

CORTEZ CITY COUNCIL
REGULAR WORKSHOP/SPECIAL MEETING
TUESDAY, APRIL 12, 2022

The Council Worksession for April 12, 2022, was not held



CITY COUNCIL
REGULAR MEETING
TUESDAY, APRIL 12, 2022

1. The meeting was called to order in the City Council Chambers at 7:30 p.m., with the Pledge of Allegiance. Councilmembers present included Mayor Mike Lavey, Mayor Pro-tem Rachel Medina, Robert Dobry, Matthew Keefauver, Orly Lucero, David Rainey, and Arlina Yazzie. Staff present included Director of Public Works Brian Peckins, Assistant Chief of Police Andy Brock, Director of Parks and Recreation Creighton Wright, Recreation Supervisor Rosa Dimon, Deputy City Clerk Donna Murphy, City Clerk Linda Smith, and City Attorney Mike Green. There were eight people present in the audience.

2. The Consent Agenda items acted upon by Council were as follows:
 - a. Approval of the Special Worksession and Regular Meeting Minutes of March 22, 2022.
 - b. Approval of the Expenditure List for April 12, 2022.
 - c. Approval of a Special Events Permit to be hosted by Cortez Retail Enhancement Association for a fundraiser for KSJD Radio to be held at Montezuma Park, on Thursday, May 12, 2022, located at the corner of Market Street and Montezuma Avenue.
 - d. Approval of a Special Events Permit to Habitat for Humanity of Montezuma County for a fundraiser event on Friday, April 22, 2022, at the Montezuma County Annex, located at 107 North Chestnut Street, Cortez.
 - e. Approval of a Special Event Permit to the Cortez Area Chamber of Commerce for an After Hours event on Thursday, April 21, 2022, on the premises of the Wade Agency LLC, located at 31 West Main Street, Cortez.

Councilmember Dobry moved that the Consent Agenda be approved with the removal of item c, Special Events Permit for the Cortez Retail Enhancement Association. Councilmember Keefauver seconded the motion, and the vote was as follows:

Dobry	Keefauver	Lavey	Lucero	Medina	Rainey	Yazzie
Yes	Yes	Yes	Yes	Yes	Yes	Yes

Councilmember Yazzie moved that Council approve item c, Special Event Permit to be hosted by Cortez Retail Enhancement Association for a fundraiser for KSJD Radio to be held at Montezuma Park, on Thursday, May 12, 2022. Councilmember Keefauver seconded the motion, and the vote was as follows:

Dobry	Keefauver	Lavey	Lucero	Medina	Rainey	Yazzie
*	Yes	Yes	Yes	Yes	Yes	Yes

*Councilmember Dobry recused himself from the vote due to a possible conflict-of-interest.

3. CITIZEN PARTICIPATION – None.

4. PRESENTATIONS

a. Child Abuse Awareness Month Proclamation. Councilmember Yazzie stated that she supports the proclamation as she is a member of the Child Maltreatment Prevention Action Team with the Health Department. She reviewed statistics for Montezuma County regarding child abuse, neglect and maltreatment and commented that, the more people are aware, the more chance there is for protecting the children of our community. She spoke about upcoming training provided by the Four Corners Child Advocacy Center for anyone interested in attending. Mayor Lavey read the proclamation designating the month of April as Child Abuse Awareness Month.

b. National Public Safety Telecommunicators Week Proclamation. Mayor Lavey stated that the Cortez Police Department and the Cortez Communication Center (Dispatch) are celebrating April 10-16, 2022, as National Public Safety Telecommunicators Week. He read the proclamation for the record and thanked the dispatchers, firefighters, and police for their service to the community noting that public safety telecommunicators are the first and most critical contact our citizens have with emergency service.

c. Arbor Day Proclamation. Recreation Supervisor Dimon stated that this year the City of Cortez will celebrate their 30th year as a Tree City USA member. She spoke about the Arbor Day celebration which includes a fun educational day for 4th graders in the community. She stated that the students may participate in a poster contest and each student receives a tree sapling. Mayor Lavey read the Arbor Day Proclamation declaring Arbor Day as Thursday, April 28, 2022, in the City of Cortez. He urged all citizens to support efforts to care for our trees and woodlands and to support the City's community forestry program.

5. PUBLIC HEARINGS – None.

6. UNFINISHED BUSINESS – None.

7. NEW BUSINESS

a. Award a Sole Source Contract to CEM Sales and Service to Replace the Splash Pad Controller on the Cortez Outdoor Municipal Pool. Director of Parks and Recreation Wright stated that the splash pad at the Cortez Outdoor Municipal Pool provides dumping buckets and ground-mounted spray features that allow children to experience the cooling water without getting into the pool. He stated that the controller stopped working two years ago and staff had included in the 2022 budget \$14,000 to replace the controller. He stated that CEM Sales and Service is the original manufacturer's local sales and repair vendor and have given a quote to fix the controller in the amount of \$14,754. He stated that the additional amount (\$754) can be absorbed within the Parks and Recreation budget. He stated that staff recommends that the sole source contract be awarded to CEM Sales and Service so the splash pad controller may be fixed. In answer to a question from Councilmember Dobry, Director of Parks and Recreation Wright stated that the original controller was corroded due to some chemicals being stored in the same room. He stated that the new controller comes with a warranty but he would need to get back to Council on the length of that

warranty.

Mayor Pro-tem Medina moved that Council approve a sole source contract to CEM Sales and Service in the amount of \$14,754 to replace the Splash Pad Controller at the Cortez Outdoor Municipal Pool. Councilmember Rainey seconded the motion, and the vote was as follows:

Dobry	Keefauver	Lavey	Lucero	Medina	Rainey	Yazzie
Yes	Yes	Yes	Yes	Yes	Yes	Yes

b. Award a Construction Contract to Install Starting Blocks at the Cortez Outdoor Municipal Pool.

Director of Parks and Recreation Wright stated that the outdoor pool, which is the only outdoor 50-meter pool on the Western Slope, provides unique opportunities for recreational open swim, swim lessons, and recreational and competitive swim team experiences. He stated that the City's organized swim team (Cortez Water Dragons) hosts one annual swim meet at the Cortez Outdoor Municipal Pool the first week in June and occasionally a second State Championship swim meet (which this year will be in Cortez in August). He stated that the starting blocks at the Outdoor Pool need replaced and the Cortez Water Dragons have entered into an agreement whereby the Cortez Water Dragons would purchase, install, maintain, and donate the new starting blocks. He stated that a bid request was published on March 23, 2022 for the installation of the starting blocks and one bid was received in the amount of \$9,208 from B & B Concrete. He stated that the Cortez Water Dragons have agreed to split the cost of the demolition of the old blocks and installation of the new blocks. It was noted that the project amount was budgeted for in the 2022 Budget. Bill Marty, Vice-President of the Cortez Water Dragons, thanked the City for the support and commented that eight children are swimming in the afternoon and ten children are participating in the masters program. He stated that the program continues to grow. Discussion was held on the maintenance of the starting blocks which Director of Parks and Recreation Wright noted does not require much other than keeping the caps over the anchors so the anchors don't collect water over the winter.

Councilmember Keefauver moved that Council award a construction contract to install starting blocks at the Cortez Outdoor Municipal Pool to B & B Concrete in the amount of \$9,208. Councilmember Dobry seconded the motion, and the vote was as follows:

Dobry	Keefauver	Lavey	Lucero	Medina	Rainey	Yazzie
Yes	Yes	Yes	Yes	Yes	Yes	Yes

c. Ordinance No. 1299, Series 2022. Assistant Chief of Police Brock stated that staff is requesting the purchase of six vehicles through a lease program. He stated that the Police Department has not received replacement vehicles for two consecutive years (2020 and 2021) due to a budget freeze implemented in anticipation of a revenue shortage caused by COVID-19. He stated the circumstance has resulted in increasing vehicle maintenance costs and lengthy vehicle repair times for the aging fleet. He spoke about the repair expenses of current Police Department vehicles and noted that 20% of the Police Department fleet has over 80,000 miles and 40% has over 60,000 miles. He stated that staff is recommending that the City lease new vehicles which will require an ongoing cost to the City for four years. He spoke about the bids received for the interest rate noting that Kansas State Bank (2.89%) was the low bid for the financing rate. He stated that staff recommends that Council approve Ordinance No. 1299, Series 2022, on first reading and set for

public hearing on April 26, 2022. Mayor Pro-tem Medina spoke about the Board of County Commissioners meeting in which it was noted that the County is having trouble receiving vehicles through the leasing program. Assistant Chief Brock stated that staff has been told that the vehicles will be provided to the smaller agencies before the larger agencies receive their allotment. Councilmember Yazzie commented that the amount being allotted for vehicle purchase is over the usual allotment of \$135,000 annually. Assistant Chief Brock confirmed that the amount is over the allotted amount as it is for six vehicles instead of three vehicles, but noted the amount will be spread out over a four year contract. Discussion was held on selling the older police vehicles or repurposing them in other City departments.

Mayor Pro-tem Medina moved that Council approve on first reading Ordinance No. 1299, Series 2022, approving Built Year Agreement with Kansas State Bank (Government Obligation Contract with Attachments) and Vehicle Lease, and set for public hearing on April 26, 2022. Councilmember Yazzie seconded the motion, and the vote was as follows:

Dobry	Keefauver	Lavey	Lucero	Medina	Rainey	Yazzie
Yes	Yes	Yes	Yes	Yes	Yes	Yes

8. DRAFT RESOLUTION/ORDINANCES – None.

9. CITY ATTORNEY’S REPORT – None.

10. CITY MANAGER’S REPORT - None.

11. CITY COUNCIL COMMITTEE REPORTS

a. Mayor’s Report on Workshop. Mayor Lavey stated that no worksession was held this evening.

b. Murdered and Missing Indigenous Women. Mayor Lavey spoke about the visit from members of the Murdered and Missing Indigenous Women group to Cortez last week. He stated that great discussion was held with the members of the group and the City looks forward to working with the group in the future.

12. OTHER ITEMS OF BUSINESS – None.

13. PUBLIC PARTICIPATION – None.

The regular meeting was adjourned at 8:10 p.m.


 Michael J. Lavey, Mayor

ATTEST:

 Linda L. Smith, City Clerk