

**CITY OF YUMA
CITY COUNCIL MINUTES**

**HYBRID REGULAR MEETING
TUESDAY, SEPTEMBER 19, 2023**

CALL TO ORDER – 6:30 P.M.

MEETING CALLED TO ORDER BY MAYOR PRO TEM SHAY AND THE PLEDGE OF ALLEGIANCE WAS RECITED.

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

STAFF PRESENT: Scott Moore, Karma Wells, Jerry Thompson, Jeanne Triplett.

CORRECTIONS OR ADDITIONS TO THE AGENDA

There were no corrections or additions to the Agenda. Clerk/Treasurer Wells stated Mayor Swehla and Council Member Baucke will not be present.

APPROVAL OF SEPTEMBER 19, 2023 AGENDA

Council Member Smith-Dischner moved to approve the September 19, 2023 Agenda. Second by Frame. Question. 5 ayes. Motion carried.

APPROVAL OF SEPTEMBER 5, 2023 MINUTES

Council Member Smith-Dischner moved to approve the September 5, 2023 Minutes. Second by Benish. Question. 5 ayes. Motion carried.

CITIZENS RECOGNITION AND INTRODUCTION/PUBLIC COMMENT

Ms. Sally Strand stated she started about 4 months ago asking about the clock and the figures for the clock. Ms. Strand voiced concerns over a CORA request.

Council Member McClung stated he looked up other entities and the city is doing the same as others for CORA requests.

ACTION ITEMS

A. CONSIDERATION OF POSSIBLE MAIN STREET CLOCK DESIGN – SCOTT MOORE.

Council's consensus was to do a survey with the public on their choice for the sign. Council Member Smith-Dischner also requested a timeline be put together for completion of the clock. Council Member Smith Dischner moved to conduct a survey with multiple platforms to the public with a timeline projection. Second by Frame. Question. 5 ayes. Motion carried.

B. REQUEST FOR DONATION YUMA COUNTY ECONOMIC DEVELOPMENT – KARMA WELLS.

City Clerk/Treasurer Karma Wells stated that Yuma County Economic Development Director Shelby Clark is in D.C. for an AG Leadership program, therefore was unable to attend the meeting. Council Member McClung moved to approve the donation request for Yuma County Economic Development in the amount of \$10,000.00. Second by Benish. Question. 5 ayes. Motion carried.

- C. FIRST READING OF ORDINANCE #6, SERIES OF 2023 (LEASE AND EASEMENT AGREEMENT WITH SE MUNICIPAL COLORADO, LLC) – SCOTT MOORE.** City Manager Scott Moore stated at last council meeting, this was tabled until more information was provided. Council Member McClung provided additional insurance language. Council Member McClung moved to approve Ordinance #6, Series of 2023 (Lease and Easement agreement with SE Municipal Colorado). Second by Smith-Dischner. Question. 5 ayes. Motion carried.
- D. RESOLUTION #17, SERIES OF 2023 (GENERATOR INTERCONNECTION AGREEMENT WITH SE MUNICIPAL COLORADO, LLC) – SCOTT MOORE.** City Manager Scott Moore stated a generator interconnection agreement between SE Municipal and City of Yuma for the Solar would be required to allow connecting to our electric system. This would be a small facility but the city would be allowed to use it. Council Member McClung moved to approve Resolution #17, Series of 2023. Second by Smith-Dischner. Question. 5 ayes. Motion carried.
- E. RESOLUTION #19, SERIES OF 2023 (APPROVING THE AGREEMENT WITH CHARLES LEE PETERS AS THE MUNICIPAL JUDGE) – SCOTT MOORE.** City Manager Scott Moore stated Municipal Judge Charles Lee Peters term is up October 6, 2023. This agreement will be for 2 more years. The compensation amount will stay the same as the last contract. Council Member McClung moved to approve Resolution #19, Series of 2023. Second by Frame. Question. 5 ayes. Motion carried.
- F. CONSIDERATION OF A BALLOT QUESTION SURVEY – SCOTT MOORE.** Council has money in the budget to cover half the cost of a ballot question survey in 2023 and the remaining portion of the survey would be paid in 2024. The survey would be started in 2023 and finished in 2024. Results will be provided as it goes. Council Member Smith-Dischner moved to approve the proposal of the ballot question survey for the amount of \$11,500. Second by McClung. Question. 5 ayes. Motion carried.
- G. APPROVAL OF BILLS – KARMA WELLS.** City Clerk/Treasurer Karma Wells stated an additional list of bills was provided to Council. One disclosure is the check for City of Sterling to pay for meals for three council members for the CML meeting. Council member Benish moved to approve the bills including McClung’s bill. Second by Smith-Dischner. Question. 4 ayes. 1 abstain (McClung).
- Council member Smith-Dischner moves to pay the bills which includes Shay and Frame. Second by Benish. Question. 3 ayes. 2 abstain (Frame and Shay). Motion carried.
- H. PURCHASES IN EXCESS OF \$5,000 – SCOTT MOORE.** City Manager Scott Moore stated there have been Issues with the Mitchell Well. This well was pumping white water and they took it offline and that problem was fixed. Sergeant Drilling came and did some investigating to see what they thought was going on. Sergeant Drilling believes it is the casing that is causing the issue with the well. They quoted \$5,500 to do the repair of the casing. Council Member McClung moved to approve \$5,500 to Sergeant Drilling. Second by Benish. Question. 5 ayes. Motion carried.

ADDITIONAL BUSINESS

None.

REPORTS

CITY MANAGER, SCOTT MOORE

Mrs. Jeanne Triplett is here on behalf of the Historic Society and has applied for an \$8,000 grant which they did not receive. They would like to apply to CHFA for \$5,000 as a match to the Historic Preservation Grant that was

awarded May 1st and we have nine months to find the matching funds. Council Member Smith-Dischner moved to approve to apply for the grant. Second by McCall. Question. 5 ayes. Motion carried.

City Manager Scot Moore stated we are working on a waterline infrastructure repair on second avenue – 18 valves were turned before we finally got the water to shut off to start the project. More people were turned off than expected. The City would like to apologize to the community but there was no way of knowing there would be this issue. It was suggested to use door hangers to notify residents of utility outages if possible. Discussion was held. When this project is finished, we will move to North Main Street.

There was an electrical outage due to a fault between two transformers. Around the same time, a city truck working across the street from the middle school broke a pole on the south side of the Middle School. We plan to replace the pole on Friday. The outage on 5th Avenue is fixed. A contractor fixed the issue on 5th Avenue. They did a temporary fix on 5th Avenue.

CITY CLERK/TREASURER, KARMA WELLS

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

An ARPA report was also provided, with expenditures through the end of August, 2023.

CHIEF OF POLICE, JERRY THOMPSON

The monthly Police Report was provided to Council.

CITY COUNCIL REPORTS

McClung –

Council Member McClung attended the Street Committee meeting. They discussed asphalt patching and the availability of asphalt. Cross pan replacement is going on as well.

Council Member McClung also attended the Sanitation Committee meeting. They had discussions about replacing trash trucks and getting rid of the new one because it causes so many issues. Also, recycling electronics has become a challenge.

Frame –

Council Member Frame attended the Yuma County Economic Development meeting on September 11th. The minutes from the previous meeting is in packets. Met with Shelby before she went to Chile & Argentina. There is an Agri tourism workshop on October 10th in Eckley. YCED is also using a grant to update a new website.

Council Member Frame attended the Airport committee meeting. Council Member Frame is excited about the Fly in on September 30th.

Chief of Police Jerry Thompson stated if anyone is available to help with the airport fly in it is from 7am to 11am. We will start cooking around 6 am. We need help with breakfast, preparing and serving. We also need help with parking.

EXECUTIVE SESSION – PERSONNEL

“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.”

Mayor Pro Tem Shay stated Council intends to go into 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. Council Member Smith–Dischner moved go into executive session. Second by Frame. Question. 5 ayes. Motion carried.

Council resumed regular session. 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 Smith-Dischner moved to adjourn the council meeting. Second by Benish. Question. 5 ayes. Motion carried.

Marc Shay
Mayor Pro Tem

Karma Wells, CMC
City Clerk/Treasurer