

**CITY OF YUMA  
CITY COUNCIL MINUTES**

**HYBRID REGULAR MEETING  
TUESDAY, OCTOBER 4, 2022**

**CALL TO ORDER – 6:30 P.M.**

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

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

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

**CORRECTIONS OR ADDITIONS TO THE AGENDA**

There were no corrections or additions to the agendas.

**APPROVAL OF AGENDA**

Shay moved to approve the October 4, 2022 agenda. Second by Baucke. Question. 6 ayes. Motion carried.

**APPROVAL OF MINUTES**

Clerk/Treasurer Wells requested a change to Council Member Frame's report. Taking off project. Shay moved to approve the September 20, 2022 minutes as amended. Second by Benish. Question. 5 ayes. 1 abstain (McClung abstained because he wasn't at the meeting). Motion carried.

**CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT**

None.

**ACTION ITEMS**

- A. PUBLIC HEARING FOR CONSIDERATION OF REZONING OF REPLAT OF SMITH ADDITION, BLOCK 1, LOT 1 – SCOTT MOORE.** Manager Moore stated that a public hearing is needed for consideration of rezoning of replat of Smith Addition Block 1, Lot 1 to partial residential. Mr. Rich Nelson had all his paperwork turned in for rezoning. This property is surrounded by commercial and industrial. Public hearing was opened. Mr. Rich Nelson spoke of wanting the property rezoned to residential. Public hearing was closed. Discussion was held. Mayor Swehla reopened hearing. Mr. Nelson stated there was a house to the east. Public hearing was closed hearing. Shay moved to deny the request for the rezoning of replat of Smith Addition, Block 1, Lot 1. Second by McClung. Question. 5 ayes. 1 nay (Frame). Motion Carried.
- B. BEER AND WINE LICENSE RENEWAL FOR NELSON INN – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated Mr. Nelson has turned in all paperwork to renew the beer and wine license for Nelson Inn. Baucke moved to approve the beer and wine license renewal for Nelson Inn. Second by Shay. Question. 6 ayes. Motion Carried.

- C. LIQUOR LICENSE TRANSFER FOR Y LIQUORS LLC – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/ Treasurer Wells stated Y Liquors LLC has turned in the paperwork to transfer the liquor license from Jenny Waynes High Octane. The motion to approve the transfer would need to be contingent on Clerk/Treasurer Wells receiving the deed Y Liquors LLC’s name and the wholesale affidavits. Shay moved to approve the liquor license transfer for Y Liquors LLC be contingent on Clerk/Treasurer Wells receiving the deed Y Liquors LLC’s name and the wholesale affidavits. Second by Baucke. Question. 6 ayes. Motion carried.
- D. TEMPORARY LIQUOR LICENSE FOR Y LIQUORS LLC – LOCAL LICENSING AUTHORITY, KARMA WELLS.** Clerk/Treasurer Wells stated Y Liquors is requesting a temporary liquor license. The temporary license will last for approximately 180 days and they can get an extension of an extra 60 days if needed while waiting for the state to approve license. McClung moved to approve the temporary liquor license for Y Liquors LLC. Second by Shay. Question. 6 ayes. Motion carried.
- E. RESOLUTION #21, SERIES OF 2022 (MASA EMPLOYER BENEFIT AGREEMENT – SCOTT MOORE.** City Manager Moore introduced the Masa employer benefit agreement which will not cost the City of Yuma anything. This allows employee’s to purchase coverage for air and ground ambulance. Shay moved to approve Resolution #21, series of 2022 (MASA employer benefit agreement). Second by Frame. Question. 6 ayes. Motion carried.
- F. ACCEPTANCE OF DONATION FROM BANK OF COLORADO – SCOTT MOORE.** City Manager Moore stated the City has received a donation for \$537.00 towards Flags at Veterans Park from Bank of Colorado. Frame moved to accept the donation from Bank of Colorado. Second by Shay. Question. 6 ayes. Motion carried.
- G. ACCEPTANCE OF DONATION FROM YUMA COUNTY – SCOTT MOORE.** City Manager Moore stated the City received a donation from Yuma County for \$802.09 for ambulance services. Ms. Cassidy Rogers set up receiving donation and auctioning autographed guitars to help fund the Yuma County Ambulance Services. Shay moved to accept the donation from Yuma County. Second by Frame. Question. 6 ayes. Motion carried.
- H. APPROVAL OF BILLS – KARMA WELLS.** Clerk/Treasure Wells provided Council with an additional list of bills. Shay moved to approve the bills. Second by Baucke. Question. 6 ayes. Motion carried.
- I. PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** None.

**ADDITIONAL BUSINESS**

None.

## REPORTS

### CITY MANAGER, SCOTT MOORE

None.

### CITY CLERK/TREASURER, KARMA WELLS

Clerk/Treasurer Wells stated Ms. Stacie Gonzalez is here to learn how do cover Council Meetings.

### CHIEF OF POLICE, JERRY THOMPSON

Chief Thompson presented Council with the August and September reports.

### CITY COUNCIL REPORTS

Benish

- Manager Moore, Ambulance Director Josh, and Council Member Benish met with the Yuma County Commissioners regarding the City's ambulance service. The Yuma County Commissioners did not seem inclined to help with the ambulance service. Asking too much. We will meet soon with the Washington County Commissioners as well.

Frame

- Council Member Frame is Attending the CML policy meeting on Friday. She will then report back to council.

Shay

- Council Member Shay attended three meetings
  - NECALG's 2021 audit is completed. The transportation director, in Yuma, resigned.
  - Mayor Pro Tem Shay also attended Landfill meeting. The price of cardboard has dropped. The new compactor will be here soon, the cost approximately \$526,000. The Landfill Board also discuss a fee increase.
  - On the Yuma County Water Authority Board, Robin Wiley retired and they elected new officers. Mike Leerar is the new chairman, Eric Metcalfe is vice chairman. There is \$30 million in intergovernmental agreements between the state and the two counties is done, so the \$30 million supposed to be coming in now. The Republican River Board Member from south Yuma county, Kenny Helming is retiring. The County Commissioners will appoint a new member.

Swehla

- Mayor Swehla has forms for appraisals and would like to have them at the next meeting.

### 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. Shay moved to go into executive session. Second by Benish. 5 ayes. 1 abstain (Baucke abstained due to a conflict with the executive session topic.) Motion carried.

Council resumed regular session at 7:33 pm. A statement was made for who was present in executive session and there were no objections to the discussions in executive session.

**ADJOURNMENT**

Council Member Shay moved to adjourn the meeting. Second by Benish. Question. 6 ayes. Motion carried.

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Ron Swehla  
Mayor

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Karma Wells, CMC  
City Clerk/Treasurer