

Amended

CITY OF FLORENCE
CITY COUNCIL MEETING
November 6, 2017

1. Mayor Ore called the regular meeting of the Florence City Council to order at 7:00 p.m. with the Pledge of Allegiance.

2. Roll call	-	Mayor Ore	-	Present
		Councilman Baker	-	Present
		Councilman Vendetti	-	Present
		Councilman Upton	-	Present
		Councilwoman Smith	-	Present
		Councilman Villagrana	-	Present
		Allen Knisley	-	Present

Others present – City Manager Mike Patterson, Public Works Director Sam Elstun, Finance Officer Mitzi Heard, City Clerk Dena Lozano, Police Captain Shane Prickett, and City Attorney Matt Krob

3. Additions/Deletions/Corrections to Agenda- City Clerk Dena Lozano made a change to the address under section d on the consent agenda. Ms. Lozano stated the correct address is 132 West Main Street.

3a. Visitors-

a. Tony Ademic of 1340 Sherman Avenue and 880 South Mackenzie Avenue voiced his concern regarding the Arkansas River Walk Extension. Mr. Ademic stated that he and his family are concerned regarding the route going through the middle of his property and cutting of water access to his animals. Mr. Ademic stated that he does support route 2 that goes around his property. Mr. Ademic stated he does have letters of support from the Fremont County Commissioners as well as the Cattleman's Association.

b. Morrie Aves of 127 ½ West Main voiced his concern regarding the downtown area being labeled as a blight/slum area. City Manager Mike Patterson explained that the state law requires us to use very specific language for a finding of blight in order to review the area for purposes of Urban Renewal Projects. Mr. Patterson stated that we have a wonderful community, but are required to follow the correct verbiage in order to do a blight study for urban renewal.

c. Mary Roberts of 1686 11th Street in Penrose Colorado inquired regarding the specifics of the blight study. Mrs. Roberts was concerned regarding the language in the letter that they received. City Manager Mike Patterson explained how urban renewal and blight studies work.

d. Amanda Carrol of 327 7th Street voiced her concerns regarding the lines of the annexation plans for Sticker Stadium as to how they fall due to the well that they have that is located in the alley. City Planning Director Wade Broadhead explained that he was happy to sit down with Ms. Carrol and look at the map for the annexation.

4. Approval of Consent Agenda Items-

a. Councilor Villagrana moved to approve all items on the consent agenda. Councilor Baker seconded the motion. Roll Call Vote- 7 ayes

5. Unfinished Business-

a. b. Public Hearing for the 2018 Budget- City Manager Mike Patterson reviewed the budget with the public and the city council. Mayor Ore opened the public hearing at 7:25 p.m. Morrie Aves of 127 ½ West Main commented on executive salaries line as well as the Planning and Building Department lines. Mr. Patterson explained that salary lines have been combined, that is not one person's pay. Mr. Patterson reviewed the details of water and the other funds. Mr. Patterson explained that staff is pleased with the budget for 2018. Mayor Ore closed the public hearing at 7:35 p.m.

6. New Business

a. Public Hearing and 1st Reading of Ordinance 11-6-17A establishing a fee on energy providers operating in the City of Florence. Mayor Ore opened the public hearing for establishing a fee on energy providers operating in the City of Florence at 7:37 p.m. Steve Andrews of 257 County Road 119 voiced his concerns regarding the contract. Mr. Andrews stated their lawyer recommended taking out the word Franchise fee and putting in the work energy provider fee. Mr. Andrews also recommended excluding the work occupation tax and adding franchise fee for section 2 line 4. Mayor Ore close the public hearing at 7:41. Councilor Villagrana moved to approve the first reading of ordinance 11-6-17A subject to City Attorney Matt Krob's review. Councilor Smith seconded the motion. Roll Call Vote- 7 ayes

b. Public Hearing and 1st Reading of Ordinance 11-6-17B Black Hills/Colorado Electric Utility Company an electric franchise. Mayor Ore opened the public hearing at 7:43. Steve Andrews of 257 County Road 119 commented on the term of the agreement. Mr. Andrews stated his attorney said a 25-year contract is illegal per the Colorado Revised Statute. City Attorney Matt Krob requested the C.R.S that states this. Councilor Larry Baker stated he felt a 25-year term is out of line. Mr. Baker would like to see a 5-year agreement. Barb Gonzales of 318 East 6th Street stated she is concerned of what will happen to Florence if Pueblo pulls out of Black Hills. Ms. Gonzales stated there is nothing wrong with going to a month-to-month lease with Black Hills. Morrie Aves of 127 ½ W Main Street stated a longer-term contract is important because we have not invested the

alternatives well enough to move forward in 5 years. Councilor Baker stated Boulder has not had a contract for over six years. City Manager Mike Patterson stated from staffs prospective they support the 25-year contract. It would be a big and very difficult process to off ramp. Staff does request to not go with too short of an agreement due to the length of preparation time that goes into this process. City Attorney Matt Krob stated he did not see a section in the C.R.S limiting the contract to a 20-year term. Councilor Upton moved to continue public hearing until November 20, 2017. Councilor Smith seconded the motion. Roll Call Vote- 7 ayes

c. Approval of Task Order 63 for \$24,700 to provide review of contractor submittals for pipe, valve, and slide gate. Water Superintendent Brandon Harris reviewed task order 63 with the City Council and requested approval. Councilor Villagrana moved to approve task order 63 for \$24,700. Councilor Smith seconded the motion. Roll Call Vote- 7 ayes

d. Approval of request for services for CD Engineering Inc. for \$46,025.00 to provide structural construction administration and quality assurance for the reservoir gate tower, access bridge, and bridge abutment. Water Superintendent Brandon Harris reviewed the request for service with the City Council. Councilor Villagrana moved to approve services for CD Engineering Inc. for \$46,025.00. Councilor Smith seconded the motion. Roll Call Vote- 7 ayes

e. Approval of request for services for Engineering Analytics Inc. for \$114,597.78. Water Superintendent Brandon Harris reviewed the request for services with the City Council. Councilor Upton moved to approve the request for services with Engineering Analytics for \$114,597.78. Councilor Baker seconded the motion. Roll Call Vote- 7 ayes

f. Action for additions/deletions/corrections- None

7. Mayor's Report- No Report

Committee Reports-

- * Councilor Upton reported on the Gold Belt Byway
- * Councilor Villagrana reported on the new crane display at the museum.
- * Councilor Vendetti reported on upcoming ADA Committee Meeting to take place on Tuesday, November 14th at 3:30 p.m.
- * Councilor Smith reported on upcoming Historic Preservation Commission Meeting to take place on November 29, 2017 at 6:00 p.m.

8. City Attorney Report –No Report

9. Department Head Report-

*Police Chief Report- No Report

*Water Superintendent Brandon Harris- No Report

*Public Works Director- Martin Lancaster reported that the city streets crew is working on downtown sidewalks and leaf pickup.

*Finance Officer Report-No Report

*Planning Director Report- No Report

*City Clerk Report- No Report

10. City Manager Report- City Manager Mike Patterson requested seven executive session items all for the purpose of negotiations. Mr. Patterson stated that the specific items would be the Florence River Park, Sumo Development, large volume water purchaser, Federal Prison Water Contract, Payment of City Employees, Condemnation Proceeding and the High School Water Contract. Mr. Patterson stated that staff recommends inviting the following into executive session: City Attorney, City Clerk, City Manager, City Public Works Foreman, Water Plant Superintendent, and the KOA Employees.

11. Executive Session- City Attorney Matt Krob stated that staff is requesting an executive session pursuant to C.R.S. 24-6-402(4)(e) for the purposes of determining positions relative to matters that may be subject to negotiations, developing strategies for negotiations and/or instructing negotiators. Councilor Villagrana moved to go into executive session at 8:17 p.m. Councilor Upton seconded the motion. Roll Call Vote- 7 ayes

City Council and Staff returned from executive session at 9:59 p.m.

14. There being no further business the meeting was adjourned at 10:02 p.m.