

**STERLING, COLORADO
SEPTEMBER 25, 2018**

**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 Ben Hackbarth, Sterling Foursquare 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, September 25, 2018. Mayor Torres called the meeting to order at 7:00 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Desormeaux (Rhodes) McCarty Pitcher Rice

Councilmembers absent:

Councilmembers	Appelhans Flores
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Also present:

City Manager	Saling
City Attorney	Penny
City Clerk	Forbes
Police Chief	Kerr
Fire Chief	Ritter
Public Works Director	Good
Parks, Library and Recreation (PLR) Director	Gandee
Public Safety Communications (PSC) Director	Lybrand
Human Resource Director	Brown
Paralegal	Welch

Citizens present: 10

CONSENT AGENDA:

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

McCarty	yes	Desormeaux	yes
Rice	abstain	Pitcher	yes
Torres	yes		

Items on the consent agenda were: City Council minutes of September 11, 2018 and an application for renewal of lodging & entertainment liquor license for Ice Lanes, Inc. located at 208 North 10th Avenue.

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

None

NEW BUSINESS:

CITY MANAGER'S REPORT:

City Manager Saling updated Council on the following:

- CML District 1 Fall Meeting
- Leisure Lane paving
- West Main Water Line replacement
- November 13 Council meeting
- Tornado Siren testing
- Fall cleanup
- Bids on the S-Curve
- Public meeting for configuration of 3rd and 4th Streets when they become 2-way streets

City Manager Saling reported the air compressor that fills the SCBA's for the fire department has failed, as has an attempt to repair it. This piece of equipment is essential for the fire fighters to fight fires and needs to be replaced. City Manager Saling asked for City Council's approval to purchase a new air compressor, estimated to cost around \$24,000 with funds coming from the Capital Replacement Fund – Fund Balance. It was the consensus of City Council to purchase the air compressor.

City Manager Saling reported because there was no response to the Request for Proposals for the Buffalo Hills Property, the City contacted two local sign companies for creating and installing for sale signs on both pieces of property. The most responsive bid came in at \$12,220. City Manager Saling asked City Council if they wanted administration to move forward with the construction and installation of the signs? It was the consensus of City Council to have staff move forward with the construction and installation of the signs.

PRESENTATION OF WATER AND SEWER RATE STUDY:

Present from Professional Engineering Consultants was Ms. Nichole Franken and Mr. Brian Wintle. They reviewed the water and sewer rate study with Council. They explained why the water and sewer rates need to be increased due to improvements in the future.

PUBLIC HEARING FOR PROPOSED 2019 BUDGET:

City Manager Saling advised Council the proposed 2019 budget was handed out to Council on Tuesday, September 11, 2018.

Mayor Torres opened the public hearing.

City Manager Saling reviewed with Council the high points of the budget. He advised that health insurance came in lower than predicted in the proposed budget. He would like to use this savings to hire a new police officer.

There were no further comments.

Mayor Torres closed the public hearing.

City Manager Saling advised the Ordinance and the Resolution would be on the next Council agenda.

RESOLUTION NO. 9-3-18, SERIES OF 2018 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING A GRANT APPLICATION TO COLORADO PARKS AND WILDLIFE, DEPARTMENT OF NATURAL RESOURCES, FOR A NON-MOTORIZED TRAILS GRANT FOR THE CITY'S OVERLAND TRAIL RECREATION AREA TRAIL:

City Manager Saling advised Council this resolution approves the application for a Colorado Parks and Wildlife grant for the City's Overland Trail Recreation Area Trail, and acknowledges that the grant application includes the responsibility of the City for 30% matching funds and authorization of the expenditure of funds necessary to meet the terms and obligations of any grant awarded. The anticipated project expense is \$245,000.00. Pursuant to the grant, if awarded, the City would be reimbursed for 70% of the actual project cost, up to the requested \$171,500.00, from Colorado Parks and Wildlife. The City would be required to appropriate the matching 30% of the project cost. Based on the anticipated project cost, it could be up to \$73,500.00; however, if the project exceeds the anticipated \$245,000.00, the City would only receive up to the \$171,500.00 and would be responsible for any balance of the project in addition to the matching funds. He advised this project finishes the existing trail around the fishing pond and installs solar lighting.

Councilmember Rice made a motion to approve Resolution No. 9-3-18, Series of 2018. Councilmember Desormeaux seconded the motion. By a five-yes vote, the motion was approved.

FIRST READING – ORDINANCE NO. 12, SERIES OF 2018 – AN ORDINANCE AMENDING THE STERLING CITY CODE, CHAPTER 4, ANIMALS, ARTICLE 1, IN GENERAL, SEC. 4-1, DEFINITIONS, BY THE ADDITION OF A DEFINITION OF SHELTER OPERATOR:

City Manager Saling advised Council this ordinance amends Section 4-1 of the City Code, Definitions, to add a definition of *Shelter Operator*.

Councilmember Rice made a motion to introduce Ordinance No. 12, Series of 2018. Councilmember McCarty seconded the motion. City Clerk Forbes read the ordinance by title. By a five-yes vote, the motion was approved.

FIRST READING – ORDINANCE NO. 13, SERIES OF 2018 – AN ORDINANCE AMENDING THE STERLING CITY CODE, CHAPTER 4, ANIMALS, ARTICLE I, IN GENERAL, BY THE ADDITION THERETO OF A NEW SECTION 4-6.5, REGARDING IMPOUNDED ANIMALS:

City Manager Saling advised Council this ordinance amends Chapter 4, Article I of the City Code to add a new Section 4-6.5 regarding impounded animals; costs of impoundment, provision, and care; disposition; procedures; application; and definition.

Councilmember Rice made a motion to introduce Ordinance No. 13, Series of 2018. Councilmember Desormeaux seconded the motion. City Clerk Forbes read the ordinance by title. By a five-yes vote, the motion was approved.

FIRST READING – ORDINANCE NO. 14, SERIES OF 2018 – AN ORDINANCE APPROVING THE WELCH-ATENCIO SUBDIVISION IN THE CITY OF STERLING, LOGAN COUNTY, COLORADO; AND APPROVING THE PLAT THEREOF:

City Manager Saling advised Council on September 5, 2018, the Planning Commission held a public hearing on the Subdivision application submitted by Marjorie J. Welch and James Eloy Atencio and found that the application met all requirements of Chapter 18, Subdivisions. The Planning Commission recommended approval of this subdivision, which will be known as the Welch-Atencio Subdivision in the City of Sterling, Logan County, Colorado. This ordinance sets forth findings by City Council and approves the subdivision and plat.

Councilmember Rice made a motion to introduce Ordinance No. 14, Series of 2018. Councilmember Desormeaux seconded the motion. City Clerk Forbes read the ordinance by title. By a five-yes vote, the motion was approved.

DEPARTMENT REPORT – HUMAN RESOURCE DEPARTMENT:

Human Resource Director Brown gave the Human Resource Department report.

UNFINISHED BUSINESS:

None

MISCELLANEOUS COUNCIL BUSINESS:

Councilmember Desormeaux advised Council that she heard a police officer assisted a baritone player and felt it was good public relations.

EXECUTIVE SESSION – NEGOTIATIONS:

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). Councilmember Pitcher seconded the motion. By five-yes vote, the motion was approved.

Council went into executive session at 8:16 p.m.

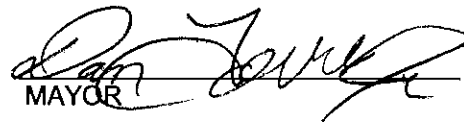
Council came out of executive session at 9:02 p.m.

Mayor Torres advised the participants in the executive session were: City Council, City Attorney, City Manager and Fire Chief. 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 9:03 p.m.


MAYOR

ATTEST:

Debra Brandt
Deputy CITY CLERK