

RIFLE CITY COUNCIL MEETING

Wednesday, August 21, 2013

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 Jay Miller.

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

Councilor A. Lambert moved to excuse Councilors Rich Carter and Jonathan Rice from tonight’s meeting; seconded by Councilor Winkler. Roll Call: Yes – A. Lambert, K. Lambert, Sanborn, Winkler, Miller.

OTHERS PRESENT: Matt Sturgeon, City Manager; Lisa Cain, City Clerk; Jim Neu, City Attorney; Michael Churchill, Channel 10 Assistant Manager; Rick Barth, City Engineer; JR Boulton, Police Lieutenant; Gustavo Casanova; Barb Clifton; Mary Cranor; Chris Fisher; Steve Fuller; Mike McKibbin; Lynne Miller; Dirk Myers; Wilma Paddock; Hans Parkinson; Arturo Saucedo; and Brittany Smith.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the August 7, 2013 Regular Meeting
- B. Liquor License Renewals: Shanghai Garden; Moose Lodge
- C. Liquor License Renewal and Report of Changes for Base Camp Café
- D. Liquor License Manager Change for El Kora Mexican Restaurant
- E. Downtown Development Authority Board appointment
- F. Visitor Improvement Fund Advisory Board appointment
- G. Accounts Payable

Councilor A. Lambert moved to approve Consent Agenda Items A, B, C, D, F, and G; seconded by Councilor Winkler. Roll Call: Yes – A. Lambert, K. Lambert, Sanborn, Winkler, Miller.

With respect to Consent Agenda Item E, Downtown Development Authority Board appointment, Council will consider this matter in October 2013 after the Downtown Development Authority Board has advertised for applicants for this position.

CITIZEN COMMENTS AND LIVE CALL-IN

Chris Fisher, of Fisher Security LLC, spoke about gun safety and school safety.

Mary Cranor expressed concern about weeds on private property.

There were no other citizen comments or live call-ins.

PUBLIC HEARING – CONSIDER SPECIAL EVENT LIQUOR PERMIT: GRAND RIVER HOSPITAL DISTRICT VOLUNTEER ASSOCIATION FOR GRAND WINE AFFAIR ON SEPTEMBER 12, 2013

Mayor Miller opened the public hearing and swore in Brittany Smith, Volunteer Services/Meals-on-Wheels Assistant, Grand River Health, and Lynne Miller, Director of Food, Catering and Nutritional Services, Grand River Health. Ms. Smith and Ms. Miller presented Grand River Hospital District Volunteer Association’s

application for a special event permit to provide liquor service during the Grand Wine Affair at Grand River Conference Center at 501 Airport Road on September 12, 2013, from 1:00 p.m. to 10:00 p.m. City Clerk Lisa Cain stated that the hearing was properly noticed, the application is complete, and the fees have been paid.

Councilor A. Lambert moved to approve the Special Event Liquor Permit for Grand River Hospital District Volunteer Association on September 12, 2013, from 1:00 p.m. to 10:00 p.m., at 501 Airport Road; seconded by Councilor K. Lambert. Roll Call: Yes - A. Lambert, K. Lambert, Sanborn, Winkler, Miller

CONSIDER SUPPORTING APPLICATION FOR GARFIELD COUNTY FEDERAL MINERAL LEASE DISTRICT GRANT FOR NORTH ROUNDABOUT PROJECT – RESOLUTION NO. 15, SERIES OF 2013

City Engineer Rick Barth recommended that the City submit a grant application to the Garfield County Federal Mineral Lease District (GCFMLD) for construction of the North Interstate 70 Roundabout. The total estimated project cost is \$2.5 million. The City is requesting \$500,000 in GCFMLD funds and has committed \$250,000 in a cash match funded by the City's Street Improvement Fund. An additional \$250,000 cash match is expected to be provided by adjacent land owner Wayne Rudd. The City has applied for Colorado Department of Transportation Responsible Acceleration of Maintenance and Partnerships (RAMP) funding for the remaining 60 percent of the required match. Proposed Resolution No. 15, Series of 2013, would support the grant application.

Councilor K. Lambert moved to approve Resolution No. 15, Series of 2013; seconded by Councilor Winkler. Roll Call: Yes - A. Lambert, K. Lambert, Sanborn, Winkler, Miller

CONSIDER EXTENDING TEMPORARY BAN ON RECREATIONAL MARIJUANA BUSINESSES FROM OCTOBER 1, 2013 TO JANUARY 1, 2014 – ORDINANCE NO. 18, SERIES OF 2013 – SECOND READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, EXTENDING THE TEMPORARY BAN ON MARIJUANA ESTABLISHMENTS IN THE CITY UNTIL JANUARY 1, 2014 PURSUANT TO SECTION 16 OF ARTICLE XVIII OF THE COLORADO CONSTITUTION (AMENDMENT 64)

City Attorney Jim Neu reminded Council that by Ordinance No. 4, Series of 2013, it enacted a temporary ban on marijuana establishments in the City pursuant to Amendment 64 until October 1, 2013 to evaluate the regulations adopted by the Department of Revenue. Those regulations have been adopted. The City, however, will have its regular municipal election on September 10, 2013 with four City Council seats to be filled. To give staff time and the new Council the opportunity to become familiar with the appurtenant issues, staff recommended extending the temporary ban until January 1, 2014, which Ordinance No. 18, Series of 2013 would do. For second reading, Ordinance No. 18 has been amended with some advisory language for the new Council to make this issue a priority and make a determination by its November 6th meeting.

Councilor K. Lambert moved to approve Ordinance No. 18, Series of 2013, on second reading as amended and to order it to be published in full as required by Charter; seconded by Councilor A. Lambert. Roll Call: Yes - A. Lambert, K. Lambert, Sanborn, Winkler, Miller

CONSIDER 14TH STREET MARKETPLACE PUD FINAL PLAT EXTENSION - RESOLUTION NO. 14, SERIES OF 2013

Mr. Neu noted that City Council approved an amended Final Planned Unit Development Plan and Subdivision Plat for 14th Street Marketplace in 2011. In 2012, the City amended the Rifle Municipal Code requiring final plats to be recorded within one year for approval. It has almost been one year since that Code amendment was adopted and it will impact 14th Street Marketplace, which has yet to record its final plat. The Code allows the City Council to extend the approval for an additional year by resolution. The developer of 14th Street Marketplace is requesting a one year extension because of current market conditions. Staff supports the request and proposed Resolution No. 14, Series of 2013 would provide that approval. In addition, the Subdivision Improvement Agreement for the

development included a requirement that access from the property onto Railroad Avenue be a right-in, right-out only. The Developer requests a full movement access and staff does not object. Therefore, Resolution No. 14 would approve this, too.

Councilor A. Lambert moved to approve Resolution No. 14, Series of 2013; seconded by Councilor Sanborn. Roll Call: Yes - A. Lambert, K. Lambert, Sanborn, Winkler, Miller

ADMINISTRATIVE REPORTS

City Manager Matt Sturgeon reported to Council on Utilities Department operations and skateboard park lights.

Ms. Cain informed Council that ballots for the municipal election were mailed today.

COMMENTS FROM MAYOR AND COUNCIL

Councilor Sanborn complimented Channel 10 Assistant Manager Michael Churchill on availability of the candidate and issue forum on RifleNOW.org.

Councilor K. Lambert encouraged citizens to contact Jillian Sutherland at the Sonoran Institute about participating in the Rifle Downtown Design and Development Academy in September and October. He also spoke in support of the City’s use of fund reserves. In the last 12 years, the City has used reserves to pay loans early, thus saving interest, and to provide matching funds for grants, thus capturing \$13 million in grants.

Mayor Miller announced that Clean Energy Economy for the Region (CLEER) is sponsoring a compressed natural gas tour August 28. The third stop in the tour will be at the Rifle Shell station, 101 Railroad Avenue, from 2:00 p.m. to 2:30 p.m.

Meeting adjourned at 7:44 p.m.

Lisa H. Cain
City Clerk

Jay D. Miller
Mayor