

March 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 6:03 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, City Treasurer Jean Kinney, Human Resources/Risk Management Director Michael Boyer, Community Services Director Josh Miller, Engineering/Public Works Director Brad Curtis, Water Resources/Utilities Director Brent Nation, FMPD Lt. Jared Crone, Water Distribution/Wastewater Collection Superintendent Erik Sagel, Assistant City Attorney Jason Meyers, Management Intern Chelsea Gondeck and City Clerk/PIO John Brennan.

RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INTERGOVERNMENTAL AGREEMENT WITH LOG LANE VILLAGE REGARDING WASTEWATER TREATMENT

Water Resources/Utilities Director Brent Nation said the city had had an agreement with Log Lane Village since the 1990s when the town had problems with its own wastewater treatment plant, and this amendment to that agreement resulted from a pretreatment audit by the EPA. The federal agency said the agreement should have the same language as other such agreements, allowing the city to inspect facilities and investigate any problems with discharge levels, and this amendment added that authority for Fort Morgan. Nation noted that the Log Lane Village Board of Trustees had approved the IGA amendment at its meeting the previous week.

Councilmember Damon Mussman offered a resolution to approve the Resolution authorizing the mayor to sign an IGA with Log Lane Village regarding wastewater treatment, which was seconded by Councilmember Christine Castoe and approved unanimously.

RESOLUTION ACCEPTING AN ENERGY IMPACT ASSISTANCE FUND GRANT FROM THE DEPARTMENT OF LOCAL AFFAIRS

Engineering/Public Works Director Brad Curtis said the city had received notice in February of the award of this \$90,000 grant, which would be combined with \$110,000 budgeted by the city for the rewriting of the city's comprehensive plan.

Councilmember Lisa Northrup offered a resolution to approve the Resolution accepting the Energy Impact Assistance Fund grant from the Department of Local Affairs (DOLA EIAF 7665), authorizing the mayor to sign the grant agreement and authorizing the expenditure of the funds. That resolution was seconded by Councilmember Joe Segura Jr. and approved unanimously.

BIDS FOR EQUIPMENT AND INSTALLATION FOR UPFITS OF THREE POLICE VEHICLES

Fort Morgan Police Lt. Jared Crone explained that this would outfit three new police vehicles authorized earlier in the year with the needed equipment for police use. Two bids were received, Crone said, and staff was recommending the acceptance of the bids from L.A.W.S. of Englewood, Colo., for \$25,219.74, with the total cost not to exceed \$26,500. Crone said this was not the lowest bid but the FMPD had worked with L.A.W.S. in the past and had been happy with the company, and the extra funding requested would cover any changes in equipment that may be required as the vehicles were outfitted.

Castoe offered a resolution to accept the bid from L.A.W.S. of Englewood, Colo., at a cost not to exceed \$26,500, which was seconded by Northrup and approved unanimously.

CONTRACT FOR FIXED BASE OPERATOR SERVICES AT THE FORT MORGAN MUNICIPAL AIRPORT

Curtis explained the function of a fixed base operator at general aviation airports like Fort Morgan's, and said the city had received two bids to provide this service. Staff had reviewed the bids and qualifications and interviewed both candidates, Curtis said, and was requesting that the council authorize staff and the City Attorney's Office to finalize a five-year service agreement and authorize the mayor to sign that agreement with current FBO Scott Aviation Inc. in an amount not to exceed \$30,000 per year.

Curtis explained that contracts like this were usually written for three years, but with the time and logistics required to change FBO providers a five-year agreement was considered more realistic in this case, so staff was asking for a variance from the usual procurement process with the standard provision that it would be subject to annual appropriations by the council. Because some details of the contract were still to be worked out regarding who would be responsible and pay for certain things, the amount requested was not specific and instead was set with a not-to-exceed limit, Curtis said.

Wells added that both proposals were excellent and city staff ultimately decided based on its long relationship with Scott Aviation that continuing with that firm was in the best interest of the long-term success of the city airport.

Shaver offered a resolution to accept the agreement with Scott Aviation for Fort Morgan Airport FBO services for a five-year term not to exceed \$30,000 per year and authorize the mayor to sign that agreement. That resolution was seconded by Councilmember Joe Segura Jr. and approved unanimously.

BIDS FOR TWO STEERABLE SEWER CAMERAS FOR THE WATER DISTRIBUTION / WASTEWATER COLLECTION DEPARTMENT

Water Distribution/Wastewater Collection Superintendent Erik Sagel reviewed the bid process for this purchase and said one bid had been received, and staff was recommending acceptance of that bid. Sagel explained that the total cost was well within the budget when the trade-in allowance for the city's existing equipment was included.

Northrup offered a resolution to accept the bid from Dawson Infrastructure Solutions of Henderson, Colo., for two steerable sewer cameras to be utilized by the Wastewater Collection Department, in the amount of \$53,335 for Camera 1 and \$53,724 for Camera 2, with a trade-in allowance for existing equipment of \$32,250 for a total amount not to exceed \$74,809. That resolution was seconded by Castoe and approved unanimously.

RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN INTERGOVERNMENTAL AGREEMENT WITH THE MORGAN COUNTY RE-3 SCHOOL DISTRICT FOR A SCHOOL RESOURCE OFFICER

Police Chief Darin Sagel said the position of school resource officer was established in 2001 and the city had an agreement with the school district for sharing the cost of that position. This would re-establish that agreement for the 2015-16 school year.

Council and staff discussion followed about the importance of the school resource officer and whether one such officer was sufficient, and Sagel said he would speak with school district officials about the possible need for additional positions in the future.

Shaver offered a resolution to approve the Resolution authorizing the mayor to execute the IGA with the school district for a community resource officer, which was seconded by Castoe and approved unanimously.

FIRST READING OF AN ORDINANCE APPROVING ADJUSTMENTS TO THE 2014 BUDGET

Wells said this was required to make changes to the budget to reflect actual expenditures in preparation for the annual financial audit. City Treasurer Jean Kinney explained that the 2014 budget was approved in November 2013, and unforeseen expenses and circumstances since then made these adjustments necessary. Kinney explained these changes and answered council questions.

Northrup offered a resolution to approve the first reading of an Ordinance amending the appropriation of monies for the funds of the City of Fort Morgan, and scheduling a public hearing on the Ordinance for April 7. That resolution was seconded by Castoe and approved unanimously.

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 February
- B. Approval of the minutes of the March 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.

Castoe 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 his monthly written report was included in the council meeting packets. He said the city was gearing up for a lot of projects, with construction on the new airport runway expected to resume soon and plans in the works for a celebration of the completion of the ball fields at Riverside Park, which would mark the completion of the full restoration of the park after the flood damage in September 2013.

BIDS, MEETINGS AND ANNOUNCEMENTS

Brennan announced current bids and upcoming meetings, and reviewed some recent news releases from the city.

EXECUTIVE SESSION

The regular portion of the meeting concluded at 6:48 p.m., and Mayor McAlister said the next item of business on the agenda was the first of two scheduled executive sessions. Wells said some people who were scheduled to attend that session had not yet arrived, and asked if the order of the two scheduled executive sessions could be switched. Councilmember Mussman made a motion to convene the second scheduled executive session, which was seconded by Councilmember Castoe and approved unanimously.

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: Economic incentives.

This executive session began at 7:04 p.m. and ended at 7:42 p.m., and was attended by the mayor and council along with Wells, Assistant City Attorney Jason Meyers, Community Services Director Josh Miller and Management Intern Chelsea Gondeck.

At the conclusion of the executive session, the council returned to the regular open meeting, where Castoe reported that the council had met in executive session for the purpose stated on the agenda. Castoe then made a motion directing negotiators to move forward based upon the discussion in executive session, which was seconded by Councilmember Lindell and approved unanimously.

Councilmember Northrup then made a motion to convene the other executive session, which had been switched in order with the previous one. That motion was seconded by Castoe and approved unanimously.

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: Use of city facilities.

This executive session began at 7:44 p.m. and concluded at 9:06 p.m., and was attended by the mayor and council along with Wells, Meyers, Miller, Gondeck, Tamara Thompson and Kjelse Curtis. After some discussion Thompson and Curtis were excused from the session.

At the conclusion of the executive session the council returned to the regular open meeting, where Castoe reported that the council had met in executive session for the purpose stated on the agenda. Castoe made a motion directing staff to proceed with negotiations as discussed in the executive session, which was seconded by Lindell and approved unanimously.

Mayor McAlister adjourned the March 17, 2015 regular meeting at 9:07 p.m.

/s/ Terry McAlister
Mayor

/s/ John Brennan
City Clerk