

STERLING, COLORADO
APRIL 12, 2016

STATE OF COLORADO)
COUNTY OF LOGAN)ss
CITY OF STERLING)

As required by the Colorado Sunshine Law, the meeting was posted timely in the City Hall lobby more than twenty-four hours in advance of the meeting.

Pastor Ed Bigler, Christ United Methodist Church, gave the invocation. Mayor Torres led the Pledge of Allegiance.

The City Council of the City of Sterling, Colorado, met in regular session in Council Chambers of City Hall on Tuesday, April 12, 2016. Mayor Torres called the meeting to order at 7:00 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Appelhans Flores Lawson McCarty Pitcher Rice

Also present:

City Manager	Saling
City Attorney	Penny
City Clerk	Forbes
Police Chief	Kerr
Public Works Director	Good
Interim Fire Chief	Ritter
Parks, Library and Recreation (PLR) Director	Gandee
Human Resource Director	Brown
Public Safety Communications Center Director	Hardesty
PCF/Street/Sanitation Superintendent	Rewoldt
Paralegal	Welsh

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Citizens present: 8

CONSENT AGENDA:

Councilmember Rice made a motion to approve the consent agenda. Councilmember McCarty seconded the motion. By a seven-yes vote, the motion was approved.

Items on the consent agenda were: City Council minutes of March 22, 2016, renewal of hotel & restaurant liquor license for Gallagher's River City Grill located at 1116 West Main Street, renewal of 3.2% beer off premises liquor license for Family Food Market located at 419 North 3rd Street, renewal of 3.2% beer off premises liquor license for 7-Eleven Store 15041A located at 311 West Main Street, and renewal of retail liquor store license and renewal of tastings permit for Nick's 3rd Avenue Liquor located at 115 South 3rd Avenue.

COMMUNICATION AND PERSONAL APPEARANCE OF NON-SCHEDULED CITIZENS BEFORE THE COUNCIL:

None

UNFINISHED BUSINESS:

SECOND READING AND PUBLIC HEARING – ORDINANCE NO. 5, SERIES OF 2016 – AN ORDINANCE AMENDING THE CITY CODE BY REPEALING CHAPTER 2, ADMINISTRATION, ARTICLE IV, DEPARTMENTS, DIVISION 4, PARKS, LIBRARY AND RECREATION, SEC. 2-169, LIBRARY SPECIAL REVENUE FUND:

City Manager Saling advised Council that first reading of this ordinance took place on March 22, 2016, and it was thereafter published. This ordinance repeals Section 2-169 of the City Code. That section makes provision for use of the net proceeds from the sale of the old Sterling Library. Those funds have been used for the Library, through budget appropriation, and the special fund no longer exists. Since Sec. 2-169 is no longer necessary, removing it from the Code would provide clarification to the Code.

City Clerk Forbes read the Ordinance by title.

Mayor Torres opened the public hearing.

There were no comments.

Mayor Torres closed the public hearing.

Councilmember Appelhans made a motion to approve Ordinance No. 5, Series of 2016. Councilmember Pitcher seconded the motion. By a seven-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

City Manager Saling updated Council on:

- Fire Captain Ritter appointed as Interim Fire Chief;
- Recruitment for Fire Chief;
- Front Streetscape project;
- Bronze bull statue in front of Kim's Eyewear;
- Bases for the remaining two bronze statues on West Main Street;
- Sales tax;
- Lodging tax;
- Logan County Board of Realtors 2016 activity;
- CML District 1 meeting is being hosted by Sterling on May 25;
- Proposed S-curve; and
- Recycling bid.

NEW BUSINESS:

INTRODUCTION OF NEW CITY EMPLOYEES:

Human Resource Director Brown introduced the new City Engineer, Mr. Brett Locke.

PRESENTATION OF ARBOR DAY PROCLAMATION:

Mayor Torres presented the proclamation to Shawn Rewoldt, Street/Sanitation and Parks, Cemetery and Forestry Superintendent.

PRESENTATION OF NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK PROCLAMATION:

Mayor Torres presented the proclamation to Walt Hardesty, Public Safety Communications Center (PSCC) Director. PSCC Director Hardesty introduced the dispatchers that were present.

PERMIT APPLICATION AND REPORT OF CHANGES – STERLING MOTEL, LLC – RAMADA INN/COUNTRY KITCHEN – 2500 E. CHESTNUT STREET:

City Manager Saling advised Council that the licensee is changing its manager.

Councilmember Lawson made a motion approve the changes for the Ramada Inn/Country Kitchen located at 2500 E. Chestnut Street. Councilmember Flores seconded the motion.

Councilmember McCarty had concerns and felt this application should be denied. There were two previous charges of indecent exposure for the manager and he only listed one on the application.

The motion failed on a one-yes and six-no vote. Voting was as follows:

Lawson	yes	Flores	no
Appelhans	no	McCarty	no
Pitcher	no	Rice	no
Torres	no		

APPLICATION FOR COLORADO LIQUOR SALES ROOM – HIGH PLAINS WINERY LLC – HIGH PLAINS WINERY, HPW, HP WINERY – 312 MAIN STREET, UNIT A:

City Manager Saling advised Council a Colorado limited winery license is granted solely by the State licensing authority. When filing an application for a Colorado Liquor Sales Room in conjunction with that type of license, the licensee must notify the local licensing authority, and the local licensing authority shall consider only whether or not certain conditions apply that would affect the granting of that sales room application. The City's Public Works Department has inspected the proposed location of the liquor sales room and determined that no conditions listed in the application apply, and therefore there appears to be no grounds for objection to the application for Colorado Liquor Sales Room.

Councilmember Rice made a motion to approve the High Plains Winery application for Colorado Liquor Sales Room. Councilmember McCarty seconded the motion. By a seven-yes vote, the motion was approved.

APPLICATION FOR NEW TAVERN LIQUOR LICENSE – SSSCHULER ENTERPRISES, LLC – THE FROSTED MUG – 137 NORTH FRONT STREET:

City Manager Saling advised Council that SSSchuler Enterprises, LLC has filed an application for a new tavern liquor license for the Frosted Mug, 137 North Front Street. All documentation and fees have been submitted. City Council needs to set a date for the public hearing. Council also needs to determine if it wants a survey to determine the needs and desires of the neighborhood, and if so, the number of contacts required and the designation of the neighborhood. The subject premises at 137 North Front Street have been previously licensed for an establishment previously located there, which no longer exists. It is requested that the public hearing be set on or after May 10, 2016, to allow for completion of the background investigation. This date would also allow time for a survey to be completed, if Council determines that a survey is necessary.

Councilmember Lawson made a motion to set the public hearing date for May 10, 2016 and not require a survey. Councilmember Appelhans seconded the motion. By a seven-yes vote, the motion was approved.

DEPARTMENT REPORT – HUMAN RESOURCE DEPARTMENT:

Human Resource Director Brown gave the department report.

MISCELLANEOUS COUNCIL BUSINESS:

EXECUTIVE SESSION – NEGOTIATIONS:

Mayor Torres made a motion to go into executive session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402 (4) (e). Councilmember Lawson seconded the motion. By a seven-yes vote, the motion was approved.

Council went into executive session at 7:46 p.m.

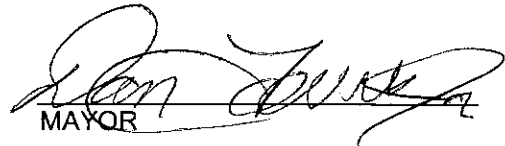
Council came out of executive session at 8:20 p.m.

Mayor Torres advised the participants in the executive session were: City Council, City Attorney, City Manager, Public Works Director Good and PLR Director Gandee. For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, he asked that they state their concerns for the record.


There was none.

ADJOURNMENT:

There being no further business to come before Council the meeting adjourned at 8:21 p.m.


MAYOR

ATTEST:


CITY CLERK