

STERLING, COLORADO  
MAY 24, 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 Jared Sonnenberg, Leroy 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, May 24, 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
Paralegal	Welsh

Citizens present: 20

**CONSENT AGENDA:**

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

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

Items on the consent agenda were: City Council minutes of May 10, 2022, application for renewal of fermented malt beverage liquor license and report of changes for Eagle Travel Stops & Convenience Stores located at 1550 East Chestnut Street.

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

None

**UNFINISHED BUSINESS:**

**CITY MANAGER'S REPORT:**

Public Works Projects

City Wide Camera Project has begun and is scheduled for completion by end of July

PLR Projects

Meetings/Events Attended

- o Employee Luncheon at Pioneer Park Update

City Manager Blankenship reported the Rotary Club had contacted him regarding the Minuteman Statue in front of the Armory. They would like to relocate it to the Veteran's Memorial area in Columbine Park. It was the consensus of Council to do this.

**NEW BUSINESS:**

**PRESENTATION FROM STERLING URBAN RENEWAL AUTHORITY REPRESENTATIVE:**

SURA Executive Director Jim Horner and Dale Bedsaul, SURA Board Member, were present to address Council. They explained to Council what SURA is and does.

**MAYOR'S RECOMMENDATION OF APPOINTMENTS TO THE STERLING URBAN RENEWAL AUTHORITY:**

Mayor Desormeaux made a motion to appoint Kristi Knowles, Sandra Kiel and Steven Hill to the Sterling Urban Renewal Authority Board. Councilmember Blecha seconded the motion. By a seven-yes vote, the motion was approved.

**PRESENTATION FROM SEAN MCGRATH WITH BIRD PILOT PROGRAM REGARDING ELECTRIC SCOOTERS:**

Present to address Council on ZOOM was Mr. Sean McGrath with the BIRD Pilot Program for Sterling which involves electric scooters.

**PRESENTATION FROM MOTT-MACDONALD – WASTEWATER TREATMENT PLANT IMPROVEMENT PROJECT:**

Present to address Council was John Scheri, Rodney Fredricks and Matt Morris from Mott-MacDonald. They gave an update on the Wastewater Treatment Plant Improvement Project.

**PUBLIC HEARING – REQUEST FROM BALLPARK, LLC FOR DEVELOPMENT ASSISTANCE PURSUANT TO THE CITY'S RETAIL DEVELOPMENT POLICY:**

Mayor Desormeaux opened the public hearing.

Present to address Council was Bart Connolly, authorized agent of Ballpark, LLC. Mr. Connolly made a presentation regarding a request for assistance in the development to take place in the Ballpark, LLC Addition to the City of Sterling.

Mayor Desormeaux closed the public hearing.

Council asked the timing on this. Mr. Connolly advised they had turned in the demolition plans to the City and are waiting to hear back.

**PUBLIC HEARING – CONDITIONAL USE APPLICATION FROM MMJ PROPERTIES, LLC, BY OWNER/MEMBER THOMAS R. KIEL, FOR AN RV TRAILER PARK ON THE PROPERTY KNOWN AND NUMBERED AS 555 EAST CHESTNUT STREET:**

Mayor Desormeaux excused herself from the Council meeting.

City Manager Blankenship advised Council in accordance with Section 502 of the Zoning Ordinance, all requests for conditional use shall be acted upon by the City Council following receipt of a recommendation from the Planning Commission. This request is for an RV Trailer Park on the property known and numbered as 555 East Chestnut Street. The subject property is zoned Light Industrial (LI). Trailer Parks are a conditional use in all zoning districts. At its May 4, 2022 meeting, the Planning Commission approved the application. Proper publication of the notice of public hearing before City Council appeared in the Sterling Journal-Advocate, and the proper mailing of the Notice was done.

Mayor Pro-tem Janes opened the public hearing.

Present to address Council was Mr. Thomas R. Kiel, 17470 Skyline Court. Mr. Kiel informed Council of his plans for the RV Park.

Mayor Pro-tem Janes closed the public hearing.

Councilmember Blecha asked regarding landscape and management. Mr. Kiel discussed his plans for the RV park..

Councilmember Anderson moved for approval of the conditional use request from MMJ Properties, LLC, by owner/member, Thomas R. Kiel, for an RV Trailer Park on the property known and numbered as 555 East Chestnut Street, which is zoned LI, Light Industrial, based on the findings made by the Sterling Planning Commission, as set forth in Chapter V, Conditional Uses, Sec. 505, Review and Recommendation of the Zoning Ordinance, and in accordance with Sec. 506. Councilmember Gaines seconded the motion. By a six-yes vote, the motion was approved.

Mayor Desormeaux returned to the Council meeting.

**FIRST READING – ORDINANCE NO. 5, SERIES OF 2022 – AN ORDINANCE REZONING LOT 1 OF FELC SUBDIVISION OF BLOCK 4, CHEAIRS SEVENTH ADDITION, CITY OF STERLING, LOGAN COUNTY, COLORADO:**

City Manager Blankenship advised Council this Ordinance approves a request from the First English Evangelical Lutheran Congregation of Sterling, Colorado for a zoning change for Lot 1 of FELC Subdivision of Block 4, Cheairs Seventh Addition, City of Sterling, Logan County, Colorado, from R-1, Low Density Residential, to MS, Medical Services. The Planning Commission recommended approval of this request after a public hearing was held at its May 4, 2022, meeting.

Councilmember Janes made a motion to introduce Ordinance No. 5, Series of 2022. Councilmember Ritter seconded the motion. City Clerk Forbes read the Ordinance by title. By a seven-yes vote, the motion was approved.

**FIRST READING – ORDINANCE NO. 6, SERIES OF 2022 - AN ORDINANCE APPROVING THE BLOCK 22, KING AND SMITH'S ADDITION REPLAT NO. 1, BLOCK 22, LOT 7 AND THE NORTH 100 FEET OF LOT 8, KING AND SMITH'S ADDITION LOCATED IN THE SOUTHEAST 1/4 OF SECTION 29 AND IN THE NORTHEAST 1/4 OF SECTION 32, TOWNSHIP 8 NORTH, RANGE 52 WEST OF THE 6TH PRINCIPAL MERIDIAN, COUNTY OF LOGAN, STATE OF COLORADO; AND APPROVING THE PLAT THEREOF:**

City Manager Blankenship advised Council on May 4, 2022, the Planning Commission held a public hearing on the Subdivision Application submitted by Rick Will, President of Mollor, Inc., and found that the application met all requirements of Chapter 18, Subdivisions. The Planning Commission recommends approval of this resubdivision, which will be known as the Block 22, King and Smith's Addition located in the Southeast 1/4 of Section 29 and in the Northeast 1/4 of Section 32, Township 8 North, Range 52 West of the 6<sup>th</sup> Principal Meridian, County of Logan, State of Colorado. 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.

Councilmember Anderson made a motion to introduce Ordinance No. 6, Series of 2022. Councilmember Gaines seconded the motion. City Clerk Forbes read the Ordinance by title. By a seven-yes vote, the motion was approved.

**RESOLUTION NO. 5-2-22, SERIES OF 2022 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A SALARY ADJUSTMENT FOR FIRE DEPARTMENT AND POLICE DEPARTMENT PERSONNEL:**

City Manager Blankenship advised Council this Resolution approves salary adjustments for the Fire Department and Police Department personnel, effective June 1, 2022, and beginning with the first fully pay period in June. The planned adjustments for 2023 forward remain subject to the budget process and approval annually by Council.

Councilmember Gaines made a motion to approve Resolution No. 5-2-22, Series of 2022. Councilmember Haynie seconded the motion. By a seven-yes vote, the motion was approved.

**RESOLUTION NO. 5-3-22, SERIES OF 2022 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING, WITHOUT BID, AN ENDPOINT MANAGED DETECTION AND RESPONSE SERVICES AGREEMENT WITH TRACEPOINT, L.L.C. RELATING TO INTERNET SECURITY:**

City Manager Blankenship advised Council this Resolution approves an Endpoint Managed Detection and Response Services Agreement with Tracepoint, L.L.C. to enhance the City's internet security protocols. It also approves the Agreement for services without submission through the bid process in accordance with Sec. 19-236(a)(2) of the City Code, and the City Manager's Waiver of Bid is attached to the Resolution.

Councilmember Ritter made a motion to approve Resolution No. 5-3-22, Series of 2022. Councilmember Anderson seconded the motion. By a seven-yes vote, the motion was approved.

**RESOLUTION NO. 5-4-22, SERIES OF 2022 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM BOBCAT OF THE ROCKIES FOR THE CITY OF STERLING 2022 PURCHASE OF A ZERO TURN MID-MOUNT MOWER:**

City Manager Blankenship advised Council this Resolution approves the bid received from Bobcat of the Rockies for the purchase of a zero turn mid-mount mower for the City's Parks, Cemetery and Forestry Division. Only one bid was received, from Bobcat of the Rockies, in the amount of \$11,301.92.

Councilmember Janes made a motion to approve Resolution No. 5-4-22, Series of 2022. Councilmember Ritter seconded the motion. By a seven-yes vote, the motion was approved.

**DEPARTMENT REPORT – PUBLIC SAFETY COMMUNICATIONS DEPARTMENT:**

Public Safety Communications Director Lybrand gave the Public Safety Communications Department report.

**MISCELLANEOUS COUNCIL BUSINESS:**

Councilmember Gaines advised he had concerns regarding an issue with the Sterling Housing Authority. He advised the City needs to meet with the Housing Authority regarding the issue.

Councilmember Anderson advised it is time sensitive.

A Special Council meeting was planned for Tuesday, May 31, 2022, at 5:30 p.m.

Councilmember Anderson advised that the Council needs to review the By-laws of the Sterling Urban Renewal Authority and the Housing Authority.

Councilmember Anderson also advised he sensed that other City employees felt like they were being ignored with the raises going to Police and Fire. He would like to make sure that their salaries are also looked at.

**EXECUTIVE SESSION PURSUANT TO CRS 24-6-402(4)(e) FOR THE DISCUSSION OF MATTERS WHICH MAY BE SUBJECT TO NEGOTIATION: DISCUSSION OF POSSIBLE TRIP AGREEMENT AND 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 A POSSIBLE BALLOT REFERENDUM:**

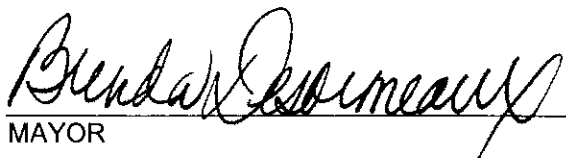
Mayor Desormeaux made a motion to go into executive session pursuant to CRS 24-6-402 (4)(e) for the discussion of matters which may be subject to negotiation: Discussion of possible TRIP Agreement and for a conference with the City Attorney for the purpose of receiving legal advice on a specific legal question under CRS 24-6-402(4)(b) – Attorney advice regarding a possible ballot referendum. Councilmember Janes seconded the motion. By a seven-yes vote, the motion was approved.

Council went into executive session at 7:35 p.m.

Council came out of executive session at 8:12 p.m.

Mayor Desormeaux advised the participants in the executive session were: City Council, 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, 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 being no further business to come before Council the meeting adjourned at 8:14 p.m.

  
MAYOR

ATTEST:

  
CITY CLERK