

July 5, 2011

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 7:00 p.m.

The Pledge of Allegiance was given.

Roll Call: Present: Honorable Mayor Terry L. McAlister
Councilmember Scott Bryan
Councilmember Sharol Lyn Deal
Councilmember Debra J. Forstedt
Councilmember Brent M. Nation
Councilmember James A. Powers
Councilmember Ronald Shaver

The meeting was also attended by Acting City Manager/City Attorney Jeffrey Wells, Police Chief Keith Kuretich, Director of Water Resources Gary Dreessen, Community Development Director David Callahan, Community Services Director Patti Evans and City Clerk John Brennan.

PRESENTATION OF RESOLUTION TO FORM AD HOC COMMITTEE TO EXPLORE PROGRAM FUNDING FOR STORM WATER

Acting City Manager Jeff Wells presented the proposed resolution discussed during the previous week's work session. He said an ad hoc committee is created for a singular purpose and then disbanded, and this one would explore financing options for stormwater capital improvements needed in the city.

After some discussion about the structure of the committee, Powers made a motion to approve the resolution creating the committee, which would include the mayor, one councilmember from each ward of the city and one resident from each ward, all to be appointed by the mayor and approved by the council. That motion was seconded by Councilmember Debra Forstedt and approved unanimously.

PRESENTATION AND FIRST READING OF AN ORDINANCE AMENDING THE CITY LAND USE CODE

Community Development Director David Callahan reviewed the proposed ordinance, which would amend the existing Articles 4 and 6 of Chapter 20, "Land Use Code," Fort Morgan Municipal Code (2010). This would eliminate a current conflict between two existing sections of the code regarding the distance between primary and accessory building in the rear yards of residential lots. Callahan noted that the city Planning Commission had discussed this issue twice, including holding a public hearing, and there was no public participation in either case and the Planning Commission recommended approval of the ordinance.

Powers made a motion to approve Ordinance 1116 on first reading, and that motion was seconded by Councilmember Ron Shaver and approved unanimously.

UPDATE ON PROPOSAL FOR CITY TO ACT AS FISCAL AGENT FOR HOMELAND SECURITY GRANT FUNDING AGREEMENT WITH THE NORTHEAST COLORADO ALL-HAZARDS REGION

Police Chief Keith Kuretich reviewed his memo about the proposal that was included in the council packets, which outlined how the agreement would be structured and what would be required of each party. There was much discussion about the proposal, and the potential benefits and burdens it might produce for the city. Some council members expressed support for the idea, saying it would be a good deal for the city and demonstrate the city's leadership among communities in the region. Others voiced skepticism about the benefits and concern about the possibility of financial burdens placed on the city by the agreement.

After a lengthy discussion and numerous questions to Jon Surbeck of Homeland Security, Powers asked if the council members could have a draft of the actual agreement in front of them for the next week's work session. Wells said that could be done, and the council consensus was to place this item on the July 12 work session agenda for further consideration and to direct staff to provide a draft of the actual proposed agreement.

APPROVAL OF RESOLUTIONS REGARDING CITY BANKING ACCOUNTS

Wells told the council these were standard resolutions used by the city to designate the authorized signatories for city banking accounts. One resolution pertained specifically to accounts for the city health care self-insurance plan, and the other dealt with all other city bank accounts. Wells noted that these resolutions were necessary at this time due to the recent vacancy in the city treasurer's position, to designate the interim treasurer as a signatory, and when a permanent treasurer was hired the resolutions would have to be modified and approved again.

Powers then made a motion to approve Resolution No. 2011-07-04, Concerning the Establishment and Operation of the City's Health Care Bank Accounts. That motion was seconded by Councilmember Brent Nation and approved unanimously.

Powers then made a motion to approve Resolution No. 2011-07-05, Concerning the Establishment and Operation of Bank Accounts, which was seconded by Nation and approved unanimously.

CONSENT AGENDA BY RESOLUTION AND ACTING AS THE LOCAL LIQUOR LICENSING AUTHORITY

Clerk Brennan presented the Consent Agenda for Council consideration, said Consent Agenda being in words, letters and figures as follows, to wit:

CONSENT AGENDA

- A. Approval of a Resolution authorizing the mayor to sign a Memorandum of Understanding with the Eastern Plains Internet Crimes Against Children Task Force
- B. Approval of a Resolution authorizing the mayor to sign a Memorandum of Understanding/Intergovernmental Agreement with the Eastern Colorado Drug Task Force
- C. Approval of bid for overhaul of the Alfa Laval Rotating Assembly at the Waste Water Treatment Plant
- D. Approval of the renewal of a 3.2 Percent Beer Retail License (Off Premises) for Conoco Outpost
- E. Approval of the renewal of a Hotel and Restaurant Liquor License for Acapulco Bay
- F. Approval of the minutes of the June 21 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 Nation offered a resolution to approve the Consent Agenda as presented, which was seconded by Forstedt and approved unanimously.

PASSED, APPROVED AND ADOPTED this 5th day of July 2011, the vote upon roll call being as follows: Ayes: Mayor McAlister; Councilmembers Bryan, Deal, Forstedt, Nation, Powers and Shaver. Nays: none.

PUBLIC COMMENT / AUDIENCE PARTICIPATION

City resident Dennis Hall of 512 Maple St. addressed the council with concerns about railroad quiet zones. He said some trains are still blowing their horns at all crossings throughout town, including the ones where quiet zones have been established, while others are not sounding their horns at all. He said the ones that don't blow the horns at all are what scares him. Hall suggested the city use long crossing gates that block all traffic lanes on both sides of the tracks instead of the concrete barriers used at the two quiet zones already established.

REPORTS BY OFFICIALS AND STAFF

Wells noted the wealth of summer activities going on in the city, noted that construction work has begun on rebuilding West Street, and thanked city employees for stepping up to fill in during recent vacancies in some city positions. He said the city staff gets a lot of work done and he wanted to recognize the employees' efforts.

BIDS, MEETINGS AND ANNOUNCEMENTS

Clerk Brennan announced upcoming bids and meetings, and announced that July utility bills may be up to a few days late because of new software installation and testing in the utility billing department.

Mayor McAlister adjourned the July 5, 2011 regular meeting at 8:10 p.m.

Mayor

City Clerk