

STERLING, COLORADO
JANUARY 22, 2019

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 United Methodist 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, January 22, 2019. Mayor Torres called the meeting to order at 7:00 p.m.

Councilmembers present:

Mayor	Torres
Councilmembers	Appelhans Desormeaux Flores McCarty Pitcher Rice

Also present:

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

Citizens present: 12

CONSENT AGENDA:

Councilmember Appelhans made a motion to approve the consent agenda. Councilmember McCarty seconded the motion. By a seven-yes vote, the motion was approved.

Items on the consent agenda were: City Council minutes of January 8, 2019 and renewal of hotel & restaurant liquor license for Fiesta Mexican Restaurant located at 897 Sidney Avenue.

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

Present to address Council was Mr. Leroy Curtis, 228 North 7th Avenue. Mr. Curtis advised Council that he would like the City to be a second amendment sanctuary city. City Attorney Penny advised him to come back and explain to Council exactly what he wants. The petition process is on line.

UNFINISHED BUSINESS:

PUBLIC HEARING – APPLICATION FOR NEW COLORADO FERMENTED MALT BEVERAGE OFF-PREMISES LIQUOR LICENSE - EVERYDAY STORES LLC – EVERYDAY 5721 – 303 NORTH 3RD STREET:

City Manager Saling advised Council Everyday Stores LLC has filed an application for a new Colorado Fermented Malt Beverage off-premises liquor license for Everyday 5721, 303 North 3rd Street. The appropriate fees have been submitted. City Council set the date for the public hearing for January 22, 2019. Notice of the public hearing was published in the Sterling Journal Advocate and posted on the premises for the required ten-day period. The representative for the applicant has been delayed in returning from overseas and therefore the Police Department has not been able to complete its investigation and report, and the public hearing cannot take place without the representative present. Council, as the local licensing authority, may continue the hearing to a future date, and it is requested that it be continued to March 12, 2019, which is the first Council meeting in March.

Councilmember McCarty made a motion to continue the hearing until March 12, 2019. Councilmember Desormeaux seconded the motion. By a seven-yes vote, the motion was approved.

SECOND READING AND PUBLIC HEARING - ORDINANCE NO. 1, SERIES OF 2019 – AN ORDINANCE APPROVING A LEASE AGREEMENT BETWEEN THE CITY OF STERLING, COLORADO AND MEDIA LOGIC RADIO, LLC FOR LEASE OF CITY-OWNED PROPERTY FOR THE OPERATION OF A RADIO STATION TOWER; AND AUTHORIZING THE MAYOR TO SIGN THE LEASE AGREEMENT:

City Manager Saling advised Council first reading of this ordinance took place on January 8, 2019, and it was thereafter published. This ordinance approves a new lease agreement with Media Logic Radio, LLC for lease of city-owned property for the operation of a radio station tower. The present lease between the parties expires, by its terms, on the 1st day of February, 2019. The lease rental amount is \$214.32 per month, subject to annual adjustment based on the Consumer Price Index.

City Clerk Forbes read the ordinance by title

Mayor Torres opened the public hearing.

There were no comments.

Mayor Torres closed the public hearing.

Councilmember Rice made a motion to approve Ordinance No. 1, Series of 2019. Councilmember Appelhaus seconded the motion. By a seven-yes vote, the motion was approved.

CITY MANAGER'S REPORT:

City Manager Saling updated Council on the following:

- 4th and Main Street Urban Park Community input meeting
- Special Election – Wastewater Bond question

City Manager Saling advised Council that he met with the Citizens Advisory Board (CAB) and the Sterling Urban Renewal Authority (SURA) regarding the bulbouts on Main Street. SURA will be having a special meeting to approve the agreement discussed. It is projected that CAB and SURA would each give \$110,000 for the intersections at 2nd and Main, 3rd and Main and 4th and Main, the City would give \$50,000 towards the drainage on 2nd and Main; the County Commissioners are willing to remove concrete as in-kind on 3rd and 4th Streets for the project.

It was the consensus of Council to go forward with this project.

City Manager Saling advised Council that the City has been asked to contribute sponsorship to the Gala for the Sterling Community Fund.

Councilmember Appelhans made a motion to give the Sterling Community Fund \$1,500. Councilmember Rice seconded the motion. By a seven-yes vote, the motion was approved.

NEW BUSINESS:

MAYOR'S RECOMMENDATION OF MEMBER APPOINTMENTS TO THE PUBLIC WORKS BOARD AND PLANNING COMMISSION:

Mayor Torres made a motion to appoint Ed Buck to the Public Works Board, Peter Moulton to the Planning Commission and Nate Laybourn to the Planning Commission. Councilmember McCarty seconded the motion. By a seven-yes vote, the motion was approved.

MASTER PLAN PRESENTATION FROM PLANNING COMMISSION CHAIRMAN STEPHEN BURNHAM:

Present to address Council was Mr. Stephen Burnham, Planning Commission Chairman. Mr. Burnham advised Council that they had been given copies of the modified Master Plan. The changes are from all the feedback that the Planning Commission received. He proposed to Council to adopt this updated Master Plan and the Addendum would be part of the Master Plan.

Council was advised there would be an Ordinance for first reading at the next Council meeting on February 12, 2019.

DEPARTMENT REPORT – HUMAN RESOURCE DEPARTMENT:

Human Resource Director Brown gave the Human Resource Department report.

MISCELLANEOUS COUNCIL BUSINESS:

Mayor Torres gave sympathy and condolences to Fire Chief Ritter on the passing of his Father.

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

Council went into executive session at 7:52 p.m.

Council came out of executive session at 8:34 p.m.

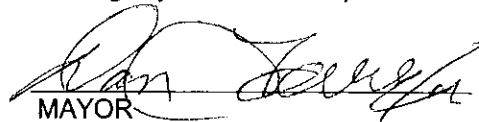
Mayor Torres advised the participants in the executive session were: City Council, City Manager, City Attorney, Public Works Director and Parks, Library and Recreation Director. For the record, if any person who participated in the executive session believes that any substantial discussion of any matters 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 8:35 p.m.


MAYOR

ATTEST:


CITY CLERK