

**RIFLE CITY COUNCIL MEETING**

Wednesday, January 4, 2012

REGULAR MEETING

7:00 p.m. \* Council Chambers

A regular meeting of the Rifle City Council was called to order at 7:00 p.m. by Mayor Jay Miller.

**PRESENT ON ROLL CALL:** Councilors Rich Carter, Alan Lambert, Keith Lambert, Jonathan Rice, Randy Winkler, and Mayor Jay Miller.

Councilor A. Lambert moved to excuse Councilor Jen Sanborn from tonight's meeting; seconded by Councilor Rice. Roll Call: Yes – Carter, A. Lambert, K. Lambert, Rice, Winkler, Miller

**OTHERS PRESENT:** John Hier, City Manager; Matt Sturgeon, Assistant City Manager / Director of Planning; Lisa Cain, City Clerk; Jim Neu, City Attorney; Michael Churchill, Channel 10 Assistant Manager; Vaughn Miles, Police Sergeant; Mike Braaten, Government Affairs Coordinator; Nathan Lindquist, City Planner; Nancy Bayne; Jerry Seifert; Phil Birchfield; John Stewart; and Jillian Sutherland.

**CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:**

- A. Minutes from the December 21, 2011 Regular Meeting
- B. Posting Place for Public Meetings – Resolution No. 1, Series of 2012
- C. October Financial Statement
- D. Accounts Payable

Councilor A. Lambert moved to approve Consent Agenda Items A, B, C, and D; seconded by Councilor K. Lambert.

Roll Call: Yes – Rice (abstaining as to Item A), Carter, A. Lambert, K. Lambert, Winkler, Miller

**CITIZEN COMMENTS AND LIVE CALL-IN**

There were no citizen comments or live call-ins.

***PUBLIC HEARING – SPECIAL EVENT LIQUOR PERMIT – BPOE LODGE RIFLE LODGE #2195 – BURNING MOUNTAINS FIRE PROTECTION DISTRICT'S HOLIDAY EVENT***

Mayor Miller opened the public hearing and swore in Nancy Bayne, Secretary, BPOE Lodge Rifle Lodge #2195, and Jerry Seifert, representing Burning Mountains Fire Protection District. Ms. Bayne and Mr. Seifert presented the Lodge's application for a special event permit to provide liquor service at the District's holiday event on January 28, 2012, from 6 p.m. to 11 p.m. at Grand River Hospital's meeting rooms at 501 Airport Road. City Clerk Lisa Cain stated that the hearing was properly noticed, the application is complete, and the fees have been paid.

Councilor A. Lambert moved to approve the Special Event Liquor Permit for BPOE Lodge Rifle Lodge #2195 on January 28, 2012, from 6 p.m. to 11 p.m., at 501 Airport Road; seconded by Councilor Rice.

Roll Call: Yes - Carter, A. Lambert, K. Lambert, Rice, Winkler, Miller

***PUBLIC HEARING – SPECIAL EVENT LIQUOR PERMITS –RIFLE MOOSE LODGE #1345 – BULLRIDING EVENTS***

Mayor Miller opened the public hearing and swore in Phil Birchfield and John Stewart representing Rifle Moose Lodge #1345. Mr. Birchfield and Mr. Stewart presented the Lodge's application for special event permits to provide liquor service at bullriding events on January 14, February 24, and March 9, 2012, from 6 p.m. to 10 p.m. each evening, at the Garfield County Fairgrounds at 1001 Railroad Avenue. Ms. Cain stated that the hearing was properly noticed, the application is complete, and the fees have been paid.

Councilor Carter moved to approve Special Event Liquor Permits for Rifle Moose Lodge #1345 on January 14, February 24, and March 9, 2012, from 6 p.m. to 10 p.m. each evening, at 1001 Railroad Avenue; seconded by Councilor A. Lambert.

Roll Call: Yes - Carter, A. Lambert, K. Lambert, Rice, Winkler, Miller

***RECEIVE INFORMATION ABOUT COMMUNITY DEVELOPMENT ACADEMY***

Jillian Sutherland, representing the Sonoran Institute, presented information about the Garfield County Community Development Academy.

***CONSIDER CACALOCO 2011 RENTAL RELEASE REQUEST***

Assistant City Manager / Director of Planning Matt Sturgeon explained that the Cacaloco recycling operation is proposing to construct a building to house paper waste. Because of the hardships encountered at start-up, Cacaloco is requesting the City participate in 40 percent (\$30,000) of the building cost (\$75,000). The City's participation would come in the form of releasing Cacaloco from its obligation to pay the City 20 percent of revenues generated in 2011 that exceeded the first \$100,000.

Councilors discussed whether to facilitate Cacaloco's construction of a permanent structure in light of odor complaints about the operation.

Councilor K. Lambert moved to accept the Cacaloco 2011 rental release request, not to exceed \$30,000; seconded by Councilor Rice.

Roll Call: Yes - Carter, A. Lambert, K. Lambert, Rice, Miller. No – Winkler.

***CONSIDER AWARDING PROFESSIONAL SERVICE CONTRACT FOR DOWNTOWN TRANSIT ORIENTED DEVELOPMENT AND MARKET FEASIBILITY PROJECT***

City Planner Nathan Lindquist reminded Council that the City was awarded a Community Challenge Planning Grant totaling \$806,618 from the U.S. Department of Transportation (DOT) and the U.S. Department of Housing and Urban Development (HUD) in October 2010 through Rifle's participation in the Colorado Sustainable Main Streets Initiative. The grant is for planning and design of multiple projects in downtown Rifle, including a Transit-Oriented Development (TOD) Strategic Investment Plan that includes action steps intended to attract investment to downtown Rifle. The City requested proposals for consultant services for Phase 1 of the project. Staff recommends that Council approve a contract with lead consultant Charlier and Associates in the amount of \$445,118 for Phase 1 of the Downtown Transit-Oriented Development Strategic Plan project. In the future, staff will bring a contract for Phase 2 of the project to Council for its consideration.

There was discussion about making sure that the TOD Strategic Investment Plan was implemented, and not just created and shelved.

Councilor K. Lambert moved to approve a contract with lead consultant Charlier and Associates in an amount not to exceed \$445,118 for Phase 1 of the Downtown Transit-Oriented Development Strategic Plan project; seconded by Councilor Carter.

Roll Call: Yes - Carter, A. Lambert, K. Lambert, Rice, Winkler, Miller

***CONSIDER MEMORANDUM OF AGREEMENT WITH DEPARTMENT OF LOCAL AFFAIRS FOR CONTINUED PARTICIPATION IN THE MAIN STREET PROGRAM***

Government Affairs Coordinator Mike Braaten noted that the City has participated in the Department of Local Affairs Main Street Program for 2 years. During this time, the City has received access to grants and other resources for which it might not otherwise have been eligible. He requested that Council approve the Memorandum of Agreement for continued participation in the Department of Local Affairs Main Street Program.

Councilor Winkler moved to approve the Memorandum of Agreement for continued participation in the Department of Local Affairs Main Street Program; seconded by Councilor A. Lambert.

Roll Call: Yes - Carter, A. Lambert, K. Lambert, Rice, Winkler, Miller

***CONSIDER RESCHEDULING JUNE 20, 2012 AND JULY 4, 2012 COUNCIL MEETINGS***

Ms. Cain informed Council that the Colorado Municipal League Conference would conflict with Council's regular meeting scheduled for June 20, 2012. She also noted that Council's first regular meeting in July was scheduled for July 4. She recommended that Council reschedule its June 20 and July 4 meetings for June 18 and July 2, respectively.

Councilor K. Lambert moved to reschedule Council's June 20, 2012 and July 4, 2012 meetings for June 18 and July 2, respectively; seconded by Councilor Rice.

Roll Call: Yes - Carter, A. Lambert, K. Lambert, Rice, Winkler, Miller

**ADMINISTRATIVE REPORTS**

Mr. Hier reported to Council on the following issues: Water Plant issues; Rifle Creek Museum; Senior Center; personnel; Visitor Improvement Fund Advisory Board advertising budget; New Ute Theatre; West 2<sup>nd</sup> Street reconstruction; Rifle Pond dike repairs; sludge treatment; annual reports; and budgets.

Ms. Cain announced upcoming Council workshops.

Mr. Braaten updated Council on the 2011 Rifle Bucks program.

**COMMENTS FROM MAYOR AND COUNCIL**

Councilor Carter provided an update on renovation of the New Ute Theatre.

Councilor A. Lambert thanked Ed Green for 14 years of service as Garfield County Manager.

***EXECUTIVE SESSION FOR A CONFERENCE WITH THE CITY ATTORNEY FOR THE PURPOSE OF RECEIVING LEGAL ADVICE ON SPECIFIC LEGAL QUESTIONS UNDER CRS 24-6-402(4)(B); FOR THE PURPOSE OF DETERMINING POSITIONS RELATIVE TO MATTERS THAT MAY BE SUBJECT TO NEGOTIATIONS, DEVELOPING STRATEGY FOR NEGOTIATIONS, AND/OR INSTRUCTING NEGOTIATORS, UNDER CRS 24-6-402(4)(E)***

Councilor Rice moved to adjourn to executive session to receive legal advice and discuss negotiations; seconded by Councilor A. Lambert (8:14 p.m.).

Roll Call: Yes - Carter, A. Lambert, K. Lambert, Rice, Winkler, Miller

Upon return to open session following conclusion of the executive session, meeting adjourned at 8:41 p.m.

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Lisa H. Cain  
City Clerk

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Jay D. Miller  
Mayor