

RIFLE CITY COUNCIL MEETING

Wednesday, April 1, 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, Jay Miller, Jonathan Rice, Jen Sanborn, Jeanette Thompson, and Mayor Keith Lambert.

Councilor Bascom moved to excuse Mayor Pro Tem Alan Lambert from tonight's meeting; seconded by Councilor Thompson.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

OTHERS PRESENT: John Hier, City Manager; Matt Sturgeon, Assistant City Manager; Wanda Nelson, City Clerk; Jim Neu, Assistant City Attorney; Michael Churchill, Cable 10; Jim Bell, Cable 10; Daryl Meisner, Chief of Police; Tom Whitmore, Parks Director; Dick Deussen, Engineer; Charlie Stevens, Utility Director; Kevin Kelley; Jack Bryck; Bayard Yang; Laurie Sullivan.

CONSENT AGENDA

MINUTES OF THE MARCH 18, 2009 REGULAR MEETING; LIQUOR LICENSE RENEWAL: WING NUTZ; ACCOUNTS PAYABLE

Ms. Nelson requested that the Minutes be pulled and considered at the next meeting as the copy in the Council packet was incomplete. Councilor Rice moved to approve the remaining items on the Consent Agenda; seconded by Councilor Miller.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

CITIZEN COMMENTS AND LIVE CALL-IN

There were no citizen comments or live call-ins.

2009 POLICE VEHICLE BID APPROVAL

Chief Meisner reviewed the two bids he received for the 2009 Police Vehicle, with a budgeted amount of \$38,000. Columbine Ford has a Ford Explorer for \$25,990, and Bighorn Toyota bid a Highlander Hybrid at \$33,900. Warranties and the police package add approximately \$7,000 to the cost. Councilor Bascom moved to award the bid to Columbine Ford at the best optimum price; seconded by Councilor Sanborn.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

REIMBURSE REQUEST FOR SEWER BACKUP

Mr. Hamilton described the sewer backup. Kevin Kelley was present to discuss his incurred expenses for a sewer back-up that occurred at his property on Prefontaine. According to the Rifle Municipal Code, the City Manager may authorize payment up to \$4,000 for back-ups. Mr. Kelley's

expenses total \$5,066.94. Councilor Bascom moved to approve payment of the expenses in an amount of \$5,066.94; seconded by Councilor Rice.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

RRWRF CHANGE ORDER

Mr. Stevens presented Change Order #6 for the RRWRF. The changes include a yard hydrant, acoustical tile, hose bib, ceramic tile, pump, piping changes, and life saving buoys. Councilor Sanborn moved to approve the Change Order in an amount of \$13,699; seconded by Councilor Miller.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

GARFIELD COUNTY NEW ENERGY COMMUNITY INITIATIVE IGA

Mr. Braaten noted this IGA between the City and Garfield County formally approves the City's participation in the Garfield New Energy Community Initiative. Some of the programs covered include: residential and commercial programs and services; greening government; renewable energy; energy efficient transportation and community design; and sustainability team and clean energy financing. The total value of services and projects to be received by the City is approximately \$340,000. The City has committed a cash match of \$20,000 in addition to significant in-kind match. Councilor Rice moved to approve the IGA; seconded by Councilor Bascom.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

SECOND READING OF ORDINANCE 8-09: PERMANENT FIRE BAN

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING CHAPTER 10, ARTICLE X OF THE RIFLE MUNICIPAL CODE REGARDING OPEN-BURNING FIRES AND FIREWORKS.

The Rifle Municipal Code currently authorizes the City Council to institute a fire ban by Resolution, which it has done almost every year since this Code provision was enacted. Following last summer's fire ban, the Chief of Police and Council discussed amending the Code to enact a permanent fire ban during the summer months and have a permitting process through the Fire District to allow exceptions. This will provide some certainty to citizens so they are not taken by surprise when a fire ban is enacted. Ordinance No. 8, Series of 2009 amends Article 10 of Chapter 10 to put this new system in place. Chief Meisner explained that this ordinance prohibits the open burning of fires in the City and the Rifle Mountain Park from Memorial Day to Labor Day each year, allows the City Manager to extend that time period by executive order, and sets forth a permitting process to be administered by the Rifle Fire Protection District. Councilor Miller moved to approve Ordinance 8-09 as amended and ordered it to be published in full as required by Charter; seconded by Councilor Bascom.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

SECOND READING OF ORDINANCE 9-09: RESIDENTIAL USES IN INDUSTRIAL ZONES

AN ORDINANCE OF THE CITY OF RIFLE, COLORADO, AMENDING SECTION 16-3-420 OF THE RIFLE MUNICIPAL CODE TO ELIMINATE CERTAIN RESIDENTIAL USES AS

CONDITIONAL USES IN THE CITY'S LIGHT INDUSTRIAL AND INDUSTRIAL ZONE DISTRICTS AND ENACTING A NEW SUBSECTION 16-3-450(g) CREATING ADDITIONAL REQUIREMENTS FOR CARETAKER/SLEEPING QUARTERS UNITS

Mr. Sturgeon stated that Ordinance No. 9, Series of 2009 amends the City's Land Use Code by prohibiting residential uses in the LI and I Zone Districts unless they are caretaker units or sleeping quarters for shift workers, both of which need to be associated with the business on the Property. A definition for Caretaker/Sleeping Quarters Units is added the Code and specific requirements for their development and use are enacted. Councilor Thompson moved to approve Ordinance 9-09 as presented and ordered it to be published in full as required by Charter; seconded by Councilor Rice.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

PUBLIC HEARING: BOOKCLIFFS COUNCIL ON ARTS AND HUMANITIES ANNEXATION

Mayor Lambert opened the public hearing. The Bookcliffs Council requests a continuance of the hearing until April 15, 2009. Councilor Thompson moved to continue the hearing until April 15; seconded by Councilor Rice.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

AWARD OF DESIGN FOR RIFLE REGIONAL WATER PURIFICATION FACILITY

Mr. Deussen stated that qualifications were requested from six engineering firms for the design of the new water plant. Proposals were requested of two firms – Integra and Malcolm Pirnie – for Phases 1-3 of the required engineering services. Malcolm Pirnie has performed similar services for Clifton, Eagle, Lakewood, Golden, Thornton, and Erie, and staff believes their proposal was a focused, detailed approach to solving Rifle's drinking water problems. Funds are available from the 2009 Water Capital Fund Budget in the amount of \$500,000. Jack Bryck, Laurie Sullivan, and Bayard Yang with Malcolm Pirnie were present and discussed their expertise, timeline, and commitment to the project. Councilor Bascom moved to award the design of the Facility to Malcolm Pirnie for Phase I and partial Phase II in the amount not to exceed \$500,000; seconded by Councilor Thompson.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

Mayor Lambert called for a break at 8:25 p.m. The meeting resumed at 8:35 p.m.

EAST 2ND CIVIC CAMPUS DEVELOPMENT – GARCO LIBRARY PROJECT

Mr. Sturgeon noted his involvement with the Library in their planning process of a new library. Bruce XXX reviewed the options with Council that included the location of the library, the possible closure of East 2nd Street, the City's level of participation in the planning process, and future parking options. Mayor Lambert moved to direct staff to draft an IGA that addressed the aforementioned options, including the library located in the current City Hall parking lot in the northeast corner with a long-term lease from the City, the closure of 2nd Street between East Avenue and Railroad Avenue and the City committing to participating with Design Services Option 1 for the civic campus; seconded by Councilor Bascom.

Roll Call: Yes – Bascom, Miller, Rice, Sanborn, Thompson, K. Lambert

ADMINISTRATIVE REPORTS

Mr. Hier reviewed the following items: spring cleaning and maintenance; stimulus package; 4th Street crossing; Centennial Park; Senate Bill 180 (SB-180) – Collective Bargaining. Ms. Nelson stated there will be a workshop next week with Council to discuss several topics. Mr. Sturgeon reported that information regarding the upcoming Spring Clean-up will be forthcoming. Mr. Braaten invited everyone to meet with Senator Udall during his visit to Rifle next week. An article regarding severance tax was also reviewed by Mr. Braaten. Chief Meisner thanked the Council and Rifle citizens for the new Public Safety building. He asked for prayers for Valerie Shanahan, who is recovering from a broken ankle. Mr. Hamilton will be attending a CDOT Region 3 meeting.

COMMENTS FROM MAYOR AND COUNCIL

SPRING CLEAN-UP

Councilor Rice encouraged everyone to participate in the upcoming Spring Clean-up.

SB-180

Councilor Rice reported that SB-180 has been amended to just include Fire Departments.

WELCOME!

Councilor Bascom welcomed Frank Breece as the new Board Member of the Rifle Senior Housing Authority.

LOCK YOUR DOORS AND WINDOWS

Councilor Sanborn implored everyone to lock their doors and windows when they are not at home.

SENATOR UDALL'S VISIT TO RIFLE

Councilor Miller plans to meet with Senator Udall when he is in Rifle next week.

COVER STORY

Mayor Lambert noted that Rifle's solar array was on the cover of the *Colorado Public Works Journal*.

Meeting adjourned at 9:55 p.m.

Wanda Nelson
City Clerk

Keith Lambert
Mayor