

STERLING, COLORADO
NOVEMBER 22, 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 Thom Gosser, First Foursquare 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, November 22, 2022. Mayor Desormeaux called the meeting to order at 5:30 p.m.

Councilmembers present:

Mayor	Desormeaux
Councilmembers	Blecha Janes Ritter

Councilmembers absent:

Councilmembers	Haynie
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Also present:

City Manager	Blankenship
City Attorney	Richardson
City Clerk	Forbes
Parks, Library and Recreation (PLR) Director	Gandee
Public Works Director	Good
Human Resource Director	Brown
Fire Chief	Ritter
Police Chief	Kerr

Citizens present: 9

CONSENT AGENDA:

Councilmember Janes made a motion to approve the consent agenda. Councilmember Ritter seconded the motion. By a four-yes vote, the motion was approved.

Items on the consent agenda were: October 25, 2022 City Council minutes, November 8, 2022 City Council minutes, application for renewal of Retail Liquor Store License for Elm Street Liquor located at 201 Elm Street and an application for renewal of Retail Liquor Store License for Major Liquor located at 529 Iris Drive.

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

Present to address Council was Mr. Philip Pollock, 709 Holly Drive. Mr. Pollock advised Council he has concerns of the apartment project in the paper of November 16, 2022 and all the incentives that are being asked from the builder. He asked Council to consider their decision carefully before voting this project through.

UNFINISHED BUSINESS:

SECOND READING AND PUBLIC HEARING – ORDINANCE NO. 13, SERIES OF 2022 – AN ORDINANCE MAKING AN ADDITIONAL APPROPRIATION IN THE AMOUNT OF FIVE HUNDRED EIGHTY-SIX THOUSAND, THREE HUNDRED SIXTY-FOUR DOLLARS (\$586,364) AND REGULATING THE PAYMENT OF MONEY OUT OF THE CITY TREASURY, AND INCREASING THE AMOUNT OF THE REVENUE BUDGET FOR 2022 BY ONE HUNDRED FOURTEEN THOUSAND FIVE HUNDRED DOLLARS (\$114,500):

City Manager Blankenship advised Council First Reading of this Ordinance took place on November 8, 2022, and it was thereafter published. This Ordinance relates to projects and revenues received in 2022 after the 2022 budget was completed. The Ordinance results in increased expenses of \$586,364.00 and revenues of \$114,500.00.

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. 13, Series of 2022. Councilmember Ritter seconded the motion. By a four-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

- City Manager Blankenship advised Council that he is receiving calls on electric vehicle stations. They are currently in the authorization program. It will go out to the public once it is done.
- Sterling: The City of Sweet Adventures – Candyland Christmas Dec 10th – 17th
- Grand Opening of the Med-Trans Helicopter Base Dec 3rd 10:00 a.m. - 1:00 p.m.
- Christmas Parade "Parade of Lights" – City Float

NEW BUSINESS:

PRESENTATION – SARA HOUSE:

Present to address Council from the SARA House was Ms. Paula Bragg, along with three staff members. They explained what SARA House does and how they help children and adults. They have a house in Sterling, as well as Fort Morgan.

APPLICATION FOR NEW FERMENTED MALT BEVERAGE LIQUOR LICENSE – THE REATA PETROLEUM CORPORATION – REATA TRAVEL STOP - 2170 E. CHESTNUT STREET:

City Manager Blankenship advised Council the Reata Petroleum Corporation has filed an application for a Fermented Malt Beverage Liquor License for Reata Travel Stop, 2170 E. Chestnut Street. All documentation and fees have been submitted. City Council needs to set a date for the public hearing. Council also needs to determine if it wants a survey to determine the needs and desires of the neighborhood, and if so, the number of contacts required and the designation of the neighborhood. It is requested that the public hearing be set on January 10, 2023, to allow for completion of the background investigation. This date would also allow time for a survey to be completed, if Council determines that a survey is necessary.

Councilmember Janes made a motion to set the public hearing for January 10, 2023. Councilmember Ritter seconded the motion. By a four-yes vote, the motion was approved.

Councilmember Janes made a motion to forgo the survey. Councilmember Ritter seconded the motion. By a four-yes vote, the motion was approved.

RESOLUTION NO. 11-6-22, SERIES OF 2022 - A RESOLUTION REPEALING RESOLUTION NO. 11-4-21, SERIES OF 2021; AND ADOPTING A NEW CHARGES AND FEES POLICY; AND ESTABLISHING NEW CHARGES AND FEES AS REQUIRED IN NUMEROUS SECTIONS OF THE STERLING CITY CODE, AS SET FORTH HEREIN; AND USER CHARGES AND FEES NOT REQUIRED TO BE SET BY SPECIFIC SECTIONS OF THE STERLING CITY CODE:

City Manager Blankenship advised Council this Resolution repeals Resolution No. 11-4-21, Series of 2021, and makes revisions to charges and fees of the City. Revisions have been made in Section III, Public Works, as more particularly reflected in the work sheet attached to the narrative. Revisions have been made in Section IV, Parks, Library, and Recreation relating to the Recreation Center, as more particularly reflected in the work sheet attached to the narrative. The proposed changes are intended to cover increased service costs and do not amount to any significant increase in revenue.

Councilmember Ritter made a motion to approve Resolution No. 11-6-22, Series of 2022. Councilmember Blecha seconded the motion. By a four-yes vote, the motion was approved.

RESOLUTION NO. 11-7-22, SERIES OF 2022 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING AN AMENDMENT TO THE IRC SECTION 125 FLEXIBLE BENEFITS PLAN OF THE CITY:

City Manager Blankenship advised Council IRS regulations governing Section 125 of the Internal Revenue Code (Flexible Benefits Plan), has been amended resulting in an increase in the amount that a participant can redirect, on a non-tax basis, for reimbursement of health expenses per plan year to \$3,050.00, and the maximum Health Flexible Spending Account (FSA) carryover benefit to \$610.00. This Resolution amends the City's Plan to correspond with those amendments.

Councilmember Janes made a motion to approve Resolution No. 11-7-22, Series of 2022. Councilmember Ritter seconded the motion. By a four-yes vote, the motion was approved.

RESOLUTION NO. 11-8-22, SERIES OF 2022 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE PROPOSAL FROM G2 CONSULTING ENGINEERS, INC. FOR LEED FUNDAMENTAL AND ENHANCED COMMISSIONING SERVICES RELATING TO THE STERLING WASTEWATER TREATMENT FACILITY PROJECT:

City Manager Blankenship advised Council the City advertised for Professional Services Proposals for LEED Fundamental and Enhanced Commissioning Services relating to a proposed new control building at the City's wastewater treatment facility, and only one bid was received, from G2 Consulting Engineers, Inc. for \$27,750.00 plus anticipated reimbursable expenses based on travel of \$1,500.00, which is an acceptable amount for the project. The funds are reimbursable through the Colorado State Revolving Fund (SRF) Loan for the Wastewater Improvements Project #300.

Councilmember Ritter made a motion to approve Resolution No. 11-8-22, Series of 2022. Councilmember Blecha seconded the motion. By a four-yes vote, the motion was approved.

DEPARTMENT REPORT – PUBLIC WORKS DEPARTMENT

The Public Works Department gave their report.

MISCELLANEOUS COUNCIL BUSINESS:

MISCELLANEOUS MATTERS:

Mayor Desormeaux advised Council there are two seats open for the Ward 1 Councilmember positions. She asked Council to let staff know if they needed the applications to review. Mayor Desormeaux asked to have the candidates present at the December 13, 2022 Council meeting. At that meeting, Council will vote for the two new Councilmembers, and a Judge will be present to swear in the two new Councilmembers.

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)(e) FOR THE DISCUSSION OF MATTERS WHICH MAY BE SUBJECT TO NEGOTIATION: DISCUSSION OF THE AGREEMENT FOR ANIMAL CONTROL SERVICES:

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 specific legal questions under C.R.S. 24-6-402(4)(e) for the discussion of matters which may be subject to negotiation: discussion of the Agreement for Animal Control Services. Councilmember Janes seconded the motion. By a four-yes vote, the motion was approved.

Council went into executive session at 6:21 p.m.

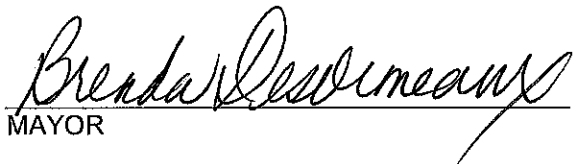
Council came out of executive session at 6:44 p.m.

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, she asked that they state their concerns for the record.

There were none.

ADJOURNMENT:

There being no further business to come before Council the meeting adjourned at 6:45 p.m.


MAYOR

ATTEST:


CITY CLERK