

RIFLE CITY COUNCIL MEETING

Wednesday, May 20, 2009

REGULAR MEETING

7:00 p.m. * Council Chambers

The regular meeting of the Rifle City Council was called to order at 7:02 p.m. by Mayor Keith Lambert.

PRESENT ON ROLL CALL: Councilors Beth Bascom, Jen Sanborn, Jeanette Thompson, and Mayor Keith Lambert.

Councilor Bascom moved to excuse Alan Lambert, Jay Miller, and Jonathan Rice from tonight's meeting; seconded by Councilor Thompson.

Roll Call: Yes – Bascom, Sanborn, Thompson, K. Lambert

OTHERS PRESENT: John Hier, City Manager; Matt Sturgeon, Assistant City Manager; Wanda Nelson, City Clerk; Karl Hanlon, Assistant City Attorney; Jim Bell, Cable 10; Michael Churchill, Cable 10; Charlie Stevens, Utility Director; Nathan Lindquist, Planner; Charles Kelty, Finance Director; Dick Deussen, City Engineer; Vaughn Miles, Rifle PD; John Getty; Sandy Miles; D. Miles; Will Van Teylingen; James Golden; Shari Neuroth Cheryl Fisher; Betty Patton; June Renfro; Sally and Dale Potvin; Sam Stewart, Rifle PD; Dustin Marantino, Rifle PD; Dewey & Sheila Ryan; Nick Flaten, Rifle PD; Bill & Karen Jones.

CONSENT AGENDA

MINUTES OF THE MAY 6, 2009 REGULAR MEETING; LIQUOR LICENSE RENEWALS: TEXAN BAR; CHOICE LIQUORS; ACCOUNTS PAYABLE

Councilor Sanborn moved to approve the Consent Agenda; seconded by Councilor Bascom.

Roll Call: Yes – Bascom, Sanborn, Thompson, K. Lambert

Councilor Rice arrived at 7:05 p.m.

CITIZEN COMMENTS AND LIVE CALL-IN

Mr. Hier provided an update on the odors at the wastewater plant. Mr. Stevens noted several aerators are currently being serviced in Grand Junction, and will hopefully be ready to go next week. Additional aerators could be used if necessary. James Golden stated he attended the previous meeting, and noted the sewer odor continues. He would like the aerators to be in operation 24/7.

Mr. John Getty with the American Legion reviewed the history of Memorial Day.

Mr. Clayton Cromber called in to report that he had a motorcycle accident several months ago, and was issued a ticket in the Emergency Room for careless driving. He stated that it was inappropriate to be issued a ticket in the ER.

HONORING YEARS OF SERVICE

RESOLUTION 13-09: WILLIAM JONES – 20 YEARS

A RESOLUTION OF THE CITY OF RIFLE, COLORADO ACKNOWLEDGING TWENTY YEARS OF SERVICE TO THE CITIZENS OF RIFLE – WILLIAM JONES

RESOLUTION 14-09: VAUGHN MILES – 30 YEARS

A RESOLUTION OF THE CITY OF RIFLE, COLORADO ACKNOWLEDGING THIRTY YEARS OF SERVICE TO THE CITIZENS OF RIFLE – VAUGHN A. MILES

Mayor Lambert read the resolutions aloud. Resolution 13-09 acknowledges 20 years of service for William Jones, and Resolution 14-09 acknowledges 30 years of service for Vaughn Miles. Mr. Jones and Mr. Miles were present. Councilor Bascom moved to approve Resolution 13-09; seconded by Councilor Rice.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

Councilor Bascom moved to approve Resolution 14-09; seconded by Councilor Rice.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

2008 FINANCIAL AUDIT

Tim Mayberry presented his 2008 audit findings. An opportunity to adopt the Audit will occur at a future meeting.

BOOKCLIFF ARTS COUNCIL ANNEXATION AND PUD ZONING

RESOLUTION 10-09: FINDINGS OF FACT

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, CONCERNING THE BOOKCLIFFS COUNCIL ON ARTS AND HUMANITIES ANNEXATION TO THE CITY OF RIFLE.

RESOLUTION 11-09: ANNEXATION PLAN

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, APPROVING AN ANNEXATION PLAN FOR THE BOOKCLIFFS COUNCIL ON ARTS AND HUMANITIES ANNEXATION AS REQUIRED UNDER THE MUNICIPAL ANNEXATION ACT OF 1965, AS AMENDED.

SECOND READING OF ORDINANCE 11-09: ANNEXATION

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, ANNEXING TO THE CITY OF RIFLE, COLORADO CERTAIN REAL PROPERTY KNOWN AS THE BOOKCLIFFS COUNCIL ON ARTS AND HUMANITIES ANNEXATION

SECOND READING OF ORDINANCE 12-09: ZONING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, ZONING CERTAIN REAL PROPERTY KNOWN AS THE BOOKCLIFFS COUNCIL ON ARTS AND HUMANITIES ANNEXATION PUBLIC PLANNED UNIT DEVELOPMENT (PZ-PUD) ZONE DISTRICT.

The applicants, the Bookcliffs Council on Arts and Humanities, are the owners of a five acre tract located on 16th Street between Birch Avenue and Graham Mesa Avenue. The property is currently located outside City boundaries and is eligible for annexation. The applicants propose to zone the property Public Planned Unit Development (PZ-PUD) Zone District and develop the space as an arts park which will be easily accessible to Graham Mesa neighborhoods and the community as a whole. Although the initial phases will mostly include open air park uses, BCAH ultimately envisions an arts campus with classrooms and gallery space as well as parking. Applicants June Renfro and Doug Pratt reviewed their application. Mr. Lindquist has been working with the applicants and noted staff recommends approval. Councilor Rice moved to approve Resolutions 10-09 and 11-09, and Ordinances 11-09 and 12-09 as presented and ordered them to be published in full as required by Charter; seconded by Councilor Thompson.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

14TH STREET MARKETPLACE PUD

SECOND READING OF ORDINANCE 15-09: PROPERTY RE-ZONE

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, RE-ZONING PROPERTY OWNED BY 14TH STREET MARKETPLACE, LLC KNOWN AS THE 14TH STREET MARKETPLACE FROM COMMUNITY SERVICE ZONE DISTRICT (CS) TO COMMUNITY SERVICE PLANNED UNIT DEVELOPMENT ZONE DISTRICT (CS-PUD).

SECOND READING OF ORDINANCE 16-09: PUD APPROVAL

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, APPROVING A PUD FINAL DEVELOPMENT PLAN AND FINAL SUBDIVISION PLAT FOR 14TH STREET MARKETPLACE PLANNED UNIT DEVELOPMENT.

The applicants Dale and Sally Potvin noted they have been working on the site with seeding. This application is a request for a Final PUD Development Plan and Subdivision for 14th Street Marketplace located at 14th Street and Railroad Avenue. The Project is a mixed use residential and commercial development to be developed in three phases. Ordinance No. 15-09 approves the PUD Zoning and PUD Guidebook, and Ordinance No. 16-09 approves the Subdivision of the Property, including the creation of condominium units. Councilor Bascom moved to approve Ordinance 15-09 as amended and Ordinance 16-09 as presented on second reading ordered them to published in full as required by Charter; seconded by Councilor Thompson.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

SECOND READING OF ORDINANCE 14-09: COMPENSATION FOR MAYOR AND COUNCIL MEMBERS

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTION 2-2-10 OF THE RIFLE MUNICIPAL CODE BY REGARDING THE COMPENSATION PAID TO THE MAYOR AND CITY COUNCIL MEMBERS EFFECTIVE AFTER THE SEPTEMBER 8, 2009 REGULAR MUNICIPAL ELECTION

Mr. Hanlon noted Article 3.7 of the City of Rifle Charter authorizes the City Council to establish by ordinance the amount of compensation for the Mayor and Council Members with any increase taking effect after the next general election of Council members. With the City's regular municipal election coming up on September 8, 2009 and a call for candidates currently out, staff thought it was an appropriate time to review the compensation paid to the Mayor and City Council Members to ensure the City gets quality candidates. A chart comparing compensation paid in neighboring municipalities was included in Council's packet that shows the City of Rifle is below average. These positions require numerous hours of preparation, document review and meeting time, both for regular Council meetings, and special, budget and committee meetings. Although the City should not attempt to compensate for all of these hours because candidates need to come forward through a sense of civic duty, compensation does assist with the loss of work time and shows the City values the time and effort committed to the position. Ordinance No. 14, Series 2009 would amend Section 2-2-10 of the Code, and staff recommends \$600 per month for the Mayor and \$400 for each Council Member because both of those amounts fall below the average for neighboring communities but provide more equitable compensation for the time and effort required for the positions, specifically considering the numerous unique issues affecting Rifle that the other municipalities do not face. Any changes will affect the Council that succeeds this one and not the current Council, as required by Charter. Mr. Hier noted that this would equate to approximately an additional \$900/month in 2010. Councilor Bascom moved to approve Ordinance 14-09 as presented and ordered it to be published in full as required by Charter; seconded by Councilor Rice.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

FIRST READING OF ORDINANCE 17-09: BUILDING PERMIT FEES FOR SMALL PROJECTS

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTIONS 18-13-70 AND 18-13-80 OF THE RIFLE MUNICIPAL CODE REGARDING BUILDING PERMIT FEES AND AMENDING REFERENCE TO SUCH FEES AT APPENDIX A

Section 18-13-70 of the Rifle Municipal Code currently provides that building permit fees, regardless of project type, shall be calculated by the Building Official according to an estimated value of work based on the declared cost of material and labor in accordance with the annually updated Building Standards Valuations Data published by the International Conference of Building Officials. Staff has identified a need to exempt certain small projects from the material and labor standards valuation method and instead adopt a flat fee schedule by resolution of the City Council, as may be amended from time to time, thus promoting efficient and cost-effective administration of building permits. Ordinance No. 17, Series of 2009 amends the Code to provide for this exemption from valuation through the IBC. Mr. Sturgeon staff is recommending a flat fee of \$25.00 for heating and cooling items, and \$50.00 for decks or

roofing projects. Councilor Rice moved to approve Ordinance 17-09 as presented on first reading and ordered it to be published by title as required by Charter; seconded by Councilor Bascom.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

RESOLUTION 12-09: COMPLIANCE WITH HOUSE BILL 08-1141 – ADEQUATE WATER SUPPLY

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO
CONCERNING COMPLIANCE WITH HOUSE BILL 08-1141 REGARDING ADEQUATE
WATER SUPPLIES**

Mr. Hanlon noted in May of 2008, the General Assembly of the State of Colorado passed House Bill 08-1141 (the “Adequate Water Supply Bill”) concerning sufficient water supplies for land use approval. Development applicants for projects of fifty (50) single-family equivalents or more must now submit estimated water supply requirements for the proposed development in a report or letter prepared by a registered professional engineer or a water supply expert acceptable to the local government. As an opt-out to this process, staff recommends that the City avail itself of C.R.S. § 29-20-304(3), which provides that the City may adopt a Water Supply Plan as an alternative to requiring letters from every land use applicant. Perhaps more importantly, the Water Supply Plan identifies key resources in the City’s water rights portfolio. By working through the documents, staff has also identified recommendations for the City to continue to expand and protect its water rights to serve current and future growth, which we will address at a later date. The Water Supply Plan consists primarily of the City of Rifle Water/Wastewater Business Plan Project, prepared by Schmueser Gordon Meyer, Inc. and dated April 2006, and the City of Rifle Comprehensive Water Rights Report, prepared by Leavenworth & Karp, P.C. and dated April 2009, along with applicable Rifle Municipal Code provisions. As required by C.R.S. § 29-20-304(3)(a), City staff and consultants will update the City's Water Supply Plan as necessary, and at least once every ten (10) years. Councilor Bascom moved to approve Resolution 12-09; seconded by Councilor Sanborn.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

THIRD STREET LIGHTING REPLACEMENT PROJECT

Mr. Deussen stated that four bids were received for the purchase and installation of lights on 3rd Street. Work includes replacement of the lights at the top of the existing poles with a preassembled fixture including LED lamps. Staff recommends awarding the bid to Western Slope Electrical Contractor. Mr. Braaten stated this project is being funded by DOLA for \$30,000, DDA for \$3,006, and the VIF for \$3,006. Councilor Thompson awarded the Project to Western Slope in an amount not to exceed \$36,012; seconded by Councilor Rice.

Roll Call: Yes – Bascom, Rice, Sanborn, Thompson, K. Lambert

ADMINISTRATIVE REPORTS

Mr. Hier reviewed the following items: Centennial Park; Gateway Project; City finances; street lighting; Economic Development strategies. Ms. Nelson reviewed the June schedule: June 3rd – regular meeting; June 10th – workshop with DDA; and June 15th – regular meeting (instead of June 17th). Mr. Braaten reported that DOLA was funded \$17 million in the recent legislative session to give awards for infrastructure. Mr. Braaten also received a call from Senator Udall’s staffer reporting their request for Federal appropriations for water transmission lines in Rifle.

COMMENTS FROM MAYOR AND COUNCIL

POSSIBLE BOAT RAMP RELOCATION

Councilor Sanborn noted that the VIF Advisory Board has written a letter to other governmental agencies regarding the possible relocation of the boat ramp. Interested citizens can contact City Hall with their feedback.

KUDOS

Councilor Bascom complimented staff for their efforts. She also thanked Detective Jones and Sergeant Miles for their years of service to the City. Councilor Rice congratulated the graduates of RHS and CRHS, including the valedictorians and salutatorians. Councilor Thompson stated she is impressed with the Parks and Rec programs, specifically track and swimming. The Rec staff have been especially helpful. Councilor Rice thanked Wayne Edgeton for coaching the U-12 soccer team. Mayor Lambert congratulated the recent graduates and was grateful to receive graduation announcements.

MEMORIAL DAY

Councilor Bascom reminded everyone about the flag protocol for Memorial Day – flags are to be at half mast until noon. Councilor Rice noted that the world be significantly different today without the sacrifice of our fallen service members.

BEST WISHES FOR A QUICK RECOVERY

Councilor Bascom wished Councilor Alan Lambert a speedy recovery.

HAPPY BIRTHDAY!

Councilor Bascom wished Shanny a very Happy Birthday.

REALTOR'S MEETING

Mayor Lambert reported that he and Mr. Lindquist attended a meeting of the Glenwood Springs Realtor's Association, and gave an update on what's taking place in Rifle. The group was impressed with all the activities going on in Rifle.

Meeting adjourned at 8:55 p.m.

Wanda Nelson
City Clerk

Keith Lambert
Mayor