

STERLING, COLORADO  
MARCH 23, 2021

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.

City Manager Saling 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, March 23, 2021. Mayor Appelhans called the meeting to order at 5:33 p.m.

Councilmembers present:

Mayor	Appelhans
Councilmembers	Anderson Blecha Desormeaux McCarty Ritter

Councilmembers absent:

Councilmember	Janes
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Also present:

City Manager	Saling
City Attorney	Penny
City Clerk	Forbes
Fire Chief	Ritter
Police Chief	Kerr
Public Works Director	Good

Citizens present: 4

Citizens participating in ZOOM: 2

**CONSENT AGENDA:**

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

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

Items on the consent agenda were: City Council minutes of March 9, 2021, application for renewal of Beer & Wine liquor license for Bamboo Garden located at 1027 West Main Street and

an application for renewal of Hotel & Restaurant liquor license for The Grill @ River City located at 1116 West Main Street.

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

None

**UNFINISHED BUSINESS:**

**CITY MANAGER'S REPORT:**

City Manager Saling updated Council on the following:

- Colorado Municipal League – Fall Conference
- Tornado Siren Testing
- Wastewater Treatment Plant project – Force Main
- American Rescue Plan Act
- Heritage Park – Request for bids. City Manager Saling advised Council the Request for Bids will not be going out at this time.

**NEW BUSINESS:**

**PRESENTATION FROM DR. STEPHEN L. HOEMKE, DIRECTOR OF TRANSPORTATION, NE COLORADO ASSOCIATION OF LOCAL GOVERNMENTS REGARDING CHANGES TO PRAIRIE EXPRESS SERVICE AND BUSTANG/OUTRIDER BUS SERVICE:**

Dr. Stephen Hoemke, Director of Transportation, NECALG, updated Council on the new services that are available with the buses. The new services will start July 1, 2021.

**MAYOR'S RECOMMENDATION OF APPOINTMENT TO THE PLANNING COMMISSION:**

Mayor Appelhans made a motion to appoint Sheri LePore to the Planning Commission. Councilmember Desormeaux seconded the motion. By a five-yes and one-no vote, the motion was approved. Voting was as follows:

Appelhans	yes	Desormeaux	yes
McCarty	no	Anderson	yes
Blecha	yes	Ritter	yes

**RESOLUTION NO. 3-3-21, SERIES OF 2021 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING THE PROPOSAL FROM KRW ASSOCIATES LLC, FOR EXECUTIVE SEARCH SERVICES FOR THE CITY MANAGER POSITION; AND AUTHORIZING THE MAYOR TO EXECUTE THE RELATED AGREEMENT:**

City Manager Saling advised Council the City submitted a Request for Proposals to several qualified entities for Executive Search Services for the City Manager position for the City. Two bids were received. The lowest bid was received from KRW Associates LLC, in the amount of \$16,000.00. The qualifications and proposed services of KRW Associates LLC meet the desires of the City for the requested services. This Resolution approves the Proposal from KRW Associates LLC and authorizes the Mayor to sign the related Agreement. The cost for the Executive Search Services is an acceptable amount for the services; and there are sufficient funds in the City Council 2021 budget for this Executive Search.

Councilmember Desormeaux made a motion to approve Resolution No. 3-3-21, Series of 2021. Councilmember McCarty seconded the motion. By a six-yes vote, the motion was approved.

**RESOLUTION NO. 3-4-21, SERIES OF 2021 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF STERLING AND THE DEPARTMENT OF HIGHER EDUCATION, STATE OF COLORADO, STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION FOR THE USE AND BENEFIT OF NORTHEASTERN JUNIOR COLLEGE, REGARDING USE OF THE PIONEER PARK SOFTBALL COMPLEX:**

City Manager Saling advised Council the City of Sterling and the Department of Higher Education, State of Colorado, State Board for Community Colleges and Occupational Education

for the Use and Benefit of Northeastern Junior College entered into an Intergovernmental Agreement regarding use of the Pioneer Park Softball Complex owned and operated by the City, which Agreement has expired by its terms. This Resolution approves a new Intergovernmental Agreement that sets forth the terms of the continued use of the Pioneer Park Softball Complex by NJC.

Councilmember Anderson made a motion to approve Resolution No. 3-4-21, Series of 2021. Councilmember Desormeaux seconded the motion. By a six-yes vote, the motion was approved.

**RESOLUTION NO. 3-5-21, SERIES OF 2021 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING AN AGREEMENT WITH THE RE-1 VALLEY SCHOOL DISTRICT AND STERLING BASEBALL ORGANIZATION:**

City Manager Saling advised Council this Resolution approves an Agreement with RE-1 Valley School District and Sterling Baseball Organization that defines and clarifies the liability and responsibilities of each party for the furtherance of a Little League Baseball program in Sterling, to be operated by the Sterling Baseball Organization. The Department of Parks, Library and Recreation has a 2021 calendar year budgeted appropriation for this type of program. Pursuant to the Agreement, the City will pay for electricity costs up to a maximum amount of \$500.00.

Councilmember McCarty made a motion to approve Resolution No. 3-5-21, Series of 2021. Councilmember Anderson seconded the motion. By a six-yes vote, the motion was approved.

**RESOLUTION NO. 3-6-21, SERIES OF 2021 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM RN CIVIL CONSTRUCTION, LLC, FOR THE CITY OF STERLING HEADWORKS AND INFLUENT PUMP STATION PROJECT #20-010:**

City Manager Saling advised Council this Resolution accepts the bid from RN Civil Construction, LLC for the City's Headworks and Influent Pump Station construction project. Six bids were received in response to the City's advertisement for bids. The City's design engineer, Mott MacDonald, LLC, reviewed the bids and concurs with the recommendation to award the project to RN Civil Construction, LLC, who was the lowest bidder. The cost for this project is \$8,686,000.00. There are sufficient funds in the City's Headworks and Influent Pump Station account for this project, derived from the CWRPDA wastewater facility improvement loan.

Councilmember Desormeaux made a motion to approve Resolution No. 3-6-21, Series of 2021. Councilmember McCarty seconded the motion. By a six-yes vote, the motion was approved.

**FIRST READING – ORDINANCE NO. 1, SERIES OF 2021 – AN ORDINANCE APPROVING TWO STATE OF COLORADO STATE BOARD OF LAND COMMISSIONERS OTHER USE LEASES OF STATE TRUST LANDS; AND AUTHORIZING THE MAYOR TO SIGN SAID LEASES**

City Manager Saling advised Council the City presently leases land from the Colorado State Board of Land Commissioners for use by the City to operate and maintain monitoring wells, which leases expire on April 27, 2021. This Ordinance approves two new 10-year leases of said land. The lease rental amount for each new lease is \$5,000.00. There are sufficient funds in the Water Enterprise Funds account for these payments.

Councilmember Desormeaux made a motion to introduce Ordinance No. 1, Series of 2021. Councilmember McCarty seconded the motion. City Clerk Forbes read the Ordinance by title. By a six-yes vote, the motion was approved.

**MISCELLANEOUS COUNCIL BUSINESS:  
EXECUTIVE SESSION – LEGAL ADVICE EXECUTIVE SESSION – LEGAL ADVICE – 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):**

Mayor Appelhans 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 Desormeaux seconded the motion. By a six-yes vote, the motion was approved.

Council went into executive session at 6:30 p.m.

Council came out of executive session at 7:07 p.m.

Mayor Appelhans advised the participants in the executive session were: City Council, except for Councilmember Janes, 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.

Mayor Appelhans read a statement:

“He was out of town over the weekend and there were a lot of activities that took place in response to Governor Polis’s proclaiming a boycott of meat products on March 20<sup>th</sup>.

Logan County ranching families are part of a \$3.4 Billion state industry with a \$40 billion economic impact and accounts for 10% of the states total export sales.

Our nation enjoys a food supply that is abundant, affordable and among the world’s safest, thanks in large part to the efficiency and productivity of our farmers.

Agriculture touches the life of everyone, whether it be in our daily meals or the clothes we wear.

Farming supports our community businesses and the local economy.

I applaud those who took the extra effort to promote the “Meat In” Day this past Saturday, those who participated in the various events and those men and women who have chosen ranching and farming as their way of life. Thank You.”

**ADJOURNMENT:**

There being no further business to come before Council the meeting adjourned at 7:12 p.m.

  
MAYOR

ATTEST:

  
CITY CLERK