

**STERLING, COLORADO
SEPTEMBER 27, 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 Jodie Harless, Faith 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, September 27, 2022. Mayor Desormeaux called the meeting to order at 5:30 p.m.

Councilmembers present:

Mayor	Desormeaux
Councilmembers	Gaines Haynie Janes

Councilmembers absent:

Councilmembers	Blecha Ritter
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Also present:

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

Citizens present: 6

CONSENT AGENDA:

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

Item on the consent agenda was: September 13, 2022 City Council minutes.

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

None

UNFINISHED BUSINESS:

PUBLIC HEARING FOR PROPOSED 2023 BUDGET

Mayor Desormeaux opened the public hearing.

City Manager Blankenship advised Council the proposed 2023 budget was handed out to Council on Tuesday, September 13, 2022. In accordance with Section 5-7 of the City Charter, a public hearing on the budget shall be held by the Council two (2) weeks after its submission. The required notice of the time and place of said hearing was properly published.

City Manager Blankenship advised there was a typo in the letter. He advised copies are available at the Library, Finance office and the City website.

Councilmember Gaines had a question regarding the 2022 estimate on the Sewer Fund. Councilmember Janes had a question regarding Youth Services. Council was advised Youth Services has been moved to the Police Department budget.

There were no further comments.

Mayor Desormeaux closed the public hearing.

CITY MANAGER'S REPORT:

- Head Works
- Force Main project
- Water and Sewer line replacement project
- Pavement projects update
- Electric Vehicle Station update
- Camera project – completed
- Sculpture cleaning – completed
- Sterling Workforce Event
- Chamber Meeting – Glenna's Retirement
- NJC Open House
- Fall Cleanup starts October 17, 2022

NEW BUSINESS:

REQUEST FROM THE CITIZENS ADVISORY BOARD (CAB):

Present to address Council was Ms. Kim Sellers representing CAB. CAB is requesting funding for the billboard on the Interstate that they have done for the past five years. It was the consensus of Council to do a Resolution for the next Council meeting.

FIRST READING – ORDINANCE NO. 11, SERIES OF 2022 - AN ORDINANCE APPROVING THE SUBDIVISION OF LOT 3 OF THE CENTRAL DEVELOPMENT PROPERTIES SUBDIVISION, BEING A PORTION OF THE N1/2NW1/4, SECTION 32, TOWNSHIP 8 NORTH,

RANGE 52 WEST, 6TH P.M., CITY OF STERLING, LOGAN COUNTY, COLORADO; AND APPROVING THE PLAT THEREOF:

City Manager Blankenship advised Council on September 7, 2022, the Planning Commission held a public hearing on the Subdivision Application submitted by C Double P Land & Development LLC, and found that the application met all requirements of Chapter 18, Subdivisions. The Planning Commission recommended approval of the subdivision, which will be known as the Subdivision of Lot 3 of the Central Development Properties Subdivision, being a portion of the N1/2NW1/4, Section 32, Township 8 North, Range 52 West 6th P.M., City of Sterling, Logan County, Colorado. This Ordinance sets forth findings by City Council and approves the subdivision and plat.

Councilmember Janes made a motion to introduce Ordinance No. 11, Series of 2022. Councilmember Haynie seconded the motion. City Clerk Forbes read the Ordinance by title. By a four-yes vote, the motion was approved.

RESOLUTION NO. 9-3-22, SERIES OF 2022 – A RESOLUTION BEFORE THE CITY OF STERLING, LOGAN COUNTY, COLORADO, APPROVING THE EXPENDITURE OF FUNDS DERIVED FROM THE CITY OF STERLING HOTEL TAX FUND, IN ACCORDANCE WITH CHAPTER 19, ARTICLE VII, OF THE CITY CODE – PROMOTION OF THE 2022 SUGAR BEET DAYS EVENT:

City Manager Blankenship advised Council at the September 13, 2022 Council meeting, a representative of the Citizens Advisory Board put forth a recommendation that the City pay \$2,500.00 from the City's Hotel Tax Fund towards the promotion costs for this year's Sugar Beet Days event. This Resolution approves expending the sum of \$2,500.00 towards the promotion costs of the 2022 Sugar Beet Days event. There are sufficient funds in the Sterling Hotel Tax fund for this \$2,500.00 expenditure.

Councilmember Gaines made a motion to approve Resolution No. 9-3-22, Series of 2022. Councilmember Janes seconded the motion. By a four-yes vote, the motion was approved.

MISCELLANEOUS COUNCIL BUSINESS:
MICELLANEOUS MATTERS:

Councilmember Gaines advised he spoke at the Lions Club. There were concerns with the scooters, curb and gutter, Cemetery roads, 6th and Iris stop sign, untrimmed trees and branches and property cleanups. There was discussion regarding trees.

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)(b) REGARDING CITY WATER CASES; AND PURSUANT TO 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. Section 24-6-402(4)(b) regarding city water cases and for pursuant to 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. Councilmember Janes seconded the motion. By a four-yes vote, the motion was approved.

Council went into executive session at 6:00 p.m.

Council came out of executive session at 7:08 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

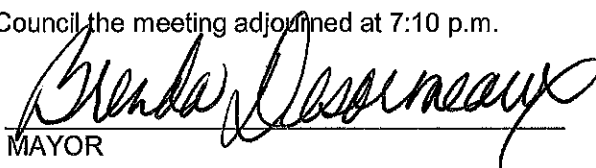
into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, he asked that they state their concerns for the record.

Councilmember Janes made a motion to settle Case 21CW3125 as proposed by the City Water Attorneys. Councilmember Gaines seconded the motion. By a four-yes vote, the motion was approved.

Councilmember Janes made a motion to settle Case 20CW3166 as proposed by the City Water Attorneys. Councilmember Gaines seconded the motion. By a four-yes vote, the motion was approved.

Councilmember Janes made a motion to settle Case 17CW3218 as proposed by the City Water Attorneys. Councilmember Haynie seconded the motion. By a four-yes vote, the motion was approved.

There being no further business to come before Council the meeting adjourned at 7:10 p.m.


MAYOR

ATTEST:


CITY CLERK