

STERLING, COLORADO
JUNE 28, 2022

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 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, June 28, 2022. Mayor Desormeaux called the meeting to order at 5:30 p.m.

Councilmembers present:

Mayor	Desormeaux
Councilmembers	Anderson Blecha Haynie Janes Ritter

Councilmembers absent:

Councilmember	Gaines
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Also present:

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

Citizens present: 10

CONSENT AGENDA:

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

Janes	yes	Ritter	yes
Anderson	abstain	Blecha	yes
Desormeaux	yes	Haynie	yes

Items on the consent agenda were: City Council minutes of June 14, 2022, application for renewal of hotel & restaurant liquor license for The Grill At River City located at 1116 West Main Street and an application for renewal of tavern liquor license for Henry's Pub & Club located at 138 South Front Street.

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

Present to address Council was Mr. Harry McCall, 433 Denver Street. He presented Council with a letter, to enter into the minutes. Mr. McCall had concerns that records showed the only building permit issued for his house was a demolition permit. He is also aware of other houses in the area that have not applied for building permits. He advised Council of another problem with the Water Division, about a previous leak that was at the property prior to his purchasing the home.

Also present to address Council was Ms. Kimberly Ertle Clark, PO Box 93, Sterling, Colorado. Ms. Clark had questions regarding if there are any ordinances regarding panhandlers or the removal of garage sale signs.

UNFINISHED BUSINESS:

SECOND READING – ORDINANCE NO. 7, SERIES OF 2020 - AN ORDINANCE MAKING AN ADDITIONAL APPROPRIATION IN THE AMOUNT OF EIGHTEEN MILLION, NINETY-ONE THOUSAND, ONE HUNDRED NINETY-NINE DOLLARS (\$18,091,199) AND REGULATING THE PAYMENT OF MONEY OUT OF THE CITY TREASURY, AND INCREASING THE AMOUNT OF THE REVENUE BUDGET FOR 2022 BY NINE HUNDRED THREE THOUSAND EIGHT HUNDRED SEVENTY-TWO DOLLARS (\$903,872):

City Manager Blankenship advised Council first reading of this Ordinance took place on June 14, 2022, and it was thereafter published. This Ordinance relates to projects and revenues received in 2022 after the 2022 budget was completed. This increases expenses by \$18,091.00 and revenue by \$903,872.00.

City Clerk Forbes read the ordinance by title

Mayor Desormeaux opened the public hearing.

There were no comments.

Mayor Desormeaux closed the public hearing.

Councilmember Janes made a motion to approve Ordinance No. 7, Series of 2022. Councilmember Ritter seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 6-3-22, SERIES OF 2022 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A MEMORANDUM OF UNDERSTANDING WITH BIRD RIDES, INC. RELATING TO DEPLOYMENT OF STAND-UP ELECTRIC SCOOTER SHARING SYSTEMS WITHIN THE CITY:

City Manager Blankenship advised Council at the June 14, 2022 City Council meeting, this Resolution was tabled until the June 28, 2022 meeting. This Resolution approves a Memorandum of Understanding with Bird Rides, Inc. setting forth the framework and specific terms for the placement and deployment of Stand-up Electric Scooter Sharing Systems.

Councilmember Anderson made a motion to approve Resolution No. 6-3-22, Series of 2022. Councilmember Ritter seconded the motion. By a six-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

Public Works Projects

- Wastewater Capital Improvement Projects
 - Head Works is 90% complete. Waiting on equipment for completion. Load testes on-site Generator.
 - Water and Sewer Line Replacement Projects – Waiting for pipe.
- Heritage Project – State Inspection on gas lines for fire pit is complete and working.

PLR Projects

- Camera Project – 50% complete
- Heritage Festival July 3rd & Fireworks on July 4th @ dark (approx. 9:00)
- PLR Board Meeting & Kick-Off Parks & Rec Month Event on July 11th @ 4:30-5:30pm Prairie Park

Meetings/Events Attended

- SURA Board Meeting
- CML Annual Conference Update
- Business Ribbon Cutting – Vive Bakery 109 N Front Street

NEW BUSINESS:

PRESENTATION FROM NED RESCH, CEO OF BANNER:

Mr. Ned Resch, CEO of Banner, introduced himself to Council.

PRESENTATION OF PARKS AND RECREATION MONTH PROCLAMATION:

Mayor Desormeaux read and presented the Parks and Recreation Month Proclamation to Parks, Library and Recreation Director Gandee.

PUBLIC HEARING – PAID FAMILY MEDICAL LEAVE INSURANCE PROGRAM (FAMLI):

HR Generalist Friend gave a presentation to Council regarding the Paid Family Medical Leave Insurance program.

RESOLUTION NO. 6-4-22, SERIES OF 2022 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, TO DECLINE THE CITY OF STERLING'S PARTICIPATION IN THE PAID FAMILY MEDICAL LEAVE INSURANCE PROGRAM (FAMLI):

City Manager Blankenship advised Council this Resolution declines the City's participation in the Colorado Paid Family Medical Leave Insurance Program (FAMLI). By declining participation in this program, the City will not be required to pay any employer portion of the premiums of the FAMLI program.

Councilmember Anderson made a motion to approve Resolution No. 6-4-22, Series of 2022. Councilmember Blecha seconded the motion. By a six-yes vote, the motion was approved.

RESOLUTION NO. 6-5-22, SERIES OF 2022 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A SALARY ADJUSTMENT FOR THE CITY MANAGER:

City Manager Blankenship advised Council this Resolution approves a salary adjustment for the City Manager effective commencing with the first full pay period in July, 2022. The City Manager's annual salary will increase to \$134,111.00.

Councilmember Janes made a motion to approve Resolution No. 6-5-22, Series of 2022. Councilmember Ritter seconded the motion. By a six-yes vote, the motion was approved.

MISCELLANEOUS COUNCIL BUSINESS:

Mayor Desormeaux asked Councilmember Blecha when she is on the radio in the morning, to remind people to take down their garage sale signs after their event.

Councilmember Anderson asked about the two ordinance recommendations, for Council to review, panhandling and garage sale signs, and bring them back to Council.

Councilmember Ritter advised on July 1 and 2 there is a barbeque competition as part of the July 4th celebration.

Public Works Director Good advised Council the City will be fogging for mosquitoes starting on Thursday night/Friday morning.

EXECUTIVE SESSION FOR A CONFERENCE WITH THE CITY ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE ON A SPECIFIC LEGAL QUESTION UNDER C.R.S. SECTION 24-6-402(4)(b) – ATTORNEY ADVICE REGARDING LITIGATIONS INVOLVING THE CITY AND EXECUTIVE SESSION PURSUANT TO C.R.S. SECTION 24-6-402(4)(e) FOR THE DISCUSSION OF MATTERS WHICH MAY BE SUBJECT TO NEGOTIATION: DISCUSSION OF POSSIBLE TAX RECEIPTS INVESTMENT POLICY (TRIP) AGREEMENT:

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 a specific legal question under C.R.S. Section 24-6-402(4)(b) – Attorney advice regarding litigations involving the City and executive session pursuant to C.R.S. Section 24-6-402(4)(e) for the discussion of matters which may be subject to negotiation: discussion of possible tax receipts investment policy (TRIP) agreement. Councilmember Janes seconded the motion. By a six-yes vote, the motion was approved.


Council went into executive session at 6:20 p.m.

Council came out of executive session at 6:32 p.m.

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

City Manager Blankenship had a letter from a citizen he passed out to Council regarding water rates.

There being no further business to come before Council the meeting adjourned at 6:33 p.m.


MAYOR

ATTEST:

CITY CLERK