

RIFLE CITY COUNCIL MEETING

Wednesday, March 4, 2015

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 Randy Winkler.

PRESENT AT ROLL CALL: Councilors Rich Carter, Barb Clifton, Joe Elliott, Jay Miller, Jonathan Rice, and Mayor Randy Winkler.

Councilor Carter moved to excuse Councilor Dirk Myers from tonight’s meeting; seconded by Councilor Miller. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler

OTHERS PRESENT: City Manager Matt Sturgeon; City Clerk Lisa Hamilton; City Attorney Jim Neu; Rifle Community Television Assistant Manager Michael Churchill; Operations & Maintenance Technician Mike Altman; Assistant City Manager Kimberly Bullen; Police Officer Carlos Cornejo; Utilities Director Dick Deussen; Police Officer Garrett Duncan; Police Chief John Dyer; Operations & Maintenance Technician Roland Klocker; Operations & Maintenance Technician Larry Matlock; Public Works Superintendent Bobby O’Dell; Court Administrator Kathy Pototsky; Police Office Manager Robin Steffen; Rifle Police K-9 Tulo; Parks and Recreation Director Tom Whitmore; U.S. Forest Service K-9 Charlie; Ann Domenicucci; Patti Heinz; Grand Junction Police K-9 Joker; Lance Mead; Montrose County Sheriff K-9 Ops; Cloud Shadowshot; Mark Sills; Rick Steffen; Steve Tanis; Fruita Police K-9 Talu; Deric Walter; and Joseph Willey.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the February 18, 2015 Regular Meeting
- B. (Acting as Liquor Licensing Authority) Liquor License Renewals: Thai Chili Bistro; Kum & Go #4923
- C. Appoint Rifle Senior Center Advisory Board members as recommended by the Rifle Senior Center Advisory Board
- D. Find the Garfield County Communication Authority Annexation Petition to be in substantial compliance with state statutes and set a public hearing on the petition – Resolution No. 6, Series of 2015
- E. December 2014 Financial Report
- F. December 2014 Sales Tax Report
- G. Accounts Payable

Councilor Miller moved to approve Consent Agenda Items A, B, C, D, E, F, and G; seconded by Councilor Rice. Roll Call: Yes – Carter (abstaining as to Item A), Clifton, Elliott, Miller, Rice, Winkler

CITIZEN COMMENTS

Mark Sills and Cloud Shadowshot requested that existing marijuana cultivation licensees be permitted to operate infused products manufacturing facilities.

There were no other citizen comments.

PRESENTATION TO LARRY MATLOCK

Council presented a plaque to retiring Operations & Maintenance Technician Larry Matlock and thanked him for his 37 years of service to the City and the community.

ACCEPT DONATION OF CANINE BULLETPROOF VEST

Ann Domenicucci, representing Vested Interest in K9s, Inc., presented a protective bullet and stab vest for Rifle Police K-9 Tulo. Council thanked Ms. Domenicucci and Vested Interest for this generous donation.

CONSIDER AWARDING CONTRACT FOR PORTABLE TOILET SERVICE

Councilor Carter moved to authorize staff to enter into an agreement with United Site Services for portable restroom service for Rifle Parks for 2015 and 2016, for an amount not to exceed \$27,000, subject to annual appropriation, as recommended by Parks and Recreation Director Tom Whitmore; seconded by Councilor Rice. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler

CONSIDER AWARDING CONTRACT FOR LANDSCAPE AND SNOW REMOVAL SERVICES

Councilor Rice moved to authorize staff to enter into an agreement with Gopher Irrigation and Landscaping LLC for landscape and snow removal services at the Civic Plaza and Rifle Creek Plaza for 2015 and 2016, for an amount not to exceed \$38,955, subject to annual appropriation, as recommended by Parks and Recreation Director Tom Whitmore; seconded by Councilor Elliott. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler

(ACTING AS WATER ENTERPRISE) CONSIDER AWARDING CONTRACT FOR DESIGN OF WATER TANK

Councilor Rice moved to award a contract Boundaries Unlimited for an amount not to exceed \$25,000 for engineering services to design a new water storage tank, as recommended by Utilities Director Dick Deussen; seconded by Councilor Carter. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler

(ACTING AS WATER ENTERPRISE) CONSIDER APPROVING PAYMENTS TO MEMBRANE SUPPLIER

Councilor Miller moved to authorize payments to Pall Corporation for membranes for the water treatment plant, as scheduled, in an amount not to exceed \$1,683,000, as recommended by Utilities Director Dick Deussen; seconded by Councilor Clifton. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler

CONSIDER AMENDING RIFLE MUNICIPAL CODE REGARDING ACTS CONSTITUTING THE CRIMINAL OFFENSES OF OBSTRUCTING PEACE OFFICERS, DISORDERLY CONDUCT, AND PROHIBITED USES OF WEAPONS – ORDINANCE NO. 2, SERIES OF 2015 – 1ST READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTIONS 10-2-40, 10-3-60, AND 10-9-40 OF THE RIFLE MUNICIPAL CODE REGARDING ACTS CONSTITUTING THE CRIMINAL OFFENSES OF OBSTRUCTING PEACE OFFICERS, DISORDERLY CONDUCT, AND PROHIBITED USES OF WEAPONS

City Attorney Jim Neu explained that proposed Ordinance No. 2, Series of 2015 would amend Sections 10-2-40, 10-3-60, and 10-9-40 of the Rifle Municipal Code regarding obstructing peace officers, disorderly conduct, and prohibited uses of weapons, respectively. These changes would better conform the Rifle Municipal Code to state statutes on the same offenses and better define the offenses and related mental state for culpability.

Councilor Miller moved to approve Ordinance No. 2, Series of 2015, on first reading, as presented, and to order it to be published as required by Charter; seconded by Councilor Carter. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler.

CONSIDER AMENDING RIFLE MUNICIPAL CODE REGARDING ENFORCEMENT OPTIONS FOR VIOLATIONS OF STATE OR LOCAL MEDICAL AND RETAIL MARIJUANA LAWS – ORDINANCE NO. 3, SERIES OF 2015 – 1ST READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTIONS 6-8-140 AND 6-9-170 OF THE RIFLE MUNICIPAL CODE REGARDING ENFORCEMENT OPTIONS FOR VIOLATIONS OF STATE OR LOCAL MEDICAL AND RETAIL MARIJUANA LAWS

Mr. Neu informed Council that proposed Ordinance No. 3, Series of 2015 would amend Sections 6-8-140 and 6-9-170 of the Code that currently only provide for suspension or revocation of a medical marijuana establishment or retail marijuana establishment license in the event of a violation of license conditions and/or state or local marijuana establishment laws. State statute authorizes the payment of a fine in lieu of suspension. Ordinance No. 3 would expressly give the City Local Licensing Authority the same option in the Rifle Municipal Code.

Councilor Elliott moved to approve Ordinance No. 3, Series of 2015, on first reading, as presented, and to order it to be published as required by Charter; seconded by Councilor Clifton. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler.

ADMINISTRATIVE REPORTS

City Manager Matt Sturgeon reported on the following issues: strategic planning; and Fire District use of Operations & Maintenance Shop.

City Clerk Lisa Hamilton informed Council of its workshop with the Planning Commission on March 11 at 6 p.m.

Police Chief John Dyer reported on mandatory in-service training for Police Officers.

Mr. Deussen reported that the Colorado Department of Public Health and Environment’s new permit for the Wastewater Treatment Plant requires fewer tests than the previous permit required, and this will reduce operational costs by \$5000 per year.

COMMENTS FROM MAYOR AND COUNCIL

Councilors thanked Larry Matlock for his long service to the community.

Councilor Elliott encouraged the public to join seniors for lunch at the Senior Center.

Councilor Rice was privileged to accompany Rifle High School seniors to the Colorado Close Up program in Denver recently. During the program participants’ visit to the Denver Detention Facility, they learned that the amount of illegal marijuana confiscated upon detainees’ entry has increased since retail marijuana was legalized last year.

Councilor Miller thanked members of the Colorado State Patrol, Garfield Sheriff’s Office, Rifle Police Department, and other public safety agencies for their service.

Councilor Clifton thanked Chief Dyer for acquiring the vest for K-9 Tulo, and for arranging for tonight’s visit by 4 other K-9s.

Meeting adjourned at 8:09 p.m.

Lisa K. Hamilton
City Clerk

Randy Winkler
Mayor