

STERLING, COLORADO
DECEMBER 14, 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 Blankenship gave the invocation. Mayor Desormeaux 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 14, 2021. Mayor Desormeaux called the meeting to order at 5:30 p.m.

Councilmembers present:

Mayor	Desormeaux
Councilmembers	Anderson Blecha Gaines Janes Ritter

Also present:

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

Citizens present: 1

ADMINISTRATION OF OATH OF OFFICE TO NEWLY ELECTED COUNCILMEMBER:

Judge Michael K. Singer, 13th Judicial District, gave the oath of office to newly elected Councilmember, Luke Janes, Ward 3.

CONSENT AGENDA:

CONSIDERATION OF CITY COUNCIL MINUTES OF NOVEMBER 23, 2021:

Councilmember Anderson made a motion to approve City Council minutes of November 23, 2021. Councilmember Blecha seconded the motion. By a four-yes and two-abstain vote, the motion was approved. Voting was as follows:

Anderson	yes	Blecha	yes
Janes	abstain	Ritter	abstain
Desormeaux	yes	Gaines	yes

APPLICATION FOR RENEWAL OF CLUB LIQUOR LICENSE – B.P.O.E. LODGE #1336 – STERLING ELKS LODGE – 321 ASH STREET:

Councilmember Janes made a motion to approve the application for renewal of Club Liquor License for Sterling Elks Lodge located at 321 Ash Street. Councilmember Anderson seconded the motion. By a six-yes vote, the motion was approved.

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

None

UNFINISHED BUSINESS:

CITY MANAGER'S REPORT:

City Manager Blankenship updated Council on the following:

- Sales and Lodging Taxes – November 2021
- Water Production/Demand – November 2021
- Meetings/Events attended
 - Logan County Board of Realtors Annual Christmas
 - Sterling Employee Christmas Luncheon
 - Chamber Christmas Parade – City Float
 - NJC Foundation Christmas Social
 - Sterling Police Swearing in
 - Logan County Economic Development Corporation Board meeting
 - SURA Board meeting
- New meetings attended
 - Logan County Childcare Collaborative Weekly zoom meeting
 - Humane Animal Control Board meeting

NEW BUSINESS:

COUNCIL APPOINTMENTS TO THE LOGAN COUNTY ECONOMIC DEVELOPMENT CORPORATION, THE SOUTH PLATTE VALLEY REGIONAL TRANSPORTATION AUTHORITY AND THE EX-OFFICIO TO THE LOGAN COUNTY CHAMBER OF COMMERCE:

Mayor Desormeaux asked Council if they would like to stay on the Committee they are currently on.

There was discussion.

Councilmember Janes made a motion for the following:

- Councilmember Anderson and Councilmember Gaines serve on the Logan County Economic Development Board;
- Councilmember Blecha, Councilmember Ritter and Councilmember Janes serve on the South Platte Valley Regional Transportation Authority;

- Councilmember Janes will continue on the Colorado Municipal League Policy Committee; and
- Mayor Desormeaux serve as ex-officio for the Logan County Chamber of Commerce,

Councilmember Gaines seconded the motion. By a six-yes vote, the motion was approved.

FIRST READING - ORDINANCE NO. 12, SERIES OF 2021 – AN ORDINANCE MAKING AN ADDITIONAL APPROPRIATION IN THE AMOUNT OF THREE MILLION FOUR HUNDRED NINETY-SIX THOUSAND TWO HUNDRED EIGHTY-NINE DOLLARS (\$3,496,289) AND REGULATING THE PAYMENT OF MONEY OUT OF THE CITY TREASURY, AND INCREASING THE AMOUNT OF THE REVENUE BUDGET FOR 2021 BY EIGHTY-FIVE THOUSAND ONE HUNDRED TWO DOLLARS (\$85,102):

City Manager Blankenship advised Council this Ordinance relates to projects and revenues received in 2021 after the 2021 budget was completed.

Councilmember Janes made a motion to introduce Ordinance No. 12, Series of 2021. Councilmember Gaines seconded the motion. City Clerk Forbes read the Ordinance by title. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-1-21, SERIES OF 2021 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, DESIGNATING THE NAMES OF THE CITY'S AUTHORIZED OFFICERS FOR PURPOSES OF PERFORMING ANY ACT OR EXECUTING ANY DOCUMENT RELATING TO THE 2011 LOAN AGREEMENT WITH THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY AND GOVERNMENTAL AGENCY BOND:

City Manager Blankenship advised Council this Resolution sets forth the names of the present office holders of City Manager, Mayor, and City Clerk, and is required by the Colorado Water Resources and Power Development Authority for purposes of identifying signatories on any documents relating to the loan approved by Ordinance No. 2, Series of 2011, relating to the new water plant.

Councilmember Ritter made a motion to approve Resolution No. 12-1-21, Series of 2021. Councilmember Blecha seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-2-21, SERIES OF 2021 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, DESIGNATING THE NAMES OF THE CITY'S AUTHORIZED OFFICERS FOR PURPOSES OF PERFORMING ANY ACT OR EXECUTING ANY DOCUMENT RELATING TO THE 2020 LOAN AGREEMENT WITH THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY AND GOVERNMENTAL AGENCY BOND

City Manager Blankenship advised Council this Resolution sets forth the names of the present office holders of City Manager, Mayor, and City Clerk, and is required by the Colorado Water Resources and Power Development Authority for purposes of identifying signatories on any documents relating to the loan approved by Ordinance No. 13, Series of 2020, relating to the wastewater utility system capital improvements project.

Councilmember Anderson made a motion to approve Resolution No. 12-2-21, Series of 2021. Councilmember Janes seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-3-21, SERIES OF 2021 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, DESIGNATING THE CITY'S OFFICIAL REPRESENTATIVE TO ALL COUNTY HEALTH POOL MEMBERS' MEETINGS, AND DESIGNATING THE REQUIRED CORRESPONDENTS

City Manager Blankenship advised Council the City's medical insurance health provider, County Health Pool, requires the governing body of the City to designate an official representative for the City to all County Health Pool Members' meetings, and also to designate the correspondents for

the City to receive all monthly billing invoices and other general correspondences intended for distribution to the employees. This Resolution makes those designations in accordance with the usual duties of administrative staff.

Councilmember Blecha made a motion to approve Resolution No. 12-3-21, Series of 2021. Councilmember Gaines seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-4-21, SERIES OF 2021 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, FORMALIZING THE CITY'S ACCEPTANCE OF THE DEVOLUTION OF CERTAIN PROPERTY FROM THE COLORADO DEPARTMENT OF TRANSPORTATION TO THE CITY OF STERLING, ALL IN RELATION TO THE CONSTRUCTION PROJECT IDENTIFIED FOR THE CITY'S PURPOSE AS THE "S-CURVE" PROJECT

City Manager Blankenship advised Council by Resolution No. 4-4-21, Series of 2021, the City of Sterling reaffirmed its intention to, among other things, formalize the devolution of certain property to the City that will no longer serve the ongoing purpose of the State Highway System, and specifically identified that property. This Resolution formalizes the identification of the properties that no longer serve the ongoing purposes of the State Highway System, and reaffirms that upon review and approval of an acceptable Intergovernmental Agreement, the City intends to accept ownership of those designated roadways and all associated right-of-ways from the Colorado Department of Transportation to the City of Sterling in "as is" condition and will be responsible for all future maintenance of said property as City streets.

Councilmember Janes made a motion to approve Resolution No. 12-4-21, Series of 2021. Councilmember Anderson seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-5-21, SERIES OF 2021 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A FACILITY USE AGREEMENT WITH THE AMERICAN NATIONAL RED CROSS, FOR USE OF THE CITY OF STERLING RECREATION CENTER DURING A DISASTER

City Manager Blankenship advised Council this Resolution approves a Facility Use Agreement with the American National Red Cross for use of the City of Sterling Recreation Center during a disaster.

Councilmember Blecha made a motion to approve Resolution No. 12-5-21, Series of 2021. Councilmember Janes seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 12-6-21, SERIES OF 2021 – 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 Blankenship advised Council this Resolution approves a new Agreement with the Logan County Humane Society for animal control services within the City. The new Agreement is for a one-year term commencing on January 1, 2022, through December 31, 2022, at a cost of \$185,400.00. The Agreement provides for payment to the Logan County Humane Society be increased to \$185,400 for the one-year term of the Agreement.

Councilmember Ritter made a motion to approve Resolution No. 12-6-21, Series of 2021. Councilmember Janes seconded the motion.

Councilmember Gaines asked how many times the Humane Society responds, the cost and how much the amount increased over 2021.

There was discussion with experiences Council has had with them.

City Manager Blankenship advised Council he is attending their Board meetings so will be able to get more information.

By a six-yes vote, the motion was approved.

MISCELLANEOUS COUNCIL BUSINESS:

Mayor Desormeaux advised Council that the ad for Ward 2 Councilmember was published in the South Platte Sentinel on December 8 and in the Journal Advocate December 13; with applications being due on January 3, 2022.

There was discussion.

Council will do the interviews at a Special City Council meeting on January 12, 2022 at 5:30 p.m.

Mayor Desormeaux made a motion to go into executive session for a conference with the City Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) – Attorney advice regarding disputed charges; and for discussion of a personnel matter under C.R.S. Section 24-6-402(2)(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-personnel matter regarding the City Manager evaluation. Councilmember Janes seconded the motion. By a six-yes vote, the motion was approved.

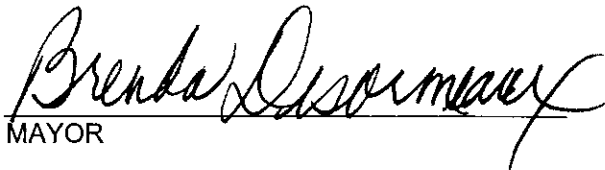
Council went into executive session at 6:13 p.m.

Council came out of executive session at 6:59 p.m.

Mayor Desormeaux advised the participants in the executive session were: City Council, City Manager, City Attorney, Human Resource Director and City Clerk. 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.

There being no further business to come before Council the meeting adjourned at 7:00 p.m.


MAYOR

ATTEST:


CITY CLERK