

# RIFLE CITY COUNCIL MEETING

Wednesday, May 21, 2008

REGULAR MEETING

7:00 p.m. \* Council Chambers

The regular meeting of the Rifle City Council was called to order at 7:03 p.m. by Mayor Keith Lambert.

**PRESENT ON ROLL CALL:** Councilors Beth Bascom, Alan Lambert, Jay Miller, Jonathan Rice, Jennifer Sanborn, Jeanette Thompson, and Mayor Keith Lambert.

**OTHERS PRESENT:** John Hier, City Manager; Matt Sturgeon, Assistant City Manager; Wanda Nelson, City Clerk; Karl Hanlon, Assistant City Attorney; Jim Bell, Cable 10; Michael Churchill, Cable 10; Mike Braaten, Government Affairs Coordinator; Charles Kelty, Finance Director; Nathan Lindquist, Planner; Fil Meraz; Ya Mei Zhang; F.A. Coley; John B. Scalzo; AJ Sandquist; Britt Kelly; Helen Rogers; Scott Becker; Kevin Bray; Dick Diyualt.

## CONSENT AGENDA

***MINUTES OF THE MAY 7, 2008, REGULAR MEETING; ACCOUNTS PAYABLE; APPOINTMENT OF DDA MEMBERS; MARCH SALES TAX REPORT; MARCH FINANCIAL REPORT; RESOLUTION 16-08: RIFLE AIRPARK PETITION SUBSTANTIAL COMPLIANCE***

Councilor Lambert excused himself from voting on Accounts Payable. Councilor Sanborn moved to approve the Consent Agenda; seconded by Councilor Rice.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

## CITIZEN COMMENTS AND LIVE CALL-IN

John Scalzo distributed an article regarding Executive Sessions.

## ITEMS ON THE AGENDA

***VISITOR IMPROVEMENT FUND (VIF) ADVISORY BOARD REQUEST FOR FUNDING FARMER'S MARKET EVENTS***

Chairperson Scott Becker and Vice Chair Helen Rogers reported that the VIF Advisory Board voted to request Council authorization of the expenditure of half the expenses for advertising, a canopy, signs, and music at the Farmer's Market, in an amount of \$4,180. The remaining half could be shared between the Community Foundation (\$2,090) and Parks and Recreation Budget (\$2,090). Councilor Lambert moved to authorize the expenditure of \$4,180 from the VIF for the Farmer's Market; seconded by Councilor Sanborn.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

***PUBLIC HEARING: THAI CHILI BISTRO, INC LIQUOR LICENSE APPLICATION***

Mayor Lambert opened the public hearing. Councilor Sanborn excused herself from this item. Mayor Lambert swore in the applicant Ya Mei Zhang and her representative Frank Coley. Ya Mei Zhang dba Thai Chili Bistro, Inc. has applied for a liquor license at 115 East 3<sup>rd</sup> Street. The applicant was fingerprinted, and there were no problems noted with the background search. Councilor Bascom moved to approve the application; seconded by Councilor Rice.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, K. Lambert

***PUBLIC HEARING: WESTSIDE MOBILE HOME COURT ADDITION ANNEXATION***

***SECOND READING OF ORDINANCE 6-08: ANNEXATION***

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, ANNEXING TO THE CITY OF RIFLE, COLORADO CERTAIN REAL PROPERTY KNOWN AS THE WESTSIDE MOBILE HOME COURT ADDITION ANNEXATION.

***RESOLUTION 17-08: ANNEXATION***

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, CONCERNING THE WESTSIDE MOBILE HOME COURT ADDITION ANNEXATION TO THE CITY OF RIFLE

***RESOLUTION 18-08: ANNEXATION PLAN***

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, APPROVING AN ANNEXATION PLAN FOR THE WESTSIDE MOBILE HOME COURT ADDITION ANNEXATION AS REQUIRED UNDER THE MUNICIPAL ANNEXATION ACT OF 1965, AS AMENDED.

Mayor Lambert opened the public hearing. The City received a petition to annex .67 acres of property located adjacent to the Westside Mobile Home Court. The applicant would like to expand the mobile home park as proposed in a pending planned unit development application. The Council is only considering the Annexation, not any pending development on the property. Applicant Britt Kelly was sworn in. Councilor Miller moved to approve Ordinance 6-08 on second reading as presented and ordered it to be published in full as required by Charter, and moved to approve Resolutions 17-08 and 18-08; seconded by Councilor Lambert.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

***PUBLIC HEARING: SCALZO PUD SUBDIVISION***

***FIRST READING OF ORDINANCE 7-08: REZONING***

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, RE-ZONING PROPERTY KNOWN AS SCALZO RANCH FROM MEDIUM DENSITY

RESIDENTIAL (MDR) TO MEDIUM DENSITY RESIDENTIAL PLANNED UNIT DEVELOPMENT (MDR PUD)

***FIRST READING OF ORDINANCE 8-08: FINAL PLAT***

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, APPROVING A PUD FINAL DEVELOPMENT PLAN AND FINAL SUBDIVISION PLAT FOR SCALZO RANCH PLANNED UNIT DEVELOPMENT

Mayor Lambert opened the public hearing. Councilor Sanborn excused herself from this item. Kevin Bray and Bud Curtis were sworn in. Mr. Bray noted that the application consists of the development of 28 town homes to be constructed on a 2.87-acre parcel between Whiteriver Avenue and Munroe Avenue, north of 10<sup>th</sup> Street and south of the Rifle Heights subdivision. Mr. John Scalzo was sworn in and noted he didn't wish this type of development on this property, which he owned at one time. Councilor Rice moved to approve Ordinances 7-08 and 8-08 on first reading as presented and ordered them to be published by title as required by Charter; seconded by Councilor Thompson.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, K. Lambert

***FIRST READING OF ORDINANCE 9-08: UMTRA OVERLAY ZONE DISTRICT***

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, CREATING THE UMTRA OVERLAY ZONE DISTRICT AND INCLUDING WITHIN THE DISTRICT THE CITY'S EAST AND WEST UMTRA SITES

Mr. Lindquist noted that, due to the presence of residual contaminants on the City-owned East and West UMTRA sites, city staff has worked with the DOE to develop protocols regarding these sites. In order to codify these protocols and ensure that they are properly followed in the future, staff proposes that the City create an UMTRA Overlay Zoning District that will include restrictions on the site, and standard operating procedures (SOP's) that govern development activity on the site. An overlay zoning district adds additional standards on top of the standards already imposed by the underlying zoning district. Councilor Lambert moved to approve Ordinance 9-08 as presented and ordered it to be published by title as required by Charter; seconded by Councilor Bascom.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

***RESOLUTION 20-08: ADDING AXA'S 401 RETIREMENT PLAN***

A RESOLUTION OF THE CITY OF RIFLE, COLORADO, APPROVING A 401 PLAN FOR CITY EMPLOYEES MANAGED BY AXA EQUITABLE LIFE INSURANCE COMPANY.

Alex Maurer with Axa noted he has been working with staff to discuss additional options for the City's retirement plans. Axa is able to offer plans that offer a guaranteed benefit. These options are completely voluntary, and no employee is required to select Axa products. Councilor Bascom moved to approve Resolution 20-08; seconded by Councilor Lambert.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

***ADOPTION OF CITY'S PAY PLAN***

Mr. Hier noted that the consulting firm of Fox Lawson & Associates has completed its work to update the City's Employee Classification Plan. The work included a salary survey of similar sized cities, analysis of Colorado Public Employee pay trends, analysis of Western Slope city pay trends, and a study of private sector influences. The final report was included for Council's review. Although the City is fairly competitive with its pay practices, the consultant recommended all pay grades be increased by 5.8% to 6.2%. Additionally, the consultant and Mr. Hier recommended changes to several job classes and grade adjustments. Councilor Bascom moved to adopt the City's pay plan; seconded by Councilor Lambert.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

***FINAL DRAFT WATER CONSERVATION PLAN***

Warren Swanson and Dan Richardson with SGM present the draft plan. Eighteen elements of the plan were reviewed. As this is only a draft, additional revisions and comments will be included and presented to Council at a future meeting.

***COGCC DRAFT RULES FOR OIL & GAS DEVELOPMENT***

Mr. Braaten reviewed a letter and comments written to the Acting Director of Colorado Oil and Gas Conservation Commission in response to the current rule making proceedings before the Commission pertaining to a major revision to rules governing oil and gas development in Colorado. Councilor Lambert moved to approve the letter regarding the draft rules; seconded by Councilor Miller.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

***RESOLUTION 19-08: ADOPTION OF CITY'S MISSION, VISION, & GOALS***

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, ADOPTING AS OFFICIAL POLICY OF THE CITY THE MISSION STATEMENT, VISION STATEMENT AND GOALS FOR 2008-2009 CONTAINED IN THE 2008 CITY OF RIFLE STRATEGIC PLAN.

Mayor Lambert stated that Council and staff participated in a Strategic Planning session earlier this month to review the City's vision, mission, and goals. A copy of the report will be available online once it is finalized. The Mayor read the vision, mission, and goals aloud. Councilor Rice moved to approve Resolution 19-08; seconded by Councilor Bascom.

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

## **ADMINISTRATIVE REPORTS**

Mr. Hier reported on: capital projects; 3<sup>rd</sup> Street bridge opening; roundabouts; NE 16<sup>th</sup> Street; 24<sup>th</sup> Street signals; senior citizen task force; recruitment of City employees. Mr. Sturgeon introduced our new planner Robert Mansolillo. Mr. Lindquist noted that the Energy Star Program is moving forward. Mr. Braaten stated that the BBC case study is nearing completion. Mr. Stevens provided an overview of the progress at the WWTP and the Beaver Creek intake project.

## **COMMENTS FROM MAYOR AND COUNCIL**

### ***RECYCLING CENTER***

Councilor Sanborn suggested including information on the Recycling Center in next month's utility newsletter. This will provide much-needed information to new residents and those who do not have access to Cable 10.

### ***SENIOR CENTER NEEDS***

Councilor Lambert attended a recent board meeting at the Senior Center. A person is needed to perform maintenance duties.

### ***MEMORIAL DAY WEEKEND***

Councilor Lambert noted this weekend is a time to remember our Veterans.

### ***CONGRATULATIONS GRADUATES***

Councilor Bascom congratulated the Rifle High School graduates and wished them well.

### ***ARTICLE ON JOHN SCALZO***

Councilor Bascom noted there was a recent article written about John Scalzo.

### ***COMMENTS FROM JOHN SCALZO***

Mr. Scalzo commended the Council on passing the new pay plan for employees. He stated that Council should give themselves a raise because of all their hard work and time put in on City business. The City should look at its current water rights and locations for a new water plant, according to Mr. Scalzo.

### ***EXECUTIVE SESSION: LEGAL ADVICE & NEGOTIATIONS***

Councilor Lambert moved to adjourn to Executive Session for the purpose of discussing Legal Advice under CRS Section 24-6-402(4)(b) and Negotiations under CRS Section 24-6-402(4)(e); seconded by Councilor Bascom (9:42 p.m.).

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

Councilor Rice moved to adjourn from Executive Session: seconded by Councilor Lambert (9:59 p.m.).

ROLL CALL: Yes - Bascom, A. Lambert, Miller, Rice, Thompson, Sanborn, K. Lambert

The meeting adjourned at 9:59 p.m.

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Wanda Nelson  
City Clerk

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Keith Lambert  
Mayor