

**FRUITA CITY COUNCIL  
MAY 3, 2016  
7:00 P.M.**

**1. INVOCATION AND PLEDGE OF ALLEGIANCE**

**2. CALL TO ORDER AND ROLL CALL**

**3. AGENDA - ADOPT/AMEND**

**4. PROCLAMATIONS AND PRESENTATIONS**

- A. PROCLAMATION – Proclaiming May 9 – 23, 2016 as “Paint the Town Purple Days” in the City of Fruita to be accepted by Terri Wannamaker and/or Kathie Isles on behalf of the American Cancer Society
- B. PROCLAMATION – Proclaiming the week of May 8 – 14, 2016 as “Hospital Week” in the City of Fruita to be accepted by Family Health West CEO Mark Francis
- C. PROCLAMATION – Proclaiming the week of May 6 – 12, 2016 as “Nurses’ Week” in the City of Fruita to be accepted by Family Health West Executive Vice President Lori Randall

**5. PUBLIC PARTICIPATION**

This section is set aside for the City Council to LISTEN to comments by the public regarding items that do not otherwise appear on this agenda. Generally, the City Council will not discuss the issue and will not take an official action under this section of the agenda. **Please limit comments to a five-minute period.**

**6. CONSENT AGENDA**

These are items where all conditions or requirements have been agreed to or met prior to the time they come before the Council for final action. A Single **Public Hearing** will be opened for all items on the Consent Agenda. These items will be approved by a single motion of the Council. The Mayor will ask if there is anyone present who has objection to such procedure as to certain items. Members of the Council may also ask that an item be removed from the consent section and fully discussed. All items not removed from the consent section will then be approved. A member of the Council may vote no on specific items without asking that they be removed from the consent section for full discussion. Any item that is removed from the consent agenda will be placed at the end of the regular agenda.

- A. MINUTES – A request to approve the minutes from the April 19, 2016 City Council meeting
- B. RESOLUTION 2016-17 – A request to approve a Resolution transferring budgeted and appropriated moneys from the General Fund Contingency Account to Non-Departmental expenses to defray drainage fees for the City of Fruita for the 2016 Fiscal Year
- C. LETTER OF SUPPORT – A request to approve a letter of support for the Monument View Montessori Charter School in the City of Fruita

## 11. PUBLIC HEARINGS

Public Hearings are the formal opportunity for the city council to LISTEN to the public regarding the issue at hand. For land use hearings and liquor license hearings; the Council is required to act in a quasi-judicial capacity. When acting as a quasi-judicial body, the Council is acting in much the same capacity as a judge would act in a court of law. Under these circumstances, the judicial or quasi-judicial body must limit its consideration to matters which are placed into evidence and are part of the public record. The council must base their decision on the law and evidence presented at the hearing.

- 1) **Applicant Presentation** (15 minutes max) The petitioner is asked to present the proposal. Presentations should be brief and to the point and cover all of the main points of the project.
- 2) **Staff presentation** (15 minutes max) Staff will present the comments and reports received from review agencies, and offer a recommendation.
- 3) **Public Input** (limit of 5 minutes per person. If two people in the audience are willing to cede their time to the speaker, that speaker may receive a total of 10 minutes, referred to as banking time). People speaking should step up to the microphone and state their name and address. Speakers should be to the point and try not to repeat the points others have made.
- 4) **Applicant Rebuttal (limited to 5 minutes)** The Mayor will ask for the applicant's rebuttal. During this brief time, the applicant should answer the questions raised by the public.
- 5) **The hearing is then closed to public comments.**
- 6) **Questions from the Council.** After a Council member is recognized by the Mayor, they may ask questions of the staff, the applicant, or the public.
- 7) **Make a motion.** A member of the City Council will make a motion on the issue.
- 8) **Discussion on the motion.** The City Council may discuss the motion.
- 9) **Vote.** The City Council will then vote on the motion.

### A. City Manager Mike Bennett

- 1) ORDINANCE 2016-01 – Second Reading – A request to continue the public hearing on an Ordinance amending Chapter 17.41 of the Fruita Land Use Code, Sign Code to June 7, 2017 (*continued from the February 2 and March 1, 2016 Council meetings*)

## 12. COUNCIL REPORTS AND ACTIONS

- A. Appointment, Execution of Contract and swearing in of Fruita Municipal Court Judge
- B. Appointment of Council liaison positions to various Boards and Commissions
- C. Council Reports and Actions

## 13. ADMINISTRATIVE AGENDA

- A. Community Development Director Dahna Raugh
  - 1) ORDINANCE 2016-06 – First Reading – An introduction of an Ordinance amending Section 17.07.070(H) of the Fruita Land Use Code of the Fruita Municipal Code concerning Fences for publication of public hearing on June 7, 2016
- B. City Clerk/Finance Director Margaret Sell
  - 1) Presentation and Discussion of the 2015 Financial Statements and other relevant information
- C. Human Resources Director Odette Brach
  - 1) Human Resources and Marketing & Promotion Update

**14. CITY MANAGER'S REPORT**

**15. ADJOURN**