

**CITY OF YUMA  
CITY COUNCIL MINUTES**

**HYBRID REGULAR MEETING  
TUESDAY, SEPTEMBER 6, 2022**

**CALL TO ORDER - 6:32 P.M.**

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

**MEMBERS PRESENT:** Baucke, Benish, Frame, McClung, Shay, Smith-Dischner, Swehla.

**STAFF PRESENT:** Jerry Thompson, Scott Moore, Ashley Lynch, Karma Wells.

**CORRECTIONS OR ADDITIONS TO THE AGENDA**

None.

**APPROVAL OF SEPTEMBER 6, 2022, AGENDA**

Shay moved to approve the September 6, 2022, Agenda. Second by Baucke. Question. 7 ayes. Motion carried.

**APPROVAL OF AUGUST 16, 2022, MINUTES**

Shay moved to approve the August 16, 2022, Minutes. Second by Benish. Question. 7 ayes. Motion carried.

**CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT**

Mr. Duane Brown was present to acknowledge and thank Council for participating in the pilot recycling program. Mr. Brown stated that since he started recycling, he has cut down on items that go to the landfill by one-half. He stated that it is not hard to do and it makes a big difference.

**YUMA COUNTY ECONOMIC DEVELOPMENT UPDATE - SHELBY CLARK**

Ms. Shelby Clark was present to give Council an update from YCED. She presented Council with a handout that detailed what they have been working on. They have been focusing on business and community advertising to outside markets. They are teaming up with the Yuma and Wray Chambers of Commerce to develop business class platforms to help local businesses learn how to grow on a global scale. Other projects that are in progress are tourism and housing. There is a tourism meeting on November 8 in Eckley.

Ms. Clark explained that the housing issue continues to be of major importance. She stated that HB-1271, which is a housing grant, passed through the legislature. It is a regional grant application which would include 6 counties. The grant would provide a code audit, housing assessment and older adult assessment. The grant amount being requested would be \$200,000. There are matching funds of 25% from the 6 county region. Ms. Clark is asking for a letter of support from Council that is due on September 30, 2022.

**ACTION ITEMS**

- A. PUBLIC HEARING ON NEW LIQUOR LICENSE FOR LA TERRAZA LLC - LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated that La Terraza LLC has turned in an application for a new liquor license. A public hearing is required. Public hearing was opened. Hearing no discussion, public hearing was closed. Smith-Dischner moved to approve the liquor license for La Terraza LLC. Second by Shay. Question. 7 ayes. Motion carried.

- B. LIQUOR LICENSE RENEWAL FOR LA CABANA - LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated that she has received the necessary paperwork for the renewal of the liquor license for La Cabana. There have been no issues with the Police Department. Baucke moved to approve the liquor license renewal for La Cabana. Second by Shay. Question. 7 ayes. Motion carried.
- C. APPROVE CREATE GRANT FOR EMT TRAINING - SCOTT MOORE.** Manager Moore stated that the funds from this grant, in the amount of \$3,425.07, will be used to reimburse those individuals who went through EMT training. Shay moved to approve the Create Grant for EMT training. Second by Frame. Question. 7 ayes. Motion carried.
- D. ORDINANCE #5, SERIES OF 2022 (APPROVING THE FIRST AMENDMENT TO THE GROUND LEASE AND PURCHASE AGREEMENT WITH THE JEFF ARMSTRONG MEMORIAL FOUNDATION FOR CERTAIN CITY PROPERTY) - SCOTT MOORE.** Manager Moore stated that the purpose of this ordinance is to amend the name that was on the original ground lease. The official name should be changed to Jeff Armstrong Memorial Foundation. Smith-Dischner moved to approve Ordinance #5, Series of 2022. Second by Shay. Question. 7 ayes. Motion carried.
- E. RESOLUTION #18, SERIES OF 2022 (ADOPT UPDATED AVOIDED COST RATE FEES FOR MEAN) - SCOTT MOORE.** Manager Moore stated that this resolution is to approve the recommended rate fee of .04209 from MEAN that would be used for customers who use solar power and generate more electricity than what they use in their home. This is the rate that they would receive for any overage produced. Shay moved to approve Resolution #18, Series of 2022. Second by Smith-Dischner. Question. 7 ayes. Motion carried.
- F. ACCEPTANCE OF DONATION FROM NECALG FOR ADA DOOR AT THE COMMUNITY CENTER - SCOTT MOORE.** Manager Moore stated that we have received a donation check from NECALG in the amount of \$4,443.15 for the purpose of installing an ADA door at the Community Center. Shay moved to approve the donation from NECALG. Second by Benish. Question. 7 ayes. Motion carried.
- G. RESOLUTION #19, SERIES OF 2022 (RATIFY CITY MANAGER'S SIGNATURE ON FACILITIES USE AGREEMENT WITH THE YUMA SCHOOL DISTRICT) - SCOTT MOORE.** Manager Moore stated that this resolution is regarding the Facilities Use Agreement with the Yuma School District for use of their indoor and outdoor facilities for certain recreation program activities. Discussion was held and it was decided to table this item until the next meeting. McClung moved to table Resolution #19, Series of 2022. Second by Smith-Dischner. Question. 7 ayes. Motion carried.
- H. RESOLUTION #20, SERIES OF 2022 (CALLING FOR A SPECIAL ELECTION FOR THE CITY OF YUMA ON NOVEMBER 8, 2022 AND SUBMITTING BALLOT ISSUE REGARDING A SALES TAX INCREASE TO BE USED FOR THE EMERGENCY SERVICES DEPARTMENTS AND THE STREET DEPARTMENT) - SCOTT MOORE.** Manager Moore explained that the General Fund is still in need of revenue, so we are seeking to have a special election on November 8, 2022, for the purpose of increasing the sales tax rate by 1.50% to help fund the Police Department, Fire Department, Ambulance and Street Department. This would change the city sales tax from 3% to 4.50%. The tax increase would expire on December 31, 2032. Shay moved to approve Resolution #20, Series of 2022. Second by Smith-Dischner. Question. 7 ayes. Motion carried.
- I. HEALTH INSURANCE RENEWAL - SCOTT MOORE.** Manager Moore stated that we have received the CEBT health insurance renewal rate for 2023. The rate will go up approximately \$27,990 for the year based on the current number of employees that we currently have. Baucke moved to approve the health insurance renewal with CEBT. Second by Benish. Question. 7 ayes. Motion carried.

- J. **CIRSA INSURANCE RENEWAL - SCOTT MOORE.** Manager Moore stated that it is also time for the property and liability insurance renewal with CIRSA. The premium increase for 2023 is \$19,870.36 (14%). Shay moved to approve the insurance renewal with CIRSA. Second by Smith-Dischner. Question. 7 ayes. Motion carried.
- K. **APPROVAL OF BILLS - KARMA WELLS.** Clerk/Treasurer Wells provided Council with an additional list of bills. Shay moved to approve the bills. Second by McClung. Question. 7 ayes. Motion carried.
- L. **PURCHASES IN EXCESS OF \$5,000 - SCOTT MOORE.** Manager Moore stated he is seeking approval for the replacement/enlargement of a new concrete pad for the purpose of storing our transformers. The quote received from Ritcheys' Redi-Mix is in the amount of \$12,740.00. Swehla moved to approve the concrete pad. Second by Shay. Question. 5 ayes. 2 nays (Baucke & McClung). Motion carried.

**ADDITIONAL BUSINESS**

None.

**REPORTS**

**CITY MANAGER, SCOTT MOORE**

Manager Moore stated that he received notice of resignation from 2 City employees. Ron Doggett and Blake Sewell will both have their last day of work on Friday, September 9. We are advertising and looking at some potential candidates.

**CITY CLERK/TREASURER, KARMA WELLS**

None.

**CHIEF OF POLICE, JERRY THOMPSON**

None.

**CITY COUNCIL REPORTS**

Baucke

- Council Member Baucke stated that he believes it is a good thing and is reassuring to parents that there is a police presence at the schools.

Frame

- Council Member Frame stated that she attended the electric department committee meeting. They have accumulating scrap wire and are taking sealed bids for the disposal of the wire. They also discussed continuing supply and demand issues.
- At the water/wastewater meeting, they discussed the wear and tear on the wastewater plant that is now 18 years old. They are still trying to find a solution for the Lake Project. They plan to add 20' to the Mitchell well.
- The Yuma County Economic Development meeting minutes were provided for Council.

**EXECUTIVE SESSION - NEGOTIATIONS**

**“To determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S. § 24-6-402 (4)(e), regarding leased City property.”**

Manager Moore stated Council intends to meet in executive session to determine positions relative to matters that may be subject to negotiations, develop a strategy for negotiations, and/or instruct negotiators, pursuant to C.R.S.

§ 24-6-402 (4)(e), regarding leased City property. Smith-Dischner moved to go into executive session. Second by Shay. Question. 6 ayes. 1 abstain (Baucke). Motion carried.

Council resumed regular session at 8:07 p.m. A statement was made for who was present in executive session and there were no objections to the discussions in executive session.

**ADJOURNMENT**

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

---

Ron Swehla  
Mayor

---

Karma Wells, CMC  
City Clerk/Treasurer