

STERLING, COLORADO
APRIL 13, 2021

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.

City Manager Saling gave the invocation. Mayor Appelhans 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 13, 2021. Mayor Appelhans called the meeting to order at 5:37 p.m.

Councilmembers present:

Mayor	Appelhans
Councilmembers	Anderson Blecha Desormeaux Janes McCarty Ritter

Also present:

City Manager	Saling
City Attorney	Penny
City Clerk	Forbes
Fire Chief	Ritter
Police Chief	Kerr
Public Works Director	Good
Parks, Library and Recreation (PLR) Director	Gandee
Human Resource Director	Brown
Public Safety Communications (PSC) Director	Lybrand

Citizens present: 6

Citizens participating in ZOOM: 0

CONSENT AGENDA:

Councilmember Desormeaux made a motion to approve the consent agenda. Councilmember Ritter seconded the motion. By a six-yes and one-abstain vote, the motion was approved. Voting was as follows:

Desormeaux	yes	Ritter	yes
Janes	abstain	Anderson	yes
Appelhans	yes	Blecha	yes
McCarty	yes		

Items on the consent agenda were: City Council minutes of March 23, 2021 and an application for renewal of Hotel and Restaurant Liquor License for El Jacal 3 located at 229 North Front Street.

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

Present to address Council was Ms. Devon Miller, 530 McKinley Street. Ms. Miller was there regarding curb and gutter on North 4th Avenue. She had the petition that was done for the first curb and gutter in 1998 when the interest rate was 7%, they had 10 years to pay and a 10% discount was given if paid within 90 days. The cost of the construction has gone up. She advised this would be good for the City and would like to see it done, although looking at the interest rate and possibly giving them 15 years to pay.

UNFINISHED BUSINESS:

SECOND READING AND PUBLIC HEARING – ORDINANCE NO. 1, SERIES OF 2021 – AN ORDINANCE APPROVING TWO STATE OF COLORADO STATE BOARD OF LAND COMMISSIONERS OTHER USE LEASES OF STATE TRUST LANDS; AND AUTHORIZING THE MAYOR TO SIGN SAID LEASES

City Manager Saling advised Council First Reading of this Ordinance took place on March 23, 2021, and it was thereafter published. The City presently leases land from the Colorado State Board of Land Commissioners for use by the City to operate and maintain monitoring wells, which leases expire on April 27, 2021. This Ordinance approves two new 10-year leases of said land. The lease rental amount for each new lease is \$5,000.00. There are sufficient funds in the Water Enterprise Funds account for these payments.

City Clerk Forbes read the ordinance by title.

Mayor Appelhans opened the public hearing.

There were no comments.

Mayor Appelhans closed the public hearing.

Councilmember McCarty made a motion to approve Ordinance No. 1, Series of 2021. Councilmember Janes seconded the motion. By a seven-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

City Manager Saling updated Council on the following:

- March Sales and Lodging Taxes
- Water Demand/Production
- Four Corners Development – Deer Run Apartments
- Logan County Housing Action Plan Presentation
- Annual Spring Clean Up
- Wastewater Treatment Plant Project – Force Main – Bid Rejection

City Manager Saling advised Council that the nuisance has been abated at 827 Clark Street. The price for the abatement was \$11,000. There is \$7,800 in the budget. City Manager Saling asked Council to amend the budget for this line item to \$20,000. This will be done in a future reappropriation ordinance.

Councilmember Desormeaux made a motion to increase the demolition line item by \$20,000. Councilmember Anderson seconded the motion. By a seven-yes vote, the motion was approved.

City Manager Saling asked Council if they would like to start opening the meetings to the public and no longer have the ZOOM meetings. It was the consensus of Council to open the meetings to the voting, as in the past.

City Manager Saling advised Council PLR is discussing possibly having Heritage Days. They will be having movies in the park, but no food will be provided.

May 10 there will be a swearing in for the Police Department to catch up on previous swearing ins. April 29 the Forestry Division will have a ceremony for Arbor Day in Wisdom Park. If Council would like a tour of the river bottom let him know so arrangements can be made.

HR Director Brown presented a draft announcement for the City Manager's position.

NEW BUSINESS:

PRESENTATION OF NATIONAL PUBLIC SAFETY TELECOMMUNICATIONS WEEK PROCLAMATION:

Mayor Appelhans presented the National Public Safety Telecommunications Week Proclamation to PSC Director Lybrand and Public Safety Dispatch Supervisor Nall.

FIRST READING – ORDINANCE NO. 2, SERIES OF 2021 - AN ORDINANCE MAKING AN ADDITIONAL APPROPRIATION IN THE AMOUNT OF TWELVE MILLION, EIGHT HUNDRED EIGHTY-EIGHT THOUSAND THIRTY-NINE DOLLARS (\$12,888,039) AND REGULATING THE PAYMENT OF MONEY OUT OF THE CITY TREASURY, AND INCREASING THE AMOUNT OF THE REVENUE BUDGET FOR 2021 BY NINE MILLION SIX HUNDRED TWO THOUSAND ONE HUNDRED SEVENTEEN DOLLARS (\$9,602,117):

City Manager Saling advised Council this Ordinance relates to the open purchase orders at the end of 2020, and other revenue received in 2021. This will increase expenses of \$12,888,039 and revenue of \$9,602,117.

Councilmember Desormeaux made a motion to introduce Ordinance No. 2, Series of 2021. Councilmember Janes seconded the motion. City Clerk read the ordinance by title. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 4-1-21, SERIES OF 2021 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A CITY ATTORNEY AGREEMENT WITH MATTHEW J. RICHARDSON OF ZORN & RICHARDSON, P.C.:

City Manager Saling advised Council this Resolution approves an Agreement with Matthew J. Richardson of Zorn & Richardson, P.C. to perform the duties of the Charter office of the City Attorney. The attorney's time will be billed to the City at the hourly rate of \$200.00. Based upon recent time records it is anticipated that the City will require Attorney's time for approximately 15 to 20 hours per week, which time includes municipal court and general counsel duties; and City will guarantee a minimum of 50 hours of billable time per month under this Agreement. Mr. Richardson has been Deputy City Attorney since September 2019. The contract would start on July 15, 2021.

Councilmember Anderson made a motion to approve Resolution No. 4-1-21, Series of 2021. Councilmember Blecha seconded the motion. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 4-2-21, SERIES OF 2021 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING AIRPORT CORONAVIRUS RELIEF GRANT PROGRAM (ACRGP) GRANT AGREEMENT NUMBER 3-08-0052-018-2021, CONTRACT NO. DOT-FA21NM-K1075, UEI NUMBER 07-644-5063, BETWEEN THE CITY OF STERLING AND THE UNITED STATES OF AMERICA, ACTING THROUGH THE FEDERAL AVIATION ADMINISTRATION; AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT:

City Manager Saling advised Council this Resolution approves and authorizes the City to sign the Grant Agreement with the United States of America, acting through the Federal Aviation Administration, for an Airport Coronavirus Relief Grant Program (ACRGP) grant in the amount of \$13,000.00, which may be used for costs related to operations, personnel, cleaning, sanitation, janitorial services, combating the spread of pathogens at the airport, and debt service payments, but new airport development project not directly related to combating the spread of pathogens and approved by the FAA for such purposes, may not be funded with this grant. There are no matching funds from the City required.

Councilmember Janes made a motion to approve Resolution No. 4-2-21, Series of 2021. Councilmember Desormeaux seconded the motion. By a seven-yes vote, the motion was approved.

MISCELLANEOUS COUNCIL BUSINESS:

Councilmember McCarty advised that he would like to see Council pass a Resolution opposing Initiative 16 called PAUSE. It was the consensus of Council that they would like to do this. A Resolution will be prepared.

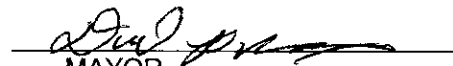
Councilmember McCarty asked regarding rescinding the emergency power issued for the pandemic. City Manager Saling advised he is wanting to do this at the meeting on April 27. However, they are waiting on the Governor's Order on Friday.

EXECUTIVE SESSION – FOR DISCUSSION OF A PERSONNEL MATTER UNDER C.R.S. SECTION 24-6-402 (4) (f) AND NOT INVOLVING: ANY SPECIFIC EMPLOYEES WHO HAVE REQUESTED DISCUSSION OF THE MATTER IN OPEN SESSION; ANY MEMBER OF THIS BODY OR ANY ELECTED OFFICIAL; THE APPOINTMENT OF ANY PERSON TO FILL AN OFFICE OF THIS BODY OR OF AN ELECTED OFFICIAL; OR PERSONNEL POLICIES THAT DO NOT REQUIRE THE DISCUSSION OF MATTERS PERSONAL TO PARTICULAR EMPLOYEES:

ADJOURNMENT:

The Executive Session was not held.

There being no further business to come before Council the meeting adjourned at 6:17 p.m.


MAYOR

ATTEST:


CITY CLERK