

January 21, 2020

The City Council of the City of Fort Morgan, Colorado, met this day in the Council Chambers of City Hall. The Honorable Mayor Ron Shaver called the regular meeting to order at 6:00 p.m.

The Pledge of Allegiance was given.

Roll Call: Present: Honorable Mayor Ron Shaver
Councilmember Clint Anderson
Councilmember Lyn Deal
Councilmember Allison Howe
Councilmember Kevin Lindell
Councilmember Doug Schossow
Councilmember Brian Urdiales

The meeting was also attended by Acting City Manager/Utilities Director Brent Nation, Interim Police Chief Jared Crone, Human Resources/Risk Management Director Susan Kurk, Public Works Director Steve Glammeyer, Community Services Director Ty Hamer, FMPD Sgt. Steve Brown, Engineer in Training Derrick Mills, Recreation Superintendent Steve Samson and Deputy City Manager/City Clerk/PIO John Brennan.

COUNCIL ELECTION OF MAYOR PRO TEM

Councilmember Doug Schossow nominated Councilmember Clint Anderson to be mayor pro tem for the next two years. Councilmember Lyn Deal seconded that nomination. Deputy City Manager/City Clerk John Brennan said if there were no more nominations the council could by consensus declare Anderson elected by acclamation. The council voted unanimously to do that and have Anderson serve as mayor pro tem for the next two years.

COUNCIL ACTING AS THE LOCAL LICENSING AUTHORITY – PUBLIC HEARING ON AN APPLICATION FOR A NEW HOTEL AND RESTAURANT LIQUOR LICENSE FOR PEPPERS LLC

Mayor Shaver outlined the process to be followed for the public hearing, and Brennan confirmed that proper legal notice of the hearing had been published and posted. Brennan noted that this hearing had been continued from the Jan. 7 council meeting because the applicant was not present at that time, but he was in attendance at this meeting. Brennan reviewed the application process for this applicant and the purpose of the hearing, and said staff recommended that the council weigh the evidence presented at the hearing and make an objective decision to approve or deny the application.

Brennan then swore in applicant Francisco Flores, who said he was there to answer any questions the council might have. Councilmember Alison Howe asked how Flores would work with his staff to ensure that sales of alcohol to underage customers would not happen. Flores said he had been in the restaurant business for a long time and would speak to his employees every day and remind them of the importance of checking IDs and not selling to minors.

No public comments were received either during the hearing or in advance, and no council comments were offered. Howe made a motion to close the public hearing, which was seconded by Deal and approved unanimously. City Attorney Geoff Wilson advised the council of its options for action, and Schossow offered a resolution to approve the application for a new Hotel and Restaurant Liquor License – Malt, Vinous and Spirituous Liquors, for Peppers LLC dba Peppers

at 414 E. Railroad Ave. That resolution was seconded by Councilmember Brian Urdiales and approved unanimously.

PUBLIC HEARING ON AN APPLICATION FOR A SPECIAL USE PERMIT FOR A HOME BUSINESS AT 1010 MAPLE ST.

Shaver outlined the format for the hearing and Brennan confirmed proper legal notice. Public Works Director Steve Glammeyer reviewed the application for a gunsmithing operation in an outbuilding/garage, and said staff agreed with the recommendation by the planning commission for approval with conditions.

Shaver asked applicants John and Katrina Mick about their qualifications and/or licensing for such a business, and John Mick said he was currently undergoing an FBI training school on the subject. The applicants said they were the owners of the property, and would check on insurance requirements for such a business. John Mick said they would install multiple cameras and locks everywhere around the property as security measures.

No public comments were received either during the hearing or in advance, and no council comments were offered. Schossow made a motion to close the public hearing, which was seconded by Anderson and approved unanimously. Wilson advised the council of its options for action, and Howe offered a resolution to approve Case 20-001 SU, a special use permit for a home business, as was recommended by the planning commission, subject to the following: 1. That the special use is personal to the applicants and may not be inherited, and 2. That the owners meet the additional requirements for a home business as outlined in Article 5, Sec. 20-5-10 (b) from Chapter 20 of the Municipal Code of the City of Fort Morgan. That resolution was seconded by Councilmember Kevin Lindell and approved unanimously.

BIDS FOR THREE POLICE PATROL VEHICLES

FMPD Sgt. Steve Brown reviewed the bid process for this purchase, for which five bids were received. Brown said the police department had one vehicle eligible for replacement but planned to keep that one and also purchase these three additional vehicles because of plans to hire more officers. He recommended acceptance of the second-lowest bid because it was from a local dealer and was very close to the low bid.

Howe offered a resolution to accept the bid from Ehrlich Chrysler Dodge Jeep Ram of Fort Morgan in the amount of \$91,200 for three Dodge Durango SUV vehicles for the police department. That resolution was seconded by Schossow and approved unanimously.

PUBLIC HEARING ON THE SITE PLAN FOR THE CITY OF FORT MORGAN FIELDHOUSE

Mayor Shaver outlined the format for the public hearing and Brennan confirmed proper legal notice. Glammeyer said site plans did not typically come before the council but because this was a very large city project it was felt it should go through the planning commission and council for review and approval. He said the site plan met all requirements for approval according to staff's analysis, and staff recommended approval with conditions. Some council and staff discussion followed about costs and the timeline for construction.

Acting City Manager Brent Nation, speaking on behalf of the city as the applicant, said the project was in line with council's direction and he saw no reason not to approve the site plan and move forward.

Under public comment, Larry French of 119 Pawnee St. questioned whether the council had considered and analyzed the costs for operation and maintenance of the fieldhouse. Council and staff discussion of these matter followed. Doug Trevithick of Fort Morgan asked if the fieldhouse could stand alone or if its construction would require the city to follow through with construction of

other buildings included in the master plan for the property in CentrePointe Plaza. Shaver said the fieldhouse was a standalone building.

Several council members commented regarding the fieldhouse project and the need for it. Howe made a motion to close the public hearing, which was seconded by Lindell and approved unanimously. Wilson advised the council of its options for action, and Schossow offered a resolution to approve Case 20-002 SP, a site plan for a community center/fieldhouse, as was recommended by the planning commission, subject to the following: Approval of the site plan shall expire and be of no effect unless a building permit has been issued within one (1) year of the date of the approval of the site plan, and approval of the site plan shall expire and be of no effect two (2) years following approval unless construction has begun on the property and is diligently being pursued to completion in conformance with the approved site plan. That resolution was seconded by Lindell and approved unanimously.

PUBLIC HEARING ON ORDINANCE NO. 1241, ESTABLISHING CENTREPOINTE DESIGN STANDARDS

Shaver reviewed the format for the hearing and Brennan confirmed proper legal notice. Glammeyer reminded the council that these standards had been discussed and received very favorably at two previous council meetings, and this was the final step to adoption.

No public comments were received either during the hearing or in advance, and no council comments were offered. Howe made a motion to close the public hearing, which was seconded by Lindell and approved unanimously.

Wilson advised the council of its options for action, and Howe offered a resolution to approve Ordinance No. 1241, amending Article 4, Chapter 20, Land Use Code, of the Fort Morgan Municipal Code establishing CentrePointe design standards, and authorization to publish by title only. That resolution was seconded by Anderson and approved unanimously.

CONSENT AGENDA BY RESOLUTION

Brennan presented the Consent Agenda for council consideration as follows:

CONSENT AGENDA

- A. Approval of the disbursements and payroll for December
- B. Approval of the minutes of the Jan. 14, 2020 City Council special meeting

All matters listed under the Consent Agenda are considered to be routine business by the Council and will be enacted with a single motion and a single vote by roll call. There will be no separate discussion of these items. If discussion is deemed necessary, that item should be removed from the Consent Agenda and considered separately.

Howe offered a resolution to approve the Consent Agenda as presented, which was seconded by Urdiales and approved unanimously.

PUBLIC COMMENT / AUDIENCE PARTICIPATION

Barbara Keenan of 302 Grant St. spoke about how shabby Fort Morgan had become, and suggested the council focus on sprucing it up. She said residents had been sold on a bond issue to fix the streets when the city had money in reserves to do that. She said the council's new direction should include listening to the people.

Lindell asked when the council was planning an executive session to discuss a search for a new city manager, and Shaver said within the next meeting or two.

REPORTS BY OFFICIALS AND STAFF

Nation said he was still getting used to his additional duties as acting city manager and was available if anyone had questions for him.

BIDS, MEETINGS AND ANNOUNCEMENTS

Brennan announced current bids and upcoming meetings.

Mayor Shaver adjourned the Jan. 21, 2020 regular meeting at 7:10 p.m.

/s/ Ronald Shaver
Mayor

/s/ John Brennan
City Clerk