

CITY OF BRUSH!

MINUTES OF THE APRIL 25, 2016 – REGULAR CITY COUNCIL MEETING

The City Council of the City of Brush, Colorado met in regular session on April 25, 2016. Mayor Chuck Schonberger called the meeting to order at 6:00 p.m. The meeting was held at Brush City Hall. The pledge of allegiance was given.

Present on roll call were: Mayor Chuck Schonberger
Councilor Jeanine Anderson
Councilor Marlene Baker
Councilor Heath Becker
Councilor Kimberly Dykes
Councilor Vicky Quinlin

Absent: Councilor Rick Bain

Also present were City Administrator Monty Torres, City Attorney Robert Chapin, Assistant Administrator Karen Schminke, Finance Director Joanne Gosselink, Public Works Director Dale Colerick, Community Services Director Lance Schwindt, Police Lieutenant Corey Hardy, Fire Chief Tad Anderson and City Clerk Andrea Strand.

MINUTES

The minutes of the regular meeting of April 11, 2016, were approved as submitted.

VISITORS AND DELEGATIONS

None.

MANAGEMENT

First Reading of Ordinance 846-16 Adding a Provision to Article 5 of Chapter 10, Brush Municipal Code, Related to Juveniles and Parental Responsibility in Brush Municipal Court

City Attorney Chapin presented Ordinance No. 846-16 for Council consideration. The Ordinance was introduced by Councilor Kimberly Dykes. Councilor Dykes moved, second by Councilor Quinlin for first reading and publication of Ordinance No. 846-16 Adding a Provision to Article 5 of Chapter 10, Brush Municipal Code, Related to Juveniles and Parental Responsibility in Brush Municipal Court. The Ordinance was approved by roll call vote as follows:

For: Mayor Schonberger, Councilors; Baker, Becker, Dykes and Quinlin
Against: Councilor Anderson

Councilor Anderson stated that she felt this was for bigger cities and was aggressive policing.

Award the Bid for Decking at The Course at Petteys Park

Director Lance Schwindt stated that the bid advertisement for decking at The Course was advertised in the Brush News Tribune and he received one bid. The total budget amount was \$87,000 and will be funded by the Petteys Foundation. He recommended that Buildings by Design be awarded the project at a total of \$85,243.

Councilor Quinlin moved, second by Councilor Dykes to award the bid to Buildings By Design for the Decking at The Course at Petteys Park in the amount of \$85,243. It was approved unanimously by roll call vote.

Purchase Agreement Between BM Processors, Inc. and Morgan County

City Attorney Chapin presented a purchase agreement for council consideration. He added that the City was involved because of a developer who abandoned Phase I of Rosewood Subdivision. The County owns the property now and is selling it to BM Processors, Inc. This agreement acknowledges the funds that the City is holding from a surety bond. A future IGA will be presented to Council that will address those funds and the proposed use.

Councilor Quinlin moved, second by Councilor Dykes to approve the Purchase Agreement between BM Processors, Inc. and Morgan County. It was approved unanimously by roll call vote.

Approve City Administrators Selection for Chief of Police

Administrator Torres provided information on the process used to select and interview the candidates for Chief of Police. The position was advertised and candidates were screened by the City's human resource technician. Five were interviewed by a community panel and chief of police panel; three were selected to be interviewed by department heads and by the City Administrator. A background check was conducted through CBI, personnel file review with the Montezuma Sheriff's Department and a federal background check along with educational verification. City Administer Torres recommended to City Council that Travis Anderson be selected for chief of police.

Councilor Dykes moved, second by Councilor Anderson to approve Travis Anderson as the Chief of Police. It was approved unanimously by roll call vote.

Award the Bid for English Feedlot Cleanup

Administrator Torres presented results of bids received for the initial fence clean-up of English Feedlot. Staff recommended awarding the project to H-2 Enterprises of Keenesburg, CO for a total of \$29,532.

Councilor Dykes moved, second by Councilor Quinlin to award the removal of fencing at English Feedlot to H-2 Enterprises. It was approved unanimously by roll call vote.

FINANCE
City Disbursements

Councilor Quinlin moved, second by Councilor Dykes to approve City bills from April 11-25, 2016. The motion was approved unanimously by roll call vote.

General Fund	\$	96,403.26
Capital Improvement Fund	\$	29,269.03
Capital Reserve Fund	\$	25,078.00
Water Fund	\$	3,700.28
Trash and Garbage Fund	\$	9,430.32
Waste Water Fund	\$	34,867.71
Storm Water Fund	\$	214.52
Golf Course Fund	\$	14,321.93
Conservation Trust Fund	\$	4,500.00
Joslin Needham Fund	\$	15,026.71
Payroll and Cafeteria	\$	70,312.82
Payroll Liability	\$	<u>29,161.31</u>
Disbursements Total	\$	332,285.89

STAFF REPORTS

Finance Director Gosselink

- Reminded Council and citizens that the utility bill statement will reflect the water increase on the May statement. Anyone with questions can contact the finance department.
- The April financial report will be provided at the second meeting in May.

Police Lieutenant Hardy

- Reported that the police department will hold a drug take back event at Equitable Savings and Loan Association on Saturday, April 30, 2016, from 10 a.m. to 2 p.m.

Public Works Director Colerick

- Reported on the status of the storm water drainage pond project. There was a slight delay due to weather
- Provided spring cleanup details
- Staff will begin focusing on pot holes.

City Clerk Strand

- Read upcoming meetings and announcements.

Fire Chief Anderson

- 3 firefights assisted the Chamber with the cleanup this past weekend.
- Extrinsication training was held using the new equipment.

Assistant Administrator Schminke

- Thanked city staff for assisting with the recent Arbor Day tree planting at Sunset Park, there was a large attendance.
- Reported that the Planning Commission will meet on Monday, May 16th at 5:30 p.m. for a public hearings on a final plat for Loves and a presentation of an ordinance for temporary work force housing.

Administrator Torres

- Received a request for a donation to SARA House. Staff contacted the executive director of SARA and explained that requests for donations are taken before August 30th of each year in consideration of the budget cycle. They responded that they would send a letter requesting this for 2017.
- Reported that the City is expecting an IGA for 80% funding of the Mill Street Project (from Colorado Avenue to Custer Street.) The City would pay the additional 20%.
- Thanked all those who assisted in the interview process for chief of police.

MAYOR AND COUNCIL REPORTS

Mayor Schonberger

- Reminder that the next citizen outreach will be Monday, May 2, 2016, 6-7 p.m. at The Course with Councilors Bain and Dykes. We will evaluate these after this meeting.

Councilor Anderson

- Had received a complaint about a police officer and spent a day observing Brush Municipal Court. Wondered if anyone else had received complaints. None had.
- Recommended moving forward with marijuana legislation concerning permits for grow operations. Did not want Brush to experience events as in Pueblo, CO. Voiced concerns that enforcement is sufficient. Mayor Schonberger added that these items could be placed on a future agenda if needed.

Executive Session:

Councilor Dykes moved, second by Councilor Quinlin for an executive session pursuant to CRS 24-6-402 (4) (e) for determining positions relative to matters that may be subject to negotiations; developing strategy for negotiations; and instructing negotiators; specifically purchase of real estate. The motion passed unanimously.

The Mayor announced that the time was 6:50 p.m., and the executive session had been concluded. The participants in the executive session were: Mayor Schonberger, Councilors Anderson, Baker, Becker, Dykes, and Quinlin, City Administrator Monty Torres, Assistant City Administrator Karen Schminke and Public Works Director Colerick.

The Mayor stated for the record, if any person who had participated in the executive session believed that any substantial discussion of any matters not included in the motion to go into the

executive session and in violation of the Open Meetings Law, had occurred during the executive session state their concerns for the record.

Hearing none, Councilor Dykes offered a motion, second by Councilor Quinlin to proceed with the offer as presented in the executive session. The motion was approved unanimously.

ADJOURNMENT

The April 25, 2016, meeting adjourned at approximately 6:54 p.m.

ATTEST:

/s/ City Clerk Andrea Strand

/s/ Mayor Chuck Schonberger