

**CITY OF YUMA
CITY COUNCIL MINUTES**

**HYBRID REGULAR MEETING
TUESDAY, SEPTEMBER 21, 2021**

CALL TO ORDER – 6:32 P.M.

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

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

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

CORRECTIONS OR ADDITIONS TO THE AGENDA

Clerk/Treasurer Wells stated that Action Item I, FIRST READING ORDINANCE #4, SERIES OF 2021 (ANNEXING NEWLY ANNEXED PROPERTY KNOWN AS THE CHURCH ADDITION), has been removed from the Agenda.

APPROVAL OF AGENDA

Ebersole moved to approve the September 21, 2021, Agenda. Second by Baucke. Question. 6 ayes. Motion carried.

APPROVAL OF MINUTES

Shay moved to approve the September 7, 2021, Minutes and the September 9, 2021, Special Meeting Minutes. Second by Baucke. Question. 6 ayes. Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

Mr. Charles “Charlie” Peters stated that he submitted his resume for the municipal judge position and is in attendance to answer any questions that Council may have.

ACTION ITEMS

- A. **APPROVAL OF MODIFICATION TO THE ORPHANAGE LLC ART GALLERY PERMIT – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated that “The Orphanage, LLC” would like to add another date to their existing Art Gallery Permit. Other dates were approved earlier in the year and they would like to add October 3, 2021, from 2:00 to 5:00 p.m. Baucke moved to approve the modification to the existing Art Gallery Permit. Second by Shay. Question. 6 ayes. Motion carried.
- B. **RESOLUTION #30, SERIES OF 2021 (APPROVE FAA AIRPORT RESCUE PLAN GRANT) – SCOTT MOORE.** Manager Moore stated that this is for the approval of an FAA Airport Rescue Plan Grant. It is the same as the other two CARES Act Grants that were received previously. This grant is in the amount of \$22,000 and does not require any match of funds by the City. Shay moved to approve Resolution #30, Series of 2021. Second by McClung. Question. 6 ayes. Motion carried.
- C. **RESOLUTION #31, SERIES OF 2021 (APPROVE CDPHE GRANT FOR RADIOS FOR THE AMBULANCE DEPARTMENT) – SCOTT MOORE.** Manager Moore stated that this is for the approval of the CDPHE grant for new radios for the Ambulance Department. The total amount of the grant is in the amount of \$61,067.86 and requires a 50/50 split. The City’s portion would be \$30,533.93, but Yuma County has committed to putting in \$15,000; that would bring the City’s portion down to \$15,533.93. The

current radios are so old that they are too costly to repair. Twenty-one (21) new radios would be needed and it would be a 2022 budget item. Shay moved to approve Resolution #31, Series of 2021. Second by Ebersole. Question. 6 ayes. Motion carried.

- D. **RESOLUTION #32, SERIES OF 2021 (AGREEMENT WITH RISE & SHINE JANITORIAL FOR COMMUNITY CENTER) - SCOTT MOORE.** Manager Moore stated that this is regarding an agreement for "Rise & Shine Janitorial" to provide cleaning services at the Community Center. They currently clean the Fire Hall. The total cost per month is \$400, but NEALG is willing to pay half of the cost. They would enter into their own agreement for \$200 per month. McClung moved to approve Resolution #32, Series of 2021. Second by Hoch. Question. 6 ayes. Motion carried.
- E. **CIRSA INSURANCE RENEWAL - SCOTT MOORE.** Manager Moore stated that we have received the 2022 quote for Property/Casualty insurance from CIRSA. The premium has increased 9% over the 2021 rate and would be \$146,210.36 for 2022. Council Member McClung added that is consistent with the industry standard and may be below average. Shay moved to approve the quote from CIRSA for 2022. Second by Ebersole. Question. 6 ayes. Motion carried.
- F. **RESOLUTION #33, SERIES OF 2021 (LEASE FOR FOLDER/STUFFER MACHINE) - KARMA WELLS.** Clerk/Treasurer Wells stated that this is for the lease of a new folder/stuffer machine that was discussed at the last meeting. She is now seeking approval from Council for the lease. This would be a 5-year lease in the amount of \$332.01/month. That would cover the lease of the machine and also maintenance. McClung moved to approve Resolution #33, Series of 2021. Second by Shay. Question. 6 ayes. Motion carried.
- G. **APPROVAL TO SUBMIT SIPA CYBER SECURITY GRANT APPLICATION - SCOTT MOORE.** Manager Moore stated that he is seeking approval to submit an application for the SIPA Cyber Security Grant. SIPA has recommended a company for the City to use to do a cyber security audit. The cost for that service is a \$7,875 one-time fee for a service period of 3 years. The grant would provide \$6,500 toward that fee. Hoch moved to give approval for the submission of the grant application to SIPA. Second by Shay. Question. 6 ayes. Motion carried.
- H. **FIRST READING ORDINANCE #3, SERIES OF 2021 (ANNEXING CERTAIN REAL PROPERTY KNOWN AS THE CHURCH ANNEXATION) - KATHRYN SELLARS.** Attorney Sellars stated that Ordinance #3, Series of 2021, was set for public hearing on October 5, 2021, at a prior meeting. There have been no changes. Shay moved to approve Ordinance #3, Series of 2021. Second by Ebersole. Question. 6 ayes. Motion carried.
- I. **INDEMNITY AND RELEASE AGREEMENT FOR THE NURSING HOME LICENSE - KATHRYN SELLARS.** Attorney Sellars presented Council with the Indemnity and Release Agreement for the City to take over the license of the nursing home until another entity takes it over. If no new entity comes forward, the City would surrender the license to CDPHE. Shay moved to approve the agreement. Second by Hoch. Question. 6 ayes. Motion carried.
- J. **APPROVAL OF BILLS - KARMA WELLS.** Clerk/Treasurer Wells provided Council with an additional list of bills. There is one disclosed bill for Council Member McClung in the amount of \$30.24. Shay moved to approve the bills. Second by Baucke. Question. 5 ayes. 1 abstain (McClung). Motion carried.
- K. **PURCHASES IN EXCESS OF \$5,000 - SCOTT MOORE.** Manager Moore stated he is seeking approval for the purchase of 25-300 gallon trash containers and 5-300 gallon leaf and grass containers. This is a 2021 budgeted item in the amount of \$13,281.17 from Snyder Industries. Shay moved to approve the purchase of the containers from Snyder Industries in the amount of \$13,281.17. Second by McClung. Question. 6 ayes. Motion carried.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore wanted to make Council aware that if they drive their own vehicle to meetings, they are eligible for a mileage reimbursement.

Manager Moore informed Council that the new light pole and fixture have been installed in front of "The Orphanage".

CITY CLERK/TREASURER, KARMA WELLS

Clerk/Treasurer Wells provided Council with the sales tax report.

CHIEF OF POLICE, JERRY THOMPSON

None.

CITY COUNCIL REPORTS

Ebersole

- Council Member Ebersole stated that he and several other Council Members attended the CML District meeting in Akron. CML gave several presentations and a representative from DOLA was there to talk about grants. Ebersole enjoyed speaking with Mayors and Council Members from other cities.

McClung

- Council Member McClung said that he missed the Landfill and Yuma County Water Authority meetings.
- Council Member McClung stated that the CML District meeting was very interesting. He learned that all communities in Northeast Colorado are dealing with housing issues. He also said that the plans that Akron has for their park and lake project are very impressive.

Shay

- Mayor Pro Tem Shay reiterated that the CML meeting was very good. He had the opportunity to speak with some Engineers who have worked on some projects in Yuma. They were very complimentary of the City and Manager Moore and Clerk/Treasurer Wells.
- Mayor Pro Tem Shay stated that he attended the NECALG meeting. They are trying to buy a facility for their Fort Morgan hub to get away from high rent prices. He also said that the City may need to get involved in the future to help in getting them a facility to park the County Express buses.

Swehla

- Mayor Swehla stated that the CML meeting was the best one that he has been to. There was more interaction between people which made it easier to talk to people from other towns and share ideas.

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(e), regarding municipal judge position."

Attorney Sellars 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(e), regarding municipal judge position. Shay moved to go into executive session. Second by McClung. Question. 6 ayes. Motion carried.

Council resumed regular session at 7:18 p.m. Attorney Sellars made a statement for who was present in executive session and there were no objections to the discussions in executive session.

ADJOURNMENT

Baucke moved to adjourn. Second by Hoch. Question. 6 ayes. Motion carried.

Ron Swehla
Mayor

Karma Wells, CMC
City Clerk/Treasurer