

**City of Yuma**  
**City Council Minutes**  
**Hybrid Regular Meeting**  
**Tuesday, August 6, 2024**  
**Meeting Location – City Hall, 320 South Main Street, Yuma, CO and virtual through Zoom**  
**Call to Order – 6:30 P.M.**

**Meeting called to order by Mayor McClung and the Pledge of Allegiance was recited.**

**Members Present:** Benish, Frame, McClung, Shay. Diaz arrived late.

**Staff Present:** Scott Moore, Jerry Thompson, Karma Wells.

**Corrections or Additions to the Agenda**

Items D – K from the Consent Agenda have been moved to section 11 of the Regular Agenda as items B – I.

**Approval of August 6, 2024 Agenda**

Shay moved to approve the August 6, 2024 agenda as amended. Second by Benish. Question. 4 ayes. Motion carried.

**Citizens Recognition and Introduction/Public Comment**

None.

**Presentations (Informational)**

None.

**Reports (Informational)**

**A. City Manager – Scott Moore**

**i. Silver Sneakers Update**

Manager Moore stated that the latest draft from Tivita is being reviewed by Attorney Sellars. There are two items that the attorneys are not agreeing on; the termination language and a disagreement clause, which are taking a little time to resolve. Manager Moore pointed out that it is always up to council whether or not they wish to accept the contract or not.

**ii. Village Park Engineering Cost Update**

Manager Moore has had conversations with Scott Jardin, Mark and Tim Nitchil from SEH, regarding what the next steps are. They would like to schedule a field inspection to look at curb, gutter and sidewalks. This will include all of Centennial Road with curb, gutter and sidewalks on both sides of the road and will have to meet ADA standards. This would also include a drainage and detention pond that could be located on city land. They will come up with a feasibility cost for the project at 15% of the cost estimate and council can decide if they wish to proceed.

**iii. Community Survey Update**

Manager Moore stated that the Community Survey went live on the website and Facebook today. Manager Moore went through the survey himself and thought it worked well. Magellen is prepared to have the data from the survey back to council by August 26.

**iv. Pool Update**

Larry Steel and Reed Miller of Miller and Associates, were here last week and went over the progress being made on the swimming pool. Everything is proceeding as we hoped it would. They would have liked to have extended the opening to July 4, 2025, but Manager Moore declined stating that it needs to open on Memorial Day. They discussed some options for additions to the

pool that could be purchased with donation funds. It was discussed having city staff remove the concrete walkway around the pool to help save time and money on the project.

v. **Street Maintenance Update**

Manager Moore provided more information to continue the discussion regarding street repairs from the last council meeting when it was decided to do core samples on 3<sup>rd</sup> and 4<sup>th</sup> avenues. After speaking with SEH, it was determined that a third location should be added. Manager Moore and Street Department Supervisor, Mark Triplett, recommended that the intersection of Hoag and Birch needs the most attention. Council was agreeable with that decision. The alley behind the post office will have roto milling done on it this fall.

**B. City Clerk/Treasurer – Karma Wells**

i. **Finance Report**

Clerk/Treasurer Wells provided council with the June finance report.

**C. Chief of Police – Jerry Thompson**

i. **Staffing Report**

Chief Thompson stated that he has hired a new officer and she will be starting on Monday.

**D. City Attorney – Kathryn Sellars**

None.

**City Council Reports/Comments (Informational)**

**Shay**

- Council Member Shay stated that the employee who was running the landfill has resigned, so they have started the search for a replacement.

**McClung**

- Mayor McClung met with Mayor ProTem Benish, Manager Moore, Clerk/Treasurer Wells and Chief Thompson. They are going to meet once a month to have open discussions on any issues.

**Consent Agenda (Action Items)**

- A. Approval of July 23, 2024 meeting minutes.
- B. Approval of disbursements and payroll.
- C. Purchases in excess of \$5,000.

Shay moved to approve the Consent Agenda. Second by Benish. Question. 5 ayes. Motion carried.

**Public Hearings and Other New Business (Action Items)**

**A. Approval of Disclosed Disbursements.**

Clerk/Treasurer Wells stated that there is one disbursement that needs to be disclosed for Mayor Pro Tem Benish for spraying. Shay moved to approve the disclosed disbursement for Benish. Second by Frame. Question. 4 ayes. 1 abstain (Benish). Motion carried.

**B. Resolution #19, Series of 2024 – Agreement with Yuma School District for a School Resource Officer.**

Chief Thompson stated that one change was made to the agreement late today changing the term of the agreement to run from August 7, 2024 to December 23, 2024. It will then be addressed again for the next semester. Shay moved to approve Resolution #19, Series of 2024. Second by Frame. Question. 5 ayes. Motion carried.

**C. Approval to submit T-Mobile Hometown Grant for playground equipment replacement.**

Manager Moore stated that we would like to apply for a grant that T-Mobile is offering for playground equipment. They are offering a \$50,000 no match grant. This would also include ADA accessible

equipment. This equipment would most likely be used at the park by the pool. Shay moved to approve the grant application to T-Mobile. Second by Diaz. Question. 5 ayes. Motion carried.

**D. Approval to submit Community Champion Playground Grant for playground equipment replacement.**

Manager Moore stated that this is a \$50,000 match grant. We would use the T-Mobile grant, if awarded, as the \$50,000 match. Shay moved to approve the grant application to Community Champion Playground Grant. Second by Frame. Question. 5 ayes. Motion carried.

**E. Approval to submit a Revitalizing Main Streets Grant for a comprehensive improvement plan for City Park.**

Manager Moore is recommending that we apply for this grant from the Colorado Department of Transportation that we could use for sidewalks, walking paths, lighting and benches in our parks. It is a grant up to \$250,000 with a 10% match of \$25,000, which is what we already have budgeted. Shay moved to approve the application for the grant. Second by Frame. Question. 5 ayes. Motion carried.

**F. Resolution #20, Series of 2024 – Volunteer Plan Affiliation Agreement with the Fire and Police Pension Association.**

Clerk/Treasurer Wells stated that FPPA is requiring an updated agreement. Shay moved to approve Resolution #20, Series of 2024. Second by Benish. Question. 5 ayes. Motion carried.

**G. Approval to submit a State Farm Good Neighbor Firefighter Safety Program Grant to replace fire department equipment.**

Manager Moore explained that this is carryover from what was approved at the last meeting. Chief Witte was given incorrect information. The grant amount is still \$10,000, but the current SCBA compressor system is beyond repair. It was decided to put the cost of a new system in the amount of \$54,564 in the 2025 budget and use the \$10,000 in grant funds to help offset that cost.

**H. Resolution #21, Series of 2024 – Municipal Energy Agency of Nebraska Purchasing and Scheduling Agent Services.**

Manager Moore stated that this contract with MEAN is for the purchasing and scheduling of our power supply. This new contract will start on October 1, 2024. Shay moved to approve Resolution #21, Series of 2024. Second by Benish. Question. 5 ayes. Motion carried.

**I. Acceptance of donation from Media Logic Radio for the Police Department.**

Chief Thompson stated that the police department partnered with Media Logic Radio to promote the new school mascot as part of a contest. KNEC matched the winnings and donated \$1,000 to the police department. Frame moved to accept the donation. Second by Shay. Question. 5 ayes. Motion carried.

**Old Business and Public Hearing on Passage of Ordinance on Second Reading (Action Items)**

**A. Tabled Action Items**

None.

**B. Consideration of appointment to fill Council vacancy.**

Two of the parties (Denney, Dischner) interested in filling the council vacancy were present at the meeting. Council member Frame nominated Vanessa Dischner to fill the vacancy. Second by Diaz. Question. 5 ayes. Motion carried.

New Council Member Dischner was sworn in by Clerk/Treasurer Wells and joined in the remainder of the council meeting.

## **Additional Business**

Manager Moore stated that he provided council with information on the SARA House annual golf tournament fundraiser, to be put on the agenda at the next meeting. In the past, we have sponsored a golf team for the tournament.

## **Executive Session**

**“To consider personnel matters, pursuant to C.R.S. § 24-6-402 (4)(f) and not involving any specific employees who have requested discussion of the matter in open session, specifically for the City Manager, City Clerk/Treasurer and Chief of Police evaluations.”**

**“To consider purchase, acquisition, lease, transfer or sale of real, personal or other property, pursuant to C.R.S. § 24-6-402 (4)(a) and 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), the potential purchase of property by the City.”**

Mayor McClung stated Council intends to meet in executive session to consider personnel matters, pursuant to C.R.S. § 24-6-402 (4)(f) and not involving any specific employees who have requested discussion of the matter in open session, specifically for the City Manager, City Clerk/Treasurer and Chief of Police evaluations and to also consider purchase, acquisition, lease, transfer or sale of real, personal or other property, pursuant to C.R.S. § 24-6-402 (4)(a) and 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), the potential purchase of property by the City. Shay moved to go into executive session. Second by Frame. Question. 6 ayes. Motion carried.

Council resumed regular session at 9:02 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. Motion carried.

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Tim McClung  
Mayor

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Karma Wells, CMC  
City Clerk/Treasurer