

STERLING, COLORADO
MARCH 13, 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 Andrew Hayes, Emmanuel Baptist 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, March 13, 2018. Mayor Torres called the meeting to order at 7:00 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Appelhans McCarty Pitcher Rhodes Rice

Councilmembers absent:

Councilmember	Flores
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Also present:

City Manager	Saling
City Attorney	Penny
City Clerk	Forbes
Fire Chief	Ritter
Public Works Director	Good
Police Chief	Kerr
Public Safety Communications (PSC) Director	Lybrand
Human Resource (HR) Director	Brown
Museum Curator	Rich
Paralegal	Welsh

Citizens present: 19

Mayor Torres advised that the agenda had been revised. Under Agenda item 7-C, the Resolution number has changed to Resolution No. 3-1-18, Series of 2018.

CONSENT AGENDA:

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

Items on the consent agenda were: City Council minutes of February 27, 2018 and City Council Work session minutes of March 6, 2018.

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

Present to address Council was Mr. Luis Delgado, 213 South 2nd Street. Mr. Delgado had concerns about a fine he received on a property cleanup and the nuisance ordinance. He asked Councilmember McCarty to tell about the other nuisances they had looked at.

City Attorney Penny advised that he needs to address Council as a whole and not just one Councilmember.

UNFINISHED BUSINESS:

SECOND READING AND PUBLIC HEARING – ORDINANCE NO. 4, SERIES OF 2018 - AN ORDINANCE AMENDING THE STERLING CITY CODE, CHAPTER 14. PERSONNEL, ARTICLE II, ADMINISTRATION, DIVISION 2, PERSONNEL BOARD; AND ARTICLE III, RULES AND PROCEDURES, DIVISION 1, GENERALLY, SECTION 14-73, DISCIPLINARY ACTIONS AND APPEAL, AND DIVISION 2, CLASSIFIED SERVICE, SECTION 14-93, EXAMINATIONS GENERALLY:

City Manager Saling advised Council first reading of this ordinance took place on February 27, 2018, and it was thereafter published. At the election held on November 7, 2017, voters approved the ballot question eliminating the Personnel Board created under Article 7 of the City Charter. This ordinance amends provisions of the City Code that reference the personnel board.

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 McCarty made a motion to approve Ordinance No. 4, Series of 2018. Councilmember Appelhans seconded the motion. By a six-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

City Manager Saling updated Council on the following:

- Sales and lodging taxes
- City Manager's vacation
- West Main Street lights
- Sewer manhole rehabilitation project
- Easter Egg statue dedication
- Tornado sirens will be tested
- HR Director Brown received his ADA certification
- Proposed PLR Master Plan for the river bottom will be given on March 27
- The Buffalo Hills RFP will go out when he returns

NEW BUSINESS:

INTRODUCTION OF NEW CITY EMPLOYEES:

HR Director Brown introduced Tabitha Rangel, Dispatch; David Leslie, Police Department and Parker Wise, Fire Department.

FIRST READING – ORDINANCE NO. 5, SERIES OF 2018 – AN ORDINANCE REZONING LOT 8, BLOCK 9, CHEAIRS FIFTEENTH ADDITION TO THE CITY OF STERLING, LOGAN COUNTY, COLORADO:

City Manager Saling advised Council this ordinance approves a request from Philip J. Pollock and Vicky L. Pollock for a zoning change for Lot 8, Block 9, Cheairs Fifteenth Addition to the City of Sterling, Logan County, Colorado, from MS, Medical Services, to R-3, High Density Residential. The Planning Commission recommended approval of this request after a public hearing was held at its December 6, 2017, meeting. Submission of this matter to Council for action was not done immediately at the request of the applicants, but they are now ready to go forward with their request for rezoning.

Councilmember Appelhans made a motion to introduce Ordinance No. 5, Series of 2018. Councilmember Rhodes seconded the motion. City Clerk Forbes read the ordinance by title. By a six-yes vote, the motion was approved.

RESOLUTION NO. 3-1-18, SERIES OF 2018 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACKNOWLEDGING THE CITY'S INTENT TO TRANSFER THE CITY'S OWNERSHIP OF THE BURLINGTON NORTHERN AND SANTA FE RAILROAD RIGHT-OF-WAY BETWEEN CHESTNUT STREET AND MAIN STREET TO THE COLORADO DEPARTMENT OF TRANSPORTATION, AND THE DEVOLUTION OF CERTAIN PROPERTY FROM THE COLORADO DEPARTMENT OF TRANSPORTATION TO THE CITY OF STERLING, ALL IN RELATION TO THE CONSTRUCTION OF THE S-CURVE PROJECT:

City Manager Saling advised Council this resolution reflects the City's intent to transfer a railroad right-of-way to the Colorado Department of Transportation, and the devolution of certain property to the City by the Colorado Department of Transportation relating to the construction of the S-Curve in Sterling. The matters will be subsequently incorporated into formal Intergovernmental Agreements with the Colorado Department of Transportation, which will be brought before Council for approval; however, CDOT requires an informal commitment to these matters at this time.

Councilmember Appelhans made a motion to approve Resolution No. 3-1-18, Series of 2018. Councilmember McCarty seconded the motion. By a six-yes vote, the motion was approved.

DEPARTMENT REPORT – PARKS, LIBRARY AND RECREATION DEPARTMENT:

Museum Curator Rich gave the department report.

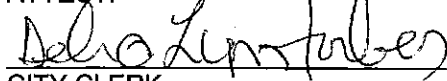
MISCELLANEOUS COUNCIL BUSINESS:

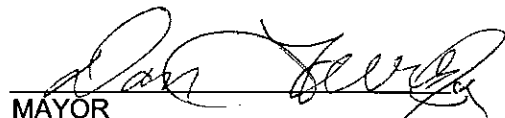
None

ADJOURNMENT:

There being no further business to come before Council the meeting adjourned at 7:40 p.m.

ATTEST:


CITY CLERK


MAYOR