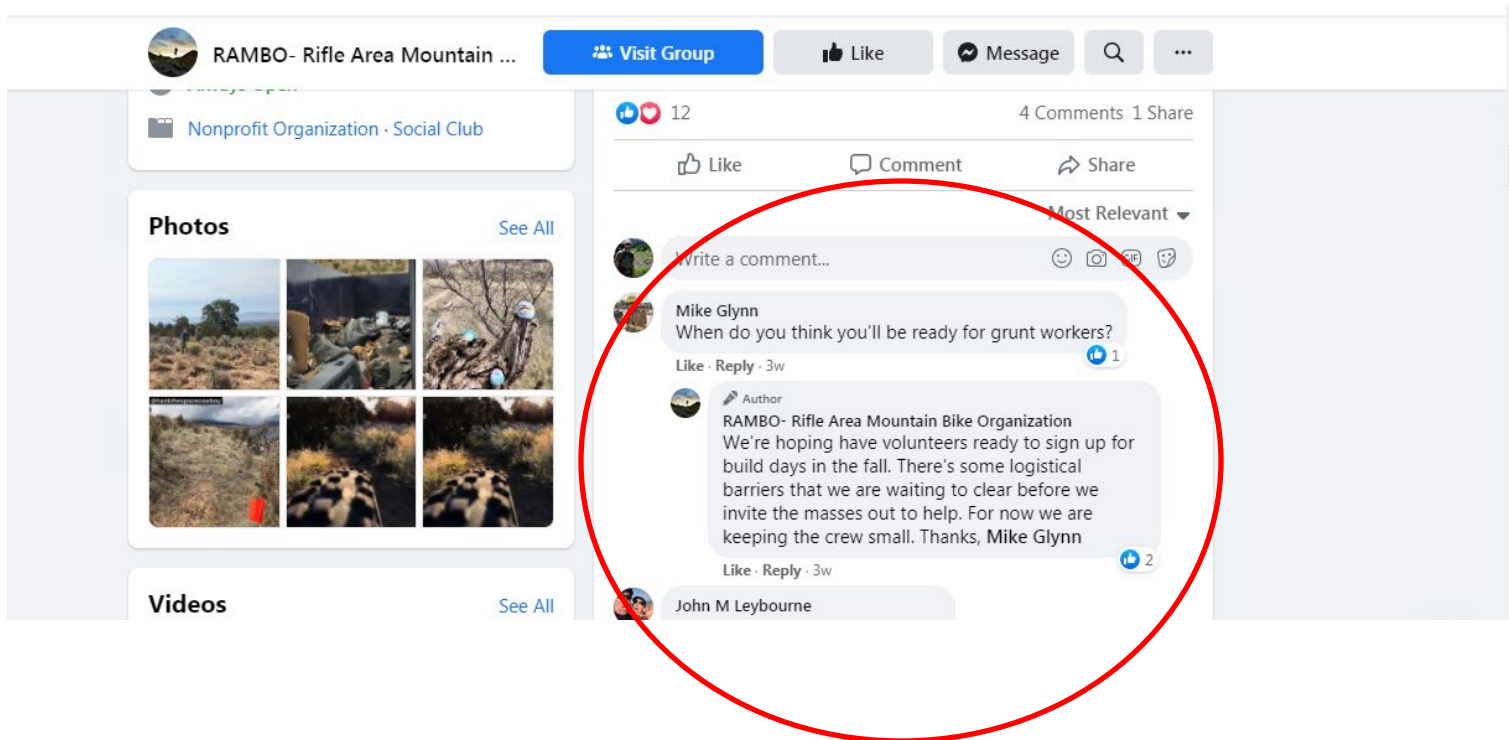


Total Cost = \$92,778

Description	Units	Quantity	Unit Cost	Scheduled Value
Demolition				
Clearing and Grubbing	SF	21,700.00	\$ 0.93	\$ 20,181.00
				\$ 20,181.00
Site Preparation				
Erosion Control	LS	1.00	\$ 2,500.00	\$ 2,500.00
Dust Control	LS	1.00	\$ 2,500.00	\$ 2,500.00
				\$ 5,000.00
Fencing				
Barbed Wire Fence	LF	445.00	\$ 1.50	\$ 667.50
Cattle Guard	EA	1.00	3,000.00	\$ 3,000.00
Gates to trail	EA	2.00	400.00	\$ 800.00
				\$ 3,667.50
Asphalt Paving				
3" asphalt driveway	SY	128.00	\$ 50.00	\$ 6,400.00
				\$ 6,400.00
Landscaping/Site improvements				
restoration of existing parking pull-off	SF	4000	\$ 1.20	5,000
Install Gravel	SF	23600	\$ 1.80	\$ 42,480.00
				\$ 47,480.00
General				
Mobilization	LS	1	\$ 10,000.00	\$ 10,000.00
				\$ 10,000.00
TOTAL				\$ 92,778.50

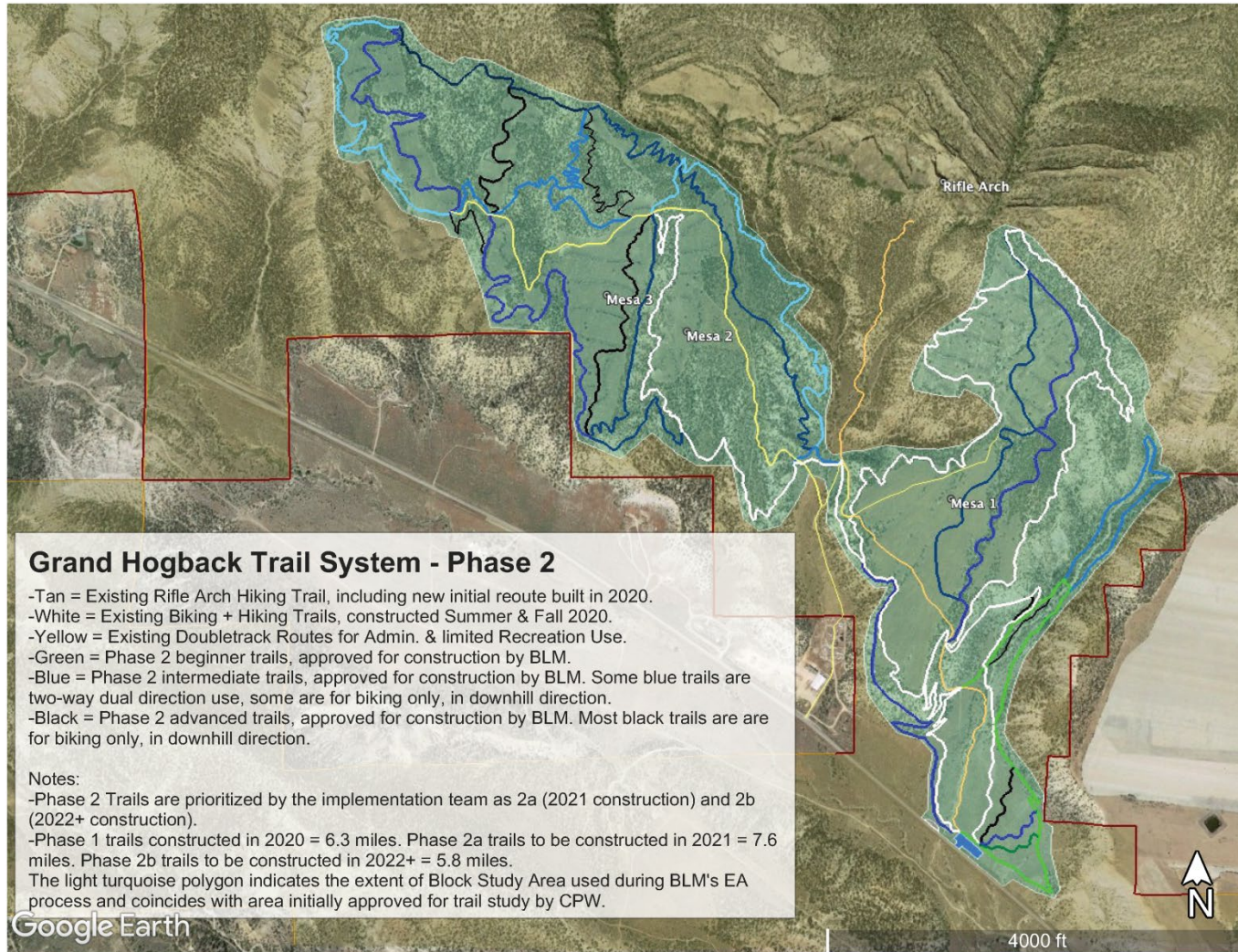
BLM and CDOT have reviewed and approve of this concept plan

Need safer parking for trail building



We cannot use RFOV volunteers until parking lot issue is solved

Phase 2 Trails



TIMELINE

Oct 1 2020	State Trails Grant App Due
Oct – Nov 2020	Parking Lot Construction
June 2021	State Trails Grant Awarded
Fall 2021	Phase 2a Trail Construction
Spring – Fall 2022	Phase 2b Trail Construction

Requested Funding

PARKING LOT

Garfield County Conservation Trust Fund	\$52,778
City of Rifle	\$40,000
TOTAL	\$92,778

TRAILS

State Trails Grant Program	\$138,000
City of Rifle	\$20,000
Future RAMBO fundraising	\$50,000
Garfield County Conservation Trust Fund	\$70,000
Other sponsors (Alpine Bank, family foundations)	\$50,000
In-Kind - RAMBO Volunteer Labor	\$25,000
TRAILS TOTAL	\$355,000

TOTAL REQUEST FROM GARFIELD COUNTY CTF	\$122,778
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A letter of support from Garfield County for the State Trails Grant app is also requested.

CITY OF RIFLE, COLORADO
RESOLUTION NO. 17
SERIES 2020

A RESOLUTION OF THE CITY OF RIFLE, COLORADO SUPPORTING AN
APPLICATION TO THE COLORADO STATE RECREATIONAL TRAILS
GRANT PROGRAM FOR THE CONSTRUCTION OF PHASE 2 OF THE
GRAND HOGBACK TRAIL SYSTEM

WHEREAS, the City of Rifle is a political subdivision of the State of Colorado and therefore an eligible applicant for a grant awarded by the State Recreational Trails Grant Program; and

WHEREAS, the City of Rifle is submitting a Grant Application requesting a total award of \$138,000 for the construction of Phase 2 of the Grand Hogback Trail System; and

WHEREAS, the Grand Hogback Trail System is located on land controlled by the Bureau of Land Management that has approved its construction and will remain under its control for at least 25 years; and

WHEREAS, the City Council of the City of Rifle supports the Grand Hogback Trail System and will commit funds to its construction if a grant is awarded by the State Trails Program.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIFLE THAT:

1. The above recitals are hereby incorporated as findings by the City of Rifle.
2. The City Council strongly supports, and the City Manager is hereby authorized to submit, the Grant Application for the construction of Phase 2 of the Grand Hogback Trail System.
3. The City Council commits \$_____ for the construction of Phase 2 of the Grand Hogback Trail System, subject to annual appropriations, and will assist in coordinating long-term maintenance with cooperating agencies and non-profits.
4. If a grant is awarded, the City of Rifle hereby authorizes the City Manager to sign a Grant Agreement with the State Trails Program and authorizes the expenditure of funds necessary to meet the terms and obligations of the Grant Agreement.

THIS RESOLUTION was read, passed, and adopted by the Rifle City Council at a regular meeting held this 16th day of September 2020.

CITY OF RIFLE, COLORADO

By _____
Mayor

ATTEST:

City Clerk



Agenda Item #9.a.

Agenda Item Name:

Report to City Manager

Presenter:

Scott Hahn, City Manager

Item Description:

Staff report on notable tasks completed within the individual departments.

Recommended Action:

No action necessary

Fiscal Impact:

None

Operational Impact:

None

Prior Board Motions:

None

Background Information:

None

Executive Summary:

Work Report to City Manager

8/29/2020 - 9/12/2020

Notification Requirements:

None

Prepared By:

Misty Williams, Administrative Assistant

Attachments:

1. Report to City Manager 8.29.20 - 9.12.20

WORK REPORT TO CITY MANAGER

8.29.2020 – 9.12.2020

PIO

- Press release on city tire drive and updates on safety over the Labor Day weekend
- Attended GRIT meeting and Census Committee meeting.

COURT

- Met with prosecutor to discuss developing COVID safety plan for jury trials.

PLANNING

- The County Commissioners approved signing the historic bridge assessment grant to the State Historic Society.
- The signage is up in the City Hall parking structure to direct carpoolers to park near Brenden Theater. It appears to be working fairly well.
- The owner of the former Carquest has stated that he turned in his asbestos application to the state. CDPHE's permitting process is very slow right now. Staff will look into whether we can help expedite.

HUMAN RESOURCES

- Completed new hire orientation on 8/19 of Kyle Mills, he begins the CMC Police academy 8/24 and upon successful completion will become our new Police Officer hired
- Filled vacant PT Cook position at the Senior Center, new hire Laura Shatney began 8/31
- New Hire Kendrick Robinson, Recreation Coordinator, started 9/8
- Exit interview for Hunter Blade on 8/28, leaving Wastewater Operator D position
- Conducted first round of interviews for open Wastewater Operator D position
- Coordinating new hire department/facilities tour for last quarter's new hires, will schedule another one for more recent new hires in the near future

SENIOR CENTER

- Continue to work with National Bus Sales for Specs and Price quote for new senior bus
- New flooring has arrived and they will be here to install 9/10th – 12th
- I met with Michelle and you to discuss 2021 budget

PUBLIC WORKS

During the past two weeks, Public works has been involved, though not limited to the following:

ENGINEERING

- Evaluation and award of the I-70 Exit 90 Beautification project with Ayers Associates
- Evaluation and award of the Additional Airport Tank project with Boundaries Unlimited
- Planning and research necessary for the Utilities Master Planning project
- Management of Fravert/W. 5th Street Improvements contract
- Answering and resolving engineering concerns associated with Kurersten's Scalzo property development and project inspection
- Construction Inspection of the Fravert/W. 5th Street Improvement project
- Administration and inspection of multiple ROW Use and Excavation Permits
- Field work and planning associated with repair and maintenance of the Park Hill storm drain system
- Inspection and administration of the Crack Sealing project
- Subsurface water mitigation at 5 MG water tank complex

OPERATIONS & MAINTENANCE

- Construction of 200 LF of 4' valley pan to improve drainage of the 100 Block of E. 11th St.
- Repair and maintenance of the Park Hill storm drain system, involving excavation of clogged storm pipeline and removal of obstructions.
- Application of thermoplastic at street intersections

In the next two weeks, we will be pursuing, though shall not be limited to the following:

ENGINEERING

- Continued work on the bid process for the Utilities Master Plan
- Continued work for the repair and restoration of flow for the Park Hill Storm Drain system
- Project management and administration, to include inspection, of the following projects: Crack Sealing, Fravert/W. 5th Street Improvements, 16th Street Bridge Improvements, Centennial Bridge Rehabilitation
- Continued inspection of the following projects: Kuersten/Scalzo Development, Culver's Restaurant development, various ROW Use and Excavation Permits

OPERATIONS & MAINTENANCE

- Continued work on rehabilitation of Park Hill Storm Drain system
- Various street & concrete projects: E. 3rd St. Curb & Gutter, E. 3rd St. repair at East Avenue, handicap ramps in Deerfield Park, pedestrian crossing at Joyce Park
- Work associated with transitioning from summer operations to winter operations

FLEET

- Development of fleet lease order and completion of departmental budget requests for new vehicles

INFORMATION TECHNOLOGY

- Network improvements continue: Ryan has been working with our network vendor to clean up and optimize each building's network as we roll out the new Aruba wireless. He has begun at the Water Treatment Plant this week, and I would imagine it will take 2-3 weeks to complete. There should be minimal network downtime during the workday.
- Workstation, server and application updates were completed within the past 2 weeks, including an update of the Windows version on the Finance server, followed by a Caselle software update for Finance and Planning.
- Police Body Cameras arrived and were configured, worked with the vendor to setup, then IT and Police Records were trained on software use. Beta testing of the cameras started Tuesday 9/8.

PARKS AND RECREATION

- I've been working on close out of the pool project and related documents, Budget for Recreation, Pool, Parks, Grounds and Facilities, and Ute Theater.
- We have solicited for bids for asbestos abatement at the 4th Street House so O & M can later demo the old building and clean up the lot. This presumable was going to be more space for Centennial Park, parking, a space for a future bridge to connect 4th Street to the Rifle Creek Trail, etc.
- Staff is diagnosing some issues with trees on City Parks Property. We may have to reprioritize dollars to remove some of these because they may become a hazard. Also, we lost some new trees at Metro Park and are planning to replace those this fall.
- The pool is closed for the season. Staff will receive training on winterization procedures, and contractors are working on that, as well as punch list items that were planned after the season.
- Obtaining a "Covid" vehicle, for our Covid disinfection person, from CARES money is still being pursued. Brian Prunty is looking into a lease return vehicle from the same company that we will lease fleet vehicles from.
- Wrapping up fence/gate, security and safety projects for the fall is a priority.

UTILITIES

Current items

- Working with SGM and CDPHE regarding potential grants for copper removal pilot system at wastewater plant

- Working with SGM and CDPHE to coordinate stakeholder meetings related to potential mixing credits at wastewater plant
- Working with CDPHE to get chemical approval for copper removal polymers at wastewater plant
- Working to remedy failed flow meter at water treatment plant
- Working to address chlorine feed issues at water treatment plant
- Have obtained permits to treat pond for algae
- Still flushing upwards of 600,000 gallons per week to maintain airport zone and west rifle water quality
- Conducting interviews for wastewater plant vacancy

Upcoming items

- Televising sewer lines south of the Colorado River
- Working to schedule tank cleanings which were delayed due to covid
- Lower mechanical seal repairs on large raw water pump
- Winterization of outdoor sample stations
- Winterization of climate control (swamp coolers) at remote booster stations
- Startup of booster station heaters to ensure proper operation before winter

CITY CLERK

- Created a strategic plan survey on Survey Monkey, emailed it to City Council, and compiled the results to present to Council.

POLICE

- We have made some changes internally given the resignation of Sergeant Wilson. Robin Steffen is our new training coordinator. We are trying to decrease the amount of online Police One trainings; and instead, move towards more in person training

- Officers will receive additional training on SB 20-217 on September 10 and 11. They have already completed two videos on the new law, but this training will be presented by an attorney via Zoom in a traditional setting.
- We are waiting for Motorola to ship our radios.
- The new Community Service van should be operational in the next two weeks.
- The decals on our new police vehicles are the wrong color. The correct decals will be installed in the next couple of weeks.
- I hope to work on the PD's 2021 goals and formalizing the promotional processes if time permits.