

**FRUITA CITY COUNCIL
IN PERSON AND VIRTUAL MEETING
JULY 19, 2022
7:00 P.M.**

1. CALL TO ORDER AND ROLL CALL

Mayor Pro Tem Matthew Breman called the regular meeting of the Fruita City Council to order at 7:01 p.m. The meeting was held both in person and with virtual access provided through Zoom.

Present:

Mayor Pro Tem Matthew Breman
City Councilor Jeannine Purser
City Councilor James Williams
City Councilor Ken Kreie
City Councilor Heather O'Brien

Excused Absent:

Mayor Joel Kincaid
City Councilor Amy Miller

City staff present:

City Manager Mike Bennett
Assistant to the City Manager Shannon Vassen
City Clerk/Finance Director Margaret Sell
Deputy City Clerk Deb Woods
Communications and Engagement Specialist Ciara DePinto
City Planner Henry Hemphill
Chief of Police Dave Krouse

Also present:

Vice President of the Grand Valley Interfaith Network Carlene Goldthwaite
Owners of Base Camp Provisions (new liquor license applicants)
Excel Energy Representative Brad McCloud
Grand Valley Power Representative Derek Elder
Chadwick, Steinkirchner, Davis & Co., P.C. Director of Audit Services Lisa Hemann
Members of the public (in-person and virtually)

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

Mayor Pro Tem Breman called for a moment of silence for all faiths and beliefs to have the opportunity for a silent prayer (Mayor Joel Kincaid was excused absent). He then led in the Pledge of Allegiance.

3. AGENDA – ADOPT/AMEND

Deputy City Clerk Deb Woods stated that there were no changes to the agenda.

- **COUNCILOR PURSER MOVED TO APPROVE THE AGENDA AS PRESENTED. COUNCILOR O'BRIEN SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**

4. PROCLAMATIONS AND PRESENTATIONS

- A. PROCLAMATION – PROCLAIMING AUGUST 1 – 7, 2022 AS THE “4TH ANNUAL INTERFAITH AWARENESS WEEK” IN THE CITY OF FRUITA TO BE ACCEPTED BY CARLENE GOLDTHWAITE, VICE PRESIDENT OF THE GRAND VALLEY INTERFAITH NETWORK**

The Proclamation was read by Councilor Kreie and then accepted by Carlene Goldthwaite, Vice President of the Grand Valley Interfaith Network (GVIN). Carlene also commended the Council for having the courage in the last year to do something different at the beginning of Council meetings by observing a moment of silence to become a more inclusive organization.

5. PUBLIC PARTICIPATION

Mr. Archie Lopez, 1681 Ruby Lee Dr., provided an opening prayer for the Council, meeting and the community.

There were no further comments from the public.

6. CONSENT AGENDA

- A. MINUTES – A REQUEST TO APPROVE THE MINUTES OF THE JUNE 20, 2022 REGULAR CITY COUNCIL MEETING**
- B. MINUTES – A REQUEST TO APPROVE THE MINUTES OF THE JUNE 28, 2022 CITY COUNCIL WORKSHOP MEETING**
- C. MINUTES – A REQUEST TO APPROVE THE MINUTES OF THE JULY 5, 2022 REGULAR CITY COUNCIL MEETING**
- D. LIQUOR LICENSE RENEWAL – A REQUEST TO APPROVE THE RENEWAL OF A BEER AND WINE – MALT AND VINOUS LIQUOR LICENSE FOR MUNCHIES PIZZA & DELI LOCATED AT 550 KOKOPELLI BLVD.**
- E. LIQUOR LICENSE RENEWAL – A REQUEST TO APPROVE THE RENEWAL OF A HOTEL AND RESTAURANT LIQUOR STORE LICENSE – MALT, VINOUS AND SPIRITUOUS FOR DRAGON TREASURE LOCATED AT 576 KOKOPELLI BLVD.**
- F. BOARDS AND COMMISSIONS APPOINTMENT – A REQUEST TO APPROVE THE APPOINTMENT OF JOHANNA VAN WAVEREN TO THE FRUITA TOURISM ADVISORY COUNCIL (FTAC) FOR A THREE-YEAR TERM TO EXPIRE IN JULY OF 2025**

- G. ORDINANCE 2022-17 – FIRST READING – AN INTRODUCTION OF AN ORDINANCE ANNEXING APPROXIMATELY 4.99 ACRES OF PROPERTY LOCATED AT 1834 J ROAD INTO THE CITY OF FRUITA FOR PUBLIC HEARING ON AUGUST 16, 2022 (*LATIGO ANNEXATION*)**
- H. ORDINANCE 2022-18 – FIRST READING – AN INTRODUCTION OF AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF FRUITA BY ZONING APPROXIMATELY 4.99 ACRES OF PROPERTY LOCATED AT 1834 J ROAD TO A COMMUNITY RESIDENTIAL ZONE FOR PUBLIC HEARING ON AUGUST 16, 2022 (*LATIGO ZONING*)**
- I. ORDINANCE 2022-19 – FIRST READING – AN INTRODUCTION OF AN ORDINANCE ANNEXING APPROXIMATELY 15.05 ACRES OF PROPERTY LOCATED AT 1024 19 ROAD INTO THE CITY OF FRUITA FOR PUBLIC HEARING ON AUGUST 16, 2022 (*ADELES ANNEXATION*)**
- J. ORDINANCE 2022-20 – FIRST READING – AN INTRODUCTION OF AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE CITY OF FRUITA BY ZONING APPROXIMATELY 15.05 ACRES OF PROPERTY LOCATED AT 1024 19 ROAD TO A COMMUNITY RESIDENTIAL ZONE FOR PUBLIC HEARING ON AUGUST 16, 2022 (*ADELES ZONING*)**
- K. HISTORIC PRESERVATION BOARD – NOTICE OF AWARD TO MERGE 2 MEDIA TO PRINT 5,000 COPIES OF THE *FRUITA WALKING TOUR* BROCHURE**
- L. FINANCIAL REPORTS – A REQUEST TO APPROVE THE JUNE 2022 FINANCIAL REPORTS**

Councilor Kreie mentioned that Johanna van Waveren was not made aware that she was being appointed to the Tourism Advisory Council (FTAC) or she would have been in attendance, but that she would be at next week's FTAC meeting.

- COUNCILOR O'BRIEN MOVED TO APPROVE THE CONSENT AGENDA AS PRESENTED. COUNCILOR WILLIAMS SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**

Mayor Pro Tem Breman noted that he accidentally forgot to open the Consent Agenda to public comments. He asked if there were any and there were not.

7. PUBLIC HEARINGS

A. QUASI-JUDICIAL HEARINGS

- 1) NEW LIQUOR LICENSE APPLICATION – A REQUEST TO APPROVE A NEW BREW PUB LIQUOR LICENSE – MALT, VINOUS AND SPIRITUOUS FOR BASE CAMP PROVISIONS, LLC DBA BASE CAMP PROVISIONS LOCATED**

AT 155 N. MULBERRY (FORMERLY JD’S BAR) – *DEPUTY CITY CLERK DEB WOODS*

Deputy City Clerk Deb Woods gave staff’s presentation. She explained that state law requires that the two things that must be considered in approving a new liquor license are 1) the character of the applicant and 2) the needs and desires of the neighborhood. Ms. Woods noted that the background checks on applicant Laura Fischer came back all clear and that the Neighborhood Survey was signed by 77 residents or business owners, all of whom were in favor of the license being granted.

After providing staff’s recommendation to the Council of approval of the Brew Pub liquor license, Ms. Woods noted that applicants Brien and Laura Fischer were present in the audience and welcomed them to provide any additional comments they may have.

Laura Fischer stated that she and her husband Brien have been Fruita residents for about five years and that she personally has had a lot of experience in bar and restaurant industry from all different sides. Just recently, Laura was one of the owners of Monumental Beer Works but has sold off her interest in that to focus on opening a Brew Pub in Fruita. She said that either she or Brien will be at Base Camp Provisions at a minimum of once every day and that they anticipate hiring 15 to 20 employees total, all of which will be Safe Server or Training for Intervention Procedures (TIPS) certified. She said all employees serving food will also have their Food Handlers Card.

Laura explained that they will have customers order at the bar, where they will have their drinks served and then food service provided at their table. They plan to have a lot of local spirits and wines and the food-based menu will be “elevated pub fare with some world influences.”

Laura said not much has changed in the building structurally from the previous business (JD’s Bar); the brew house will be located in a corner of the building facing onto Mulberry Street and it will have its own separate entrance. Guests will not be allowed access to it unless they are going on a guided tour. She added that they will also have a nice little patio out towards the fire station side of the building.

Mayor Pro Tem Breman opened the public hearing. After hearing no comments from either the in-person audience or anyone who joined the meeting remotely, he closed the public hearing and referred the matter to the Council.

- **COUNCILOR KREIE MOVED TO APPROVE THE ISSUANCE OF A BREW PUB – MALT, VINOUS AND SPIRITUOUS LIQUOR LICENSE FOR BASE CAMP PROVISIONS, LLC DBA BASE CAMP PROVISIONS LOCATED AT 155 N. MULBERRY STREET. COUNCILOR PURSER SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**

B. LEGISLATIVE HEARINGS

- 1) **RESOLUTION 2022-19 – A RESOLUTION OF THE FRUITA CITY COUNCIL FINDING APPROXIMATELY 4.99 ACRES OF PROPERTY LOCATED AT 1834 J ROAD ELIGIBLE TO BE ANNEXED INTO THE CITY OF FRUITA (*LATIGO ANNEXATION*) – *CITY PLANNER HENRY HEMPHILL***

City Planner Henry Hemphill noted that because the monitor facing the Council was not working, hard copies of his PowerPoint presentations had been provided to the Council members prior to the meeting. He added that anyone online would still be able to see his shared screen.

Mr. Hemphill explained the process and procedure for annexations, which is set forth by state statute. The process requires the previous adoption of a Resolution that set the public hearing date to determine the eligibility. This was accomplished with Resolution 2022-13, adopted by the Council on June 7, 2022. Once that Resolution is passed by the Council, staff is required to issue a legal notice that invites the public to provide comments and is published in a local newspaper for four consecutive weeks. Mr. Hemphill identified those dates in his presentation as:

- June 10, 2022
- June 17, 2022
- June 24, 2022
- July 1, 2022

Mr. Hemphill then referred to an annexation map illustrating how the subject property meets the statutory requirement of having a minimum of 1/6 of its perimeter contiguous with existing City limits. In this instance, there is approximately 659 feet of contiguity with the Wildcat Subdivision to the east, making the property eligible for annexation.

After noting that the applicant's representative was not present at the meeting, Mr. Hemphill recommended that the Council approve Resolution 2022-19.

Mayor Pro Tem Breman opened the public hearing. Hearing no comments, he closed the public hearing and referred the matter to the City Council.

- **COUNCILOR O'BRIEN MOVED TO APPROVE RESOLUTION 2022-19 – A RESOLUTION OF THE FRUITA CITY COUNCIL FINDING APPROXIMATELY 4.99 ACRES OF PROPERTY LOCATED AT 1834 J ROAD ELIGIBLE TO BE ANNEXED INTO THE CITY OF FRUITA. COUNCILOR PURSER SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**
- 2) **RESOLUTION 2022-20 – A RESOLUTION OF THE FRUITA CITY COUNCIL FINDING APPROXIMATELY 15.05 ACRES OF PROPERTY LOCATED AT 1024 19 ROAD ELIGIBLE TO BE ANNEXED INTO THE CITY OF FRUITA (ADELES ANNEXATION) – CITY PLANNER HENRY HEMPHILL**

Mr. Hemphill provided staff's PowerPoint presentation for Resolution 2022-20. He again explained the process for annexations that is set forth by state statute and which requires publication of notice of the public hearing (accomplished by Resolution 2022-14 adopted by the Council on June 7, 2022) for four consecutive weeks. These dates of publication were:

- June 10, 2022
- June 17, 2022
- June 24, 2022

- July 1, 2022

Mr. Hemphill then referred to an annexation map illustrating that the subject property has 1/6 contiguity with existing City limits; accomplished by 660 feet of contiguity with the Weston Estates Annexation to the west. With the meeting of the statutory requirement for eligibility of annexation, Mr. Hemphill stated that it was staff's recommendation that the Council approve Resolution 2022-20.

Mayor Pro Tem Breman opened the public hearing. Hearing no comments, he closed the public hearing and directed the matter to the City Council.

- **COUNCILOR PURSER MOVED TO APPROVE RESOLUTION 2022-20 – A RESOLUTION OF THE FRUITA CITY COUNCIL FINDING APPROXIMATELY 15.05 ACRES OF PROPERTY LOCATED AT 1024 19 ROAD ELIGIBLE TO BE ANNEXED INTO THE CITY OF FRUITA. COUNCILOR WILLIAMS SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**
- 3) ORDINANCE 2022-15 – SECOND READING – AN ORDINANCE GRANTING A FRANCHISE TO PUBLIC SERVICE COMPANY OF COLORADO FOR THE RIGHT TO USE STREETS AND OTHER PROPERTY FOR THE TRANSPORTATION AND DISTRIBUTION OF GAS AND ELECTRICITY IN THE CITY – FINANCE DIRECTOR/CITY CLERK MARGARET SELL**

City Clerk/Finance Director Margaret Sell explained that the Ordinance before the Council would approve a Franchise Agreement with Xcel Energy (Public Service Company of Colorado), which has a term of 20 years. The City has the authority to grant a Franchise Agreement under the terms of the City Charter.

Mrs. Sell further explained that a Franchise Agreement is essentially like a Lease Agreement; it allows a utility to use the City's streets and rights-of-way for their utility infrastructure in exchange for the utility paying a Franchise fee to the City. In this case, the Franchise Fee is 3% of the utility's gross revenues in addition to a contribution of 1% for an undergrounding fee that allows the City to make use of the funds for underground or existing overhead lines within the City.

Mrs. Sell noted that there was a new section in the Xcel Energy Franchise Agreement before the Council that was not in the existing Agreement concerning environmental conservation and the pursuit of the reduction of carbon emissions. Other terms of the Agreement have been updated to reflect changes in the industry and municipal practices and regulations.

Concerning the fiscal impact to the City, Mrs. Sell stated that in 2021, the City received \$337,000 in franchise fees from Xcel Energy. She anticipates receiving similar amounts in the future with adjustments for growth, the community and additional services that Xcel Energy provides to residents of Fruita. The Franchise Agreements and the revenues produced by those agreements help the City maintain its infrastructure.

Mrs. Sell said that it was staff's recommendation that the Council adopt Ordinance 2022-15 and the Franchise Agreement with a term of 20 years.

Mrs. Sell stated that Xcel Energy representative Brad McCloud was present in the audience. Mr. McCloud thanked City staff, saying that they had been fantastic to work with and that Xcel would like to continue the good working relationship by moving forward with the Franchise Agreement that will be in effect until 2042.

Mayor Pro Tem Breman opened the public hearing. Hearing no comments, he closed the public hearing and referred the matter to the Council.

- **COUNCILOR PURSER MOVED TO APPROVE RESOLUTION 2022-20 – A RESOLUTION OF THE FRUITA CITY COUNCIL FINDING APPROXIMATELY 15.05 ACRES OF PROPERTY LOCATED AT 1024 19 ROAD ELIGIBLE TO BE ANNEXED INTO THE CITY OF FRUITA. COUNCILOR WILLIAMS SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**
- 4) **ORDINANCE 2022-16 – SECOND READING – AN ORDINANCE GRANTING A FRANCHISE TO GRAND VALLEY RURAL POWER LINES, INC. FOR THE RIGHT TO USE STREETS AND OTHER PROPERTY FOR THE DISTRIBUTION OF ELECTRICITY IN THE CITY – *FINANCE DIRECTOR/CITY CLERK MARGARET SELL***

Mrs. Sell stated that this was very similar to the Franchise Agreement that had just been discussed except that it was with Grand Valley Rural Power. She explained how each company has designated areas of utility service within the region and that this agreement had the same provisions (as the previous one) of a 20-year term, 3% of gross revenues and a 1% undergrounding fee.

Mrs. Sell noted that since Grand Valley Rural Power serves a smaller area than Xcel Energy, the fiscal impact to the City in 2021 was \$34,000 in franchise fees and that she anticipates receiving similar amounts in the future but as growth continues, the amount will increase accordingly.

Derek Elder with Grand Valley Rural Power Lines, Inc. said that he shared the same sentiments as Brad with Xcel and that he appreciates the opportunity to work with City of Fruita staff. He added that the agreement will allow Grand Valley Rural Power to continue serving the residents of Fruita in a responsible way by providing safe and reliable power.

Mayor Pro Tem Breman opened the public hearing. Hearing no comments, he closed the public hearing and referred the matter to the Council.

- **COUNCILOR PURSER MOVED TO APPROVE ORDINANCE 2022-16 – ADOPTING A FRANCHISE AGREEMENT WITH GRAND VALLEY RURAL POWER LINES, INC. AS PRESENTED. COUNCILOR WILLIAMS SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**

8. ADMINISTRATIVE AGENDA

A. AUDITOR'S REPORT ON 2021 FINANCIAL STATEMENTS – CHADWICK, STEINKIRCHNER, DAVIS & CO., PC MANAGING PRINCIPAL OF AUDIT SERVICES LISA HEMANN

City Clerk/Finance Director Margaret Sell recalled how at the last Council meeting in June, staff presented the Financial Statements as a draft as well as a Fiscal Health Analysis. She explained how the auditors came in and performed field work for about a week of testing all of the City's financial data in order to form an opinion on whether or not staff is accurately representing the Financial Statements. Mrs. Sell introduced Lisa Hemann, Managing Principal of accounting firm Chadwick, Steinkirchner, Davis & Co., PC., who was present to provide the firm's findings from the audit.

Ms. Hemann explained that in order to provide an opinion on the City's Financial Statements, accountants with the firm come to the City's administrative offices and do a lot of inquiry of City staff, perform analytics by looking at the information provided to them and compare that information to the prior year, the City's Budget and what is expected based on the local economy and other factors such as the number of residents to determine if there are risk areas in the Financial Statements.

Ms. Hemann stated that the firm also:

- Looks at the processes and procedures of the City in its accounting function
- Performs walk-through testing and inquiries of disbursements (expenditures)
- Looks at the City's policies to prevent errors and fraud in the Financial Statements
- Looks at things like journal entries for any unusual activity
- Looks at internal controls to ensure they look reasonable
- Looks for "gray areas" in the Financial Statements

Ms. Hemann stated that if her firm found anything unusual in the Financial Statements or if they had any disagreements with Management (City staff), they would be required to report those to the City Council, but that they did not find any such instances or have any such disagreements. She added that the auditors felt like Management was very cooperative and provided the information that they needed to be able to provide an opinion. She also said that Management didn't make the auditors feel like they were being barred from talking to any City staff.

Ms. Hemann reported that the firm did issue an unmodified opinion on the Financial Statements, meaning that they think the Financial Statements are fairly presented in accordance with Generally Accepted Accounting Principles. She stated that the City's Finance Director, Margaret Sell, is ultimately responsible for the fair presentation of the Financial Statements and also for having proper accounting policies and procedures in place.

Councilor Breman asked Ms. Hemann if, as part of the audit, she works with the City's IT Department for penetration testing. Ms. Hemann said they do a little bit with a walk-through to get an understanding of the internal controls over the IT system, but that they don't do a lot of in-depth testing of it.

- **COUNCILOR WILLIAMS MOVED TO APPROVE THE CITY OF FRUITA 2021 FINANCIAL STATEMENTS AND ACCEPT THE AUDITOR'S REPORT.**

COUNCILOR PURSER SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.

B. COLORADO OPIOID SETTLEMENT MONIES – DISCUSSION AND POSSIBLE ACTION CONCERNING THE DISTRIBUTION OF COLORADO OPIOID SETTLEMENT MONIES – *FRUITA CHIEF OF POLICE DAVE KROUSE*

Fruita Chief of Police Dave Krouse gave staff's presentation, which included a historical background of how pharmaceutical companies agreed to settle and provide monies to state and local governments to be used to abate the opioid crisis subsequent to litigation.

In Mesa County, a governance committee has been formed to oversee decision making related to how those funds are to be distributed as well as to set goals for the use of those funds based upon the parameters of the settlement. This coalition has established a collective strategy for the next two years for how those settlement funds should be used and would be the most beneficial to all the contributing partners as well as the community as a whole.

Other highlights of Chief Krouse's presentation were as follows:

- The City of Fruita is due to receive about 0.5% (based on population) of the funds allocated to its region, which totals just over \$2,000 per year for the next 18 years.

Ideas on how the region's collective funds might be used include:

- Prevention and education
- Treatment
- Recovery
- Harm reduction
- Criminal Justice System

The governance board has developed some overarching goals to which settlement monies may be applied for the next two years with continuous evaluation and forming the goals as well as future investment. Some of those goals involve:

- Increasing awareness and education about substance use amongst young people
- Reduce the number of young people who enter the justice system due to substance use or other mental health challenges
- Increasing the number of clinical professionals in counseling for substance use disorders
- Increasing the access of low-income individuals within the community to be able to enter into substance use disorder programs
- Increasing peer engagement following acute care such as emergency department visits and hospitalizations
- Supporting and engaging with individuals who are leaving institutionalizations such as incarceration
- Increasing the number of qualified peer workforce to support recovery efforts for those individuals living with substance use disorders

- Increasing the variety of recovery support activities that are available within the county

The governance committee has also contracted with United Way of Mesa County to develop and administer the application process for entities that may be requesting funds. Currently, these applications are in the review stage.

Chief Krouse noted that he is serving as the City of Fruita's representative on the governance committee and has a voting voice on how the funds are allocated to the entities that are applying for them.

Chief Krouse said the issue before the Council was to determine how to best use the monies that are allocated to the City of Fruita. He stated that based upon the goals that have been set and the potential outcomes, he thought that contributing to the overall monies might be the best usage of those funds.

Chief Krouse explained that the two options for Council were:

1. Allocate the funds designated to the City of Fruita to the established Mesa County governance board to oversee (opt out option)
2. Receive the funds allocated to the City of Fruita and keep those in the City's General Fund (opt in option)

It was staff's recommendation that the City Council authorize the City Manager to authorize the allocation of the settlement funds attributed to the City of Fruita to the collective Mesa County Initiative and Governance Board (opt out) as part of the monies available by grant to applying agencies that provide prevention, treatment and recovery services for opioid addiction.

Councilor Williams asked how many members were in the Mesa County Initiative and Governance Board. Chief Krouse responded that there were approximately 16 to 18 and that the voting members include the 5 or 6 representatives of the local governmental bodies that will be receiving funds. Councilor Williams said he was in favor of the opt out option.

Councilor Purser asked Chief Krouse what his vision for the engagement and education of the youth might be. Chief Krouse said that the hope would be that there would be entities who apply for and receive grant funds to help with that and that perhaps Fruita's School Resource Officer could be a good resource.

Councilor O'Brien asked what the connection with United Way is and if the governance committee is going to decide a county-wide approach for all of the money or if they were going to be the decision makers and groups can come and ask for money and the committee will write them a check. Chief Krouse explained that the governance board will do both; the board will be responsible for developing the goals that he mentioned earlier and the partners who aren't voting members but are subject matter experts such as local providers will help form that discussion as to what kind of recovery/treatment services (for example) are needed for opioid addiction. He added that the nexus with United Way is that they have been contracted to develop and administer the application process for the entities that would be providing the services and once the applications are received, the board reviews the

applications and determines what, if any, of the available funds would go to those entities that are proposing to provide resources that meet the goals that the board has set forth.

Councilor Williams asked how the members of the governance board got appointed. Chief Krouse said that it was up to each governmental agency to decide who they wanted to appoint to the board. City Manager Mike Bennett further explained that Mesa County Commissioner Janet Rowland is the one organizing the governance board and she had reached out to Mayor Kincaid, who was originally going to appoint him (City Manager Mike Bennett). Staff then learned more about the subject matter and how most of the other communities were appointing their law enforcement staff because of the connections they have. Therefore, Fruita City staff appointed Chief Krouse.

Councilor O'Brien confessed to having some reservations just because it seems like the board would be doing two big things at the same time: giving out money and also trying to move a project consisting of \$2.2 million, which can go really quickly. She added that she also trusts Chief Krouse's professional opinion. Chief Krouse concurred that it really is a big project; especially when thinking about the fact that it is an 18-year responsibility, which is why the board decided to initially establish two-year goals and evaluate them to determine if they are the right ones, whether or not they are being met, whether or not they are being effective, and if not, how the board can best pivot, make the changes and move forward from there continuously for the next sixteen years. Chief Krouse added that there will be a feedback loop that is built into the process because part of the requirement of the entities that may be receiving grant funds is that they report back to the governance board with their data findings. Councilor Breman advised that this was a logic model used by United Way that is an outcome-based evaluation.

- **COUNCILOR KREIE MOVED TO AUTHORIZE THE CITY MANAGER TO AUTHORIZE THE ALLOCATION OF SETTLEMENT FUNDS ATTRIBUTED TO THE CITY OF FRUITA TO THE COLLECTIVE MESA COUNTY INITIATIVE AND GOVERNANCE BOARD (OPT OUT) AS PART OF THE MONIES AVAILABLE BY GRANT TO APPLYING AGENCIES PROVIDING PREVENTION, TREATMENT, AND RECOVERY SERVICES FOR OPIOID ADDICTION. COUNCILOR WILLIAMS SECONDED THE MOTION. THE MOTION PASSED WITH FIVE YES VOTES.**

9. CITY MANAGER'S REPORT

Mike reported the following:

1. Councilor Amy Miller asked him to express her apologies for missing the Council meeting due to illness. He said he had sent an email to City Council on July 11th concerning how Councilor Miller had been approached by Ariel Brockfeld, who is working through the Mesa County Library system to be a Regional Film Liaison, which requires a number of recommendations, including one from a local government leader. Mike asked the Council members if they felt comfortable with Amy providing the letter, which he said will not commit the City to do anything. The City's Communications and Engagement Specialist, Ciara DePinto, is looking into the matter and it seems like it would be of great benefit to the community as a whole. Mike explained that it is not a direct appointee from the City of Fruita, but Ariel needs a letter of

support from a local official and Mike said he wanted to know if any of the Council members had any concerns about that, which none did.

2. Earlier in the day, Communications and Engagement Specialist Ciara DePinto and Recreation Coordinator for Special Events and Marketing McKenzie Kimball hosted the 2nd episode of “For the Love of Fruita,” which is part of a new radio show on KAFM once per month and Mike said he and Councilor Jeannine Purser were invited to talk about the history and process of Fruita’s gear logo. They also discussed Boards and Commissions and how people can get involved and apply to serve on one. The show turns into a podcast so that people can listen to each episode along the way. Mike encouraged anyone with ideas for the show to feel free and let staff know.
3. Also earlier in the day, the City’s Roadmaps Recovery Regional Team meeting was held in person. It is a two-year process made up of 17 economic development partners in the valley that include municipalities, the county, Chambers, CMU and the School District #51. The City of Fruita is the lead agency for the group, who is taking part in a program through the State of Colorado that pays for post-COVID projects related to recovery and/or resiliency. Survey consultant EPS Group is going to be paid to do a county-wide study on certain areas of economic development that the group can focus on. The next step is that EPS will be providing the partnership group a draft by early September with a final report for the whole county completed tentatively by December. The report will very much focus on the hub of the area (Grand Junction), but also on the smaller communities, who can also benefit from efforts that the group puts forward.
4. Mike attended a Colorado Housing and Finance Authority (CHFA) Open House in Grand Junction earlier in the day and there were a number of representatives from around the valley in attendance. He said it was really more of a listening tour and he really enjoyed it. There was lots of discussion about Fruita’s Down Payment Assistance Program.
5. There was a lot of ice cream left over from the City Council Ice Cream Social, so Mike said that at the Frank Brager Orchestra Thursday Night Concert to be held on July 28th, he would like for staff and any available Council members to continue handing out the remaining ice cream. Mike suggested that Council members show up at about 7:00 p.m. to begin handing out the ice cream before the band starts. Councilor Williams stated that he would not be available.
6. At the July workshop meeting, one of the agenda items will be the Mulberry Street Design and the Council will receive a virtual presentation by Design Workshop followed by discussion to see where they (Design Workshop) are at on the project.
7. Mike said that also at the July workshop meeting, there would be a rapid-fire list of quick updates on some of the work that the City is doing as well as a check-in with the Council on some discussions that need to be scheduled leading into the Council Retreat on August 2nd at Highline Lake State Park at 5:00 p.m.

10. COUNCIL REPORTS AND ACTIONS

COUNCILOR JAMES WILLIAMS

James reported that he didn't have any meetings since the last Council meeting, but he did have someone approach him about getting the City's parks' water fountains turned back on. Mike said he wasn't aware that they weren't back on and that he would check on it.

COUNCILOR KEN KREIE

Ken reported that the Grand Valley Regional Transportation Committee hasn't yet met for the month and that the Fruita Youth Action Council met the previous Monday, but he failed to get it on his calendar.

COUNCILOR JEANNINE PURSER

Jeannine mentioned that at the Fruita fireworks show, there was a very bright light in the parking lot at the State Park that was on before the fireworks started and stayed on the entire time according to a few people who were there. Jeannine said people had to shield their eyes to see the fireworks and that it has been an ongoing issue every year. She asked if the City could do anything about it and also wondered if it could only be turned on when the fireworks are over. Mike said he wasn't sure what the light is, but he would look into it.

COUNCILOR MATTHEW BREMAN

Matthew reported that the Fruita Area Chamber of Commerce will be having a Small Business Development Center (SBDC) workshop on July 20th, the Farmers Market is continuing and on Tuesday, July 26th, "Coffee & Community Connections" will be held.

Matthew also excitedly reported that the Grand Junction Economic Partnership (GJEP) is no longer looking for an Executive Director; Curtis Englehart will be welcomed to the board on July 20th.

COUNCILOR JEANNINE PURSER

Jeannine remembered that she wanted to ask why the Civic Center bathrooms are now locked during the Thursday Night Concerts. Mike said that beginning the following week (July 25th), the City would be reopening the bathrooms for TNCs. He stated that for years, staff has been dealing with running kids out of the building, so they had a trial period of having one port-o-potty instead, which is even less than what the City would normally require for an event. Mike talked to Parks and Recreation Director Marc Mancuso about it recently and Marc said it was actually cheaper for the City to have one more staff person stay in the building than to service the port-o-potty. Mike added that he also received an emailed complaint about it, so staff was going to switch back to having the Civic Center building open on Thursday nights until the concerts are over.

James noted that the band that was supposed to play for the Thursday Night Concert of July 21 had to cancel and the band "The Lip" would be filling in for them.

11. ADJOURN

With no further business before the Council, Mayor Pro Tem Breman adjourned the meeting at 8:09 p.m.

Respectfully submitted,

Debra Woods
Deputy City Clerk
City of Fruita