

June 18, 2013

The City Council of the City of Fort Morgan, Colorado, met this day in the Council Chambers of City Hall. The Honorable Mayor Terry L. McAlister called the regular meeting to order at 8:30 a.m.

The Pledge of Allegiance was given.

Roll Call: Present: Honorable Mayor Terry L. McAlister  
Councilmember Scott Bryan  
Councilmember Christine Castoe  
Councilmember Lisa Northrup  
Councilmember Joe Segura Jr.

Absent: Councilmember Debra J. Forstedt (excused)  
Councilmember Ronald Shaver (excused)

The meeting was also attended by City Manager Jeff Wells, Police Chief Keith Kuretich, Municipal Engineer Brad Curtis, Community Development Director David Callahan, City Treasurer Jean Kinney, Human Resources/Risk Management Director Michael Boyer, Water Resources/Utilities Director Brent Nation, Parks Superintendent Doak Duke, Light & Power Superintendent Doug Linton, Assistant City Attorney Jason Meyers, Network Administrator Nelson McCoy and City Clerk/PIO John Brennan.

---

#### **PRESENTATION OF CHECK TO THE CITY FROM THE BANDSHELL COMMITTEE**

---

Mayor Terry McAlister noted that this check for \$342,000 from the fundraising group for the bandshell project had already been presented during a groundbreaking ceremony the previous evening.

---

#### **PRESENTATION AND POSSIBLE ACTION ON REQUESTED DONATION TO MORGAN COMMUNITY COLLEGE FOR BANDSHELL DEDICATION CEREMONY AND ACTIVITIES**

---

City Manager Jeff Wells reminded the council that MCC President Kerry Hart had spoken to the council several weeks earlier about plans for this dedication, which involved a concert by local ensembles as well as a commemorative booklet and a CD set of performances by the local musical groups. Wells said the council at that time had asked him to try to find \$7,000, which was about half of the projected budget for the project, in the city budget that could be used for this purpose. Wells said he had been able to identify \$5,000 that could be allotted to the project but if the council desired he could probably find the additional \$2,000.

Hart described the project in more detail, and said any city donation would be made to the MCC Foundation earmarked for the college's Center for Arts and Community Enrichment. Councilmember Scott Bryan offered a resolution to appropriate funds for the bandshell dedication project not to exceed \$7,000, which was seconded by Councilmember Lisa Northrup and approved on a vote of 5-0, with Councilmembers Ron Shaver and Debra Forstedt absent.

---

#### **APPOINTMENT AND SWEARING-IN OF THE MUNICIPAL COURT ASSOCIATE JUDGE**

---

McAlister administered the oath of office to Carl McGuire as Associate Judge for the Fort Morgan Municipal Court, and handed McGuire a signed and sealed certificate of appointment. Wells said the council should also vote to formalize the appointment, and Northrup offered a

resolution to appoint Carl McGuire as Associate Judge for the Municipal Court. That resolution was seconded by Bryan and approved on a vote of 5-0 (Shaver, Forstedt).

---

**RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE AMENDMENT TO THE CONTRACT FOR A CDOT AVIATION GRANT FOR THE FORT MORGAN MUNICIPAL AIRPORT RUNWAY PROJECT**

Community Development Director David Callahan explained that the cost estimates for the runway project had been refined and the granting agencies and city staff and consultants all agreed it would be wise to apply for an additional \$50,000 grant to ensure adequate funding for completion of the land acquisition, design and engineering phases of the project. This action would allow the city to accept that additional funding, which would mean an additional \$6,233 in matching funds from the city. Callahan said staff would seek a mid-year budget adjustment to cover that cost and adjust the total budget for the project to reflect the additional funding.

Northrup offered a resolution to authorize the mayor to execute Amendment No. 1 to Contract CMS# 12 HAV 45767 between the City of Fort Morgan and the Colorado Department of Transportation. That resolution was seconded by Councilmember Joe Segura Jr. and approved on a unanimous vote of 5-0.

---

**BIDS FOR A ONE-TON DUMP TRUCK FOR THE PARKS AND CEMETERY DEPARTMENT**

Parks Superintendent Doak Duke reviewed the bid process for this purchase and recommended accepting the low bid from Weld County Garage of Greeley for \$32,682. Duke said staff was also asking for approval to purchase a mobile radio and other items to equip the truck for city use with the total cost not to exceed \$36,000.

Northrup offered a resolution authorizing staff to purchase a 2014 GMC Sierra as presented along with other miscellaneous items necessary to complete the vehicle with the total cost not to exceed \$36,000. That resolution was seconded by Segura and approved on a unanimous vote of 5-0.

---

**PROPOSALS FOR STORMWATER UTILITY/FEE ASSESSMENT**

Municipal Engineer Brad Curtis explained that the council had directed staff earlier in 2013 to get bids for a formal study of the options for possibly imposing a fee to fund stormwater improvements, as recommended by the Stormwater Ad Hoc Committee. He said staff was asking for approval for a contract not to exceed \$65,000, with the city's contribution to be \$25,000 as budgeted in the capital improvement fund. The remaining \$40,000 would come from two state grants, Curtis said.

A request for bids was issued, Curtis said, and one bid was received, from Farnsworth of Fort Collins for \$62,500, and Curtis said staff was asking for authorization to enter into an agreement with Farnsworth not to exceed \$65,000.

After some council and staff discussion of how the study would be performed and what results might be expected, Bryan offered a resolution to authorize the mayor to enter into an agreement with Farnsworth in an amount not to exceed \$65,000. That resolution was seconded by Northrup and approved on a unanimous vote of 5-0.

---

**PUBLIC HEARING ON A RESOLUTION APPROVING THE FORT MORGAN FARMS MINOR SUBDIVISION PLAT AND AUTHORIZING THE MAYOR TO SIGN THE PLAT**

Mayor McAlister reviewed the format to be used for this quasi-judicial hearing, and City Clerk/PIO John Brennan confirmed that proper legal notice of the hearing had been published.

Callahan reviewed the staff report and analysis of the proposed subdivision and Wells said some follow-up work by staff may be needed to resolve some water service line issues. Carly Johansson, representing the applicant, the Community Resources and Housing Development Corp., spoke to the council about the project proposed for the property and how smoothly the annexation and subdivision processes had been with the city staff.

No public comment was received at the hearing and Brennan confirmed that no such comment had been received in advance through his office. No comments were offered by the council, and Northrup made a motion to close the public hearing, which was seconded by Bryan and approved on a unanimous vote of 5-0.

Wells briefed the council on its options for action on the Resolution, and Bryan offered a resolution to approve the Resolution approving the Fort Morgan Farms Minor Subdivision Plat and authorizing the mayor to sign the subdivision plat for recording purposes. That resolution was seconded by Northrup and approved on a unanimous vote of 5-0.

---

### **2014 BUDGET CALENDAR – PRESENTATION OF THE SELF-INSURANCE FUND, LIABILITIES, RISKS AND COSTS FOR 2014**

Human Resources/Risk Management Director Michael Boyer reviewed the status of the city's Self-Insurance Fund, which covers both property/casualty losses and health care costs. Based on updated projections he said he was recommending an increase of \$108,000 to the 2013 budget and \$322,000 to the 2014 budget.

Discussion followed about the various steps the city was taking to reduce self-insurance costs, including wellness requirements, and other options that could be explored to hold employees more accountable for their own health and wellness. No formal action was taken, but Wells said the increases could be taken out of reserves or charged back to individual departments, and he could bring back information on the budget impacts to the departments later in the budget development process. Wells also noted that the numbers could change in the interim.

---

### **CONSENT AGENDA BY RESOLUTION**

Brennan presented the Consent Agenda for Council consideration, as follows:

#### **CONSENT AGENDA**

- A. Second reading and possible final approval of Ordinance No. 1139, Rezoning property at 514 and 516 Euclid Street from Medium Density Residential (R-2) to Mixed Use Business (B-1) and for said purpose revising and supplementing the Zoning District map of the City
- B. Approval of the disbursements and payroll for May
- C. Approval of the minutes of the June 4, 2013 City Council regular meeting

Bryan offered a resolution to approve the Consent Agenda as presented, which was seconded by Northrup and approved on a unanimous vote of 5-0.

---

### **PUBLIC COMMENT / AUDIENCE PARTICIPATION**

None.

---

### **REPORTS BY OFFICIALS AND STAFF**

Water Resources/Utilities Director Brent Nation reported that construction work was scheduled to begin the following week on the emergency interconnection between the water systems of the city and the Morgan County Quality Water District.

---

**BIDS, MEETINGS AND ANNOUNCEMENTS**

---

Brennan announced current bids and upcoming meetings.

---

**EXECUTIVE SESSION**

---

The regular portion of the meeting ended at 10:02 a.m., and Mayor McAlister said the council would move to the first of two scheduled executive sessions. Northrup made a motion to convene the first executive session, which was seconded by Bryan and approved on a unanimous vote of 5-0. This executive session had been published as follows:

**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 THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: Consulting contract.

The executive session began at 10:13 a.m. and concluded at 11:06 a.m., and was attended by the mayor and four council members (Forstedt and Shaver absent) along with City Manager Wells, Municipal Engineer Brad Curtis, Assistant City Attorney Jason Meyers, Water Resources/Utilities Director Brent Nation, Light & Power Superintendent Doug Linton and John Krajewski.

At the conclusion of the executive session the council returned to the open meeting, where Northrup reported that the council had met in executive session for the purpose stated on the agenda. Northrup made a motion to direct staff to proceed as directed and authorizing the mayor to sign an agreement with JK Consulting. That motion was seconded by Bryan and approved on a unanimous vote of 5-0.

The council then moved to the second scheduled executive session, which had been advertised as follows:

**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 THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: EagleNet.

This executive session began at 11:11 a.m. and concluded at 11:23 a.m., and was attended by the mayor and four council members (Forstedt and Shaver absent) along with Wells, Curtis, Meyers, Linton and Network Administrator Nelson McCoy.

At the conclusion of the executive session the council returned to the open meeting, where Northrup reported that the council had met in executive session for the purpose stated on the agenda. Northrup made a motion to direct staff to proceed as discussed in the executive session and stay with the current provider, which was seconded by Councilmember Christine Castoe and approved unanimously.

Mayor McAlister adjourned the June 18, 2013 regular meeting at 11:23 a.m.

/s/ Terry L. McAlister  
Mayor

/s/ John J. Brennan  
City Clerk