

CITY OF BRUSH!

MINUTES OF THE NOVEMBER 27, 2017 – REGULAR CITY COUNCIL MEETING

The City Council of the City of Brush, Colorado met in regular session on November 27, 2017. 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 Rick Bain
Councilor Marlene Baker
Councilor Kimberly Dykes
Councilor Vicky Quinlin

Absent: Councilor Heath Becker

Also present were City Administrator Monty Torres, Finance Director Joanne Gosselink, Community Service Director Lance Schwindt, Police Chief Travis Anderson, Marketing Specialist Tyler Purvis and City Clerk Andrea Strand.

MINUTES

The minutes of the regular meeting of November 13, 2017, were approved as submitted.

VISITORS AND DELEGATIONS

Chuck Miller who resides on County Road S was present and stated he attended a recent flood plain meeting and stated that he did not agree with historic flooding in 1935 and 1965 that was mentioned at the meeting. He also added that the entire City limits were outlined in FEMA Report.

Regan Benson who resides in Akron was present for two reasons. The first was to inform Council that she felt the fees charged by the police department for a police report was excessive. She also spoke about the officer involved dog shooting and felt the officer did not comply with POST standards.

MANAGEMENT

MASTRONARDI SPECIAL USE PERMIT DECISION DISCUSSION

Administrator Torres stated that at the last council meeting a discussion was held to understand why city council voted to deny the special use permit and that a resolution would be presented at the next city council meeting. Councilor Bain stated that he voted to deny the special use permit because of updated findings of the noise study that was done in 2001. The indicated decimal level was still over the noise standards and he did not feel that rounding down the decimal was correct. He believed that their high turnover rate of employees may be a management issue that the city should not be involved with. He also referenced the violation of \$180,000 as a factor. Councilor Anderson cited the public health aspects of people living in the area who couldn't get away from the sound, also the neighbors did not want it. Councilor Dykes stated the main reason was the noise and she voted what she heard from her constituents. She hoped to keep the business here. She added that when the land use regulations were changed it was not a done deal, Council would look at each application.

2018 HOUSING INCENTIVES

Marketing Specialist Purvis presented the housing incentives that the City has been offering the last three years to encourage home building in Brush.

Councilor Bain offered a motion, second by Councilor Quinlin to approve the 2018 Housing Incentives. The roll call vote was unanimous.

First Reading of Ordinance No. 863-17, Adopting an Amendment to Chapter 16 of the Brush Municipal Code Concerning Cargo Containers (Public Hearing to be set for December 18, 2017)

The Ordinance was introduced by Councilor Dykes

Councilor Dykes offered a motion, second by Councilor Baker to adopt on first reading and publish in full Ordinance No. 863-17 an Amendment to Chapter 16 of the Brush Municipal Code Concerning Cargo Containers and schedule a public hearing for December 18, 2017.

Councilor Bain added that he voted against this at the Planning Commission but since has decided that the date of June 1st in the Ordinance was okay. The roll call vote was unanimous.

December 25, 2017 Regular City Council Meeting (cancel) and Special Meeting December 18, 2017 (schedule).

Councilor Dykes offered a motion, second by Councilor Quinlin to approve the meeting schedule changes. The roll call vote was as follows: Yes: Schonberger, Bain, Baker, Dykes and Quinlin No: Anderson

FINANCE

City Disbursements

Councilor Quinlin moved, second by Councilor Dykes to approve City bills from November 13-27, 2017. The roll call vote was unanimous.

General Fund	\$ 34,227.92
Water Fund	\$ 4,674.69
Trash and Garbage Fund	\$ 9,381.97
Waste Water Fund	\$ 38,145.10
Storm Water Fund	\$ 282.91
Golf Course Fund	\$ 5,847.89
Payroll and Cafeteria	\$ 72,183.20
Payroll Liability	<u>\$ 33,363.35</u>
Disbursements Total	\$ 198,107.03

STAFF REPORTS

Police Chief Anderson

- Reported that last week there was an attempted murder and was is the fourth for 2017.
- Reported drug arrests are up and calls for service were 474.
- Ross Blank received a compliment from an individual who received a ticket who said he was the best officer.

Community Development Director Schminke

- Reported that the English property petition for annexation will be on the next council agenda and on the January 2018 Planning Commission meeting agenda.

Marketing Specialist Purvis

- December 4th the Partners for Progress meeting will be held at the Brush School District office.

City Clerk Strand

- Highlighted upcoming meetings on the calendar.

City Administrator Torres

- A company with two solar gardens has been speaking to the City.
- Verizon is discussing a proposed tower located behind the cemetery.
- The city has identified a cost savings of \$80,000 on a snow blower to be purchased in 2017 instead of 2018.

MAYOR AND COUNCIL

Councilor Anderson spoke of a citizen who tried to rent the facility at the golf course and no one returned their phone call.

Mayor Schonberger postponed the agenda item for Council Code of Conduct until the next meeting.

Executive Session for the purpose of the annual review of the City Administrator pursuant to C.R.S. 24-6-402(4) (f).

At 6:30 p.m. Councilor Bain offered a motion to enter into executive session for the purpose of the annual review of the City Administrator pursuant to C.R.S. 24-6-402(4)(f). His motion was seconded by Councilor Quinlin and was approved unanimously.

Upon returning to the open session, Mayor Schonberger announced that the time was 6:53 p.m., and the executive session had been concluded. The participants in the executive session were: Mayor Schonberger, Councilors Anderson, Bain, Baker, Dykes, and Quinlin, and Administrator Torres. Mayor Schonberger 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 occurred during the executive session in violation of the Open Meetings Law, to state their concerns for the record.

Executive Session for the purpose of the annual review of the City Clerk pursuant to C.R.S. 24-6-402(4) (f).

At 6:56 p.m. Councilor Quinlin offered a motion to enter into executive session for the purpose of the annual review of the City Clerk pursuant to C.R.S. 24-6-402(4)(f). His motion was seconded by Councilor Dykes and was approved unanimously.

Upon returning to the open session, Mayor Schonberger announced that the time was 7:00 p.m., and the executive session had been concluded. The participants in the executive session were: Mayor Schonberger, Councilors Anderson, Bain, Baker, Dykes, and Quinlin, and City Clerk Andrea Strand. Mayor Schonberger 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 occurred during the executive session in violation of the Open Meetings Law, to state their concerns for the record. No action was taken.

ADJOURNMENT

The November 27, 2017, meeting adjourned at approximately 7:00 p.m.

ATTEST:

/s/ City Clerk Andrea Strand

/s/ Mayor Chuck Schonberger