

**RIFLE CITY COUNCIL MEETING**

Wednesday, February 16, 2011

REGULAR MEETING

7:00 p.m. \* Council Chambers

The regular meeting of the Rifle City Council was called to order at 7:00 p.m. by Mayor Keith Lambert.

**PRESENT ON ROLL CALL:** Councilors Alan Lambert, Jay Miller, Jen Sanborn, Jeanette Thompson, Randy Winkler, and Mayor Keith Lambert.

Councilor A. Lambert moved to excuse Councilor Jonathan Rice from attending tonight's meeting; seconded by Councilor Sanborn.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

**OTHERS PRESENT:** John Hier, City Manager; Lisa Cain, City Clerk; Matt Sturgeon, Assistant City Manager / Director of Planning; Jim Neu, City Attorney; Michael Churchill, Cable 10 Assistant Manager; Blair Bracken, Special Events Coordinator; Mike Braaten, Government Affairs Coordinator; Dick Deussen, City Engineer; Daryl Meisner, Police Chief; Ignacio Mendoza; and John Parrington.

**CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:**

- A. Minutes from the February 2, 2011 Regular Meeting
- B. Appointment of Planning & Zoning Commission Members Ned Bascom and David Mead
- C. December Financial Report
- D. December Sales Tax Report
- E. Accounts Payable
- F. Monarch Site Services Asbestos Abatement Change Order No. 1

Councilor A. Lambert moved to approve Consent Agenda Items A, C, D, E, and F; seconded by Councilor Miller.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

With respect to Consent Agenda Item B, the Council thanked Ned Bascom and David Mead for their service on the Rifle Planning and Zoning Commission and for requesting reappointment to the Commission.

Councilor A. Lambert moved to approve Consent Agenda Item B; seconded by Councilor Miller.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

**CITIZEN COMMENTS AND LIVE CALL-IN**

There were no citizen comments or live call-ins.

***CONSIDER APPROVING VISITOR IMPROVEMENTS FUND RECOMMENDATION FOR CENTENNIAL CONCERT SERIES***

Special Events Coordinator Blair Bracken reported that the Visitor Improvements Fund Advisory Board recommended that Council approve funding of the Centennial Concert Series 2011 in the amount of \$9,000.

Councilor Sanborn moved to approve funding of the Centennial Concert Series 2011 in the amount of \$9,000 from the Visitor Improvements Fund; seconded by Councilor A. Lambert.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

***CONSIDER MAKING APPOINTMENT TO VISITOR IMPROVEMENTS FUND ADVISORY BOARD***

City Manager John Hier reported that the Visitor Improvements Fund Advisory Board recommended that Council appoint Will Cross, Manager, Comfort Inn, to the Visitor Improvements Fund Advisory Board.

Councilor A. Lambert moved to appoint Will Cross to serve as an alternate on the Visitor Improvements Fund Advisory Board; seconded by Councilor Miller.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

**CONSIDER MAKING APPOINTMENT TO DOWNTOWN DEVELOPMENT AUTHORITY BOARD**

Mr. Hier reported that the Downtown Development Authority Board recommended that Council appoint Diane Razez, Manager, Western Rockies Federal Credit Union, to the Downtown Development Authority Board.

Councilor Winkler moved to appoint Diane Razez to serve on the Downtown Development Authority Board; seconded by Councilor Thompson.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

**PUBLIC HEARING – LIQUOR LICENSE APPLICATION – NACHO’S MEXICAN DINING LLC**

Councilor Winkler left the Council Chambers.

Mayor Lambert opened the public hearing and swore in Ignacio Mendoza, Owner, Nacho’s Mexican Dining LLC. City Clerk Lisa Cain stated that the public hearing was properly noticed, the application is complete, the fees have been paid, and the applicant submitted a petition with signatures of those in favor of the liquor license being granted. Mr. Mendoza stated that previously, he had financial interests in the El Burrito Loco license and the Plaza Liquors license, but he no longer has such interests. Plaza Liquors is adjacent to the site of Nacho’s Mexican Dining; Nacho’s Mexican Dining is under construction at the former location of El Burrito Loco.

Councilor A. Lambert moved to approve the Liquor License Application for Nacho’s Mexican Dining LLC; seconded by Councilor Sanborn.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, K. Lambert

Councilor Winkler returned to the Council Chambers.

**CONSIDER APPROVING ON SECOND READING ORDINANCE NO. 2, SERIES OF 2011 AMENDING SEC. 13-4-60 (EQR CLASSIFICATIONS) OF THE RIFLE MUNICIPAL CODE**

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING THE EQR SCHEDULE FOR THEATERS AT SECTION 13-4-60 OF THE RIFLE MUNICIPAL CODE

Assistant City Manager / Director of Planning Matt Sturgeon explained that while staff was negotiating the Lease on the Valley Lumber Property for Brenden Theatres to construct a multiplex movie theatre, staff realized that the tap fees for movie theatres set forth in the Rifle Municipal Code (RMC) Equivalent Residential Unit (EQR) Schedule were unusually high. This land use type is not frequently encountered by staff. The Ute Theatre was the last movie theatre built; this occurred in 1947. Staff recommends City Council amend RMC Section 13-4-60 (EQR Schedule) as proposed in Ordinance 2-11. Movie theatres are currently assessed 0.60 EQRs per 25 seats. Staff recommends adopting Grand Junction’s standard of .01 EQRs per seat. It should be noted that the RMC allows the City to evaluate usage after a year to determine if a proper EQR count was assessed. If demand exceeds what was initially assessed, the City can modify the original assessment and request the user pay an additional fee.

Councilor Miller moved to approve Ordinance 2-11 on second reading as presented and to order it to be published in full as required by Charter; seconded by Councilor Thompson.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

**CONSIDER APPROVING SHORT LIST OF QUALIFIED VENDORS FOR EXPANSION OF OPERATIONS AND MAINTENANCE BUILDING**

City Engineer Dick Deussen reported that the City received bids from 3 local contractors and 2 non-local contractors to construct an additional bay to the Operations and Maintenance Service Building. Since the bid of the highest ranked local contractor (Tally Ho Construction) was within 10 percent of the bid of the highest ranked non-local contractor, the highest ranked local contractor has the opportunity to proceed first with negotiations under the City’s local preference policy.

Councilor Miller moved to authorize staff to enter into negotiations with Tally Ho Construction to construct an additional bay to the Operations and Maintenance Service Building and to award a contract for same in an amount not to exceed \$170,000; seconded by Councilor Sanborn.

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, K. Lambert. No - Winkler

**ADMINISTRATIVE REPORTS**

City Manager John Hier reported to Council on the following issues: upcoming presentations to community groups on the new water treatment plant, former Valley Lumber site preparation, Railroad Avenue banner and light poles, Visitor Improvements Fund Advisory Board matters, solid waste collection request for proposals,

Deerfield Park improvements, City Recycling Center improvements, Ute Theatre renovation, and telephone town hall meetings.

Ms. Cain asked Council to reserve June 3 and June 4 for its Strategic Planning 2011 sessions.

Mr. Sturgeon reported that Council's March 2 workshop will take place at the Rifle Library Community Room. Planner Nathan Lindquist, Government Affairs Coordinator Mike Braaten, and Mr. Sturgeon are requesting that the Department of Local Affairs and the Colorado Department of Transportation allow the City to use funds for downtown improvements in connection with the Brenden Theater project, instead of for the Gateway project.

**COMMENTS FROM MAYOR AND COUNCIL**

Councilors encouraged the public to attend Symphony in the Valley's Symphony Swing event on March 4, 2011 at Grand River Hospital.

**EXECUTIVE SESSION**

*EXECUTIVE SESSION FOR DISCUSSION OF A PERSONNEL MATTER UNDER CRS 24-6-402(2)(F) AND NOT INVOLVING: (1) ANY SPECIFIC EMPLOYEES WHO HAVE REQUESTED DISCUSSION OF THE MATTER IN OPEN SESSION; (2) ANY MEMBER OF THIS BODY OR ANY ELECTED OFFICIAL; (3) THE APPOINTMENT OF ANY PERSON TO FILL AN OFFICE OF THIS BODY OR OF AN ELECTED OFFICIAL; OR (4) PERSONNEL POLICIES THAT DO NOT REQUIRE THE DISCUSSION OF MATTERS PERSONAL TO PARTICULAR EMPLOYEES*

Councilor Sanborn moved to adjourn to Executive Session to discuss personnel matters; seconded by Councilor A. Lambert (8:03 p.m.).

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

Councilor Miller moved to adjourn from Executive Session; seconded by Councilor Sanborn (9:10 p.m.).

Roll Call: Yes – A. Lambert, Miller, Sanborn, Thompson, Winkler, K. Lambert

Meeting adjourned at 9:11 p.m.

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Lisa H. Cain  
City Clerk

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Keith Lambert  
Mayor