

RIFLE CITY COUNCIL MEETING

Wednesday, October 1, 2008

REGULAR MEETING

7:00 p.m. * Council Chambers

The regular meeting of the Rifle City Council was called to order at 7:10 p.m. by Mayor Keith Lambert.

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

Councilor Sanborn moved to approve Councilor Alan Lambert from tonight's meeting; seconded by Councilor Rice.

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

OTHERS PRESENT: John Hier, City Manager; Wanda Nelson, City Clerk; Jim Neu, Assistant City Attorney; Aleks Briedis, Recreation Director; Tom Whitmore, Parks Director; Jim Bell, Cable 10; Michael Churchill, Cable 10; Rod Hamilton, Public Works Director; Mike Braaten, Government Affairs Coordinator; Daryl Meisner, Chief of Police; Kim Wisdom, Court Administrator; Debbie Wilde; John Scalzo; Julie Knowles; Gil Frontella; Helen Rogers; Jake Mall; Bryan & Dawn Burgess; Terry Broughton; Susie Hoeppli; Wayne Bankert; Jimmy Smith; Jim Grebouski; Joyce Wizer; James Golden.

CONSENT AGENDA

MINUTES OF THE SEPTEMBER 17, 2008 REGULAR MEETING; ACCOUNTS PAYABLE; LIQUOR LICENSE RENEWAL: MOOSE LODGE; APPOINTMENT TO VISITOR IMPROVEMENT FUND ADVISORY BOARD

Councilor Bascom moved to approve the Consent Agenda; seconded by Councilor Rice.

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

CITIZEN COMMENTS AND LIVE CALL-IN

Julie Knowles appeared to get an update on potential traffic calming devices on 7th Street. John Scalzo suggested several uses for spent shale at Anvil Points.

UTE THEATRE GRANT

Helen Rogers and Gil Frontella noted the DDA has received a grant for an historical assessment of the Ute Theatre. The grant from the State is for \$7,000, and the DDA will put in \$1,000. Councilor Bascom moved to authorize Helen Rogers to sign the grant documents, with the review by the Finance Director; seconded by Councilor Thompson.

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

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YOUTHZONE UPDATE

Debbie Wilde and Nancy McGregor provided an overview of the YouthZone programs, and gave specific information regarding those served.

APPROVE EXPENDITURE FOR FENCING AND BLINDS AT THE JUSTICE CENTER

Chief Meisner noted two bids were received for vinyl coated chain link fence, and recommends accepting the bid from Flattops Fencing for approximately \$18,000. Secondly, the blinds for the new Justice Center will cost approximately \$9,000. Councilor Sanborn moved to authorize the expenditure from the contingency fund for fencing not to exceed \$18,000, and blinds not to exceed \$9,000, for a total amount not to exceed \$27,000; seconded by Councilor Bascom.

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

FIRST READING OF ORDINANCE 20-08: TERMS OF OFFICE FOR BOARD APPOINTMENTS

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING CHAPTER 2 OF THE RIFLE MUNICIPAL CODE REGARDING TERMS OF OFFICE FOR THE PLANNING COMMISSION, THE PARKS AND RECREATION ADVISORY BOARD, AND THE VISITOR IMPROVEMENTS FUND ADVISORY BOARD

Mr. Neu stated that the schedule for interviewing potential appointees to the Planning Commission (P&Z), Parks and Rec Advisory Board (PRAB), and the Visitor Improvements Fund Advisory Board (VIFAB) conflicts with the yearly budget schedule. Ordinance 20-08 amends the respective sections in the Rifle Municipal Code related to each board and commission so that the terms of office commence as follows: PRAB–February 1st; P&Z–April 1st; VIFAB–June 1st. Councilor Miller moved to approve Ordinance 20-08 as presented and ordered it to be published by title as required by Charter; seconded by Councilor Thompson.

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

STATEWIDE BALLOT ISSUES

Mayor Lambert stated that three following resolutions will be considered together. These ballot issues were discussed in length at a workshop at the previous Council meeting.

RESOLUTION 37-08 OPPOSING AMENDMENT 52 (USE OF STATE SEVERANCE TAX REVENUES FOR HIGHWAYS)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE, COLORADO, OPPOSING AMENDMENT 52 ON THE NOVEMBER 4, 2008 GENERAL ELECTION BALLOT.

RESOLUTION 38-08 SUPPORTING REFERENDUM O (LOWERS STANDARDS FOR CITIZEN INITIATED STATE LAWS AND INCREASES STANDARDS FOR CITIZEN INITIATED CONSTITUTIONAL AMENDMENTS)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE,
COLORADO, SUPPORTING REFERENDUM "O" ON THE NOVEMBER 4,
2008 GENERAL ELECTION BALLOT.

***RESOLUTION 39-08 SUPPORTING AMENDMENT 59 (DE-BRUCES ALL STATE
REVENUES AND EARMARKS THOSE REVENUES INTO A STATE EDUCATION FUND
SAVINGS ACCOUNT)***

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE,
COLORADO, SUPPORTING AMENDMENT 59 ON THE NOVEMBER 4,
2008 GENERAL ELECTION BALLOT.

Councilor Rice moved to approve Resolution 37-08, Resolution 38-08, and Resolution 39-08 as presented; seconded by Councilor Bascom.

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

RESOLUTION 40-08: RED FLAG RULES

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RIFLE,
COLORADO, CONCERNING COMPLIANCE WITH THE RED FLAG
RULES.

Mr. Neu stated that the Federal Trade Commission (FTC) has issued recent regulations, known as the "Red Flag Rules," that require financial institutions and creditors to develop and implement written identity theft prevention programs. Resolution 40-08 adopts a policy for the City's Utility Department that identifies and detects potential red flags in connection with its utility service accounts, and facilitates prevention and mitigation of any potential instances of identity theft in connection with such accounts. Mr. Kelty will develop procedures to be in compliance with the Red Flag Rules. Councilor Miller moved to approve Resolution 40-08; seconded by Councilor Sanborn.

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

Mayor Lambert called for a recess at 8:10 p.m. The meeting resumed at 8:20 p.m.

PUBLIC HEARING: LARAMIE ENERGY II WATER SHED PERMIT

Mayor Lambert opened the public hearing and swore in the applicants and those wishing to testify. The City received an application from Laramie Energy II, LLC to construct and operate up to five natural gas well pads with multiple wells, associated production facilities, and road improvements in the City's Beaver Creek Watershed. Michael Erion, Consulting Engineer, reviewed the application and provided his recommendations. Applicants Wayne Bankard and Ken Leis presented their application and answered questions. Joyce Wizer had several questions regarding cuttings and what they are made of. Jim Grebouski stated that he drew the map included in the application and clarified measurements on the map, and showed worse-case scenarios in high water events. Terry Broughton expressed concern over the quality of the stream due to truck traffic. Dawn Burgess noted her concern over air and water quality. Bryan

Burgess agreed with the need for gas, but not the need to speed up the application. Susie Hoeppli addressed the quality of water in Beaver Creek. James Golden provided comments on truck trips. Conditions of the permit were discussed, and Council would like to review the changes in writing before considering approval. Councilor Rice moved to continue the public hearing until October 15, 2008 to discuss Permit conditions; seconded by Councilor Miller.

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

ADMINISTRATIVE REPORTS

Mr. Hier reported on: 2009 Budget process; construction projects. Due to the late hour, Mr. Sturgeon would like to continue the scheduled Executive Session until October 6, 2008.

COMMENTS FROM MAYOR AND COUNCIL

CONGRATULATIONS COUNCILOR RICE!

Councilor Miller thanked Councilor Rice for his service to the community by teaching at the High School, coaching various sports, and serving on City Council. An article on Councilor Rice appeared in the *Citizen Telegram* outlining his service.

PERMITTING PROCESS

Councilor Sanborn acknowledged that the Watershed Permitting Process can be arduous but necessary none-the-less.

2008 BALLOT

Councilor Rice reiterated his comments from the previous meeting about the length of the ballot this year, with eighteen ballot issues to consider.

DIRTY JOBS

Mayor Lambert stated that the City of Rifle's Wastewater Plant will be featured on the October 14th airing of *Dirty Jobs*.

The meeting adjourned at 11:08 p.m.

Wanda Nelson
City Clerk

Keith Lambert
Mayor