

RIFLE CITY COUNCIL MEETING

Wednesday, February 18, 2009

REGULAR MEETING

7:00 p.m. * Council Chambers

The regular meeting of the Rifle City Council was called to order at 7:04 p.m. by Mayor Keith Lambert.

PRESENT ON ROLL CALL: Councilors Beth Bascom, Alan Lambert, Jennifer Sanborn, Jeanette Thompson, and Mayor Keith Lambert.

Councilor Lambert moved to excuse Councilors Jay Miller and Jonathan Rice from tonight's meeting; seconded by Councilor Bascom.

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

OTHERS PRESENT: John Hier, City Manager; Wanda Nelson, City Clerk; Jim Neu, Assistant City Attorney; Jim Bell, Cable 10; Michael Churchill, Cable 10; Rod Hamilton, Public Works Director; Charles Kelty, Finance Director; Aleks Briedis, Recreation Director; Daryl Meisner, Chief of Police; Charlie Stevens, Utility Director; Ralph Koehler; John Scalzo; Ted Diaz.

CONSENT AGENDA

MINUTES OF THE FEBRUARY 4, 2009 REGULAR MEETING; MINUTES OF THE FEBRUARY 4, 2009 SPECIAL MEETING; MINUTES OF THE FEBRUARY 11, 2009 SPECIAL MEETING; RESOLUTION 4-09: BOOKCLIFF COUNCIL ON ARTS AND HUMANITIES SUBSTANTIAL COMPLIANCE; AMENDMENT TO CONTRACT WITH PBS&J FOR GATEWAY PROJECT; APPOINTMENT OF ALTERNATE TO PRAB; LIQUOR LICENSE RENEWALS: CHEERMEISTER, EL BURRITO LOCO; ACCOUNTS PAYABLE

Councilor Sanborn requested that the minutes from the February 11, 2009 Special Meeting be pulled for separate consideration. Councilor Lambert pulled Resolution 4-09 and the Liquor License Renewals for separate consideration. Councilor Bascom moved to approve the remaining items on the Consent Agenda; seconded by Councilor Thompson.

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

MINUTES OF THE FEBRUARY 11, 2009 SPECIAL MEETING

Councilor Sanborn noted that the word "opposing" is misspelled in these minutes. Councilor Sanborn excused herself from voting on this item. Councilor Bascom moved to approve the minutes; seconded by Councilor Thompson.

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

RESOLUTION 4-09: BOOKCLIFF COUNCIL ON ARTS AND HUMANITIES SUBSTANTIAL COMPLIANCE

Councilor Lambert asked about the status of this annexation, as it has been dormant for awhile. Mr. Sturgeon stated that the Board has been more active and has been meeting with staff. Councilor Lambert moved to approve Resolution 4-09; seconded by Councilor Sanborn.

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

LIQUOR LICENSE RENEWALS: CHEERMEISTER, EL BURRITO LOCO

Councilor Lambert noted there were problems last year with Cheermeister's renewal, and wondered if the problems had improved. Chief Meisner stated that Cheermeister has worked hard to improve past problems. Councilor Lambert moved to approve the Renewals; seconded by Councilor Bascom.

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

CITIZEN COMMENTS AND LIVE CALL-IN

John Scalzo and Ralph Koehler with Kelley Hanson Post #78 described their project to erect a new addition to the present memorial at the Veteran's Memorial Park. Mr. Scalzo suggested that a water treatment plant be built north of town. A citizen named Kevin called in to thank the City for the stop light at Railroad and 24th. He requested that the speed limit be decreased in that area. Mr. Stevens asked for volunteers to participate on a Water Services Advisory Board.

Councilor Rice arrived at 7:26 p.m.

SECOND READING OF ORDINANCE 2-09: TEMPORARY USE PERMITS

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, ADOPTING NEW SECTIONS 16-3-120, 16-5-150, AND 16-6-230 OF THE RIFLE MUNICIPAL CODE TO IMPLEMENT REGULATIONS FOR TEMPORARY USES IN THE CITY AND ADOPTING AN APPLICATION FEE FOR TEMPORARY USE PERMITS AT APPENDIX A OF THE CODE

Mr. Neu explained that Ordinance 2-09 enacts new regulations regarding temporary uses in the City as recommended by the Planning Department following referral to the Planning Commission. The only temporary uses allowed in the City are prepared food and produce stands. All temporary uses selling non-food items are prohibited. Prepared food temporary uses are restricted in number depending on the district in which the use is requested. Existing permits for prepared food are given preference for renewal over new applications if all available permits are issued for a particular district. Councilor Lambert moved to approve Ordinance 2-09 as presented and ordered it to be published in full as required by Charter; seconded by Councilor Sanborn.

ROLL CALL: Yes - Bascom, A. Lambert, Rice, Thompson, Sanborn
No - K. Lambert

FIRST READING OF ORDINANCE 3-09: MUD AND DEBRIS ON CITY RIGHTS OF WAY

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTION 7-2-20 OF THE RIFLE MUNICIPAL CODE BY SPECIFICALLY ENUMERATING AS A NUISANCE "MUD OR DEBRIS" DEPOSITED ON CITY RIGHTS-OF-WAY.

Mr. Hamilton noted that the City of Rifle continues to experience constant and continuous construction activity associated with various types of public and private development. Staff has noted substantial mud and debris being tracked onto the City's public street system, creating a nuisance. Mr. Neu explained that Ordinance 3-09 enumerates mud and debris as a nuisance. Councilor Sanborn moved to approve Ordinance 3-09 as presented and ordered it to be published by title as required by Charter; seconded by Councilor Lambert.

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

PARKS BUILDING SEWER MAIN COST SHARING AGREEMENT

Mr. Whitmore explained that this agreement is between the City and Bryce’s Valley Holdings for the reimbursement and use of the up-sized sanitary sewer extension being completed in conjunction with the Park Maintenance Facility. Bryce’s Valley Holdings agrees to reimburse the City Parks and Recreation Fund the amount of \$86,963, and the City agrees to allow the future access for connection, and agrees that the charges for this aspect of the construction are final. Staff is working with Bryce’s Valley legal department, and will bring a final agreement to the next meeting.

CHANGE ORDER #2 FOR PARKS FACILITY

Mr. Whitmore stated that Bryce’s Valley wished to participate with the City in extending and up-sizing sanitary sewer for their future use. This proposal would allow the City to cost-share on this project up-front and avoid future damage and destruction to the park, paving, landscape, etc. The cost reflected in this change order (\$45,140.10) was not part of the original contract. Bryce’s Valley will be billed for their share of the project for \$86,963. Councilor Bascom moved to approve the Change Order in an amount not to exceed \$45,140.19; seconded by Councilor Rice.

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

PUBLIC PERCEPTION FOR FUNDING NEW WATER PURIFICATION FACILITY

Mr. Stevens noted that SGM conducted water quality interviews at Wal-Mart several weekends ago. Sixty people participated in the interviews. Three-quarters of the interviewees reported they did not drink Rifle water from the tap; two-thirds noted a negative response to the water quality. Additional surveys will be sent to utility customers.

BEAVER CREEK WATER TREATMENT PLANT ROOF PROJECT

Mr. Stevens reported that SGM has designed an aluminum roof-system for the Water Treatment Plant at Beaver Creek. The roof is estimated to cost \$346,000. Bids will be sent out and awarded at the March 18, 2009 Council meeting.

ADMINISTRATIVE REPORTS

Mr. Hier reviewed the following items: work accomplishments for 2008; work plan for 2009; in-house construction crew; speed bump evaluation; Gateway Project; 4th Street Pedestrian crossing; street improvements/overlays/ street striping; Advisory Board for the new water treatment plant; investment policy; Channel 10’s activities; Parks and Rec projects; new Justice Center; Government Affairs. Mr. Sturgeon discussed the next community clean-up, code re-write, and City employees (the “Green Team”) who are working on recycling efforts. Ms. Nelson stated that the 4th Annual Cops-N-Council dinner will be held at the March 4th workshop at the Justice Center. Mr. Whitmore gave an update on the Parks Maintenance Facility, and reminded everyone about the open house for Centennial Park on February 26. He also noted that the Parks Department is working on getting the flag pole lighted at the Veteran’s Memorial, and is evaluating the impact of the potential closure on the Rifle Correctional Center on Park’s operations.

COMMENTS FROM MAYOR AND COUNCIL

RECYCLING

Councilor Sanborn is interested in the efforts of the Green Team, and would like to be involved.

MEETINGS

Councilor Lambert recently attended a meeting at the Senior Center, and the seniors are requesting a sign be posted indicating the location of the Chamber of Commerce. Councilor Lambert stated that Senator Al White is hosting a meeting at CMC on February 28th to discuss the high cost of gas in this area. Councilor Bascom attended a meeting with the Housing Authority, and they are in need of more board members.

POTENTIAL CLOSING OF THE RIFLE CORRECTIONAL CENTER (RCC)

Councilor Bascom thanked the *Post Independent* for their letter urging Governor Ritter to keep the RCC open. The RCC provides much needed labor to the Housing Authority. Councilor Rice sent an email to Senator White about this issue, and was pleased to receive a response from the Senator.

HAPPY BIRTHDAY SHANNON!

Councilor Bascom sent birthday wishes out to Shannon!

CONGRATULATIONS

Councilor Rice congratulated the Red Team for winning the Pee Wee championship.

SYMPHONY IN THE VALLEY

Councilor Thompson invited everyone to attend this event on March 7th at the Hotel Colorado.

EXECUTIVE SESSION: LEGAL ADVICE, REAL ESTATE, AND NEGOTIATIONS

Councilor Lambert moved to adjourn to Executive Session for Legal Advice under CRS Section 24-6-402(4)(b), Real Estate under CRS Section 24-6-402(4)(a), and Negotiations under CRS Section 24-6-402(4)(e); seconded by Councilor Lambert (8:32 p.m.)

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

Councilor Rice moved to adjourn from Executive Session; seconded by Councilor Bascom 10:01 p.m.).

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

Meeting adjourned at 10:01 p.m.

Wanda Nelson
City Clerk

Keith Lambert
Mayor