

**STERLING, COLORADO  
OCTOBER 25, 2016**

**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.

Ms. Mona Bowey, First 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, October 25, 2016. Mayor Torres called the meeting to order at 7:00 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Appelhans Flores Lawson Pitcher Rice

Councilmembers absent:

Councilmember	McCarty
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Also present:

City Manager	Saling
City Attorney	Penny
City Clerk	Forbes
Police Chief	Kerr
Fire Chief	Ritter
Parks, Library and Recreation (PLR) Director	Gandee
Public Works Director	Good
Street/Sanitation and Parks, Forestry and Cemetery Superintendent	Rewoldt
Paralegal	Welsh

Citizens present: 18

**CONSENT AGENDA:**

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

Items on the consent agenda were: City Council minutes of October 11, 2016 and special City Council minutes of October 17, 2016.

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

None

**UNFINISHED BUSINESS:**

**PUBLIC HEARING – APPLICATION FOR NEW BEER & WINE LIQUOR LICENSE – BLUE COLLAR STEAKHOUSE LLC – BLUE COLLAR STEAKHOUSE – 115 NORTH 10<sup>TH</sup> AVENUE:**

City Manager Saling advised Council that Blue Collar Steakhouse LLC has filed an application for a new Beer & Wine Liquor License for Blue Collar Steakhouse, 115 North 10<sup>th</sup> Avenue. The appropriate fees have been submitted. City Council set the date for the public hearing for October 25, 2016. Notice of the public hearing was published in the Sterling Journal Advocate and posted on the premises for the required ten-day period. Copies of the reports from the Police and Fire Departments were mailed to the applicant. The applicant was advised that a representative needs to be present at the public hearing to answer any questions Council might have.

Present to address Council was Mr. Andrew Timmerman, 115 North 10<sup>th</sup> Avenue.

Mayor Torres opened the public meeting.

There were no comments.

Mayor Torres closed the public meeting.

Councilmember Appelhans made a motion to approve the new Beer & Wine Liquor License for the Blue Collar Steakhouse, 115 North 10<sup>th</sup> Avenue. Councilmember Lawson seconded the motion. By a six-yes vote, the motion was approved.

**CITY MANAGER'S REPORT:**

City Manager Saling updated Council on the following:

- Sidewalk program is three quarters done
- 2016 Surface Treatment program is scheduled to start October 31
- Fall Community Clean-up should be completed tomorrow
- The ladder truck that was damaged in an accident has been taken to Fort Collins for repairs
- The annual Trick or Treat Street is scheduled for October 31 at the Recreation Center
- The Police Department "Take Back Drugs" program collected 30 pounds
- The City trash service for Veterans Day holiday, Friday, November 11, will be on Wednesday and Thursday of that week.
- There will be a special meeting on November 1, 2016 for the subdivision ordinance

**NEW BUSINESS:**

**PUBLIC HEARING – APPLICATION FOR SPECIAL EVENT PERMITS – STERLING ELKS LODGE #1336 – 321 ASH STREET:**

City Manager Saling advised Council that two applications for Special Event permits were filed by the Sterling Elks Lodge #1336, to be held on:

November 5, 2016 from 4:30 o'clock p.m. to 12:00 o'clock midnight  
(Logan County Literacy Coalition fundraiser)

December 3, 2016 from 4:30 o'clock p.m. to 12:00 o'clock midnight

(Pheasants Forever fundraiser)

for the sale of malt, vinous and spirituous liquor. The applications were timely filed and are in proper form and the required fees have been submitted. The premises were properly posted. A letter was sent to the applicant advising of the date of the public hearing and requesting a representative be present at this meeting to answer any questions City Council might have concerning the application.

Present to address Council was Mr. Mike Bartsch, 319 Magnolia Lane.

Mayor Torres opened the public meeting.

There were no comments.

Mayor Torres closed the public meeting.

Councilmember Appelhans made a motion to approve the Special Event Permits on November 5, 2016 and December 3, 2016 for the Sterling Elks Lodge, 321 Ash Street. Councilmember Lawson seconded the motion. By a six-yes vote, the motion was approved.

**APPLICATION FOR COLORADO LIQUOR SALES ROOM – HARFORD ENTERPRISES LLC – PARTS & LABOR BREWING COMPANY – 402 MAIN STREET, UNIT B:**

City Manager Saling advised Council that a Colorado malt liquor wholesale / manufacturer's license is granted solely by the State licensing authority. When filing an application for a Colorado Liquor Sales Room in conjunction with that type of 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 proposed location of the liquor 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 Colorado Liquor Sales Room.

Present to address Council was Mr. Dylan Harford, 402 Main Street, Unit B.

Councilmember Rice made a motion to approve the application for Colorado Liquor Sales Room located at 402 Main Street, Unit B. Councilmember Lawson seconded the motion. By a six-yes vote, the motion was approved

**RESOLUTION NO. 10-3-16, SERIES OF 2016 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A CONTRACT WITH THE STATE OF COLORADO ACTING BY AND THROUGH THE COLORADO DEPARTMENT OF TRANSPORTATION REGARDING MAINTENANCE OF STATE HIGHWAYS WITHIN THE CITY LIMITS:**

City Manager Saling advised Council this resolution approves a contract with the State of Colorado acting by and through the Colorado Department of Transportation for the City to provide some or all of certain maintenance services on State highways within the City limits that are the responsibility of the State under applicable law, and for the State to pay the City a reasonable negotiated fixed rate for such services. The present contract between the State and the City for highway maintenance expires on February 28, 2017. The City will be paid \$17,148.00 per year for the maintenance. City Manager Saling advised Council that this is a five year contract.

Councilmember Rice made a motion to approve Resolution No. 10-3-16, Series of 2016. Councilmember Appelhans seconded the motion. By a six-yes vote, the motion was approved.

**DEPARTMENT REPORT – PUBLIC WORKS DEPARTMENT – PRESENTATION STERLING WASTEWATER SYSTEM IMPROVEMENTS – ROB DEMIS, MOTT MACDONALD:**

Present to address Council was Mr. Rob Demis and Mr. Dan Fourness, Mott MacDonald, who updated Council of the upcoming Sterling Wastewater System Improvements.

**MISCELLANEOUS COUNCIL BUSINESS:**

**EXECUTIVE SESSION – NEGOTIATIONS AND LEGAL ADVICE:**

Mayor Torres made a motion to go into executive session for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402 (4) (e) and 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 Lawson seconded the motion. By a six-yes vote, the motion was approved.

Council went into executive session at 8:25 p.m.

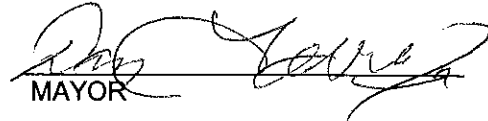
Council came out of executive session at 9:07 p.m.

Mayor Torres advised the participants in the executive session were: City Council, City Attorney, City Manager, Public Works Director, PLR Director and Logan County Economic Development Corporation Executive Director. 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 was none.

**ADJOURNMENT:**

There being no further business to come before Council the meeting adjourned at 9:09 p.m.

  
MAYOR

ATTEST:

  
CITY CLERK