

STERLING, COLORADO
JUNE 28, 2016

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.

Ms. Shelley Morris, Cooperating Ministry, 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, June 28, 2016. Mayor Torres called the meeting to order at 8:10 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Appelhans Flores Lawson McCarty Pitcher Rice

Also present:

City Manager	Saling
City Attorney	Penny
City Clerk	Forbes
Public Works Director	Good
Interim Fire Chief	Ritter
Human Resource Director	Brown
Paralegal	Welsh

Citizens present: 9

CONSENT AGENDA:

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

Items on the consent agenda were: City Council City Council work session minutes of June 14, 2016 and City Council minutes of June 14, 2016.

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

None

UNFINISHED BUSINESS:

CITY MANAGER'S REPORT:

City Manager Saling updated Council on:
Interviews for the Fire Chief position
Water meter replacement program
Single Stream Recycling survey
Refreshing the Tiger paws
Budget calendar
July 4 schedule
Street project – North 5th Street

CIRSA award – Loss Control program – Mayor Torres presented the award to Human Resource Director Brown and Interim Fire Chief Ritter.

City Manager Saling advised Council that he talked with Todd Anderson from Xcel regarding their investment in the City and asked the City to consider converting to LED lights. The City can do it where Xcel pays for the conversion and the City would save 4-7% or the City pays \$194,628 for the conversion and then will save 9-20%. City Manager Saling advised he would like to do some type of pilot study so the citizens can see the difference in the LED lights.

NEW BUSINESS:

PUBLIC HEARING FOR AN APPLICATION FOR SPECIAL EVENT PERMIT – STERLING ELKS LODGE #1336 – 321 ASH STREET:

City Manager Saling advised Council that an application for a special event permit was filed by the Sterling Elks Lodge #1336 for a fundraiser during the downtown July Jams event, to be held outside in front of 321 Ash Street on July 22, 2016 from 5:00 o'clock p.m. to 11:00 o'clock p.m., for the sale of malt, vinous and spirituous liquor. The application was timely filed and is in proper form and the required fee has been submitted. The premises were properly posted. A letter was sent to the applicant advising of the date of the public hearing and requesting a representative be present at this meeting to answer any questions City Council might have concerning the application.

Present to address Council was Mr. Mike Bartsch, 319 Magnolia.

Mayor Torres opened the public hearing.

There were no comments.

Mayor Torres closed the public hearing.

Councilmember Appelhans made a motion to approve the special event permit for the Sterling Elks Lodge #1336 located at 321 Ash Street. Councilmember Lawson seconded the motion. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 6-4-16, SERIES OF 2016 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM TOTAL LAWN CARE & LANDSCAPE INC., FOR THE CITY OF STERLING FRONT/MAIN STREETS LANDSCAPE PROJECT #16-001, AND APPROVING AN AGREEMENT:

City Manager Saling advised Council that this resolution accepts the bid submitted by Total Lawn Care & Landscape Inc. for the City's Front/Main Streets Landscape project, and approves and authorizes the Mayor to sign the related agreement. The City published a request for bid proposals relating to its Front/Main Streets Landscape project. City Manager Saling advised

Council that three copies of the RFP went out and no bids were received. Public Works then contacted the two contractors that had picked up RFPs and asked them to resubmit. The only bid received was from Total Lawn Care & Landscape Inc. The bid proposal in the amount of \$118,141.92 is an acceptable amount for the project, and the money will come from the Conservation Trust Fund.

Councilmember Lawson made a motion to approve Resolution No. 6-4-16, Series of 2016. Councilmember Rice seconded the motion.

Councilmember McCarty had a concern, because he had been contacted by a contractor. He asked if it could be rebid. There was further discussion.

Mr. Ron Egbert was present to address Council. Mr. Egbert advised Council that after discussion he would not submit a bid if it was rebid.

By a five-yes and two-no vote, the motion was approved. Voting was as follows:

Lawson	yes	Rice	yes
Appelhans	no	McCarty	no
Flores	yes	Pitcher	yes
Torres	yes		

FIRST READING OF ORDINANCE NO. 7, SERIES OF 2016 – AN ORDINANCE APPROVING THE PURCHASE OF LAND FROM THE ESTATE OF DORIS L. MONAHAN, DECEASED, AND THE REX MONAHAN FAMILY TRUST, DESCRIBED AS ALL OF BLOCK 1, SONNENBERG INDUSTRIAL PARK EAST ADDITION TO THE CITY OF STERLING; AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTATION REQUIRED FOR THE PURCHASE; AND APPROPRIATING THE NECESSARY FUNDS:

City Manager Saling advised Council that the City of Sterling's Master Plan (2013) and the Parks, Library and Recreation Department's Master Plan call for a Regional Trail system including a trail along the South Platte River as desirable. The City has received an offer to sell to the City property described as All of Block 1, Sonnenberg Industrial Park East Addition to the City of Sterling. The acquisition of this additional land expands the recreational opportunities along the proposed South Platte River Trail system. This ordinance approves the purchase of that property. The offered sale price for the property is \$40,500.00, which will be paid from the Conservation Trust Fund.

Councilmember Appelhans made a motion to introduce Ordinance No. 7, Series of 2016. Councilmember Picher seconded the motion. City Clerk Forbes read the ordinance by title. By a seven-yes vote, the motion was approved.

PRESENTATION FROM FIRE DEPARTMENT:

Interim Fire Chief Ritter gave the Fire Department report.

MISCELLANEOUS COUNCIL BUSINESS:

Mayor Torres thanked those that attended the CML conference.

Councilmember McCarty advised that he received a concern that the outdoor pool closes too early in the evening. He felt that this was something that needs to be looked at. City Manager Saling advised that in the past, people leave at dinner time and do not come back and it was cost prohibited to pay for just a few people to use it.

EXECUTIVE SESSION – LEGAL ADVICE:

Mayor Torres 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). Councilmember Lawson seconded the motion. By a seven-yes vote, the motion was approved.

Council went into executive session at 9:00 p.m.

Council came out of executive session at 9:15 p.m.

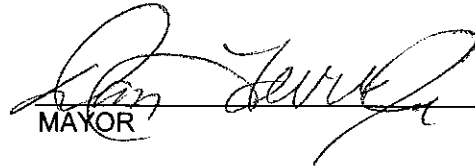
Mayor Torres advised the participants in the executive session were: City Council, City Attorney, City Manager and Public Works Director. For the record, if any person who participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into 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.

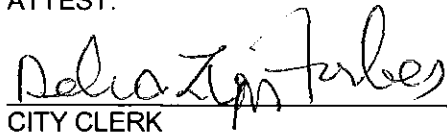
Mayor Torres made a motion to file opposition against 16CW3071. Councilmember Lawson seconded the motion. By a seven-yes vote, the motion was approved.

ADJOURNMENT:

There being no further business to come before Council the meeting adjourned at 9:20 p.m.


MAYOR

ATTEST:


CITY CLERK