

**CITY OF YUMA
CITY COUNCIL MINUTES**

**REGULAR MEETING
TUESDAY, NOVEMBER 20, 2018**

CALL TO ORDER – 7:30 P.M.

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

MEMBERS PRESENT: Baucke, Goeglein, Hoch, McCall, Saffer, Swehla.

STAFF PRESENT: Scott Moore, Jonathan Lynch, Karma Wells, Kathryn Sellars.

CORRECTIONS OR ADDITIONS TO THE AGENDA

There were no corrections or additions to the agenda.

APPROVAL OF AGENDA

Baucke moved to approve the November 20, 2018, Agenda as presented. Second by Goeglein. Question. 6 ayes. Motion carried.

APPROVAL OF MINUTES

Saffer moved to approve the November 6, 2018, Minutes as presented. Second by Hoch. Question. 6 ayes. Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

Mr. Keven Means stated Council knows his feelings about the City Manager and the City Attorney. The City seems to be more worried about finding ways to bring money into the town, although seventy-five percent of the people who voted said no to dispensaries. Mr. Means talked with officials from law enforcement from Morgan County about issues there due to the dispensaries. Mr. Means stated Democrats in this town don't get elected if they run against someone that is a Republican, and the reason for this is because we are tired of people over-riding the voters will, and that is what Council is doing. Mr. Means feels people would rather have a tax increase than have a dispensary in town.

Pastor Dennis Fitzpatrick, with Saint John's Lutheran Church, was present as a former probation officer. Mr. Fitzpatrick stated he prepared some packets of information for Council to review if they wish to, and he stated "It's garbage".

Ms. Lola Mathias stated she is in agreement with the statements and she has sent a letter to the editor. Ms. Mathias is a retired teacher, and her heart and soul is for the children and the legacy we leave our children and our grandchildren. What kind of message are we sending them if we have retail sales of marijuana in our community. Ms. Mathias provided information from a website called Smart Colorado. Council was elected to be ethical, and responsible. Looking at the dollar signs is a quick fix, it opens a pandora's box to negative elements of crime and creates a burden on law enforcement. Think about the message you are sending.

Mr. Gene Seward stated he was the Mayor from 2008-2012. Mr. Seward signed the moratorium when he was the Mayor. There should be a vote on whether the people want it in town. People have gone into Mr. Seward's barbershop and asking how Council can just take away what was done when Mr. Seward was the Mayor.

Mr. Keven Mathias, a business owner and part time school bus driver stated he picks up children every morning whose hearts are heavy, eyes are downcast, that come from homes that are having problems. Mr. Mathias stated if we allow a dispensary to come into town it will cause more problems for students and more issues for families. A friend, that is an Attorney from Pueblo, has told Mr. Mathias that marijuana brings more homeless people, it requires shelters cause the homeless tend to follow marijuana dispensaries. It has a detrimental effect on our society and our community. Mr. Mathias stated we have a wonderful community and a wonderful city and he hopes Council will vote against bringing in a dispensary.

Mr. Keith Jones stated he did not think we needed a dispensary in town. It is hard on our kids. We have a nice town and we don't need this. Mr. Jones suggested we get a vote on it.

Mr. Chuck Bridges stated he agrees with everyone that we don't need it in town. Mr. Bridges stated the kind of money being talked about is not going to make that much difference for the amount of problems it will create. Mr. Bridges will do all he can to say no.

Mr. Nicholi McCasland stated he is for a dispensary. Marijuana is already here in town. The dealers are probably not just selling marijuana. Mr. McCasland thinks it should be confined to one space.

ACTION ITEMS

- A. APPOINT MAYOR PRO TEM – COUNCIL.** Hoch moved to appoint Council Member Goeglein as Mayor Pro Tem. Second by Baucke. Question. 5 ayes. 1 abstain (Goeglein). Motion carried.
- B. RESOLUTION #30, SERIES OF 2018 (AUTHORIZATION TO SIGN FOR THE CITY) – KARMA WELLS.** Clerk/Treasurer Wells stated this resolution will add Council Member Goeglein as the Mayor Pro Tem to be able to sign for the City. Baucke moved to approve Resolution #30, Series of 2018. Second by Saffer. Question. 6 ayes. Motion carried.
- C. RATIFY CITY MANAGER'S EMPLOYMENT CONTRACT – KATHRYN SELLARS.** Attorney Sellars stated this is to amend the City Manager's employment contract to cover the duties of the electrical supervisor in the absence of the electrical supervisor. There is no additional pay for these duties. Hoch moved to approve the amendment to the City Manager's employment contract. Second by Goeglein. Question. 6 ayes. Motion carried.
- D. FIRST READING ORDINANCE #26, SERIES OF 2018 (APPROPRIATE SUMS OF MONEY AND ADOPT 2019 BUDGET) – KARMA WELLS.** Clerk/Treasurer Wells introduced the ordinance and stated there was an error on the Conservation Trust Fund total on the ordinance in the Council packets. Goeglein moved to approve on first reading Ordinance #26, Series of 2018. Second by McCall. Question. 6 ayes. Motion carried.
- E. FIRST READING ORDINANCE #27, SERIES OF 2018 (SET MILL LEVY) – KARMA WELLS.** Clerk/Treasurer Wells introduced the ordinance. This ordinance will change for the next meeting due to the changes that come from the new assessed valuations the end of November. McCall moved to approve on first reading Ordinance #27, Series of 2018. Second by Baucke. Question. 6 ayes. Motion carried.
- F. FIRST READING ORDINANCE #28, SERIES OF 2018 (AMEND 2018 BUDGET) – KARMA WELLS.** Clerk/Treasurer Wells introduced the ordinance. This ordinance amends the Conservation Trust Fund, Capital Projects Fund, Electric Fund and the Ambulance Fund. Hoch moved to approve on first reading Ordinance #28, Series of 2018. Second by Goeglein. Question. 6 ayes. Motion carried.
- G. DISCUSSION ON DATE OF FIRST MEETING IN JANUARY 2019 – KARMA WELLS.** Clerk/Treasurer Wells stated the first meeting in January will be on New Year's Day. She asked if Council would like to change the date of the meeting or leave it the same. Discussion was held. Goeglein moved to change the first meeting in January to January 8, 2019. Second by Saffer. Question. 6 ayes. Motion carried.

H. APPROVAL OF BILLS – KARMA WELLS. Clerk/Treasurer Wells provided Council with an additional list of bills. Saffer moved to approve the bills. Second by McCall. Question. 6 ayes. Motion carried.

I. PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE. There were no purchases in excess of \$5,000.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Manager Moore stated staff is busy getting the Holiday lights up. Manager Moore asked what day the Council would like to have the lights turned on. Council's consensus was to turn the lights on Thanksgiving evening.

CITY CLERK/TREASURER, KARMA WELLS

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

CHIEF OF POLICE, JONATHON LYNCH

Chief Lynch stated he provided Council with the Police Report for October.

As of 6:00 P.M., K-9 Archie was certified with the U S Police K-9 Association.

CITY COUNCIL REPORTS

Saffer

- Council Member Saffer stated he is looking forward to filling the Council seat and he would like to see some community involvement.

Goeglein

- Council Member Goeglein stated in lieu of the comments tonight, he thinks we should keep discussing the marijuana and try to find an avenue that is best for everyone.

McCall

- Council Member McCall stated the Yuma County Landfill is having financial issues and they are going to compound over the next several years. They are raising rates across the board by 10% for 2019. Discussion was held.

Hoch

- Council Member Hoch stated he was glad to see there were some repairs done to the elevator.

ADJOURNMENT

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

Ron Swehla
Mayor

Karma Wells, CMC
City Clerk/Treasurer