

RIFLE CITY COUNCIL MEETING

Wednesday, March 18, 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, Dirk Myers, Jonathan Rice, and Mayor Randy Winkler.

OTHERS PRESENT: City Manager Matt Sturgeon; City Clerk Lisa Hamilton; City Attorney Jim Neu; Rifle Community Television Assistant Manager Michael Churchill; City Engineer Rick Barth; Utilities Director Dick Deussen; Police Chief John Dyer; Resident Engineer Jim Miller; Public Works Superintendent Bobby O'Dell; Court Administrator Kathy Pototsky; Construction Inspector Brian Prunty; Dan Alvis; Diana Avila; Devon Bershenyi; Brent Buss; Mary Cranor; Tamara Degler; Anahi Garcia; Cheyanne Miller; Susan Nichols-Alvis; Cody Rice; Erika Salazar; and John Scalzo.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the March 4, 2015 Regular Meeting
- B. Appoint Frank Breece to Rifle Housing Authority Board
- C. (Acting as Liquor Licensing Authority) Special Event Permit: Grand River Hospital District Volunteers Association for April 7, 2015 (approve permit, cancel public hearing)
- D. (Acting as Liquor Licensing Authority) Special Event Permit: Grand River Hospital District Volunteers Association for April 29 and 30, 2015 (approve permit, cancel public hearing)
- E. (Acting as Liquor Licensing Authority) Liquor License Renewal: Wing Nutz Bar and Grill
- F. Amend 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 – 2nd reading
- G. Amend Rifle Municipal Code regarding enforcement options for violations of state or local medical and retail marijuana laws – Ordinance No. 3, Series of 2015 – 2nd reading
- H. Support application for Department of Local Affairs grant for 12th Street sidewalk improvements – Resolution No. 7, Series of 2015
- I. Accounts Payable

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

With respect to Item F, staff suggested that these phrases in Section 10-9-40 be retained: “and unlawfully displays or” and “in a manner calculated to alarm.” Councilor Rice moved to approve Ordinance No. 2, Series of 2015, on second reading, as amended, and to order it to be published as required by Charter; seconded by Councilor Clifton. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler.

CITIZEN COMMENTS

Brent Buss asked Council to amend the Sign Code to allow A-frame (sandwich board) signs in the Community Service District.

John Scalzo suggested the following:

- reinstate phone-in comments during Council meetings
- respond during Council meetings to citizens speaking during the comment period
- reduce the angle of diagonal parking on 3rd Street
- remove bulb-outs that force motorists into oncoming traffic to make turns around the bulb-outs
- restripe the exit from City Market to provide more room for motorists turning north onto Railroad Avenue

There were no other citizen comments.

Mayor Winkler announced that the State of Colorado had decided to locate the Center of Excellence for Advanced Technology Aerial Firefighting in Rifle.

RECEIVE PRESENTATION FROM RIFLE HIGH SCHOOL STUDENTS ABOUT COLORADO CLOSE UP PROGRAM

Rifle High School seniors Diana Avila, Devon Bershenyi, Anahi Garcia, Cheyanne Miller, Cody Rice, and Erika Salazar presented information about the Colorado Close Up program and thanked the Rifle Community Foundation for funding a portion of the cost for them to attend the program.

CONSIDER EXPANDING DESIGN SERVICES CONTRACT WITH SOPRIS ENGINEERING FOR WHITERIVER AVENUE PEDESTRIAN IMPROVEMENTS

City Engineer Rick Barth explained that initially, the scope of pedestrian improvements along Whiteriver Avenue was from 10th Street to 16th Street. Subsequent to defining the scope in this way, the City applied for a grant to fund additional improvements to 18th Street and an additional walkway along the west side of Whiteriver Avenue. Staff recommends expanding the City's contract with Sopris Engineering for designing the improvements, for an additional cost of \$18,000, if the City receives the grant. This would bring the total cost of services to \$49,000, which is still within the budgeted amount.

Councilor Elliott moved to expand the design services contract with Sopris Engineering for Whiteriver Avenue Pedestrian Improvements by \$18,000, for a total amount of \$49,000; seconded by Councilor Myers. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

CONSIDER AWARDING CONTRACT TO GMCO FOR CHIP AND SEAL WORK

Mr. Barth reminded Council that last year it approved a contract with GMCO for chip and seal work on City streets in the amount of \$57,076.80. Due to poor fall weather, however, the work was not begun. Staff has updated the scope of work to include more streets. Mr. Barth recommended that Council award a contract to GMCO in the amount of \$156,826.37.

Councilor Miller moved to award a contract for chip and seal work to GMCO in an amount not to exceed \$156,826.37; seconded by Councilor Carter. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

CONSIDER AGREEMENT EXCHANGING TWO EQUIVALENT RESIDENTIAL UNITS (EQRs) FOR WATERLINE EASEMENT THROUGH ALPINE BANK PROPERTY

Mr. Barth explained that the City is seeking an easement through Alpine Bank's property for a water line for the south tie-in of a secondary water main for south Rifle. Instead of receiving payment for the easement, Alpine Bank would like to receive 2 Equivalent Residential Units (EQRs).

Councilor Rice moved to approve an agreement exchanging two equivalent residential units (EQRs) for a waterline easement through Alpine Bank's property; seconded by Councilor Elliott. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

CONSIDER AUTHORIZING PURCHASE OF VEHICLE FOR POLICE DEPARTMENT

Councilor Carter moved to authorize the purchase of a new patrol vehicle from Columbine Ford for \$30,365, as recommended by Police Chief John Dyer; seconded by Councilor Miller. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

RECEIVE PRESENTATION REGARDING LONG TERM ROAD MAINTENANCE AND IMPROVEMENTS

Public Works Superintendent Bobby O’Dell, Construction Inspector Brian Prunty, and Mr. Barth presented information about long term road maintenance and improvements.

RECEIVE RIFLE REGIONAL WATER TREATMENT FACILITY UPDATE

Utilities Director Dick Deussen and Resident Engineer Jim Miller provided an update about construction of the Rifle Regional Water Treatment Facility.

CONSIDER EMERGENCY ORDINANCE AUTHORIZING LEASE PURCHASE AGREEMENT FOR WATER TANK FINANCING - ORDINANCE NO. 4, SERIES OF 2015

AN ORDINANCE AUTHORIZING THE FINANCING OF REPAIRS AND IMPROVEMENTS TO THE CITY’S WATER SYSTEM THROUGH THE EXECUTION AND DELIVERY OF A SITE LEASE BETWEEN THE CITY AS LESSOR AND A LESSEE TO BE IDENTIFIED AND, IN CONNECTION THEREWITH, A LEASE PURCHASE AGREEMENT BETWEEN THE CITY, AS LESSEE, AND A LESSOR TO BE IDENTIFIED, WITH RESPECT TO CERTAIN REAL AND PERSONAL PROPERTY USED BY THE CITY AS A POLICE AND COURT FACILITY; AUTHORIZING OFFICIALS OF THE CITY TO TAKE ALL ACTION NECESSARY TO CARRY OUT THE TRANSACTIONS CONTEMPLATED HEREBY; PROVIDING FOR RELATED MATTERS AND DECLARING AN EMERGENCY

City Attorney Jim Neu explained that proposed Ordinance No. 4, Series of 2015, would authorize the City to pursue a lease purchase agreement on the Justice Center, the funds from which would be used to construct a water tank to replace the Graham Mesa water tank. Staff recommended that Council approve the ordinance as an emergency ordinance, because of the need to replace the water tank as soon as possible, and because the City can lock in favorable financing rates.

Councilor Elliott moved to approve Ordinance No. 4, Series of 2015, as an emergency ordinance, as presented, and to order it to be published as required by Charter; seconded by Councilor Rice. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler.

CONSIDER AUTHORIZING MAYOR TO EXECUTE 2015 9-PARTY MEMORANDUM OF UNDERSTANDING REGARDING SENIOR MEALS AND TRANSPORTATION PROGRAMS

City Manager Matt Sturgeon informed Council that Rifle has participated in the 9-Party Garfield County Senior Program since 2009. Garfield County agreed, when the program was taken over from Colorado Mountain College, to manage the program on behalf of the partners. The MOU sets forth each participant’s annual commitment to share the administrative and operational costs associated with the meal and transportation services offered under the program.

This year’s calculation calls for Rifle to contribute \$125,464.40, which is \$78 more than last year. However, the City only appropriated \$113,000 for 2015 in anticipation of a savings on the transportation side of the program. Rifle’s transportation costs are \$12,639 less than 2014, but the meals component of the program increased \$12,717. This increase wasn’t anticipated as the meals program had been fairly stable since 2009.

The increase is the result of Garfield County Health and Human Services hiring an FTE. While the need was justified, it was not anticipated and staff suggested it may not be affordable for Rifle. The Senior Programs Advisory Board to which Rifle is a member voted to recommend this new position to the Garfield County Commissioners in the late fall of 2014. The position was approved in the Garfield County 2015 budget.

Staff does not feel Rifle can absorb this new cost with current budget constraints.

Councilor Miller moved to authorize execution of the 2015 9-Party Memorandum of Understanding Regarding Senior Meals and Transportation Programs and payment of \$113,000 toward the administrative and operational costs; seconded by Councilor Myers. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Myers, Rice, Winkler

ADMINISTRATIVE REPORTS

Mr. Sturgeon reported on the following issues: LiveWell grant to Senior Center; and long term maintenance needs.

COMMENTS FROM MAYOR AND COUNCIL

Councilor Myers thanked Assistant City Manager Kimberly Bullen for her efforts to bring to Rifle the Center of Excellence for Advanced Technology Aerial Firefighting.

Councilor Clifton noted that the City is going to conduct a study on the feasibility of fluoridating City water.

Councilor Miller reported on items discussed at the Associated Governments of Northwest Colorado meeting. He thanked the other agencies that supported the City's bid for the Center of Excellence.

Councilor Elliott thanked Resident Engineer Miller for the positive report on construction of the water treatment plant.

Meeting adjourned at 9:05 p.m.

Lisa K. Hamilton
City Clerk

Randy Winkler
Mayor