

City of Greeley, Colorado  
**CITY COUNCIL WORK SESSION REPORT**  
September 26, 2023

**1. Call to Order**

Mayor John Gates called the meeting to order at 6:00 p.m. in the City Council Chambers at 1001 11th Ave, Greeley, Colorado, with hybrid participation available via the City's Zoom platform.

**2. Pledge of Allegiance**

Mayor Gates led the Pledge of Allegiance.

**3. Roll Call**

Deputy City Clerk Tasha Reynolds called the roll.

The following members of Council were present:

Councilmember Tommy Butler

Councilmember Deb DeBoutez

Councilmember Dale Hall

Mayor Pro Tem Brett Payton

Councilmember Ed Clark attending virtually

Councilmember Johnny Olson

Mayor John Gates

**4. Reports from Mayor and Council Members**

Councilmember Hall announced the Colorado Municipal League is holding a District 2 fall meeting on September 27, 2023 at 4:00 p.m. located in Loveland at the Rialto Theatre. Everyone is invited.

Councilmember Clark expressed his love for the Greeley community and gratitude for City Council, the Mayor and City staff. Councilmember Clark spoke about his battle with cancer and moving forward will attend Council meetings virtually.

Mayor Gates replied with appreciation and respect for Councilmember Clark.

**5. Poudre River Ranch Neighborhood Stormwater**

Public Works Director Paul Trombino introduced the item at 6:05 p.m.

Mayor Pro Tem Payton recused himself from this item at 6:05 p.m.

In July 2021, the Poudre River Ranch (PRR) neighborhood was impacted by significant stormwater runoff that affected homes and stormwater infrastructure. Since that event, staff conducted engineering analysis to review opportunities to make improvements to the stormwater infrastructure for the neighborhood. In 2022, Poudre River Run pond was upgraded evaluating original design to improved flow. Armour Hill drainage channel has a

reconstruction project planned for quarter three of 2023. North 78<sup>th</sup> Avenue on the south end has a clean up project that has been funded. Additionally, in 2022 an engineering survey verified the berm to repair damage after a big storm complies with the original design.

The four proposed PRR improvements are 1) detention pond at 81<sup>st</sup> avenue has an estimated cost of \$4 million; 2) detention pond at 78<sup>th</sup> avenue has an estimated cost of \$1.2 million; 3) detention pond at Amour Hill Drive with an estimated cost of half a million dollars; 4) out lot G underground box has an estimated cost of \$600,000. The total estimated costs of the projects are \$7 million with an estimated completion in 2026.

Mr. Trombino spoke about funding options.

The current options are:

1. Create a Stormwater District;
2. Add to 2025 bond for the 12<sup>th</sup> street outfall;
3. Add rate increases, and general fund appropriation; and
4. Recoup from future development on south property.

Councilmember Hall spoke about a regional issue due to the many storms in Greeley and asked if it is possible to recoup the money for that specific development area. In response to the questions, Mr. Trombino replied that it is possible to recoup the costs from the future developments.

Discussion ensued about fault and responsibility of the runoff and infrastructure. Council and staff discussed possible solutions regarding Mr. Trombino's presentation. The mayor and City Attorney cautioned discussion that would require an executive session. Mr. Marek summarized the current litigation.

Councilmember DeBoutez asked about setting a precedent by intervening in this situation. There has been a lot of flooding. Mr. Trombino will research the information. Mr. Lee assured that if the flood issues come up, investigations would be conducted.

Councilmember Olson requested that during the design of any future development, overall regional geography should be taken into consideration.

The mayor summarized the consensus of council as a strong desire to have the situation rectified with the funding mechanism coming through some other options that will be discussed at a subsequent meeting and possible executive session if needed.

## **6. City Manager's Fiscal Year 2024 Recommended Budget: Capital Improvement Plan Presentation**

Treasurer and Interim Budget Manager Robert Miller and Interim Culture, Parks and Recreation Director Diana Frick introduced the item at 7:06 p.m.

This is the second of four scheduled Council sessions related to the 2024 fiscal budget. Ms. Frick presented on the Capital Improvement Program including four of the seven

Council Priorities: Safe and Secure Communities, Quality of Life, Infrastructure and Mobility, and High-Performing Government. Funding sources for 2024 include food tax, sales and use tax, user fees and development fees.

High-Performing Government priorities are short and long-term planning for facility maintenance and investment in new facilities to support long term growth and sustainability.

Quality of Life priorities are community destinations including parks and natural areas, improvements to the Recreation Center, Union Colony Civic Center, and citywide irrigation systems.

Infrastructure and Mobility priorities are Water and Sewer's capital program specifically maintaining its extensive infrastructure systems while expanding service capacity for future growth. Greeley-on-the-go transportation master plan is focused on urban design geared towards vibrant and inviting neighborhoods with great public spaces. The main priorities for the Public Works Department are integrated mobility options to increase community connectivity and prepare the City of Greeley to deploy transportation technology for the future.

Safe and Secure Communities priorities are providing facilities and equipment to support Public Safety response.

Councilmember Olson asked about an asset management plan and rating conditions. In response to the question, Mr. Lee replied that core departments have asset management systems and other departments are working toward asset management programs.

Councilmember Olson asked if CIP projects are required federally. In response to the question, Mr. Chambers replied that 90% of the work at the wastewater, treatment and reclamation facilities are all mandated by state and federal regulations.

Councilmember Olson asked if the Police department is growing like it should for the community. In response to the question, Mr. Lee replied that the Police Department has been given the ability to open hire and an assessment will be conducted. Once the assessment is complete the report will be shared.

Councilmember DeBoutez discussed sidewalk improved projects for 2024 with Mr. Trombino.

**7. Scheduling of Meetings, and Other Events**

None.

8. **Consideration of a motion to go into executive session to request an receive legal advice from the city attorney regarding anticipated and pending claims against the city**

**Mayor Pro Tem Payton moved to go into an Executive Session for a conferral with the City Attorney, to request and receive legal advice regarding anticipated and pending claims against the City, pursuant to C.R.S. 24-6-402(4)(b) and Greeley Municipal Code 2-151(a)(2). Councilmember Hall seconded the motion. The motion passed 7-0 at 7:41 p.m.**

9. **Adjournment**

Mayor Gates adjourned the meeting at 7:41 p.m.

### **Executive Session**

Mayor Gates adjourned the meeting at 7:41 p.m. and went into Executive Session.

At 7:53 p.m. Mayor Gates, made record as required by Open Meetings Law and noted that the session was being electronically recorded, except during Attorney-Client privilege.

Present for participation in the Executive Session were all members of Council, City Manager Raymond Lee III, Deputy City Attorney Stacey Aurzada, and Human Resources Director Noel Mink.

The Executive Session was for the following purpose: For conferral with the City Attorney, to request and receive legal advice regarding anticipated and pending claims against the City, pursuant to C.R.S. 24-6-402(4)(b) and Greeley Municipal Code 2-151(a)(2).

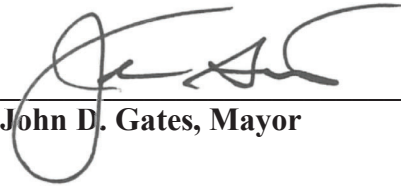
The Deputy City Attorney cautioned each participant to confine discussion to the stated purpose and reminded that no formal action may occur during the Executive Session. If at any point any participant believed that the discussion was going outside the proper scope of the Executive Session, participants were advised to interrupt the discussion and raise an objection.

The Deputy City Attorney concluded that the discussion of this matter was a privileged attorney-client communication and recommended that the recording of this executive session should stop, and no further record be kept until the privileged portion ends. The time was 7:58 p.m.

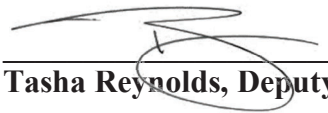
At 9:12 p.m. the recorder was turned on because the confidential attorney-client privileged conversation had concluded. The Executive Session adjourned.

The recording will be retained as provided in the City's records retention policy and in conformity with the Colorado Open Meetings Law for a period of 90 days.

Approved:

  
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**John D. Gates, Mayor**

Attest:

  
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**Tasha Reynolds, Deputy City Clerk**