

February 17, 2015

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 6:00 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, Water Resources/Utilities Director Brent Nation, City Treasurer Jean Kinney, Community Services Director Josh Miller, Human Resources/Risk Management Director Michael Boyer, Gas Superintendent Tony Behrends, Chief Building Official Mike Kirkendall, Water Distribution/Wastewater Collection Superintendent Erik Sagel, Management Intern Chelsea Gondeck and City Clerk/PIO John Brennan.

RECOGNITION OF ERIK SAGEL AS CITY EMPLOYEE OF THE QUARTER

City Manager Jeff Wells said Water Distribution/Wastewater Collection Superintendent Erik Sagel had been nominated and selected as the employee of the quarter for the fourth quarter of 2014. Wells said the nomination spoke of Sagel's approachability and strong communication, and that Sagel had shown great leadership since being promoted to the superintendent post recently. Water Resources/Utilities Director Brent Nation echoed Wells' comments and said Sagel had done a tremendous job. Sagel thanked everyone who nominated and voted for him and said he could not do his job without the help and support of his crew.

DISCUSSION OF NEGOTIATIONS WITH THE CITY REGARDING DIGITAL COPIER EQUIPMENT

Dan Haack, owner of Great Copier Service of Fort Morgan, thanked the council for the opportunity to speak, and then read a letter he had prepared for the council, copies of which were provided to the council members after Haack's presentation. Haack's letter described his perspective on the bid process and negotiations with the city for the lease of photocopiers, for which Great Copier had been chosen by the council as the successful bidder. At the end of the letter Haack stated that he was withdrawing from any further pursuit of the bid, and would prepare final billings for the copiers he currently had with the city and pick up a loaner machine he had provided to the Municipal Court by the end of that week.

BIDS FOR A CNG PICKUP TRUCK FOR THE GAS DEPARTMENT

Gas Superintendent Tony Behrends reviewed the bid process for this purchase of a bi-fuel/compressed natural gas pickup truck. He said only one bid met the specifications, from Weld County Garage of Greeley for \$36,191. Staff was also requesting additional options for the

truck and approval to purchase other items to complete the truck for city use, Behrends said, which would make the total cost about \$42,000.

Councilmember Lisa Northrup offered a resolution to approve expenditures not to exceed \$42,000 for the purchase of a 4-wheel drive, ¾-ton Bi-Fuel (CNG) GMC Sierra 2500HD pickup truck with options and mobile radio, tool boxes, decals and miscellaneous items to complete the truck for city use. That resolution was seconded by Councilmember Damon Mussman and approved unanimously.

DISCUSSION AND COUNCIL DIRECTION ON REPAIRS/MAINTENANCE OF THE COMMUNITY MURAL

Wells said several tiles had fallen from the community mural mounted on the north wall of the main fire station, and staff had learned that defective plywood used in many signs nationwide during the same time frame was the likely reason. Community Services Director Josh Miller said many more tiles were on the verge of falling off the mural, which would continue to deteriorate over time. Staff was recommending that the mural be taken down and an effort be made to preserve what could be saved until a decision was made on relocating, recreating or repurposing the mural. Some discussion of options followed, and the council consensus was to follow the staff recommendation.

RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INTERGOVERNMENTAL AGREEMENT WITH MORGAN COUNTY FOR LIBRARY SERVICES IN WESTERN MORGAN COUNTY

Miller said the city had been approached by Morgan County officials about possibly providing library services to smaller towns in the western half of the county, because the county could no longer afford its funding of the Bookmobile program. The city had determined it could provide similar services at an annual cost of about \$6,000, and doing so would offer the city an opportunity to educate these outlying county residents about what the Fort Morgan library offers, both in the library facility and online. Miller noted that the East Morgan County Library District planned to perform similar services in the eastern portion of the county.

Wells added that the proposed agreement also represented the city and county working together to save money for taxpayers.

Councilmember Christine Castoe offered a resolution to approve the Resolution authorizing the mayor to sign an intergovernmental agreement with Morgan County for library services in western Morgan County, which was seconded by Councilmember Ron Shaver and approved unanimously.

RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INTERGOVERNMENTAL AGREEMENT WITH THE BRUSH FIRE DEPARTMENT FOR MUTUAL AID

Wells said this was a routine item, as most area emergency response departments have such agreements in place to assist one another as needed, and this would simply update an existing agreement. Shaver offered a resolution to approve the Resolution authorizing the mayor to sign an intergovernmental agreement with the Brush Fire Department for mutual aid, which was seconded by Castoe and approved unanimously.

FIRST READING OF AN ORDINANCE AMENDING PORTIONS OF CHAPTER 21 OF THE FORT MORGAN MUNICIPAL CODE PERTAINING TO THE PLUMBING CODE AND FUEL GAS CODE

Chief Building Official Mike Kirkendall told the council this ordinance would put the city into compliance with new state laws regarding the plumbing code, which the city was required to do by March 15. Failing to do so could result in the city being unable to perform plumbing inspections and would require that state inspectors do that work, Kirkendall said.

Northrup offered a resolution to approve the first reading of an Ordinance amending portions of Chapter 21 of the Fort Morgan Municipal Code pertaining to the plumbing code and the fuel gas code, and to schedule a public hearing on the Ordinance for March 3. That resolution was seconded by Shaver and approved unanimously.

RESOLUTION ACCEPTING A PETITION FOR ANNEXATION FOR THE FM SOUTHRIDGE I AND FM SOUTHRIDGE II ANNEXATIONS

Engineering Public Works Director Brad Curtis explained that this was an annexation of land the city owned so the city was the applicant and petitioner, and the annexations would bring into the city a portion of an existing road that was already up to city standards and maintained by the city.

Shaver offered a resolution to accept the petition for annexations of the FM Southridge I and FM Southridge II Annexations and schedule a public hearing on the annexations for April 7. That resolution was seconded by Northrup and approved unanimously.

RESOLUTION ACCEPTING A PETITION FOR ANNEXATION OF THE FM ACOMA I, FM ACOMA II AND FM ACOMA III ANNEXATIONS

Curtis said these annexations were part of the same corridor as the previous ones, except on the west side of Main Street, and would allow the city to construct Acoma Avenue to connect with the site of the proposed new middle school. It was also city-owned property and was being done in three pieces to meet all of the contiguity requirements for annexation.

Shaver offered a resolution to accept the petition for annexations for the FM Acoma I, FM Acoma II and FM Acoma III annexations and schedule a public hearing on the annexations for April 7. That resolution was seconded by Castoe and approved unanimously.

PRESENTATION OF CITY MANAGER'S ANNUAL REPORT

Wells thanked all of the city's employees, saying that without them all of the accomplishments in this report would never have happened. He described the city's strong financial situation and reviewed a number of projects and initiatives accomplished or begun in 2014, including the South Sherman Street storm drainage project, the riverbank restoration, the pedestrian bridge to Riverside Park, the repaving of Ensign Street, the Upper Platte & Beaver Canal bank stabilization and corresponding repairs on Riverview Avenue, the remodeling of restrooms at the City Complex to be ADA-accessible, the construction of Linda Street, the rebuilding of the Riverside Park ball fields and the replacement of the airport runway.

Wells also spoke about future initiatives planned in 2015, including community block parties and volunteer service projects by city employees. He thanked the council for its support of city employees and the community and the positive direction of the community.

Mayor McAlister said that until you see it compiled in a report like this, it was easy to forget how much had been accomplished. He said for a town the size of Fort Morgan it was amazing how

much got done, and emphasized that he couldn't say enough about the city's employees, which he considered the best in the state of Colorado.

CONSENT AGENDA BY RESOLUTION

City Clerk/PIO John Brennan presented the Consent Agenda for Council consideration as follows:

CONSENT AGENDA

- A. Approval of the disbursements and payroll for January
- B. Approval of the minutes of the Feb. 3, 2015 City Council regular meeting

All matters listed under the Consent Agenda are considered to be routine business by the Council and will be enacted with a single motion and a single vote by roll call. There will be no separate discussion of these items. If discussion is deemed necessary, that item should be removed from the Consent Agenda and considered separately.

Councilmember Damon Mussman offered a resolution to approve the Consent Agenda as presented, which was seconded by Shaver and approved unanimously.

PUBLIC COMMENT / AUDIENCE PARTICIPATION

None.

REPORTS BY OFFICIALS AND STAFF

Wells noted that the city had been nominated for a Citizen of the Year award by the Fort Morgan Area Chamber of Commerce, which he said demonstrated that people in the community recognized and appreciated what the city was doing. He also said he wanted to make clear on the record that not all city departments were unhappy with the service they had received from Great Copier Service.

BIDS, MEETINGS AND ANNOUNCEMENTS

Brennan announced current bids and upcoming meetings.

EXECUTIVE SESSION

The regular portion of the meeting ended at 7:19 p.m., and Mayor McAlister said the next item on the agenda was a scheduled executive session. Councilmember Castoe made a motion to proceed to this executive session, which was seconded by Shaver and approved unanimously. This executive session had been published as follows:

EXECUTIVE SESSION for discussion of a personnel matter under C.R.S. Section 24-6-402(4)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of this body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees; AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: City Manager annual evaluation.

The executive session began at 7:37 p.m. and ended at 9:04 p.m., and was attended by the mayor and council along with Wells.

At the conclusion of the executive session the council returned to the open regular meeting, where Councilmember Castoe reported that the council had met in executive session for the purpose stated on the agenda. Castoe reported that the council's overall rating of the city manager's performance was 4.75 on a scale of 5, and that the city manager was eligible for a pay increase. As requested by the city manager, his raise would be in line with what was being provided to all other city employees.

Castoe then made a motion to authorize the mayor to work with special counsel to modify the city manager's employment contract as discussed by council in executive session. That motion was seconded by Councilmember Kevin Lindell and approved unanimously.

Mayor McAlister adjourned the Feb. 17, 2015 regular meeting at 9:05 p.m.

/s/ Terry McAlister
Mayor

/s/ John Brennan
City Clerk