

**CITY COUNCIL
CITY OF CREEDE, COLORADO – A TOWN
January 11, 2005**

REGULAR MEETING

The City Council of the City of Creede – a Town, County of Mineral, State of Colorado, met in regular session in the Creede Town Hall at the hour of 6:39 p.m. There being present at the call of the roll the following persons:

COUNCIL MEMBERS: John Goss, Debbie Wylesky, Henry Brink, Eldon Seime,
Chuck Barnes, Gene Dooley
ABSENT: Martha Owens (Medical Appt.)

Mayor Seime declared a quorum present:

Those members of staff also present were as follows:

Ben Gibbons, City Attorney
Clyde Dooley, City Manager
Pamela Wilson, City Clerk/Treasurer

REVIEW AGENDA

The following changes and additions were made to the agenda: Letter (f) of Reports and Presentations was removed for lack of information. Letter (g) Report from Trustee Barnes on San Luis Valley Resource Conservation and Development (SLVRC&D) was added to Reports and Presentations. Letter (a) Old Business was added as Creede Mesa Update (Lindsay Fox).

APPROVAL OF MINUTES FOR December 13, 2004

Trustee Goss moved and Trustee Brink seconded to approve the minutes of December 13th as presented. The vote was unanimous. Mayor Seime declared the motion carried.

ACCEPT AND PAY BILLS

Trustee Brink moved and Trustee Dooley seconded to approve the bills to be paid as submitted on the check detail report for the month of December 2004. The vote was unanimous. Mayor Seime declared the motion carried.

REPORTS AND PRESENTATIONS

CITY MANAGER'S/MAINTENANCE REPORT

City Manager Dooley was available to answer questions concerning his Manager's Report. In respect to the Creede National Historic District, Trustee Barnes explained to the Board and staff that this topic had come before Council before and was found to be too restrictive and that too many changes had already taken place where certain structures were concerned that would affect the City's chances of eligibility. City Manager Dooley said that if the Council would schedule a work session, Cathleen Norman of Preservation Publishing would come to Creede and make a presentation and answer any questions the Board or anyone else might have regarding a historic district. After the Council members have a chance to check their schedules, a date and time will be set.

After a discussion about snow plowing, Trustee Wylesky offered kudos to Ben and Robert, the City's public works and maintenance staff.

Trustee Goss reminded the Council and anyone else that may be interested in hearing the presentation of Gallagher, Amendment 23, and TABOR, that the school board is hosting attorney Kathy Gebhart at Town Hall on January 18th at 6:00 p.m.

Past due utility accounts were discussed along with the rest of the Manager's/Maintenance Report.

SHERIFF'S REPORT

This report was reviewed and discussed. Sheriff Leggitt's report reflected 1,290 miles and 350 hours had been patrolled in the City during the month of December. This report also reflected seventeen incidents and complaints, one citation and one accident.

RECREATION REPORT

Eloise Hooper was available to answer questions about her report. After discussing this report and again touching on the subject about helmet requirements at the skate park, Mayor Seime noted that he supports the use of helmets at the skate park and explained that perhaps the professionals, the schools or some other entity should offer the training and education necessary for future skate boarders.

Having reviewed the financial reports for Arts and Recreation and following the programs offered by Hooper, Trustee Barnes gave kudos to Hooper once again on the fine job she is doing raising the funds she needs to provide the quality programs that are available to this community.

WRITTEN REPORT

This includes the Chamber of Commerce report. This report is to be reviewed at the Council's leisure.

EVERY AUGUR (INTRODUCTION OF SELF AND BRIEF PRESENTATION)

Avery Augur will be purchasing some property from Creede Mesa Estates in a few days and wanted to introduce himself to Council. This property is mostly currently in the County and Augur has plans of addressing Council in the near future to discuss the property's current and future status. He shared a look at the survey that had been prepared of said property to better orient the Board of what he was taking ownership of. Augur couldn't go into detail or ask specific questions of the Board as this would be premature at this point. The City Attorney reminded Council to not speak out of turn regarding this matter.

REPORT FROM TRUSTEE BARNES ON SLVRC&D

Trustee Barnes is the City's representative to San Luis Valley Resource Conservation and Development (SLVRC&D). Barnes wants to extend an invitation to their thirty-fourth annual dinner/meeting to be held at Adams State College in Alamosa at 6:30 p.m. February 24th. The program will include live music and a presentation of the Nature Conservancy project. The dinner will be comprised of mostly locally grown foods. Anyone interested should RSVP by February 20th. Barnes will post the information flyer in the City office.

Trustee Barnes also asked the Council members to check their schedules and he will be calling for a date for a brief work session for the Creede Repertory Theatre (CRT) to make a fifteen to twenty minute presentation. CRT is celebrating their fortieth season this year and they have some interesting information about the impact the theatre has had on the economy of Creede and Mineral County they wish to share with City Council and anyone else that is interested.

Mayor Seime explained that he will not be available during the month of February. Seime said he and Ann leave town every February and this means Trustee Barnes, Mayor Pro-Tem will run the meeting(s) next month.

OLD BUSINESS

CREEDE MESA GROUP UPDATE (LINDSAY FOX)

Lindsay Fox was available to update City Council on the progress of the Creede Mesa Estates project. Fox brought to the Board's attention an easement deed for access to the water line the City provided to them. Some of the line is across property that does not belong to Creede Mesa; therefore, they will not be able to provide access. This information comes through Fox from Chuck Powers, Creede Mesa's attorney. Questions were asked and answered. There was a brief discussion.

NEW BUSINESS

NEW LIQUOR LICENSE – HORNS MANAGEMENT LLC DBA OLD FIREHOUSE (PUBLIC HEARING)

No one had signed up to speak at this public hearing either for or against the new license request nor were there any written comments for or against this request. After a discussion and questions asked and answered about the restaurant owner's intent and possibility of changing the intended use of this liquor license, Trustee Barnes moved and Trustee Goss seconded to approve the new liquor license request. The vote was unanimous. Mayor Seime declared this motion carried.

SNOW REMOVAL – TRUSTEE WYLESKY

Several letters from citizens and business owners about the recent snow removal practices were received at Town Hall before the meeting. Each Council member received copies of these letters for them to review and consider. The public works/maintenance crew was in attendance for this portion of the meeting. Wylesky did extend praise to Ben and Robert for having the snow removal “down to a science.” However, that being said, the sidewalks are treacherous. A discussion took place about possibly posting that cars need to be off Main Street so the tractor can be used on the sidewalks without the potential of scraping a vehicle. Questions were asked and answered. There was a lengthy discussion about the snow removal from the streets and gutters. Ben Gibbons, the City’s attorney was included in this discussion as well. Council directed Gibbons to draft an ordinance for a snow route. There will be no parking on Main Street during certain hours of the early morning when a snow emergency is declared, and signage to that effect will be posted. Regarding removing snow from the sidewalks, Ordinance 203 signed in 1976 is still in force. The property owners are still ultimately responsible for snow removal on the sidewalks, but the City has contracted with some individuals to run the tractor up and down the sidewalks when it is safe to do so and as the City’s time allows. City Manager Dooley was directed to notify in writing the property owners that are away for the winter and remind them about ordinance 203.

RESOLUTION 05-01 – APPOINTMENTS AND FEE SCHEDULE

After discussing the current water and sewer user fees, the Board reached an agreement that these fees should be increased for 2005. Trustee Barnes moved and Trustee Brink seconded to approve resolution 05-01 with a five percent increase in water and sewer rates with two percent designated to water and sewer reserve. The vote was unanimous. Mayor Seime declared the motion carried.

ADJOURN

There being no further business to come before the Council at this time, Trustee Brink moved, and Trustee Wylesky seconded, to adjourn the meeting at 8:55 p.m. The vote was unanimous. Mayor Seime declared the motion carried.

Respectfully Submitted:

Approved by City Council:

Pamela Wilson, City Clerk/Treasurer

Eldon Seime, Mayor