

STERLING, COLORADO
JULY 28, 2020

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 Kristie Firme, Christ United Methodist Church, 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, July 28, 2020. Mayor Appelhans called the meeting to order at 6:00 p.m.

Councilmembers present:

Mayor	Appelhans
Councilmembers	Anderson Blecha Desormeaux Janes McCarty Ritter

Also present:

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

Citizens present: 7

Citizens participating in ZOOM: 32

CONSENT AGENDA:

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

Item on the consent agenda was: City Council minutes of July 14, 2020.

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

None

UNFINISHED BUSINESS:

SECOND READING AND PUBLIC HEARING - ORDINANCE NO. 11, SERIES OF 2020 - AN ORDINANCE APPROVING THE PLATTE VALLEY INDUSTRIAL PARK – PHASE 1 SUBDIVISION IN THE CITY OF STERLING, LOGAN COUNTY, COLORADO; AND APPROVING THE PLAT THEREOF:

City Manager Saling advised Council first reading of this Ordinance took place on July 14, 2020, and it was thereafter published. On July 1, 2020, the Planning Commission held a public hearing on the Subdivision application submitted by Platte Valley Real Estate, LLC, 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 Platte Valley Industrial Park – Phase 1 Subdivision in the City of Sterling, Logan County, Colorado. This Ordinance sets forth findings by City Council and approves the subdivision and plat.

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 Janes made a motion to approve Ordinance No. 11, Series of 2020. Councilmember Desormeaux seconded the motion. By a seven-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

City Manager Saling updated Council on the following:

- Colorado Department of Public Health & Environment site application
- Museum – Volunteer Assistance
- Platte Valley Industrial Park – Phase 1 – Water line
- Rothe Ponds Natural Trail Area – South Access

City Manager Saling advised Council that he gave them a copy of the CML 2020 Laws Enacted Affecting Municipal Governments publication and a list of the CHFA projects that were approved.

NEW BUSINESS:

SALARY SURVEY PRESENTATION:

Human Resource Generalist Friend introduced Ms. Karin Connell, Lee & Burgess, who gave the Salary Survey presentation to Council.

City Manager Saling advised Council that employees would see this on their second paycheck in August. The cost is approximately \$229,000. In the survey, Department Heads were under paid about \$50,000. He will be paying that out quarterly, so the impact in August and January 1, 2021 will be \$180,000. City Manager Saling advised Council that nothing is set in stone. The City has a healthy Fund Balance so the General Fund will be able to absorb this cost.

Councilmember Desormeaux made a motion to approve the Salary Survey as of August 17, 2020 payroll. Councilmember Blecha seconded the motion. By a seven-yes vote, the motion was approved.

LOGAN COUNTY ARTS LEAGUE REQUEST FOR FUNDING:

Councilmember Ritter excused herself from the Council Chambers.

Present to address Council was Ms. Linda Merkl, Interim Director for the Logan County Arts League. Ms. Merkl advised Council that they are applying for a grant of \$35,000 to do murals. The match for the grant is \$35,000. They are asking \$15,000 from the designation of arts from the City and \$10,000 from the Citizens Advisory Board. The possible locations are Lebsack elevator, Mitchek elevator, Shino Liquor, Logan Industries and Colt Trailer.

RESOLUTION NO. 7-4-20, SERIES OF 2020 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A CONTRIBUTION TO THE LOGAN COUNTY ARTS LEAGUE FROM THE CITY'S GENERAL FUND BALANCE DESIGNATED FOR THE ARTS:

City Manager Saling advised Council the Logan County Arts League is in the process of submitting a grant application to "Our Town", which is a National Endowment for the Arts creative placemaking grants program, for a \$35,000.00 grant. The purpose for the grant is to fund a mural painting project on structures located on Chestnut Street, to bring new attention to the City of Sterling, the County of Logan, and tourism through public art. The grant requires a match equal to the grant amount. This Resolution approves the expenditure of funds in the amount of \$15,000.00 from the City's General Fund Balance designated for the Arts, subject to the award of the said "Our Town" grant. The remaining matching funds are being requested from the City of Sterling Hotel Tax, through a recommendation by the Citizen's Advisory Board, in the amount of \$10,000.00, and a request to the County of Logan for the balance of \$10,000.00, which amount has been committed from funds from the Logan County Arts League if the request is not approved by the County. The Resolution approves the contribution of \$15,000.00 from the City's General Fund Balance designated for the arts, and there are sufficient funds in said account for this purpose.

Councilmember Janes made a motion to approve Resolution No. 7-4-20, Series of 2020. Councilmember McCarty seconded the motion. By a six-yes and one-abstain vote, the motion was approved. Voting was as follows:

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

RESOLUTION NO. 7-5-20, SERIES OF 2020 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING THE EXPENDITURE OF FUNDS DERIVED FROM THE CITY OF STERLING HOTEL TAX FUND, IN ACCORDANCE WITH CHAPTER 19, ARTICLE VII, OF THE CITY CODE:

City Manager Saling advised Council the Citizens Advisory Board has made a recommendation for the City to provide funds from the City of Sterling Hotel Tax Fund in the amount of \$10,000.00 towards the matching funds requirement of a \$35,000.00 "Our Town" grant application being submitted by the Logan County Arts League, for a mural painting project on structures located on Chestnut Street. By Resolution No. 7-4-20, Series of 2020, the City Council has approved the contribution of \$15,000.00 towards the required matching funds from the City's General Fund Balance designated for the Arts, subject to the award of said grant. The Logan County Arts League is requesting a contribution of the remaining \$10,000.00 match by the County of Logan, but has committed to providing that match from its funds if that request is not approved by the County. The \$10,000.00 would be paid from the Sterling Hotel Tax fund, and there are sufficient funds in that account.

Councilmember Desormeaux made a motion to approve Resolution No. 7-5-20, Series of 2020. Councilmember Janes seconded the motion.

Present to address Council was Ms. Kim Sellers. Ms. Sellers advised Council that the Citizens Advisory Board felt this is why the citizens voted for the tax.

By a six-yes and one-abstain vote, the motion was approved. Voting was as follows:

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

RESOLUTION NO. 7-6-20, SERIES OF 2020 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING THE PURCHASE OF CAPITAL STOCK OF THE STERLING IRRIGATION COMPANY FROM LAVON RITTER AND BARBARA A. RITTER:

City Manager Saling advised Council this Resolution approves the City's purchase of two (2) shares of Capital Stock of the Sterling Irrigation Company from Lavon Ritter and Barbara A. Ritter. The purchase price for said shares of stock is \$18,750.00.

Councilmember Janes made a motion to approve Resolution No. 7-6-20, Series of 2020. Councilmember McCarty seconded the motion. By a six-yes and one-abstain vote, the motion was approved. Voting was as follows:

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

Councilmember Ritter returned to Council Chambers.

RESOLUTION NO. 7-7-20, SERIES OF 2020 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM AQUATIC RENOVATION SYSTEMS, INC., DOING BUSINESS AS RENOSYS CORPORATION, FOR THE CITY OF STERLING 2020 OUTDOOR POOL RESURFACING PROJECT #20-003x:

City Manager Saling advised Council this Resolution approves the bid proposal received from Aquatic Renovation Systems, Inc., doing business as RenoSys Corporation, in the amount of \$66,867.00, for the City's outdoor pool resurfacing, and approves and authorizes the Mayor to sign the related agreement. Only one bid was received for this project, from Aquatic Renovation Systems, Inc., doing business as RenoSys Corporation, in the amount of \$66,867.00. This is an acceptable amount for the project and there are sufficient funds in the Parks, Library and Recreation Department's 2020 budget for the project. City Manager Saling advised Council this is money from the Conservation Trust Fund.

Councilmember Desormeaux made a motion to approve Resolution No. 7-7-20, Series of 2020. Councilmember Blecha seconded the motion.

Councilmember McCarty had questions regarding the timing of the bid.

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

RESOLUTION NO. 7-8-20, SERIES OF 2020 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO ACCEPTING THE BID FROM CONCRETE SPECIALTIES AND UTILITIES CONSTRUCTION, INC., FOR THE CITY OF STERLING NORTH 3RD AVENUE WATERLINE REPLACEMENT PROJECT #20-005:

City Manager Saling advised Council this Resolution approves the bid received from Concrete Specialties and Utilities Construction, Inc., for the City of Sterling North 3rd Avenue Waterline

Replacement project #20-005, in the amount of \$464,303.05. This is the only bid that was received for the project and is an acceptable amount for said project. The Public Works Department has sufficient funds in its budget for the work to be performed.

Councilmember Blecha made a motion to approve Resolution No. 7-8-20, Series of 2020. Councilmember Desormeaux seconded the motion. By a seven-yes vote, the motion was approved.

MISCELLANEOUS COUNCIL BUSINESS:

EXECUTIVE SESSION TO DISCUSS THE PURCHASE, ACQUISITION, LEASE, TRANSFER, OR SALE OF REAL, PERSONAL, OR OTHER PROPERTY INTEREST UNDER C.R.S. SECTION 24-6-402 (4) (a) – LEISURE LANE PROPERTY:

Mayor Appelhans made a motion to go into executive session to discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402 (4)(a) – Leisure Lane Property. Councilmember McCarty seconded the motion. By a seven-yes vote, the motion was approved.

Council went into executive session at 7:25 p.m.

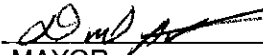
Council came out of executive session at 7:44 p.m.

Mayor Appelhans advised the participants in the executive session were: City Council, (less Councilmember McCarty,) City Manager, and City Attorney. 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 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 7:45 p.m.


MAYOR

ATTEST:


CITY CLERK