

STERLING, COLORADO
DECEMBER 11, 2018

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.

Human Resource Director Brown 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, December 11, 2018. Mayor Torres called the meeting to order at 7:00 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Appelhans Desormeaux Flores McCarty Pitcher

Councilmembers absent:

Councilmembers	Rice
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Also present:

City Manager	Saling
City Clerk	Forbes
Police Commander	Swingle
Fire Chief	Ritter
Public Works Director	Good
Parks, Library and Recreation (PLR) Director	Gandee
Human Resource Director	Brown
Public Safety Communications (PSC) Supervisor	Nail
Public Safety Dispatcher	Friend
Fire Captain	Bostron

Citizens present: 25

CONSENT AGENDA:

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

Appelhans	yes	McCarty	yes
Pitcher	abstain	Desormeaux	yes
Flores	yes	Torres	yes

Items on the consent agenda were: City Council minutes of November 27, 2018, application for renewal of club liquor license for the Sterling Elks Lodge, located at 321 Ash Street, application for renewal of tavern liquor license and permit application and report of changes for the Frosted Mug, located at 137 North Front Street.

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

None

UNFINISHED BUSINESS:

ORDINANCE NO. 18, SERIES OF 2018 – AN ORDINANCE AMENDING THE STERLING CITY CODE, CHAPTER 4, ANIMALS, ARTICLE III, CATS, BY THE ADDITION THERETO OF A NEW DIVISION 4, REGULATION OF FERAL CATS:

City Manager Saling advised Council that second reading and public hearing took place on November 27, 2018. This ordinance amends Chapter 4, Article III, Cats, by the addition of a new Division 4, regarding regulation of feral cats, which provides for the establishment of feral cat colonies with appointed feral cat colony managers.

City Clerk read the ordinance by title.

Councilmember Appelhans made a motion to approve Ordinance No. 18, Series of 2018. Councilmember Flores seconded the motion. By a two-yes and four-no vote, the motion failed. Voting was as follows:

Flores	yes	Pitcher	yes
Appelhans	no	McCarty	no
Desormeaux	no	Torres	no

CITY MANAGER’S REPORT:

City Manager Saling updated Council on the following:

- Sales and lodging taxes
- Water demand and production
- 4th and Main Street Urban park community input meeting
- Main Street water line project

Mayor Torres presented the CAFR award from GFOA to Finance Director Deb Forbes. The City has received this award for 28 years.

NEW BUSINESS:

INTRODUCTION OF NEW CITY EMPLOYEES:

Human Resource Director Brown introduced Louisa Singer, Museum; Samantha Young, Dispatch; Raymond Baca, Custodian; and James Wendel, Mechanic.

Commander Swingle introduced new police officers Morgan Sherwood, Darel Peacock and Todd Shafer.

STERLING FIRE DEPARTMENT VIDEO PRESENTATION:

Captain Bostron presented the Fire Department video to Council.

APPLICATION FOR NEW 3.2% OFF-PREMISES LIQUOR LICENSE – EVERYDAY STORES LLC – EVERYDAY 5721 – 303 NORTH 3RD STREET:

City Manager Saling advised Council Everyday Stores LLC has filed an application for a 3.2% beer off-premises liquor license for Everyday 5721, 303 North 3rd 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. It is requested that the public hearing be set on January 22, 2019, 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 Appelhans made a motion to approve the application and set the public hearing date for January 22, 2018. Councilmember McCarty seconded the motion. By a five-yes and one-no vote, the motion was approved. Voting was as follows:

Appelhans	yes	McCarty	yes
Pitcher	no	Desormeaux	yes
Flores	yes	Torres	yes

Council discussed waiving the survey. It was the consensus of Council to waive the survey.

RESOLUTION NO. 12-1-18, SERIES OF 2018 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING AN AGREEMENT TO EXTEND THE CONTRACT FOR SERVICES WITH THE COUNTY OF LOGAN FOR THE PROVISION OF AMBULANCE SERVICE:

City Manager Saling advised Council the contract for services for the provision of ambulance service between the City and Logan County expires, by its terms, on December 31, 2018 at 11:59 p.m. The County has requested an extension of the term of the contract until June 30, 2019 at 11:59 p.m. This resolution approves the requested extension, with all other terms of the original contract for services remaining the same.

Councilmember Appelhans made a motion to approve Resolution No. 12-1-18, Series of 2018. Councilmember Desormeaux seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-2-18, SERIES OF 2018 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A MOTOR VEHICLE LEASE WITH THE COUNTY OF LOGAN:

City Manager Saling advised Council by Resolution No. 12-1-18, Series of 2018, the contract for services between the City and County for the provision of ambulance service is extended to June 30, 2019 at 11:59 p.m. The County is required to transfer to the City exclusive possession, use and control, but not ownership, of the ambulance vehicles and so it is necessary to enter into a new motor vehicle lease so that the City can continue to insure the ambulance vehicles under its insurer for the extended contract term. This resolution approves a new motor vehicle lease that will cover the extended period of the contract.

Councilmember McCarty made a motion to approve Resolution No. 12-2-18, Series of 2018. Councilmember Appelhans seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-3-18, SERIES OF 2018 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING AN AMENDMENT TO THE IRC SECTION 125 FLEXIBLE BENEFITS PLAN OF THE CITY:

City Manager Saling advised Council the IRS regulations governing Section 125 of the Internal Revenue Code (Flexible Benefits Plan) has been amended resulting in an increase in the amount that a participant can redirect, on a non-tax basis, for reimbursement of health expenses per plan year. This resolution amends the City's plan to correspond with that increase, to \$2,700.00 per plan year.

Councilmember Appelhans made a motion to approve Resolution No. 12-3-18, Series of 2018. Councilmember McCarty seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-4-18, SERIES OF 2018 – A RESOLUTION ESTABLISHING THE RATES AS REQUIRED IN CITY CODE CHAPTER 21, UTILITIES, ARTICLE IV, SEWER SYSTEM:

City Manager Saling advised Council that City Code Chapter 21 requires that City Council set certain rates which apply to sewer service. This resolution increases the minimum rate for all in-city sewer accounts by \$22.80 monthly per equivalent residential and commercial groups, and \$27.79 for outside-city rates.

City Manager Saling advised the increase is being recommended to pay for the anticipated debt for a bond for the wastewater treatment plant project. If Council passes this, administrations intent is to come back to Council with a resolution for an ordinance for another vote. Should that vote be put on the ballot and fail, administration would come back to Council to recommend an increase to \$88.79 per month so we would have sufficient funds after three years to pay for 1/3 of the improvements, assuming between those 3 years the construction cost does not go up.

Councilmember Appelhans made a motion to approve Resolution No. 12-4-18, Series of 2018. Councilmember McCarty seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-5-18, SERIES OF 2018 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO APPROVING AN AGREEMENT FOR ANIMAL CONTROL SERVICES WITH THE LOGAN COUNTY HUMANE SOCIETY:

City Manager Saling advised Council approves a new agreement with the Logan County Humane Society for animal control services. The new agreement is for the term commencing on January 1, 2019 through December 31, 2019. The agreement provides for payment to the Logan County Humane Society of \$149,480 for the one-year term of the agreement, which increases the cost from 2018 agreement by \$2,580, and is payable in four equal installments of \$37,370.

Councilmember McCarty made a motion to approve Resolution No. 12-5-18, Series of 2018. Councilmember Desormeaux seconded the motion. By a six-yes vote, the motion was approved.

DEPARTMENT REPORT – SECC DEPARTMENT:

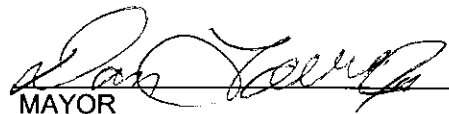
Public Safety Dispatch Supervisor Nail and Public Safety Dispatcher Friend gave the SECC Department report.

MISCELLANEOUS COUNCIL BUSINESS:


Mayor Torres reminded Council that there would not be a fourth Tuesday meeting in December due to it being on Christmas.

ADJOURNMENT:

There being no further business to come before Council the meeting adjourned at 7:59 p.m.


MAYOR

ATTEST:


CITY CLERK