

CITY OF BRUSH!

MINUTES OF THE DECEMBER 9, 2013 – REGULAR CITY COUNCIL MEETING

The City Council of the City of Brush! Colorado met in regular session on December 9, 2013. Mayor Daniel R. Scalise called the meeting to order at 7:00 p.m. The Pledge of Allegiance was given.

Present on roll call were: Mayor Daniel Scalise
Councilor Felix Acosta
Councilor Kimberly Dykes
Councilor Vicky Quinlin
Councilor Charles Schonberger

Absent on roll call were: Councilor Heath Becker
Councilor Mark Smith

Also present were City Administrator Monty Torres, City Attorney Bo Chapin, Assistant Administrator Karen Schminke, Finance Director Joanne Gosselink, Assistant Fire Chief Ray Uhrick, and City Clerk Andrea Strand.

MINUTES

The minutes of the regular meeting of November 25, 2013, were approved as submitted.

VISITORS AND DELEGATIONS

Gabriel Pablo was scheduled to speak concerning park concession bids but did not attend the meeting. Administrator Torres stated that Director Schwindt would be placing the park concession service out to bid in 2014. The finance committee could then review the submitted proposals and bring a recommendation to Council.

VIAERO WIRELESS SPECIAL USE PERMIT

Assistant City Administrator Schminke presented the application submitted by Viaero Wireless for a special use permit for a building mounted commercial mobile radio system to be placed in a commercial zone. The specific request was to mount panel antennas and a microwave antenna on the existing chimney at East Morgan County Hospital located at 2400 Edison Street. She reviewed the Location, Zoning and Land Use as well as the Comprehensive Plan. To date, no comments had been received regarding the application. She reviewed the Special Use Criteria and the Approval Criteria pursuant to the Brush Municipal Code. She then reviewed the Comprehensive Plan and the Applicant's Compliance History. She stated if Council should find the proposal had met the review criteria, staff recommended that Council grant a special use permit for a structure mounted Commercial Mobile Radio System with the following conditions:

1. In the event that construction of the facility is not completed within twelve months of the issuance of the Special Use Permit, the approvals granted in this permit will be deemed

repealed. This matter does not need to reappear before the City Council for such repeal to be effective.

2. Notice of the sale of or change in the operations company must be provided to the City.
3. All antennas and associated equipment must be colored to match the existing building.
4. CMRS facilities which are abandoned by disconnection of power service, equipment removal or loss of lease for greater than six (6) months shall be removed by the CMRS facility owner within thirty (30) days of the expiration of such time limit.

Mr. Rick Bailey was present on behalf of Viaero Wireless and offered to answer any questions. He stated that he agreed with the recommendations.

Councilor Chuck Schonberger offered a motion to approve the Special Use Permit submitted by Viaero Wireless with the conditions outlined by staff. His motion was seconded by Councilor Quinlin and was approved unanimously by roll call vote. Assistant Administrator Schminke stated that a Resolution would be prepared.

FINANCE PUBLIC HEARING 2014 BUDGET

Mayor Scalise opened the public hearing at 7:10 p.m. to hear comments on the proposed 2014 Budget. Finance Director Gosselink stated that the amount received from the Highway User's Tax Fund for 2013 was \$135,000 and was used to defray costs of street maintenance. The budgeted amount from the Highway User's Tax Fund for 2014 is \$130,000. There was no one present from the public to provide comments. Mayor Scalise closed the public hearing.

RESOLUTION NO. 2013-13 ADOPT THE 2014 BUDGET

Councilor Quinlin offered a motion to approve Resolution No. 2013-13

A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND, AND ADOPTING A BUDGET FOR THE CITY OF BRUSH, COLORADO FOR THE CALENDAR YEAR BEGINNING ON THE 1ST DAY OF JANUARY 2014, AND ENDING ON THE LAST DAY OF DECEMBER, 2014.

Her motion was seconded by Councilor Dykes and carried unanimously by roll call vote.

RESOLUTION NO. 2013-14 APPROPRIATING FUNDS

Councilor Quinlin offered a motion to approve Resolution No. 2013-14.

A RESOLUTION APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES, IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH BELOW, FOR THE CITY OF BRUSH, COLORADO, FOR THE 2014 BUDGET YEAR.

Her motion was seconded by Councilor Dykes and carried unanimously by roll call vote.

RESOLUTION NO. 2013-15 SET MILL LEVY

Councilor Dykes offered a motion to approve Resolution No. 2013-15.

A RESOLUTION LEVYING GENERAL PROPERTY TAXES FOR THE YEAR 2014 TO HELP DEFRAY THE COSTS OF GOVERNMENT FOR THE CITY OF BRUSH, COLORADO, FOR THE 2014 BUDGET YEAR.

Her motion was seconded by Councilor Schonberger and carried unanimously by roll call vote.

DISBURSEMENTS AND PAYROLL

Councilor Acosta offered a motion to approve City bills from November 25 to December 9, 2013. His motion was seconded by Councilor Schonberger and approved unanimously by roll call vote.

General Fund	\$ 81,037.31
Capital Improvement Fund	\$ 48,215.97
Water Fund	\$ 10,049.14
Trash and Garbage Fund	\$ 6,099.74
Waste Water Fund	\$ 5,653.67
Storm Water Fund	\$ 1,064.83
Community Enhancement Fund	\$ 1,406.14
Payroll and Cafeteria	\$ 53,878.17
Payroll Liability	<u>\$ 34,624.03</u>
Disbursements Total	\$242,029.00

STAFF REPORTS

Fire Department

- Tad and Ray attended the Colorado Fire Chief Conference.
- Received information the State of Colorado is implementing practices of 90/90 which means when a fire is identified there should be 90 pieces of equipment on scene in 90 minutes.
- Stated that Adams and Weld Counties are withdrawing from the State communication systems currently used and will be implementing their own. This may make it difficult to communicate with those agencies. Brush may consider having a second communication system and may continue the license it previously used.

City Clerk Office

- Updated Council with various meetings and events.

Administrator Torres

- Received a verbal notification that the City had received the requested DOLA funding to complete the final phase of the downtown project.
- Stated that the City is waiting to hear about the REDI grant that we applied for. This will assist communities who have been impacted by a prison closing.
- Director Schwindt is still waiting for the award letter concerning the skate park grant award.
- The City has budgeted for construction of a dog park by Doty Pond. Community members will be asked to provide input.

MAYOR AND COUNCIL REPORTS

Councilor Vicky Quinlin presented a plaque from LiveWell Colorado recognizing the City of Brush for Healthy Eating and Active Living. She also announced that the Weigh and Win kiosk that the City is funding will be installed in January 2014.

ADJOURNMENT

The December 9, 2013, meeting was adjourned at approximately 6:25 p.m.

ATTEST:

/s/ Andrea Strand
City Clerk

/s/ Daniel R. Scalise
Mayor