

**CITY OF YUMA
CITY COUNCIL MINUTES**

**VIRTUAL REGULAR MEETING
TUESDAY, SEPTEMBER 1, 2020**

CALL TO ORDER – 6:30 P.M.

MEETING CALLED TO ORDER BY MAYOR SWEHLA.

MEMBERS PRESENT: Baucke, Ebersole, Hoch, McClung, Shay, Smith-Dischner, Swehla.

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

CORRECTIONS OR ADDITIONS TO THE AGENDA

There were no corrections or additions to the agenda.

APPROVAL OF AGENDA

Shay moved to approve the September 1, 2020, Agenda as presented. Second by Ebersole. Question. 7 ayes. Motion carried.

APPROVAL OF MINUTES

Ebersole moved to approve the August 18, 2020, Minutes as presented. Second by Shay. Question. 7 ayes. Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

None.

EXECUTIVE SESSION

To hold a conference with the City's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402(4)(b), requests from Yuma Museum.

Attorney Sellars stated Council intends to meet in executive session to hold a conference with the City's attorney to receive legal advice on specific legal questions, pursuant to C.R.S. § 24-6-402 (4)(b) to discuss requests from the Yuma Museum. Baucke moved to go into executive session. Second by Ebersole. Question. 7 ayes. Motion carried.

Council resumed regular session at 6:55 P.M. Attorney Sellars stated Council met in executive session to hold a conference with the City's attorney to receive legal advice on specific legal questions. A statement was made as to who was present in executive session and there were no objections to the discussions in executive session.

ACTION ITEMS

- A. RESOLUTION #26, SERIES OF 2020 (RATIFYING THE APPROVAL OF THE THOMPSON VARIANCE CONCERNING THE PROPERTY DESCRIBED AS LOTS 17 AND 18 BLOCK 6 OF THE FIRST ADDITION TO YUMA) – SCOTT MOORE.** Manager Moore stated this resolution is needed to ratify Council's actions for the variance. Attorney Sellars stated this resolution will be recorded at the Clerk and Records Office so if title work is done on the property the variance will come up. Baucke moved to approve Resolution #26, Series of 2020. Second by Shay. Question. 7 ayes. Motion carried.

- B. AMEND ART GALLERY PERMIT DATE FOR THE ORPHANAGE – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated The Orphanage received an Art Gallery permit earlier in the year. One date that was approved earlier has a conflict and Mr. Richard Birnie is requesting to change the date of October 3 to October 4, 2020. McClung moved to approve the amendment to the Art Gallery Permit. Second by Ebersole. Question. 7 ayes. Motion carried.
- C. LIQUOR LICENSE RENEWAL FOR NELSON INN – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated Mr. Rich Nelson turned in the paperwork to renew the liquor license for Nelson Inn. Baucke moved to approve the liquor license renewal for Nelson Inn. Second by Shay. Question. 7 ayes. Motion carried.
- D. FIRST READING ORDINANCE #7, SERIES OF 2020 (FRANCHISE AGREEMENT WITH BLACK HILLS COLORADO GAS, INC) – SCOTT MOORE.** Manager Moore stated this has to do with a franchise agreement with Black Hills. This is a 15 year agreement. The franchise fee will be 3%. The franchise will be reviewed every 5 years. Ebersole moved to approve on first reading Ordinance #7, Series of 2020. Second by Hoch. Question. 7 ayes. Motion carried.
- E. RESOLUTION #27, SERIES OF 2020 (TRAINING AGREEMENT WITH ANNE TEMPLAR) – SCOTT MOORE.** Manager Moore stated this resolution is for a training agreement for an EMT who currently works for the City of Yuma and who wishes to go to paramedic school. This agreement is similar to two others done in the past. This agreement binds her for 3 years. Without these types of things, it is hard to get a paramedic for our EMS service. Ebersole moved to approve Resolution #27, Series of 2020. Second by Baucke. Question. 7 ayes. Motion carried.
- F. DISCUSSION OF REQUESTS FROM MUSEUM**
Baucke moved to give the Museum \$12,500 this year to go with the History Colorado Grant and if the grant is not received, the money is to be returned to the City. Second by Smith-Dischner. Question. 7 ayes. Motion carried.
- 1. CONSIDERATION AND POSSIBLE ACTION ON RESOLUTION AUTHORIZING WORK ON MUSEUM BUILDING.** McClung moved to approve Resolution #28, Series of 2020 for the Museum to work on the Yuma Museum. Second by Shay. Question. 7 ayes. Motion carried.
 - 2. ACTION TO AUTHORIZE MAYOR TO EXECUTE GRANT APPLICATION.** Shay moved to authorize the Mayor to execute the grant application. Second by Ebersole. Question. 7 ayes. Motion carried.
- G. CONSIDERATION OF CREDIT CARD FEE WAIVER – KARMA WELLS.** Clerk/Treasurer Wells stated it is time for Council to decide if they would like to continue the credit card fee waiver. Clerk/Treasurer Wells reviewed the number of users and the dollar amounts paid for utilities. Discussion was held. McClung moved to extend the credit card fee waiver until Colorado is no longer under COVID restrictions. Second by Shay. Question. 7 ayes. Motion carried.
- H. APPROVAL OF BILLS – KARMA WELLS.** Clerk/Treasurer Wells provided Council with an additional list of bills. Baucke moved to approve the bills. Second by Shay. Question. 7 ayes. Motion carried.
- I. PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** Manager Moore stated Chief Thompson has an item over \$5,000. Chief Thompson stated he has a non-budgeted item for approval. The Police Department applied for and received a grant for \$16,940 for improvements to the shooting range. Chief Thompson would like approval to be able to spend the \$16,940. Baucke moved to approve the expenditure of \$16,940 for the shooting range improvements. Second by McClung. Discussion. This will cover 4” of road base at the bottom of the clay pit where the shooting range is. Question. 7 ayes. Motion carried.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore stated the water line project on North Main is underway. There have been a lot of struggles with old valves. We have replaced two valves at \$6,500 each. Manager Moore and Water/Wastewater Supervisor Claude Strait have been discussing purchasing our own machine to put in the valves. They are thinking it may cost \$30,000 to \$50,000 for a machine. Council Member McClung asked about all the dust. Manager Moore stated they tried to address the dust and we tried to have the street sweeper pick up some of the dirt. We can try to look at watering it down.

CITY CLERK/TREASURER, KARMA WELLS

Clerk/Treasurer Wells provided Council with the new Council Committee list.

CHIEF OF POLICE, JERRY THOMPSON

Chief Thompson will try to have a Police report at the next meeting.

CITY COUNCIL REPORTS

McClung

- Council Member McClung stated the Republican River Conservation District gave a report at the Water Authority Meeting on the aquifer drawing down and what can be done with that. With our current levels, we have about 30 years maximum left, for that to provide the necessary downstream flow.
- On the Landfill side, we decided not to get involved in the compactor station and the burning of recycled plastics. They are proposing in the Wray area, a \$6 fee to put in recycle areas in Wray. They are looking at a way of dealing with the plastics.

Baucke

- Council Member Baucke asked about the lease agreement with the asphalt plant. Manager Moore stated there is no lease agreement, the City sold that property to them.

Swehla

- Mayor Swehla welcomed new Council Members Hoch and Smith-Dischner.

Manager Moore stated we would like to do a Council training prior to the next meeting at 5:00 P.M.

ADJOURNMENT

Ebersole moved to adjourn. Second by Hoch. Question. 7 ayes. Motion carried.

Ron Swehla
Mayor

Karma Wells, CMC
City Clerk/Treasurer