

RIFLE CITY COUNCIL MEETING

Wednesday, June 15, 2016

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 Pro Tem Clifton

PRESENT AT ROLL CALL: Councilors, Joe Elliott, Ed Green, Theresa Hamilton, Annick Pruett, and Dana Wood and Mayor Pro Tem Clifton

Councilor Hamilton moved to excuse Mayor Randy Winkler from tonight's meeting; seconded by Councilor Elliott.

Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood

OTHERS PRESENT: City Manager Matt Sturgeon, City Clerk Kristy Christensen, City Attorney Jim Neu, Assistant City Manager Kimberly Bullen, Rifle Community Television (RCTV) Manager Michael Churchill, Chief of Police John Dyer, Planning Director Nathan Lindquist, City Engineer Rick Barth, Utility Director Jim Miller, Ryan Hoffman, Jeanie Humble, Eddy Degner, Alicia Mendoza, and Ignazio Mendoza.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the May 18, 2016 Regular Meeting
- B. Minutes from the June 1, 2016 Regular Meeting
- C. Sales Tax and Financial Report
- D. (Acting as Liquor Licensing Authority) Liquor License Renewals: Choice Liquors
- E. Accounts Payable

Councilor Pruett moved to approve Consent Agenda Items A, B, C, D and E; seconded by Councilor Hamilton. Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood

CITIZEN COMMENTS

No Citizen comments were heard.

PUBLIC HEARING – NORTH RIFLE REZONING - ORDINANCE NO 14, SERIES OF 2016 – 1ST READING CONTINUED FROM MAY 18, 2016

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, REZONING PROPERTIES IN NORTH RIFLE FROM LIGHT INDUSTRIAL (LI) TO COMMUNITY SERVICE BUSINESS DISTRICT (CS) AND PUBLIC ZONE (PZ) DISTRICT IN CONFORMANCE WITH THE CITY OF RIFLE COMPREHENSIVE PLAN

Mayor Pro Tem Clifton opened the public hearing. Planning Director Nathan Lindquist explained that in order to implement the City's Comprehensive Plan, the Planning Department initiated an application to rezone 18 properties located in North Rifle from Light Industrial to Community Service Business and Public Zone District. After the Planning Commission's consideration of this application at its March meeting, and objection by some property owners, the application was revised to rezone only 10 properties as shown in the Planning Department's staff report. On first reading on May 18th, the City Council continued the public hearing on Ordinance No. 14, Series of 2016. Ordinance No. 14 is still before Council on first reading. Staff provided an additional alternative for Council's consideration which sends the matter back to the Planning Commission with direction.

Citizen comments were heard from Ignazio Mendoza, Alicia Mendoza, and Eddy Degner.

Council directed staff to move forward with Option B. Option B involves three parts and would require a new public hearing with the Planning Commission. Option B recommends first that the City rezone all Light Industrial properties in the area to the Community Service (CS) Zoning District; second, the City expand options for outdoor storage in Community Service Zoning Districts throughout the City, and third, consider extending the outdoor storage and tow yard *nonconformity rights* past the expiration date of the CUPs for the three properties in this area with existing Conditional Use Permits.

Mayor Pro Tem Clifton closed the Public Hearing.

Councilor Elliott moved to send North Rifle Rezoning Option B to Planning and Zoning Commission for consideration; seconded by Councilor Pruett.

Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood

Ordinance No. 14, Series of 2016 died for lack of a motion.

CONSIDER AWARDING CONTRACT TO REBUILD EAST 8TH STREET FROM BIRCH AVENUE TO DOGWOOD

City Engineer Rick Barth noted Staff solicited bids for rebuilding East 8th Street from Birch to Dogwood, improve intersections of Dogwood and Birch and Edelweiss and Dogwood, and to repave the south side of Fir from Dogwood to East 7th. After advertising, the City received two qualified bids for the full scope of work. The lowest bid was from Frontier paving in the amount of \$593,671.25. Funding for the project will come from the Street Improvement Fund. Staff is recommending Council award Frontier Paving the contract in the amount of \$593,671.25.

Councilor Green moved to award the contract to Frontier Paving in an amount not to exceed \$593,671.25; seconded by Councilor Wood.

Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood

CONSIDER AUTHORIZING PURCHASE OF TWO VARIABLE MESSAGE BOARDS

City Manager Matt Sturgeon explained that currently the City has to borrow or rent variable message boards during an emergency or special event. Staff is requesting Council approve the purchase of two variable message boards for \$32,214.00 from Safety Construction Supply. Grant funding was received from Associated Governments of Northwest Colorado (AGNC) in the amount of \$7,950 to be applied to the variable message boards.

Councilor Hamilton moved to approve the purchase of two variable message boards from Safety Construction Supply in an amount not to exceed \$32,214; seconded by Councilor Pruett.

Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood

CONSIDER CORRECTING THE LEGAL DESCRIPTION FOR THE GILSTRAP ANNEXATION – RESOLUTION NO. 9, SERIES OF 2016 (JIM NEU)

A RESOLUTION OF THE CITY OF RIFLE, COLORADO CLARIFYING THE LEGAL DESCRIPTION FOR CERTAIN REAL PROPERTY KNOWN AS THE GILSTRAP ANNEXATION OF 2007

City Attorney Jim Neu explained by Ordinance No. 20, Series of 2007, the City annexed real property known as the Gilstrap Annexation. The Gilstrap Annexation Map was recorded with a different legal description of the real property annexed. The Garfield County Clerk and Recorder’s office brought this to our attention and to clear the public record, the City needs to state which legal description is correct. Planning staff researched this and agree that the legal description on the Annexation Map is correct. Resolution No. 7, Series of 2016 makes this finding and will be recorded to ensure there is no misinterpretation in the future.

Councilor Elliott moved to approve Resolution No. 9, Series of 2016; seconded by Councilor Hamilton.

Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood

CONSIDER AWARD OF THREE MILLION GALLON TANK CONTRACT TO MOLTZ

Utility Director Jim Miller stated the replacement of the three million gallon water storage tank was recently bid by Moltz Construction as the construction manager-general contractor (CM-GC) for the amount of \$2,570,802. Staff recommends that Council award Moltz Construction the three million gallon water storage tank project in the amount of \$2,570,802 from the Water Fund (310-4333-400-727).

Councilor Green moved to award the three million gallon water storage tank project to Moltz Construction in an amount no to exceed \$2,570,802; seconded by Councilor Wood.

Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood

WATER UTILITY UPDATE

Utility Director Jim Miller gave an update on the water utility that included the following items: Raw Water Pump Station damage and pump repairs, Rifle Regional Water Purification Facility, two million gallon water tank project, three million gallon water tank project, bulk water station modifications and pricing, Colorado Department of Public Health and Environment notices, and public notifications for Water Main Flushing Program and service line materials.

CONSIDER PROHIBITION OF ADDITIONAL MARIJUANA LICENSES IN THE CITY - EMERGENCY ORDINANCE NO. 15, SERIES OF 2016 (JIM NEU)

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, ADOPTING A TEMPORARY BAN ON ALL APPLICATIONS FOR MEDICAL MARIJUANA CENTERS, MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURING FACILITIES, AND MEDICAL MARIJUANA OPTIONAL PREMISES CULTIVATION OPERATIONS IN THE CITY.

City Attorney Jim Neu noted Council directed staff to revise the City’s marijuana regulation. Staff is currently working on the revised marijuana regulations, but they will not be completed until August. Jim Neu reminded Council it takes a super majority to approve an Emergency Ordinance and it will take effect immediately.

Councilor Elliot moved to approve Emergency Ordinance No. 15, Series of 2016 as presented and order the ordinance to be published as required by Charter; seconded by Councilor Green
Roll Call: Yes – Clifton, Elliott, Green, Hamilton, Pruett, and Wood.

ADMINISTRATIVE REPORTS

City Manager Matt Sturgeon reported on the following items: the air conditioning is broken at City Hall, he had the opportunity to meet with the new Garfield Re-2 Superintendent, weed control, and water utilities.

Jim Neu reported he attended the Garfield County Economic Development Partnership and the topic was on Broadband.

Nathan Lindquist reported a workshop is scheduled July 6th and 7th with Smart Growth America.

COMMENTS FROM MAYOR AND COUNCIL

Councilor Hamilton stated she will not be attending the July 6th City Council meeting.

Councilor Green stated he will not be attending the July 6th City Council meeting.

Councilor Elliott explained to the citizens that tonight’s expenditures were planned and included in the 2016 budget.

Councilor Pruett thanked the Senior Center for hosting Coffee with Council for herself and Councilor Clifton.

Councilor Wood mentioned she will be attending CML conference in Vail next week and she will not be attending the July 6th City Council meeting.

Mayor Pro Tem Clifton announced coffee with cop and coffee with councilors will be held on June 24th from 8:30 a.m. – 10:00 a.m.

Meeting adjourned at 9:12 p.m.


Kristy Christensen
City Clerk




Randy Winkler
Mayor

