

July 1, 2014

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 4:00 p.m.

The Pledge of Allegiance was given.

Roll Call: Present: Honorable Mayor Terry L. McAlister
Councilmember Christine Castoe
Councilmember Kevin Lindell
Councilmember Damon Mussman
Councilmember Lisa Northrup
Councilmember Joe Segura Jr.
Councilmember Ronald Shaver

The meeting was also attended by City Manager Jeff Wells, Police Chief Darin Sagel, Engineering/Public Works Director Brad Curtis, Human Resources/Risk Management Director Michael Boyer, City Treasurer Jean Kinney, Community Services Director Josh Miller, Water Resources/Utilities Director Brent Nation, Recreation Coordinator Jane Perkins, FMPD Lt. Jared Crone, Parks Superintendent Doak Duke, Light & Power Superintendent Doug Linton, IT Director Nelson McCoy, Customer Account Manager Connie Musgrave, Inventory Control Superintendent Doug Hofman, General Accountant Chris Bostron, Gas Superintendent Tony Behrends, Sanitation Superintendent Bob Evins and City Clerk/PIO John Brennan.

APPROVAL OF MINUTES OF THE JUNE 17, 2014 CITY COUNCIL REGULAR MEETING

Councilmember Lisa Northrup offered a resolution to approve the minutes as presented, which was seconded by Councilmember Christine Castoe and approved unanimously.

REQUEST FOR WAIVER OF FEES FOR THE MORGAN COUNTY FAIR

Recreation Coordinator Jane Perkins explained this request from the nonprofit Morgan County Fair Board to waive city fees for the use of 25 picnic tables for 10 days, which would normally costs \$10 per table per day. Perkins said this had traditionally been done to show city support for the county fair, and recommended approval of the fee waiver totaling \$2,500.

Councilmember Ron Shaver made a motion to approve the waiver of fees for the Morgan County Fair in the amount of \$2,500, which was seconded by Councilmember Joe Segura Jr. and approved unanimously.

UPDATE ON THE 2014 MOSQUITO CONTROL PROGRAM

Parks Superintendent Doak Duke introduced Joe Cox of OtterTail Environmental Inc., the city's contractor for mosquito control, who outlined the ongoing program. Cox said current mosquito counts were low in Fort Morgan and the incidence of West Nile Virus in northeast Colorado was also low. He said the company's mosquito control efforts began in May and would likely continue into September.

BIDS FOR POLICE VEHICLE UP-FITS

Fort Morgan Police Lt. Jared Crone reviewed the bid process for this purchase, which would include installation of police equipment like light bars, partition cages and other equipment to two cars already purchased by the police department this year. Crone recommended acceptance of the lowest of three bids, from L.A.W.S. of Englewood, Colo., in the amount of \$12,936.92, and also requested authorization for expenditure of up to \$14,000 in case of contingencies.

Northrup offered a resolution to accept the bids from L.A.W.S. to up-fit two police vehicles with the total cost not to exceed \$14,000. That resolution was seconded by Shaver and approved unanimously.

DISCUSSION OF A PROPOSAL TO MERGE TWO CITY DEPARTMENTS

Engineering/Public Works Director Brad Curtis explained that the city's Community Development and Building Inspection departments had worked closely together for years. With restructuring the preceding year that eliminated the Community Development Director position, both departments had come under the supervision of Curtis. Because each department only had one employee and their functions overlapped in many ways, Curtis proposed combining the two departments, which would have to be done by ordinance. This would make budgeting for the departments easier and help improve communication from the departments to developers and contractors.

City Manager Jeff Wells said the city charter called for the city manager to recommend changes in the city's organizational structure to the council for approval by ordinance, and he recommended making this change. The council gave direction to the staff by consensus to move forward with an ordinance to change the organizational structure as discussed and bring the measure back for approval. No formal action was taken.

2015 BUDGET CALENDAR – PRESENTATION OF EXPENDITURES FOR THE ELECTRIC DEPARTMENT

City department heads and directors including Light & Power Superintendent Doug Linton, Engineering/Public Works Director Brad Curtis, Water Resources/Utilities Director Brent Nation, Information Technology Director Nelson McCoy, Customer Account Manager Connie Musgrave and Inventory Control Superintendent Doug Hofman presented the proposed expenditures for the Electric Department, Engineering/Public Works Director, Building Maintenance Department, Utility Director, IT Department, Utility Billing Department and Inventory Control Department.

A few council questions were answered and staff focused on highlights and changes in the budgets from preceding years. City Manager Jeff Wells said the employee costs including salaries, benefits and other expenses would be included in the projected budgets soon. No formal action was taken.

2015 BUDGET CALENDAR – PRESENTATION OF EXPENDITURES FOR THE GAS DEPARTMENT

Gas Superintendent Tony Behrends reviewed the proposed expenditures for 2015 in the Gas Fund, and answered several council questions. No formal action was taken.

2015 BUDGET CALENDAR – PRESENTATION OF EXPENDITURES FOR THE SANITATION DEPARTMENT

Sanitation Superintendent Bob Evins presented the proposed 2015 expenditures for the Sanitation Department and answered council questions. No formal action was taken.

PUBLIC COMMENT / AUDIENCE PARTICIPATION

None.

REPORTS BY OFFICIALS AND STAFF

Wells thanked members of several city departments for their efforts in dealing with the impacts of recent storm-related flooding in the city, and reminded the council that staff would likely be bringing a proposal for a stormwater fee to the council for consideration within the next few months.

Mayor Terry McAlister then spoke about the recent annual conference of the Colorado Municipal League which most council members attended, and asked each member for a brief report on their experience. Those who attended described the sessions they found most interesting and valuable, and things they learned which could be put into practice in Fort Morgan.

BIDS, MEETINGS AND ANNOUNCEMENTS

City Clerk/PIO John Brennan announced current bids and upcoming meetings, and reviewed several recent news releases disseminated by the city.

EXECUTIVE SESSIONS

The regular portion of the meeting concluded at 5:21 p.m., and McAlister then said the next item on the agenda was the first of two scheduled executive sessions. Councilmember Northrup made a motion to convene the first executive session, which was seconded by Councilmember Shaver and approved unanimously.

This executive session had been published as follows:

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); AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: Contract issue.

This executive session began at 5:31 p.m. and concluded at 5:48 p.m., and was attended by the mayor and council members along with City Manager/Interim City Attorney Jeff Wells.

On the advice of the city attorney the recording of the executive session was turned off at 5:32 p.m. because the discussion constituted a privileged attorney-client communication. The recording was turned back on at 5:47 p.m.

At the conclusion of the first executive session the council returned to the regular open meeting, where Councilmember Christine Castoe reported that the council met in executive session for the purpose stated on the agenda, and received legal advice regarding a contract issue. Castoe made a motion to direct the City Attorney to enforce the rights of the city under the contract, which was seconded by Councilmember Kevin Lindell and approved unanimously.

The council then convened the second scheduled executive session, which had been published as follows:

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); AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: Contract issue.

This executive session began at 5:51 p.m. and concluded at 6:00 p.m., and was attended by the mayor and council members along with Wells.

On the advice of the city attorney the recording of the executive session was turned off at 5:53 p.m. because the discussion constituted a privileged attorney-client communication. The recording was turned back on at 5:58 p.m.

At the conclusion of the second executive session the council again returned to the regular open meeting, where Councilmember Castoe reported that the council met in executive session for the purpose stated on the agenda, and received legal advice regarding a contract issue. Castoe made a motion to direct the City Attorney to continue moving forward with enforcement of the contract, which was seconded by Councilmember Shaver and approved unanimously.

Mayor McAlister adjourned the July 1, 2014 regular meeting at 6:01 p.m.

/s/ Terry L. McAlister
Mayor

/s/ John Brennan
City Clerk