

AGENDA
Regular Meeting
January 21, 2014 - 7:35 p.m.

CALL TO ORDER

Mayor Achziger called the meeting to order at 7:35 p.m.

PLEDGE

ROLL CALL

Present: Mayor Achziger, Mayor Pro-Tem Morris, Council Members Brown, Clark, Neibauer, Rudy, Schaffer

AUDIENCE PARTICIPATION

There was no audience participation.

APPROVAL OF AGENDA

Council Member Schaffer made the motion, seconded by Council Member Rudy, to approve the agenda. The motion passed with all voting in favor thereof.

CONSENT AGENDA

A. Approval of Minutes of the Regular Meeting of January 7, 2014

Council Member Schaffer made the motion, seconded by Council Member Clark, to adopt the consent agenda. The motion passed with all voting in favor thereof.

NEW BUSINESS

A. Resolution No. 03-2014 – Approving the 2014 IGA with Weld County Concerning Oil and Gas Employees Residing within City Boundaries

Sheryl Trent, Community and Economic Development Director, explained that the Resolution approves an annual intergovernmental agreement (IGA) with the Weld County Board of County Commissioners for William Jerke to assess the number of oil and gas employees residing within the unincorporated boundaries of Weld County and within the various municipalities. Ms. Trent explained that the County IGA ensures that each City within the County will pay a proportionate share of the costs to contract with Mr. Jerke.

The financial terms of the contract include \$1,325.52 for each employee within the City, plus bonuses up to \$50 per employee from the State of Colorado Severance Tax Direct Distribution payment and \$50 per employee from the Federal Mineral Lease Distribution payment.

Ms. Trent stated that staff was recommending the approval of the IGA through the adoption of the Resolution.

Mayor Pro-Tem Morris clarified the state and federal 5 percent bonus that the City received.

Ms. Trent explained that the 5 percent was the bonus for each additional employee above the 2013 base count.

Mayor Achziger commented about how much annual revenue the City receives for oil and gas employees residing in the City and voiced his support for the Resolution.

Council Member Clark made the motion, seconded by Council Member Brown, to adopt the Resolution. The motion passed with all voting in favor thereof.

B. Resolution No. 04-2014 – Authorizing the Conduct of a Mail Ballot Election for the Regular Municipal Election scheduled for April 8, 2014

Scott Krob, City Attorney, explained that the Resolution authorizes the City to conduct a mail ballot election for the municipal election on April, 2014. Mr. Krob explained that, through adoption of the Resolution, the upcoming municipal election will be conducted according to the applicable state-wide municipal election law concerning mail ballot elections under the provisions of the Uniform Election Code.

Mayor Pro-Tem Morris voiced his support for mail ballot elections over a polling place election in order to promote a larger voter turnout.

Mayor Achziger also voiced his support for the City to conduct a mail ballot election.

Council Member Clark made the motion, seconded by Council Member Rudy, to adopt the Resolution. The motion passed with all voting in favor thereof.

C. Ordinance No. 586-14 – Approving Charter Amendments for the 2014 Regular Municipal Election, scheduled for April 8, 2014 (1st Reading)

Scott Krob made explained that the Ordinance reflected the recommendations of the City Charter Commission for proposed amendments to the City Charter. Mr. Krob explained that the recommended changes under the Ordinance will amend charter provisions concerning:

- term limits;
- city manager residency requirement;
- court fines; and
- changes to the Planning Commission and Zoning Board of Appeals.

Mayor Pro-Tem Morris commented about the changes concerning term limits for City Council Members and the membership of City Planning Commission (PC) and Zoning Board of Appeals (ZBA). He discussed his support for the PC and ZBA to be comprised of five members who must be qualified electors residing within the City. Also under the proposed changes, these members can hold other board or commission positions in the City, with the exception of being a member of the City Council.

Mayor Achziger commented about residency requirement for a City Manager under Section 4.3 of the Home Rule Charter. He talked about the recommendation from a consulting firm to remove the residency requirement from the City Charter to draw the best candidates to any opening for City Manager. He talked about support for changes to the Charter to remove the residency requirement and to make language in the Section 4.3 gender neutral.

Mayor Pro-Tem Morris talked about his support for the Ordinance and his support for also removing the residency requirement for the City Manager under Section 4.3 of the Home Rule Charter.

Mayor Achziger explained some of the City's history and the reason the requirement may have been originally placed into the Home Rule Charter.

Mayor Pro-Tem Morris made the motion, seconded by Council Member Clark, to adopt the Ordinance on First Reading. The motion passed with all voting in favor thereof.

REPORTS

A. City Manager

Aden Hogan, City Manager, updated City Council about ongoing public works improvement projects and referred the City Council Members to the City Manager's Monitoring Report. He also distributed a flyer about a Time Capsule that will be buried onsite at the new Riverside Library and Cultural Center. Mr. Hogan discussed this project with City Council and talked about the City's role in contributing to the time capsule.

He reminded City Council that we would be out of the state for the next three days. Mayor Achziger wished Mr. Hogan the best on his travel plans.

B. City Attorney

Scott Krob, City Attorney, updated City Council about an action filed in District Court against the Merlin G. Dirks, dba Pacific Parkway Mobile Home, to force the abatement of outdoor storage currently being used for mobile homes, manufactured homes, and other materials on 4431 and 4611 Brantner Road.

AUDIENCE PARTICIPATION

There was no audience participation.

ADJOURNMENT

The meeting adjourned at 8:05 p.m.