

STERLING, COLORADO  
JANUARY 23, 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.

---

Pastor Jodie Harless, Faith 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, January 23, 2018. Mayor Torres called the meeting to order at 7:00 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Appelhans Flores McCarty Rhodes Rice

Councilmembers absent:

Councilmember	Pitcher
---------------	---------

Also present:

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

Recreation Programs Superintendent	Waite
Paralegal	Welsh

Citizens present: 19

**CONSENT AGENDA:**

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

Items on the consent agenda were: City Council minutes of January 9, 2018, City Council work session minutes of January 16, 2018, an application for renewal of hotel & restaurant liquor license for the Fiesta Mexican Restaurant located at 807 Sidney Avenue, an application for renewal of 3.2% beer on premises liquor license for the Pizza Hut located at 224-228 West Main Street, an application for renewal of hotel & restaurant liquor license for Sam & Louie's Italian Restaurant & Pizzeria located at 310 Main Street and an application for renewal of lodging & entertainment liquor licenses for Riverview Golf Course located at 300 North Riverview Road.

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

None.

**UNFINISHED BUSINESS:**

**SECOND READING AND PUBLIC HEARING - ORDINANCE NO. 1, SERIES OF 2018 – AN ORDINANCE APPROVING THE STOLTZ SUBDIVISION OF LOT 1, BLOCK 9, ORIGINAL TOWN (NOW CITY) OF STERLING, LOGAN COUNTY, COLORADO:**

City Manager Saling advised Council that first reading of this ordinance took place on January 9, 2018, and it was thereafter published. On December 6, 2017, the Planning Commission held a public hearing on the Subdivision Application submitted by Donald Carey, as Personal Representative of the Estate of Ronald G. Stoltz, deceased, and found that the application met all requirements of Chapter 18, Subdivisions. The Planning Commission recommended approval of this subdivision, which will be known as the Stoltz Subdivision of Lot 1, Block 9, Original Town (Now City) of Sterling, Logan County, Colorado. This ordinance sets forth findings by City Council and approves the subdivision and plat. He advised Council that the property is in the area of Beech and 2<sup>nd</sup> Street.

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. 1, Series of 2018. Councilmember McCarty seconded the motion. By a six-yes vote, the motion was approved.

**CITY MANAGER'S REPORT:**

City Manager Saling updated Council on the following:

- Missing street lights
- Information meeting on CO Certified Small Business program
- West Main Street (S-Curve) water line project
- Pothole patching and street sweeping

- February 6, 2018 at 11:00 a.m. the Colorado Film and Television Movie will be meeting at the Commissioner's office
- He advised Council if there are any items they would like discussed by department heads; to let him know.
- If they need any new business cards to let him know.

PLR Director Gandee informed Council that the Lions Club would like to put a memorial Easter egg sculpture in Columbine Park for Mr. Ted Berg, who was chair of the Easter egg hunts for many years at Columbine Park. The sculpture will memorialize Mr. Berg as well as the longevity of the egg hunt. There will be no cost to the City for this, except for helping to pour the base for the sculpture.

Mr. Dave Conley, Lions Club, advised Council that the sculpture will be painted with powder coated paint and any future maintenance will be done by the Lions Club.

**NEW BUSINESS:**

**RECOGNITION TO THE FINANCE DEPARTMENT FOR RECEIVING THE AWARD OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING FROM THE GOVERNMENT FINANCE OFFICERS ASSOCIATION:**

Mayor Torres presented the Award of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association to Finance Director Forbes and Finance Superintendent Brandt. They received the award for the past 26 years.

**PRESENTATION OF LIVEWELL HEAL CITIES & TOWNS PLAQUE TO CITY COUNCIL:**

PLR Director Gandee along with Recreation Program Superintendent Waite and Administrative Assistant Freeland presented the LiveWell HEAL Cities & Towns plaque to City Council.

**MAYOR'S RECOMMENDATION OF APPOINTMENTS TO THE PLANNING COMMISSION AND STERLING HOUSING AUTHORITY BOARD:**

Mayor Torres advised Council that he would not be making a recommendation tonight. He feels the application needs to be updated. The three applicants will have to re-submit a new application.

Councilmember Appelhans made a motion to remove the "Mayor's Recommendation of Appointments to the Planning Commission and Sterling Housing Authority Board" off the agenda. Councilmember McCarty seconded the motion. By a six-yes vote, the motion was approved.

**PRESENTATION FROM RE-1 VALLEY SCHOOL DISTRICT:**

Dr. Jan DeLay was present, along with Board members Marty Smock, Myra Westfall, Riste Capps, Jennifer Ogle and Mike Anderson. Mr. Marty Smock, President of the School Board, advised the community has indicated that they would vote in favor of a sales tax increase rather than the mill levy increase question that failed. With sales tax, people coming from outside the City would help bring in the funding.

Dr. DeLay handed out an information sheet showing all the partnerships between the City and Re-1 Valley School District. She has been in contact with Woodland Park, as they have a sales tax that goes to the school. She advised the School District would pay for the cost of the election and a reimbursement to the City for the record keeping.

City Attorney Penny advised he felt the School District should come to City Council with suggestions and solutions.

City Manager Saling advised Council that CML does not support the City sales tax with the School District.

It was the consensus of Council to setup a work session with the School Board. City Manager Saling will get with Dr. DeLay to set a meeting up.

**FIRST READING – ORDINANCE NO. 2, SERIES OF 2018 – AN ORDINANCE VACATING A RECREATION EASEMENT IN THE SOUTH POINTE SUBDIVISION OF LOT 1, DESIGN TECHNICS, L.L.C. SUBDIVISION IN THE CITY OF STERLING, LOGAN COUNTY, COLORADO:**

City Manager Saling advised Council when the South Pointe Subdivision of Lot 1, Design Technics, L.L.C. Subdivision was approved, a "Recreation Easement" was dedicated to the public on the subdivision plat. The Sterling City Charter Section 8-2(g) vests in the Department of Public Works of the City the vacating of easements subject to approval by ordinance. The Public Works Board has determined that this easement is not necessary. This ordinance approves the vacation of said Recreation Easement, subject to reservation of the public utility easement located therein, being the North 10 feet of said Recreation Easement.

Councilmember McCarty made a motion to introduce Ordinance No. 2, Series of 2018. Councilmember Rice seconded the motion. City Clerk Forbes read the ordinance by title. By a six-yes vote, the motion was approved.

**DEPARTMENT REPORT – STERLING EMERGENCY COMMUNICATION CENTER (SECC) DEPARTMENT:**

Ms. Kayla Friend, Lead Dispatcher, 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, development strategy for negotiations, and/or instructing negotiators, under C.R.S. Sections 24-6-402 (4) (e). Councilmember Appelhaus seconded the motion. By a six-yes vote, the motion was approved.

Council went into executive session at 8:29 p.m.

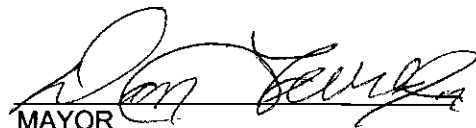
Council came out of executive session at 8:54 p.m.

Mayor Torres advised the participants in the executive session were: City Council, City Manager, City Attorney, PLR Director and PCF Superintendent. 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 8:55 p.m.

  
MAYOR

ATTEST:

  
\_\_\_\_\_  
CITY CLERK