

RIFLE CITY COUNCIL MEETING

Wednesday, September 2, 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.

OTHERS PRESENT: City Manager Matt Sturgeon; City Clerk Lisa Hamilton; City Attorney Jim Neu; Rifle Community Television (RCTV) Manager Michael Churchill; Assistant City Manager Kimberly Bullen; City Clerk Kristy Christensen; Detective Sergeant Mike Tyler; Planning Director Nathan Lindquist; Parks and Recreation Director Tom Whitmore; Glenn Ault; Natalie Bowman; Chris Krelovich; Norma Miller; Susan Nichols-Alvis; Annick Pruet; Gina Reece-Long; and Tami Sours.

CONSENT AGENDA - APPROVE THE FOLLOWING ITEMS:

- A. Minutes from the August 19, 2015 regular meeting
- B. (Acting as Liquor Licensing Authority) Special Event Permits: Grand River Hospital District Volunteers Association, October 7, November 6 and December 5, 2015 at Grand River Hospital District premises (approve permits, cancel public hearing)
- C. (Acting as Liquor Licensing Authority) Special Event Permit: Rifle Area Chamber of Commerce, October 1, 2015 at Garfield County Fairgrounds (approve permit, cancel public hearing)
- D. (Acting as Liquor Licensing Authority) Set public hearing on application for liquor license by Rolling Fork Grill LLC d/b/a Brickhouse Pizzeria for October 7 Council Meeting
- E. Change number of Housing Authority board members – Ordinance No. 16, Series of 2015 – 2nd reading
- F. Appoint Housing Authority board members
- G. Accounts Payable
- H. (Acting as Liquor Licensing Authority) Liquor License Renewal: Farm Fresh Café (Steakhouse)
- I. Appoint new City Clerk

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

CITIZEN COMMENTS

There were no citizen comments.

PRESENTATION TO RETIRING COUNCILORS RICH CARTER, JAY MILLER, AND JONATHAN RICE

Mayor Winkler presented plaques to retiring Councilors Rich Carter, Jay Miller, and Jonathan Rice and read aloud proclamations honoring them for their many years of service to the City of Rifle and its citizens.

CONSIDER AMENDING SIGN CODE – ORDINANCE NO. 17, SERIES OF 2015 – 2ND READING

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING THE SIGN CODE OF THE CITY OF RIFLE SET FORTH AT ARTICLE VIII OF CHAPTER 16 OF THE RIFLE MUNICIPAL CODE

Mayor Winkler recused himself from consideration of this matter because of a potential conflict of interest. He left the Council Chamber, and Councilor Miller presided over the meeting as Mayor Pro Tem.

Planning Director Nathan Lindquist and City Attorney Jim Neu reviewed with Council the amendments made following first reading.

Councilor Carter moved to approve Ordinance No. 17, Series of 2015, on second reading, as presented, and to order it to be published as required by Charter; seconded by Councilor Elliott. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice. Abstaining - Winkler.

Mayor Winkler returned to the Council Chamber.

CONSIDER FINAL PLAN APPROVAL OF RIFLE SUPER CENTER MINOR SUBDIVISION OF CURRENT COMPLETE ENERGY ANNEXATION SUBDIVISION – RESOLUTION NO. 26, SERIES OF 2015

Councilor Carter recused himself from consideration of this matter because of a potential conflict of interest. He left the Council Chamber.

Glenn Ault, representing the applicant, DeBeque Crossing, LLC, explained that the preliminary objective of the applicant is to be able to establish individual ownership and use of the existing Bell Supply building. The proposed subdivision will create 2 commercial lots in the new Rifle SuperCenter subdivision, the larger Lot 2 being approximately 32.83 acres, and the smaller Lot 1, encompassing the Bell Supply building, being approximately 4.65 acres. Planning Director Nathan Lindquist said that the lots will be zoned Industrial (ID), consistent with the current zoning. Planning and Zoning Commission reviewed the proposal on August 25, 2015 and recommended approval with the conditions stated in proposed Resolution No. 26, Series of 2015.

Councilor Miller moved to approve Resolution No. 26, Series of 2015; seconded by Councilor Rice. Roll Call: Yes – Clifton, Elliott, Miller, Rice, Winkler. Abstaining - Carter.

Councilor Carter returned to the Council Chamber.

CONSIDER CONFIRMING CITY MANAGER EMERGENCY PURCHASE OF SIGNAL LIGHT

City Manager Matt Sturgeon reported to Council that according to a Rifle Police Report dated August 18, 2015, a witness reported seeing a semi-truck southbound on Railroad Avenue hit the signal light on the northwest corner of the intersection with Centennial Parkway. City staff and a private contractor inspected the damage and determined the pole was damaged beyond repair and was unstable requiring immediate replacement. The state of the pole foundation was such that there was concern another vehicle incident or heavy wind could bring the pole down into the intersection. Because of the risk associated with the unstable pole, he authorized Sturgeon Electric—the contractor currently retained to maintain signal lights throughout the City of Rifle—to install a new signal pole.

Section 4-3-40(b) of the Rifle Municipal Code grants the City Manager authority to make emergency procurements up to \$100,000 when a threat to public health, safety, or welfare exists and a purchase should not be delayed. The City Manager is required to obtain affirmation of the purchase the next time a quorum of City Council occurs.

Staff requested Council confirm the \$35,753 emergency expenditure. With Council's approval, the funds will come from a \$500,000 contingency budgeted in the Street Improvement Fund for events such as this. Additionally, an insurance claim has been filed with the City's insurer.

Councilor Elliott moved to confirm a \$35,753 emergency expenditure for replacement of the signal light pole at Centennial Parkway and Railroad Avenue; seconded by Councilor Rice. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler.

CONSIDER MAINTENANCE INTERGOVERNMENTAL AGREEMENT WITH HOUSING AUTHORITY

City Manager Matt Sturgeon explained that the Rifle Senior Center and the Rifle Housing Authority are both in need of a part time maintenance worker. Sharing one maintenance worker will create a more stable position and gain the efficiencies of using the same employee. The Housing Authority will be the employer of the maintenance worker pursuant to all employment policies of the Housing Authority. The City will pay a monthly amount for approximately 15 hours of work at the Senior Center at the direction of the Senior Center Director. The proposed Intergovernmental Agreement contains additional provisions necessary for this shared use of the maintenance worker.

Councilor Carter moved to approve the Intergovernmental Agreement - General Maintenance Worker Services with the Rifle Housing Authority; seconded by Councilor Elliott. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler.

CONSIDER COLORADO RIVER COOPERATIVE AGREEMENT ON MIDDLE COLORADO RIVER SPECIAL FUND

City Attorney Jim Neu explained that the proposed Cooperative Agreement Concerning Management of the Colorado River Cooperative Agreement Middle Colorado River Special Fund is about management of the Special Fund established under the Colorado River Cooperative Agreement that must be funded by Denver Water by September 26, 2015. Denver Water agreed to place \$500,000 in a fund to be managed and used by middle river entities to help offset the increased operational costs that are incurred as a result of the Shoshone Outage Protocol implementation (the "Special Fund"). The Outage Protocol allows for Denver Water to take the call off at Shoshone during winter months (pursuant to their 2007 Excel agreement) and drought conditions to allow fill of Denver Water's reservoirs. This has an operational impact on water users diverting directly from the Colorado River such as Rifle of both lower water levels and increased salinity. Rifle and Glenwood Springs are the primary middle Colorado River entities.

Councilor Miller moved to approve the Cooperative Agreement Concerning Management of the Colorado River Cooperative Agreement Middle Colorado River Special Fund; seconded by Councilor Rice. Roll Call: Yes – Carter, Clifton, Elliott, Miller, Rice, Winkler.

ADMINISTRATIVE REPORTS

City Manager Matt Sturgeon reported on the 2 million gallon tank construction.

Human Resources Director/City Clerk Lisa Hamilton updated Council on the municipal election. She thanked Council and the Rifle community for the opportunities given to her during her employment by the City. Council thanked her for her service.

COMMENTS FROM MAYOR AND COUNCIL

Councilors Clifton and Elliott and Mayor Winkler thanked Councilors Carter, Miller, and Rice.

Councilors Carter, Miller, and Rice thanked Rifle for allowing them to serve the Rifle community.

Meeting adjourned at 7:51 p.m.

Kristy Christensen
City Clerk

Randy Winkler
Mayor