

STERLING, COLORADO  
MARCH 8, 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 Bill Couchenour, Sterling Nazarene 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, March 8, 2022. Mayor Desormeaux called the meeting to order at 5:30 p.m.

Councilmembers present:

Mayor	Desormeaux
Councilmembers	Anderson Blecha Gaines Haynie Janes Ritter

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
Paralegal	Welsh

Citizens present: 10

**CONSENT AGENDA:**

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

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

Item on the consent agenda was: City Council minutes of February 22, 2022.

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

None

**UNFINISHED BUSINESS:**

**SECOND READING AND PUBLIC HEARING – ORDINANCE NO. 1, SERIES OF 2022 - AN ORDINANCE APPROVING THE HAYNES ESTATE RESUBDIVISION OF HIGH SCHOOL ACRE TRACTS, LOTS 7 & 8, HIGH SCHOOL ACRE TRACTS, CITY OF STERLING, COUNTY OF LOGAN, STATE OF COLORADO; AND APPROVING THE PLAT THEREOF:**

City Manager Blankenship advised Council First Reading of this Ordinance took place on February 22, 2022, and it was thereafter published. On February 2, 2022, the Planning Commission held a public hearing on the Subdivision Application submitted by Sheri LePore, as Manager of ALS Investments LLC, and found that the application met all requirements of Chapter 18, Subdivisions, except that the resubdivision will result in one lot that does not meet the present City Code requirements. The Planning Commission recommends approval of this resubdivision, which will be known as the Haynes Estate Resubdivision of High School Acre Tracts, Lots 7 & 8 High School Acre Tracts, City of Sterling, County of Logan, State of Colorado, with a condition that the subject lot will need to be brought into compliance with the City Code. This Ordinance sets forth findings by City Council and approves the resubdivision and plat and authorizes and confirms the execution of the certificate of same on the plat by the Mayor and attestation by the City Clerk, upon proof provided to the City Clerk that the resulting lots conform to City Code, or proof that applicant has obtained a proper 18-month variance to bring all lots into compliance with the requirements of the City Code. The Planning Commission recommends approval.

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. 1, Series of 2022. Councilmember Anderson seconded the motion. By a seven-yes vote, the motion was approved.

**SECOND READING AND PUBLIC HEARING – ORDINANCE NO. 2, SERIES OF 2022 - AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF COLORADO FOR THE USE AND BENEFIT OF THE DEPARTMENT OF TRANSPORTATION, RELATING TO DONATION TO THE STATE OF A PORTION OF SOUTH DIVISION AVENUE, AND SPECIFYING THE CONDITIONS OF DEVOLUTION OF PORTIONS OF STATE HIGHWAY TO THE CITY, ALL IN RELATION TO THE FINALIZATION OF THE PROJECT KNOWN AS THE SH14 “S” CURVE IN THE CITY; AND AUTHORIZING THE MAYOR TO EXECUTE THE REQUIRED AGREEMENT AND RELATED DEED TO THE CITY PROPERTY:**

City Manager Blankenship advised Council First Reading of this Ordinance took place on February 22, 2022, and it was thereafter published. This Ordinance approves an Intergovernmental Agreement with the State of Colorado for the use and benefit of the Department of Transportation for finalizing the project known as the SH14 “S” Curve by the transfer of a portion of South Division Avenue to CDOT, and specifying the conditions of the

State's abandonment of portions of State highway that no longer function as State highway, and acceptance of said abandoned portions by the City.

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 Gaines made a motion to approve Ordinance No. 2, Series of 2022. Councilmember Ritter seconded the motion. By a seven-yes vote, the motion was approved.

**CITY MANAGER'S REPORT:**

City Manager Blankenship updated Council on the following:

- **Sales and Lodging Taxes – February 2022**
  - Please find the attachments for the Sales and Lodging Taxes record.  
**Sales Taxes** collected in February as compared to the previous year is **Up** by 4.63% showing an increase of \$27,526.18. The YTD increase is \$136,106.57.
  - The **Lodging Taxes** collected in February as compared to the previous year is **Up** showing an increase of \$4,932.41. The YTD increase is at 16.17% resulting in YTD increase of \$2,317.74.
- **Water Production/Demand – February 2022**  
Please find attached Monthly Water Demand Record. The Monthly Demand for February was 39.773MG, which compared to previous year is **Down** 3.1%.
- **Meetings/Events Attended**
  - Logan County Economic Development LCEDC Annual Board Meeting at the ANNEX
  - Logan County Water Conservancy District
  - Annual Stockholders Board Meeting - Lower South Platte Water Conservancy District 64
  - Water Rights Associated of the South Platte (WRASP) Zoom Meeting.
  - Meet and Greet at NJC – “New” President Michael White
  - Annual State of Our Community hosted at NJC prepared by Chamber of Commerce
  - Sterling Community Fund (SCF) Board Meeting
  - Logan County Coalition on Aging
  - Planning Commission Board Meeting
  - Discovery Meeting for Logan County Flood Risk Study
  - Business View Magazine – Featuring City of Sterling

**NEW BUSINESS:**

**PRESENTATION OF DEVELOPMENTAL DISABILITIES AWARENESS MONTH PROCLAMATION:**

Mayor Desormeaux read and presented the Developmental Disabilities Awareness Month proclamation.

**MAYOR'S RECOMMENDATION OF RE-APPOINTMENT TO PUBLIC WORKS BOARD:**

Mayor Desormeaux made a motion to re-appointment Edwin Buck to the Public Works Board. Councilmember Janes seconded the motion. By a seven-yes vote, the motion was approved.

**APPLICATION FOR A COLORADO LIMITED WINERY SALES ROOM LICENSE – HIGH PLAINS WINERY, HP WINERY, HPW – 312 MAIN STREET:**

City Manager Blankenship advised Council a Colorado Limited Winery Sales Room license is granted solely by the State licensing authority. When filing an Application for a Colorado Limited Winery Sales Room license, the licensee must notify the local licensing authority, and the local licensing authority shall consider only whether or not certain conditions apply that would affect the granting of that sales room application. The City's Public Works Department has inspected the location of the proposed sales room and determined that no conditions listed in the application apply, and therefore there appears to be no grounds for objection to the Application for the Colorado Limited Winery Sales Room license.

Councilmember Gaines made a motion to approve the Colorado Limited Winery Sales Room license for High Plains Winery located at 312 Main Street. Councilmember Ritter seconded the motion. By a seven-yes vote, the motion was approved.

**RESOLUTION NO. 3-1-22, SERIES OF 2022 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, AUTHORIZING THE ENGAGEMENT OF LAUER, SZABO & ASSOCIATES, PC FOR THE PURPOSE OF CONDUCTING THE CITY'S DECEMBER 31, 2021 AUDIT; AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE THE RELATED ENGAGEMENT LETTER AGREEMENT:**

City Manager Blankenship advised Council this Resolution approves a current Engagement Letter Agreement with Lauer, Szabo & Associates, PC to conduct the City's December 31, 2021 Audit, pursuant to City Charter Section 3-8. The services to be provided under the agreement will be billed at varying hourly rates not to exceed \$220.00 per hour, with gross fee, including expenses, not to exceed \$32,200.

Councilmember Anderson made a motion to approve Resolution No. 3-1-22, Series of 2022. Councilmember Blecha seconded the motion. By a seven-yes vote, the motion was approved.

**RESOLUTION NO. 3-2-22, SERIES OF 2022 – 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 Blankenship 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 2022 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.

Councilmember Janes made a motion to approve Resolution No. 3-2-22, Series of 2022. Councilmember Haynie seconded the motion. By a seven-yes vote, the motion was approved.

**RESOLUTION NO. 3-3-22, SERIES OF 22 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM CUSTOM TRUCK ONE SOURCE, L.P. FOR THE CITY'S PURCHASE OF A BUCKET TRUCK:**

City Manager Blankenship advised Council this Resolution approves the bid received from Custom Truck One Source, L.P. in the amount of \$148,527.00. There are sufficient funds in the Parks, Library and Recreation budget for the purchase of the bucket truck.

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


**DEPARTMENT REPORT – HUMAN RESOURCE DEPARTMENT:**

Human Resource Director Brown gave a report and introduced his staff to Council.

**MISCELLANEOUS COUNCIL BUSINESS:**

Councilmember Blecha advised the semis are having problems getting lost on the "S" Curve.

There being no further business to come before Council the meeting adjourned at 6:07 p.m.

  
MAYOR

ATTEST:

  
CITY CLERK