

**BOARD OF TRUSTEES  
CITY OF CREEDE, COLORADO – A TOWN  
December 12, 2006**

REGULAR MEETING

The Town Board 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 6:37 p.m. There being present at the call of the roll the following persons:

BOARD MEMBERS:            Kim Nagy, Debbie Wylesky, Martha Owens,  
   Eldon Seime, Chuck Barnes (arr. 7:08 p.m.), Rex Shepperd,  
   Dana Brink

Mayor Seime, presiding, declared a quorum present:  
Those members of staff also present were as follows:

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

REVIEW AGENDA

Because the Building Permit Procedures Committee have not yet met for the last time and compiled their recommendations, Trustee Shepperd moved and Trustee Barnes seconded to table New Business (c) until the information is ready for the Board's approval. The vote was unanimous. Mayor Seime declared the motion carried.

APPROVAL OF MINUTES FOR NOVEMBER 9, 2006

Trustee Shepperd will draft a correction for the paragraph under PLANNING COMMISSION REPORT to better explain what was corrected about the *Land Use Code*. Trustee Owens moved and Trustee Wylesky seconded to approve the minutes of November 9, as amended. The vote was unanimous. Mayor Seime declared the motion carried.

MONTHLY DISBURSEMENTS

Questions were asked and answered. The Board approved the monthly disbursements as presented on the November 2006 check detail report.

REPORTS AND PRESENTATIONS

BUILDING INSPECTOR'S REPORT

Mike Kolisch was not available to answer questions about his report. The report was reviewed.

SHERIFF'S REPORT

Sheriff Leggitt was not available to answer questions about his report. Sheriff Leggitt's report reflected 1,227 miles and 556 hours had been patrolled in Town during the month of November. This report also reflected nine incidents and complaints, zero citations and zero accidents.

WRITTEN REPORTS

This included the Chamber Report and the Recreation Report to be read at the Board's leisure.

OLD BUSINESS

SILVER MOON RE-PLAT CONSTRUCTION AGREEMENT – KEITH SIDDEL

Keith Siddel of Mineral County Economic Development, Inc. (MCED) was not available to answer any questions the Board had for him in the negotiations of this contract. The Board discussed that both the City engineer and MCED's engineer are in agreement that there is an error on the utility plan that will need to be corrected. The Board further explained that any easements need to reflect in the utility plan before this agreement can be signed. Some of the verbiage in the agreement was discussed and some changes were suggested to combine paragraphs eight and twelve and in paragraph three this should include the City's costs as well as MCED's costs.

The Board agreed to the suggested changes and administratively directed the City Manager to re-draft this draft and make it available to us (the Board) and to Keith (Mr. Siddel.) [sic] The Board felt that Mr. Siddel should be present for further negotiations.

Trustee Barnes arrived during this discussion at 7:08 p.m.

#### RESOLUTION 06-12, ADOPTING AND APPROPRIATING THE 2007 PROPOSED BUDGET

Trustee Shepperd moved and Trustee Barnes seconded to approve Resolution 06-12, to adopt and appropriate the 2007 proposed budget. By roll call vote, the vote was unanimous. Mayor Seime declared the motion carried.

The Board requested that the administrative staff please provide quarterly cash flow reports for them to review the status of the budget.

It was also discussed that the Board might consider a discount on water and sewer user fees to qualified persons. This item will be further discussed and considered at the next regular work session.

#### NEW BUSINESS

##### LIQUOR LICENSE RENEWAL – TOMMY KNOCKER TAVERN

Co-owner Jeremy McComas was available to answer questions the Board had about a recent liquor code violation Tommy Knocker's received from The State of Colorado. At the time the agenda was prepared the response to the charge was pending; however, McComas explained to the Board that they chose to pay a fine in lieu of two days suspension and had signed the paperwork and sent it to the State with a check. McComas was asked if measures have been taken to correct the problem that caused the charge and he responded favorably. Trustee Barnes moved and Trustee Shepperd seconded to approve the renewal of this Tavern Liquor License. There were five yeas and one nay (Wylesky). Mayor Seime declared the motion carried.

##### SPECIAL EVENTS PERMIT REQUEST – CREEDE ELKS LODGE #506

Trustee Shepperd moved and Trustee Nagy seconded to approve a special events permit from 10:00 a.m. to 2:00 a.m. for the Creede Elks to have a New Year's Eve party on December 31, 2006, at the Creede Elks Lodge located at 104 S. Main Street in Creede. There were five yeas and one nay (Wylesky). Mayor Seime declared the motion carried.

##### RESOLUTION 06-13, LEVYING THE GENERAL PROPERTY TAXES FOR THE 2007 BUDGET YEAR

Trustee Owens moved and Trustee Barnes seconded to approve Resolution 06-13, levying general property taxes for the year 2007, to help defray the costs of government for the City of Creede, A Colorado Town. The vote was unanimous. Mayor Seime declared the motion carried.

##### RESOLUTION 06-14, TO ADOPT THE 2006 REVISED BUDGET

Trustee Owens moved and Trustee Shepperd seconded to approve Resolution 06-14, adopting the 2006 revised budget. The vote was unanimous. Mayor Seime declared the motion carried.

##### RESOLUTION 07-01, APPROVING THE APPOINTMENTS OF PERSONNEL AND THE FEES OF THE CITY

Trustee Shepperd moved and Trustee Barnes seconded to approve Resolution 07-01, appointing city personnel and setting the fees of the city. The vote was unanimous. Mayor Seime declared the motion carried.

##### APPROVAL OF MEMO TO DEPARTMENTS REQUESTING MONTHLY REPORTS

The annual memo, announcing meeting dates and due dates set for reports, drafted by the City Clerk to the various entities and departments that report to the City was approved for distribution.

##### APPROVAL OF MEMO OF 2007 CALENDAR OF REGULAR TOWN BOARD MEETINGS AND CITY HOLIDAYS

The annual memo of regular Town Board meetings and City holidays, drafted by the City Clerk was approved for 2007.

CITY MANAGER'S REPORT

The points discussed and the actions taken were as follows: Direction was given to Mayor Seime to sign the Intergovernmental Agreement with Mineral County for law enforcement services for 2007. This document is an actual contract consisting of three pages and not the customary, of late, one page extension of the 2004 agreement.

The City Manager was given direction to return the three hundred dollar check to the school for a building permit and have the school replace it with a check for half the amount (one hundred fifty dollars).

Administrative direction was given to the City Manager that the City will not participate in the Creede Repertory Theatre (CRT) sponsorship program for 2007. This has not been requested before, nor has the City participated before.

The Town Board agreed to a work session at 5:00 p.m. on Wednesday, January 3, 2007, to meet with Mike Wireman of the Environmental Protection Agency (EPA) and Mark Walker of the Colorado Department of Public Health and Environment (CDPH&E) to discuss possible issues with the Creede Resources property.

The Town Board has agreed to have their monthly work session next month at 5:00 p.m. on Monday, January 8, 2007. With the holidays the Board found it too difficult to agree on a date in late December.

This report had other informational only items in it as well.

The Board agreed that the City Manager should send a letter to the newspaper or the appropriate entity acknowledging the donation of the zamboni to the City of Creede. It was also suggested that the city's insurance (CIRSA) be contacted to discuss what liability, if any, the city has with the ice rink and zamboni.

ADJOURN

There being no further business to come before the Board at this time, Trustee Shepperd moved and Trustee Nagy seconded that the meeting be adjourned at 8:50 p.m. The vote was unanimous. Mayor Seime declared the motion carried.

Respectfully submitted:

Approved by Board of Trustees:

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Pamela J. Wilson, City Clerk/Treasurer

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Eldon M. Seime, Mayor