

**CITY OF YUMA  
CITY COUNCIL MINUTES**

**HYBRID REGULAR MEETING  
TUESDAY, APRIL 19, 2022**

**CALL TO ORDER – 6:32 P.M.**

**MEETING CALLED TO ORDER BY MAYOR SWEHLA AND THE PLEDGE OF ALLEGIANCE WAS RECITED.**

**MEMBERS PRESENT:** Ebersole, Frame, McClung, Shay, Smith-Dischner, Swehla. Baucke was absent.

**STAFF PRESENT:** Jerry Thompson, Scott Moore, Candy Gilliland, Karma Wells, Kathryn Sellars.

**CORRECTIONS OR ADDITIONS TO THE AGENDA**

Clerk/Treasurer Wells stated that the date of the Minutes on the Agenda should be April 4, 2022.

**APPROVAL OF APRIL 19, 2022, AGENDA**

Smith-Dischner moved to approve the corrected Agenda. Second by Shay. Question. 6 ayes. Motion carried.

**APPROVAL OF APRIL 4, 2022, MINUTES**

Shay moved to approve the Minutes. Second by Ebersole. Question. 6 ayes. Motion carried.

**OLD BUSINESS - ACTION ITEMS**

- A. **APPROVAL OF BILLS – KARMA WELLS.** Clerk Treasurer Wells presented Council with an additional list of bills. Shay moved to approve the bills. Second by Ebersole. Question. 6 ayes. Motion carried.
- B. **RATIFY PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** Manager Moore stated he is seeking formal approval for a feasibility study by Exponential Engineering that has been discussed previously. This is to determine if it is feasible to add an additional Substation. The cost of the study is \$8,510. Shay moved to approve the cost of the feasibility study. Second by Smith-Dischner. Question. 6 ayes. Motion carried.

**ADJOURNMENT OF COUNCIL**

Shay moved to adjourn. Second by Ebersole. Question. 6 ayes. Motion carried.

Council Member Ebersole thanked everyone and stated it was an honor and a privilege to serve on City Council.

**CITY COUNCIL MEETING – CONTINUED – WITH NEWLY ELECTED COUNCIL MEMBERS.**

**MEETING OF COUNCIL WITH NEWLY ELECTED MEMBERS CALLED TO ORDER AT 6:37 P.M.**

Clerk/Treasurer Wells swore in the new and re-elected Council Members.

**CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT**

None.

## **ELECT MAYOR PRO-TEM – COUNCIL.**

Smith-Dischner nominated Council Member Shay for Mayor Pro-Tem. Second by McClung. Question. 5 ayes. 1 abstain (Shay). Motion carried.

## **TIME, PLACE AND DAY OF MEETINGS – COUNCIL**

Shay moved to hold City Council meetings on the 1<sup>st</sup> and 3<sup>rd</sup> Tuesdays of each month at 6:30 p.m. Second by McClung. Question. 6 ayes. Motion carried.

## **NEW BUSINESS – ACTION ITEMS**

- A. APPOINTMENT OF REPRESENTATIVE TO THE YUMA COUNTY ECONOMIC DEVELOPMENT BOARD – KARMA WELLS.** Clerk/Treasurer Wells stated that this position was held by previous Council Member Ebersole. Mayor Swehla nominated Council Member Frame. Second by Shay. Question. 5 ayes. 1 abstain. (Frame). Motion carried.
- B. PUBLIC HEARING ON PROPOSED HOME OCCUPATION AT 320 SOUTH GUM STREET – SCOTT MOORE.** Manager Moore stated that an application has been received for a Home Occupation Permit from Tristan Earl for a Taxidermy business. All requirements and fees have been met. Public hearing was opened. Hearing no discussion, the public hearing was closed. Shay moved to approve the Home Occupation at 320 South Gum Street. Second by Smith-Dischner. Question. 6 ayes. Motion carried.
- C. LIQUOR LICENSE RENEWAL FOR PAPER MOON – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk Treasurer Wells stated that paperwork has been received from Paper Moon for the renewal of their liquor license. There have been no issues with the Police Department. Shay moved to approve the liquor license renewal for Paper Moon. Second by Frame. Question. 6 ayes. Motion carried.
- D. PROCLAMATION FOR EMS WEEK, 2022 – SCOTT MOORE.** Manager Moore stated that he has received a request for Council to recognize May 15 – 21, 2022, as EMS Week. Manager Moore read the Proclamation that was prepared. McClung moved to approve the Proclamation as read. Second by Frame. Question. 6 ayes. Motion carried.
- E. PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** Manager Moore stated he is seeking approval of payment for the line reclosure project, which is a follow up to the 2021 sectionalizing study. This project will help lessen the number of customers affected by electrical outages. The work will be done by Exponential Engineering at a cost not to exceed \$6,620. Shay moved to approve the bid from Exponential Engineering for the line reclosure project. Second by Smith-Dischner. Question. 6 ayes. Motion carried.

Manager Moore stated that he is also seeking approval for services to be performed by TWS Services on the Jet A fuel tank at the airport. The tank needs to be steam cleaned and retested before new fuel can be put in the tank. The cost of this service may or may not exceed the original quote of \$4,813.15. Manager Moore is asking for approval of a not to exceed amount of \$5,500. McClung moved to approve the work by TWS Services, not to exceed \$5,500. Second by Smith-Dischner. Question. 6 ayes. Motion carried.

Manager Moore explained that if the Jet A fuel tank cleaning is completed next week, we will be able to fill the tank the following week. The budgeted amount for the Jet A fuel was \$12,000. With the cost of fuel having increased so much, the budgeted amount will not be enough to cover 3,000 gallons of fuel. We can either purchase less fuel, or purchase the fuel at a not to exceed amount of \$14,000. The fuel would be coming from AV Fuel. Smith-Dischner moved to approve the purchase of 3,000 gallons of Jet A fuel, not to exceed \$14,000. Second by Shay. Question. 6 ayes. Motion carried.

A short recess was taken to prepare for the training session. The meeting resumed at 7:07 p.m.

**MUNICIPAL OFFICIAL TRAINING – KATHRYN SELLARS.**

Attorney Sellars provided training on important topics for Council Members. Topics discussed were governmental immunity, Open Meetings Law, full and timely notice of meetings, administration exception, federal statutes, public official liability, quasi-judicial decisions, public official ethics.

**ADDITIONAL BUSINESS**

None.

**REPORTS**

**CITY MANAGER, SCOTT MOORE**

Manager Moore stated that two past due bills have been received regarding the Yuma Life Care license. He believes that Council needs to consider where the process is and if the City wants to continue to hold the license.

We received a visit from the CDPHE Hazardous Materials Division because they had received a complaint that the blasting materials from the 2018 water tower project were not disposed of properly and the lead levels were beyond the limits allowed. The blasting material has been kept at the WWTP and was available for tests to be done on it. We sent samples to a lab for testing and the results were well below the allowable level of lead. CDPHE also required another test to be performed and those results came back fine as well.

Council is invited to attend the NECALG annual meeting which will be held on May 18, 2022, at 11:30 a.m. at Red Willow.

Manager Moore provided Council with information on the June 8 Run/Walk and golf tournament for the S.A.R.A House.

There will be a tutoring program taking place at the Community Center for Middle School and High School students. BOCES is funding the program.

Work started yesterday on replacing a valve at the WWTP. Concrete Specialties is doing the work. At this point, they are estimating that the material costs are around \$15,000. They estimate that labor will run around \$5,000 per day and could take 3 to 6 days to complete.

**CITY CLERK/TREASURER, KARMA WELLS**

Clerk/Treasurer Wells provided Council with the Sales Tax Report.

**CHIEF OF POLICE, JERRY THOMPSON**

Chief Thompson provided Council with the March Police Report.

**CITY COUNCIL REPORTS**

Frame

- Council Member Frame attended the Animal Shelter meeting. The Police Department will be taking over the Animal Shelter. The TNR program will remain the same. The volunteer program will be reorganized by the Police Department.

Shay

- Mayor Pro-Tem Shay attended the Library Board Meeting. The library is participating in a program with the Children’s Academy in which library employees read to the children. The library had 1,873 patrons in the month of March. Interest in the book club is growing. The 2021 Colorado library report has been completed.

McClung

- Council Member McClung will attend the Landfill Board meeting tomorrow. The Agenda for the meeting lists compactor and loader repair.

Smith-Dischner

- Council Member Smith-Dischner has not had any meetings to attend, but she wanted to remind everyone to reach out to local vendors if they are in need of a new computer or technological assistance.

## **ADJOURNMENT**

Shay moved to adjourn. Second by McClung. Question. 6 ayes. Motion carried.

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Ron Swehla  
Mayor

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Karma Wells, CMC  
City Clerk/Treasurer