

January 13, 2009

The City Council of the City of Fort Morgan, Colorado, met this day in the Council Chambers of City Hall. The Honorable Mayor Jack L. Darnell called the special meeting to order at 7:00 p.m.

The Pledge of Allegiance was given.

Roll Call: Present: Honorable Mayor Jack L. Darnell
Councilmember Sharol Lyn Deal
Councilmember Terry McAlister
Councilmember James A. Powers
Councilmember Terri P. Schafer
Councilmember Ron Shaver
Councilmember Alberta M. Simmons

The meeting was also attended by City Manager Pat Merrill, City Attorney Jeffrey Wells, Police Chief Keith Kuretich, City Treasurer Pixie Jones, Utility Directors Gary Dreessen and Bob Weimer, Community Development Director David Callahan, Community Services Director Don Shedd, Director of Human Resources & Risk Management Jody Prentice and City Clerk Andrea Strand.

DISCUSS AND/OR ACTION CONCERNING A REVISED FEE SCHEDULE FOR THE FORT MORGAN MUNICIPAL GOLF COURSE

Director Shedd presented a change in the 2009 fees for the operation of the Fort Morgan Golf Course. He reported that the changes had been discussed with the Staff and the Golf Course Advisory Board. The fee increase had been included in the 2009 budget. He stated that there were two new components to the fee schedule. The first component is a capital improvement fee. The fee is built into each fee item at approximately 3%. This fee is designed to start building a capital fund for future capital items including the new irrigation system in 20 years, not the one presently being discussed. The second component is that of a payment plan for the annual passes.

Council asked if the funds would be earmarked for the capital improvement fund. Director Shedd responded that they would be and would be used at Council's discretion. A line item would be established in the budget to identify this. Council expressed concern that the fee increase had been included in the revenue for the 2009 Budget without Council's approval. Council was not objecting to the fee increase but to the process. Council felt that they needed to be better informed for the next budget cycle.

Councilmember Deal offered a motion to approve the increase in the 2009 fees for the Golf Course effective February 1, 2009. Her motion was seconded by Councilmember McAlister. The vote by roll call being: Ayes: Mayor Darnell; Councilmembers Deal, McAlister, Powers, Schafer and Shaver. Nays: Councilmember Simmons.

DISCUSS AND/OR ACTION CONCERNING THE JACK'S BEAN PROJECT

Manager Merrill stated that he had provided the proposed completion cost to Council for the Jack's Bean project and outlined where money could be found within the budget to pay for the completion of the project. He stated that the additional cost would be incurred based on the

change in the scope of work. He informed Council that he had spoken to Terri Laurie and JT Lo Sasso from Denver Environmental about the history of the project. He then introduced Terri Laurie from Denver Environmental who stated that in 2007 a meeting was held between Denver Environment and Michael Nagy, former City Superintendent. Denver Environmental was asked to work off of a previous report prepared by Herron Company and to the bid the project based off of those documents. Manager Merrill added that this was not a preferred practice and the City has learned that we should have started from the beginning and allowed them to bid from the beginning and not from another report. The City Treasurer explained that the project was expected to be completed in 2006 and, therefore, was not budgeted in 2007. Manager Merrill continued and explained that his negotiations with Denver Environment concluded that the initial amount of environmental oversight would be beyond the \$35,000 originally contracted and would be \$45,458.75; this included leaving the floor in place. Council asked if Denver Environmental was sure that the floor would clear the inspection. Terri Laurie stated it would be clear of asbestos. The City Treasurer explained that the project was expected to be completed in 2006 and therefore was not budgeted in 2007. Manager Merrill stated that he would like to see what is behind the loading dock before a final recommendation is made. Terri Laurie stated she felt it was not necessary. Manager Merrill stated he would be the project manager and contact person for the City for the remainder of the project.

Councilmember Schafer offered a motion to approve \$35,280 to be paid to Western Cleanup and \$18,500 to Aspen Industries to complete the project. Her motion was seconded by Councilmember Simmons and carried unanimously.

Councilmember Powers offered a motion to approve \$45,458.75 to be paid to Denver Environmental to complete the project. His motion was seconded by Councilmember Deal. The vote being: Ayes: Mayor Darnell; Councilmembers Deal, Powers and Shaver. Nays: Councilmembers Simmons, Schafer and McAlister.

Mayor Darnell adjourned the January 13, 2009, special meeting at 8:03 p.m.

/s/ Jack L. Darnell, Mayor

/s/ Andrea J. Strand, City Clerk