

**CITY OF YUMA
CITY COUNCIL MINUTES**

**HYBRID REGULAR MEETING
MONDAY, JUNE 27, 2022**

CALL TO ORDER – 6:30 P.M.

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

MEMBERS PRESENT: Benish, Frame, Shay, Smith-Dischner, Swehla. Baucke was absent. McClung arrived late.

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

CORRECTIONS OR ADDITIONS TO THE AGENDA

There were no corrections or additions to the Agenda.

APPROVAL OF JUNE 27, 2022, AGENDA

Shay moved to approve the June 27, 2022, Agenda. Second by Benish. Question. 5 ayes. Motion carried.

APPROVAL OF JUNE 7, 2022, REGULAR MEETING MINUTES AND THE JUNE 20, 2022, SPECIAL MEETING MINUTES

Smith-Dischner moved to approve the June 7, 2022, regular meeting Minutes and the June 20, 2022, special meeting Minutes. Second by Shay. Question. 6 ayes. Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

None.

PRESENTATION OF THE 2021 AUDIT – MATTHEW MILLER WITH MCMAHAN AND ASSOCIATES LLC

Mr. Matthew Miller was present via Zoom to discuss the 2021 audit with Council. He gave a brief overview of how the audit process works. He stated that they had no difficulties in performing the audit. Everything went smoothly and there is nothing of concern to report.

ACTION ITEMS

- A. **PUBLIC HEARING ON SPECIAL EVENTS PERMIT FOR THE KNIGHTS OF COLUMBUS – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated that she has received the necessary paperwork from the Knights of Columbus for a Special Events Permit during the Yuma County Fair, August 5 through 8, 2022. Public hearing was opened. Hearing no discussion, public hearing was closed. Shay moved to approve the Special Events Permit for the Knights of Columbus. Second by Benish. Question. 6 ayes. Motion carried.
- B. **CHAMBER OF COMMERCE CDOT GRANT FOR THE HISTORIC YUMA MAIN STREET REVITALIZATION PROJECT – SCOTT MOORE.** Manager Moore stated that the Chamber of Commerce has filled out a grant application that would be used for the revitalization of Main Street. The Chamber is looking for a partnership with the City asking for 10% matching funds, which would be \$13,230. Ms. Wendy Lynch is the grant writer and was present to give more information and answer questions. Shay moved to offer the matching funds of \$13,230 to the Chamber from the Council Contingency Fund. Second by Smith-Dischner. Question. 6 ayes. Motion carried.

- C. **PUBLIC HEARING ON SECOND READING OF ORDINANCE #2, SERIES OF 2022 (AMENDING SECTION 9.08.030 (A)(4) OF THE YUMA MUNICIPAL CODE CONCERNING HARASSMENT) – KATHRYN SELLARS.** Attorney Sellars stated that this Ordinance amends our code to address a recent Colorado Supreme Court decision. This will bring our code up to date reflecting that decision. Public hearing was opened. Hearing no discussion, public hearing was closed. Shay moved to approve on second reading, Ordinance #2, Series of 2022. Second by Benish. Question. 6 ayes. Motion carried.
- D. **PUBLIC HEARING ON SECOND READING OF ORDINANCE #3, SERIES OF 2022 (AMENDING CHAPTER 6.04 OF THE YUMA MUNICIPAL CODE CONCERNING ANIMAL IMPOUNDMENT PROCEDURES - KATHRYN SELLARS.** Attorney Sellars stated that this Ordinance provides for an impoundment hearing in which the court will decide whether or not an animal must remain impounded. Public hearing was opened. Hearing no discussion, public hearing was closed. Shay moved to approve on second reading, Ordinance #3, Series of 2022. Second by Smith-Dischner. Question. 6 ayes. Motion carried.
- E. **PUBLIC HEARING ON OPTING OUT OF THE FAMILY AND MEDICAL LEAVE INSURANCE PROGRAM – KATHRYN SELLARS.** Attorney Sellars explained that the Family and Medical Leave Insurance Program (FAMLI) was passed in 2020. The City has the option to opt out of the program. Even if the City opts out, employees are still able to opt in. Public hearing was opened. Hearing no discussion, public hearing was closed.
- F. **RESOLUTION #10, SERIES OF 2022 (ELECTING TO OPT THE CITY OUT FROM PARTICIPATION IN THE STATE OF COLORADO FAMILY AND MEDICAL LEAVE INSURANCE PROGRAM) – KATHRYN SELLARS.** Attorney Sellars explained that this Resolution provides for the City to opt out of participation in the FAMLI program. This will need to be renewed every eight years. McClung moved to approve Resolution #10, Series of 2022. Second by Shay. Question. 6 ayes. Motion carried.
- G. **CONSIDERATION OF DISCONTINUING THE CITY PAYING FEES FOR MAKING UTILITY PAYMENTS ELECTRONICALLY – KARMA WELLS.** Clerk/Treasurer Wells explained that when the Covid pandemic began, the City started covering the cost of the fee for customers who paid their utility bill by credit or debit card. She is looking to Council to decide if the City should continue to cover that charge, or pass it back to the customer to pay. Swehla moved to discontinue the City paying the credit/debit card fees for utility payments with the last day being August 31, 2022. Second by Frame. Question. 6 ayes. Motion carried.
- H. **APPROVAL OF BILLS – KARMA WELLS.** Clerk/Treasurer Wells stated that Council had a list of bills to approve included in their Council packets. Shay moved to approve the bills. Second by Benish. Question. 6 ayes. Motion carried.
- I. **PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** Manager Moore was seeking approval to purchase Reclosure equipment that would be used in our electric system to complete the project on the Fuse Study. Two Reclosures are needed at a cost of \$58,276 from Stuart C. Irby Company. Shay moved to approve the purchase of the Reclosures. Second by Frame. Question. 6 ayes. Motion carried.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore gave an update on the recycling bins. The aluminum and paper bins have been full for about two weeks. He has contacted SE & East Central Recycling and they said that their truck has been broken down. It will be after July 5 before they can come out to empty the bins.

The water tower refurbishment is progressing. They are right on schedule.

The first phase of crack filling will be done tomorrow. Main Street is slated to be done next week, or the following week.

CITY CLERK/TREASURER, KARMA WELLS

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

CHIEF OF POLICE, JERRY THOMPSON

None.

CITY COUNCIL REPORTS

Frame

- Council Member Frame attended the Yuma County Economic Development meeting. Director Shelby Clark is working on grant applications. Yuma County has joined the NE Colorado Tourism region. Shelby was a finalist in the Boettcher Doers & Difference Makers Fellowship which seeks to identify, celebrate, elevate, and connect community champions from across Colorado. Council Member Frame provided the May minutes in the Council packets for review.
- Council Member Frame attended the CML Conference. It was a wonderful conference and she got a lot out of it.

McClung

- Council Member McClung also attended the CML Conference. He has downloaded slides from the sessions he attended. It was very informative.

Shay

- Mayor Pro Tem Shay also attended the CML Conference. It was very informative and the sessions were excellent.

Swehla

- There will be a workshop at the next meeting to go over the applications that have been discussed. Council Members need to get their information to Clerk/Treasurer Wells by July 1.

ADJOURNMENT

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

Ron Swehla
Mayor

Karma Wells, CMC
City Clerk/Treasurer