

STERLING, COLORADO
JUNE 14, 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.

Pastor Dan Holsten, Berean 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, June 14, 2016. Mayor Torres called the meeting to order at 7:00 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
Parks, Library and Recreation (PLR) Director	Gandee
Human Resource Director	Brown
Police Chief	Kerr
Police Major	Kelsch
Paralegal	Weish

Citizens present: 10

CONSENT AGENDA:

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

Appelhans	yes	Rice	yes
McCarty	abstain	Flores	yes
Lawson	yes	Pitcher	yes
Torres	yes		

Item on the consent agenda was: City Council City Council minutes of May 24, 2016.

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

Present to address Council was Ms. Linda Gebauer, 116 Hamilton Street. Ms. Gebauer asked Council why her business at 116 Main Street is targeted regarding the Country Showdown Friday evening. They were told the streets would be closed at 4:00 p.m. and they were closed at 6:00 a.m. even though the event did not start until 5:00 p.m. It was hard for people to get to their business. She also advised it was not cleaned up after the event; and as of Monday evening the trash cans were still full.

Ms. Kim Sellers was present to address Council. Ms. Sellers apologized to Ms. Gebauer. Ms. Sellers advised they had gone around and gotten signatures from the businesses and advised because of the schedule they closed the street earlier.

UNFINISHED BUSINESS:

SECOND READING AND PUBLIC HEARING OF ORDINANCE NO. 6, SERIES OF 2016 – AN ORDINANCE AMENDING THE STERLING CITY CODE, CHAPTER 17, STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, ARTICLE II, SIDEWALKS, BY THE ADDITION OF A SECTION 17-24, STRUCTURES ON PUBLIC RIGHTS OF WAY:

City Manager Saling advised Council that this ordinance amends the City Code to provide an avenue for issuance of a revocable permit for placement of planters, benches and other seating in public rights of way. City Manager Saling advised there was a public meeting held last week and attended by 4 people who all approved of the information.

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. 6, Series of 2016. Councilmember Rice seconded the motion. By a seven-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

City Manager Saling updated Council on:

Interviews for the Fire Chief position.

Sales tax update.

Water Meter replacement update.

The south water tank project is complete and back in service.

The west water tank project is scheduled to commence on Monday, June 13.

The chip seal project was completed on June 10.

The 2015 street resurfacing project is scheduled to start June 13.

The alley reconstruction project began on Wednesday, May 19.

The single stream recycling survey has been mailed to all city residents.

The CML Conference is June 21-25.

Thursday evening the crew will be spraying for mosquitoes.

There is an open house on the S-Curve project on June 22 from 5-7 pm at the Education Center at the Museum.

The proposed ballot issue imposing a new 2 percent tax for a convention center had some concerns regarding the proposed language. The estimated cost for an election is \$30,000.00. There was discussion regarding the ballot question. Councilmember McCarty asked why the City would go forward if the County is not comfortable with it. It was decided to have a work session on June 28 at 6:00 p.m. for both the ballot issue and Humane Society contract.

NEW BUSINESS:

INTRODUCTION OF NEW CITY EMPLOYEES:

Human Resource Director Brown introduced Rusty Willson. Ms. Willson is the new part-time Museum custodian.

PRESENTATION OF GENERAL AVIATION APPRECIATION MONTH PROCLAMATION:

Mayor Torres read the General Aviation Appreciation Month Proclamation.

RESOLUTION NO. 6-1-16, SERIES OF 2016 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING AN ADDENDUM TO MOTOR VEHICLE LEASE WITH THE COUNTY OF LOGAN RELATING TO THE AMBULANCE SERVICE TO BE PROVIDED BY THE CITY:

City Manager Saling advised Council that under the terms of the contract for services between the City and County for the provision of ambulance service, the County is required to transfer to the City exclusive possession, use and control, but not ownership, of certain assets, which include ambulance vehicles. One med unit in the ambulance inventory listed on the current Motor Vehicle Lease has been removed from service and replaced by a different med unit, and therefore an addendum to the lease is necessary to reflect the change, in order for the City to insure the new unit under insurance protection provided by the City's insurer, and remove the replaced unit. This resolution approves the addendum to motor vehicle lease.

Councilmember Appelhans made a motion to approve Resolution No. 6-1-16, Series of 2016. Councilmember Flores seconded the motion. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 6-2-16, SERIES OF 2016 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM YOST CONSTRUCTION CO. FOR THE CITY OF STERLING 2016 CURB RAMP AND ON-CALL CONCRETE CONTRACTOR PROGRAM, PROJECT 16-006, AND APPROVING AN AGREEMENT:

City Manager Saling advised Council that this resolution accepts the bid submitted by Yost Construction Co. for the City's 2016 curb ramp and on-call concrete contractor program, and approves and authorizes the Mayor to sign the related agreement. The City published a request for bid proposals relating to its 2016 curb ramp and on-call concrete contractor program. The only bid received was from Yost Construction Co. The bid proposal in the amount of \$70,229.70 is an acceptable amount for the project, and the Public Works Department has budgeted for the work to be performed.

Councilmember Rice made a motion to approve Resolution No. 6-2-16, Series of 2016. Councilmember McCarty seconded the motion. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 6-3-16, SERIES OF 2016 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING THE APPLICATION FOR A COLORADO DEPARTMENT OF TRANSPORTATION SAFE ROUTES TO SCHOOL NON-INFRASTRUCTURE GRANT FOR THE PURPOSE OF IMPLEMENTING EDUCATION ON BEST WALKING AND BIKE SAFETY PRACTICES, HEALTH AND WELLNESS BENEFITS,

ENVIRONMENTAL BENEFITS AND COMMUNITY BENEFITS; APPROPRIATING THE PROJECT FUNDS; AND AUTHORIZING THE EXPENDITURE OF THE REQUIRED MATCHING FUNDS:

City Manager Saling advised Council that this Parks, Library and Recreation Department previously submitted a grant for a Colorado Department of Transportation Safe Routes to School Non-Infrastructure grant. The grant has been awarded to the City, by the terms of which the state will reimburse the City for 80 percent of the project fund. This resolution approves the application, appropriates the project funds, and authorizes the expenditure of the required 20 percent matching funds. The City must appropriate the full project cost, and by the terms of the grant award, the State will then reimburse the City for 80 percent of the cost, and the City must expend the 20 percent matching funds of the project. The project cost is estimated to be approximately \$28,969.00; the amount that the City will receive from the State is \$23,175.00, and the City's matching funds is \$5,794.00.

Mayor Torres made a motion to approve Resolution No. 6-3-16, Series of 2016. Councilmember Rice seconded the motion. By a seven-yes vote, the motion was approved.

PRESENTATION FROM POLICE DEPARTMENT:

Police Major Rich Kelsch gave the Police Department report.

MISCELLANEOUS COUNCIL BUSINESS:

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 8:27 p.m.

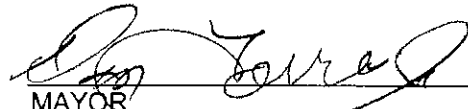
Council came out of executive session at 9:05 p.m.

Mayor Torres advised the participants in the executive session were: City Council, City Attorney, City Manager and Finance Director Forbes. 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 9:06 p.m.


MAYOR

ATTEST:


CITY CLERK