

**STERLING, COLORADO
SEPTEMBER 12, 2023**

**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 Dale Pierce, United Church of Crook, 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, September 12, 2023. Mayor Desormeaux called the meeting to order at 5:30 p.m.

Councilmembers present:

Mayor	Desormeaux
Councilmembers	Angell Blecha Delgado Haynie Janes Ritter

Also present:

City Manager	Blankenship
City Attorney	Richardson
City Clerk	Forbes
Public Works Director	Good
Parks, Library and Recreation (PLR) Director	Gandee
Fire Chief	Ritter
Police Chief	Kerr
Public Safety Communications Director	Lybrand
Human Resources Director	Mentzel
Paralegal	Welsh

Citizens present: 8

CONSENT AGENDA:

Councilmember Janes made a motion to approve the consent agenda. Councilmember Angell seconded the motion. Mayor Desormeaux had a correction to the minutes on page 3, paragraph 2, fourth sentence should read “He advised Council that medical (not recreational) is not taxable.” By a six-yes and one-abstain vote, the motion was approved. Voting was as follows:

Janes	yes	Angell	yes
Blecha	abstain	Delgado	yes
Desormeaux	yes	Haynie	yes
Ritter	yes		

Item on the consent agenda was: City Council minutes of August 22, 2023.

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

Present to address Council was Mr. Terry Dowis, 431 South 9th Street. Mr. Dowis asked Council if there were plans for the planted area at the end of Main Street. PLR Director Gandee advised they will be putting new wood chips down. The ground does not allow for growth of plants.

Mr. Dowis also asked why the streets at the bottom of the overpass were turned into dead end streets? Public Works Director advised that the Public Works Board approves the list of all streets that need to be done.

Mr. Dowis asked what the zoning would be for the marijuana. Council advised this has not been decided at this time.

The last question Mr. Dowis asked was regarding the signage for garage sale signs and asked if the ordinance could be changed. Mayor Desormeaux advised Council would look at this issue.

UNFINISHED BUSINESS:
CITY MANAGER REPORT:

- Railroad Crossing (quite zones) grant opportunity update. City Manager Blankenship advised Council there are different times of the year that applications for grants are accepted.
- RE-1 Sponsorship cost/partnership information. City Manager Blankenship advised Council there are four entities that agreed to the same things as the Coty. That being the Bank of Colorado, Sonnenberg Agency, Transwest and the City.
- Election candidate update
- Audit report presentation scheduled for September 26 Council meeting
- Logan County Humane Society discussion. City Manager Blankenship advised Council that he is asking to be on the agenda for the next Logan County Humane Society meeting.
- WWWTTP loan application update. City Manager Blankenship updated Council regarding the Waste Water Treatment Plant loan application.
- CML Dinner. The City is hosting the CML dinner on September 20, 2023 at the Museum.

NEW BUSINESS:

PRESENTATION OF CONSTITUTION WEEK PROCLAMATION:

Mayor Desormeaux presented the Constitution Week Proclamation to Ms. Darlene Harnly, Chairman for the National Society of Daughters of the American Revolution for Elbridge Gerry Chapter (Sterling).

MAYOR'S RECOMMENDATION OF APPOINTMENTS FOR THE PARKS, LIBRARY AND RECREATION BOARD, FOR THE HOUSING AUTHORITY BOARD AND FOR THE CITIZENS ADVISORY BOARD:

Mayor Desormeaux made a motion to re-appoint Jim Smith and Kelly Lowry to the Parks, Library and Recreation Board; appoint Denise Rogers Piel and Kathleen Benavidez to the Housing Authority Board; re-appoint Cindy Horner to the Citizens Advisory Board; and appoint, two new people, Jordan Suter and Thor Nelson to the Citizens Advisory Board.

Council asked if the Boards had term limits. City Attorney Richardson advised he would check.

Councilmember Delgado seconded the motion. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 9-1-23, SERIES OF 2023 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM McATEE CONSTRUCTION CO., DOING BUSINESS AS SIMON, FOR IMPROVEMENTS TO THE STERLING MUNICIPAL AIRPORT TO RECONSTRUCT APRON, AIP NO. 3-08-0052-021/022-2023:

City Manager Blankenship advised Council this Resolution accepts the bid from McAtee Construction Co., doing business as Simon, for improvements to the Sterling Municipal Airport to Reconstruct Apron. This was the only bid received and is in the amount of \$1,443,522.50. The City's Airport Consultant, Armstrong Consultants, Inc., recommends awarding the bid, and the Federal Aviation Administration Program Manager has concurred with this recommendation. This Resolution also approves the expenditure of \$109,686.50 from the City's General Fund, for the balance of the City's obligation on this project. The bid for the construction work by McAtee Construction Co., doing business as Simon, is in the amount of \$1,443,522.50; the engineering cost is \$150,090.00; the quality assurance testing cost is \$48,600.00; and the administration expenses are estimated to be \$5,000.00; for a total project cost of \$1,647,212.50. The City has been awarded Federal grants in the amount of \$1,383,773.00, and a State grant in the amount of \$76,876.50. The City is responsible for the balance in the amount of \$186,563.00. \$76,876.50 of the City's obligation has previously been approved by Council through the approval of the State grant award, and there are sufficient funds in the City's General Fund for the remaining obligation in the amount of \$109,686.50.

Councilmember Delgado made a motion to approve Resolution No. 9-1-23, Series of 2023. Councilmember Ritter seconded the motion.

Councilmember Angell asked about the second grant that would be available in 2024 and if the City was going to apply for that grant. He was advised yes.

By a seven-yes vote, the motion was approved.

RESOLUTION NO. 9-2-23, SERIES OF 2023 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, ACCEPTING THE BID FROM DENVER INDUSTRIAL SALES & SERVICE CO. FOR THE CITY OF STERLING 2023 PURCHASE OF AN OIL JACKETED CRACK SEALING KETTLE:

City Manager Blankenship advised Council this Resolution approves the bid received from Denver Industrial Sales & Service Co. for the City's 2023 purchase of an oil jacketed crack sealing kettle. Two bids were received and, following adjustments made by the bidders as requested by the City, the lowest bid was from Denver Industrial Sales & Service Co., in the amount of \$86,107.00. There are sufficient funds in the Public Works 2023 budget for this purchase.

Councilmember Ritter made a motion to approve Resolution No. 9-2-23, Series of 2023. Councilmember Angell seconded the motion. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 9-3-23, SERIES OF 2023 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING THE PURCHASE OF LAND FROM ASSOCIATED INVESTMENT COMPANY OF COLORADO LIMITED LIABILITY CO., A COLORADO LIMITED LIABILITY COMPANY; AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTATION REQUIRED FOR THE PURCHASE; AND APPROPRIATING THE NECESSARY FUNDS:

City Manager Blankenship advised Council this Resolution approves the purchase of land from Associated Investment Company of Colorado Limited Liability Co. The acquisition of this additional land would expand the recreational opportunities for the development of parks and open spaces in that area of the City as anticipated by the City's Master Plan. The purchase price of the subject real estate is \$150,000.00. There are sufficient funds in the City's Conservation Trust Fund for this purchase, and this transaction is an acceptable use of those funds.

Councilmember Angell made a motion to approve Resolution No. 9-3-23, Series of 2023. Councilmember Delgado seconded the motion. By a seven-yes vote, the motion was approved.

RESOLUTION NO. 9-4-23, SERIES OF 2023 - A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, DESIGNATING THE CITY'S OFFICIAL REPRESENTATIVE TO ALL COUNTY HEALTH POOL MEMBERS' MEETINGS, AND DESIGNATING THE REQUIRED CORRESPONDENTS:

City Manager Blankenship advised Council the City's medical insurance health provider, County Health Pool, requires the governing body of the City to designate an official representative for the City to attend all County Health Pool Members' meetings, and other general correspondence intended for distribution to the employees. This Resolution makes those designations in accordance with the usual duties of administrative staff.

Councilmember Janes made a motion to approve Resolution No. 9-4-23, Series of 2023. Councilmember Angell seconded the motion. By a seven-yes vote, the motion was approved.

DEPARTMENT REPORT – HUMAN RESOURCES DEPARTMENT:

The Department report was given by Human Resources Director Mentzel.

SUBMISSION OF PROPOSED 2024 BUDGET:

City Manager Blankenship handed out the Proposed 2024 Budget. The public hearing will be held on September 26, 2023.

MISCELLANEOUS COUNCIL BUSINESS:

MISCELLANEOUS MATTERS:

EXECUTIVE SESSION - UNDER C.R.S. SECTION 24-6-402(4)(b) FOR THE PURPOSE OF OBTAINING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS PERTAINING TO WATER CASE MATTERS AND HUMAN RESOURCES:

Mayor Desormeaux made a motion to go into executive session pursuant to C.R.S. Section 24-6-402(4)(b) for the purpose of obtaining legal advice on specific legal questions pertaining to water case matters and human resources. Councilmember Delgado seconded the motion. By a seven-yes vote, the motion was approved.

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

Council came out of executive session at 6:55 p.m.

Mayor Desormeaux advised the participants in the executive session were: City Council, City Manager, City Attorney and Human Resources 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, she 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 6:59 p.m.


MAYOR

ATTEST:


CITY CLERK