

**BOARD OF TRUSTEES
CITY OF CREEDE, COLORADO – A TOWN
March 13, 2007**

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 6:33 p.m. There being present at the call of the roll the following persons:

BOARD MEMBERS: Kim Nagy, Debbie Wylesky, Martha Owens, Eldon Seime,
ABSENT: Rex Shepperd, Chuck Barnes, Dana Brink

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

Pamela Wilson, City Clerk/Treasurer
Clyde Dooley, City Manager

REVIEW AGENDA

Trustee Owens asked to add (e) to New Business to address an agreement for professional services with Gary Hunt.

Trustee Owens started to make a motion to table an issue until next month's meeting, but Mayor Seime asked her to wait until they reached the particular item in the agenda before making her motion.

Trustee Owens moved and Trustee Nagy seconded to approve the agenda as amended. The vote was unanimous. Mayor Seime declared the motion carried.

APPROVAL OF MINUTES FOR FEBRUARY 13 AND 22, 2007

Trustee Owens moved and Trustee Wylesky seconded to approve the minutes of February 13, as presented. The vote was unanimous. Mayor Seime declared the motion carried.

Trustee Nagy explained to the Board that the Fabulous Flume Footbridge project has been put on hold.

Trustee Owens moved and Trustee Wylesky seconded to approve the minutes of February 22, as presented. The vote was unanimous. Mayor Seime declared the motion carried.

MONTHLY DISBURSEMENTS

Questions were asked and answered. The monthly disbursements were approved as presented on the February 2007 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.

SKATE PARK COMMITTEE QUARTERLY REPORT

Linda Ussery and Ron Carpenter were available to answer questions about this report. The concrete is scheduled to be completed in May 2007 by Builders Edge unless unforeseen changes cause a delay. Ussery told the Board about a fund raiser spaghetti dinner scheduled for March 24, 2007, at the Creede Elks Lodge. The committee members explained to the Board that a mass mailing was scheduled for next week. The committee shared verbiage with the Board that they will post on a sign they are preparing to order. The Board asked the committee to hold off ordering the sign until city attorney Gibbons has reviewed the verbiage and city manager Dooley can provide Gibbons with the loss control statement information from the city's insurance carrier, CIRSA.

USDA PROGRAMS OVERVIEW

Yvonne Martinez of United States Department of Agriculture-Rural Development was present to update the Town Board on their programs. Pamphlets were distributed. Questions were asked and answered. For further information, Martinez can be contacted in Alamosa.

WRITTEN REPORTS

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

NEW BUSINESS

LIQUOR LICENSE RENEWAL – KIP AND KIM NAGY D/B/A KIP'S GRILL

Trustee Owens moved that this agenda item be tabled until the April meeting when some of the other Board members would be in attendance in case they had input to this discussion and when the City Attorney will be present as well. There was a discussion. Before the motion was seconded, Trustee Owens withdrew her motion.

Trustee Wylesky moved and Trustee Owens seconded to approve the renewal of the Hotel and Restaurant Liquor License for Kip's Grill. There was one yea, one nay (Wylesky) and Trustee Nagy recused herself as she is one of the applicants of this license. Mayor Seime declared the motion carried. Nagy's counsel, Frank Gallegos stated that all conditions of the license still apply. Mayor Seime addressed Trustee Nagy's question about the 9:30 p.m. deadline to sell alcohol. Seime explained that it was agreed to out of respect for the residential neighborhood in which Kip's Gill is a part of.

VIRGINIA CHRISTENSEN SPRING FUNDING

The Town Board accepted Ray Sharp's letter of resignation from the Virginia Christensen Advisory Committee. The Board said they would first consider recommendations from the Advisory Committee to fill the vacancy left by Sharp before advertising for letters of interest.

It was agreed by the Town Board to make thirty thousand dollars available for the spring funding and ten thousand dollars available for the fall funding of the Virginia Christensen Trust.

RECOMMENDATION FROM ZONING COMMISSION

A recommendation was made by the Zoning Commission to the Town Board to grant "conditional use" to the present owner, Loran Burke, of 905 La Garita Street to re-build, if the house were to burn down, a single-family dwelling in B-2 zoning (highway mixed use district) and to direct the City Manager to draft a letter stating this.

Trustee Nagy moved and Trustee Wylesky seconded to approve the recommendation from the zoning commission. There were two yeas and Trustee Owens recused herself as she is the realtor listing this property and stands to gain financially if this is approved. Mayor Seime declared the motion carried.

PLANNING COMMISSION CHAIR RESIGNATION

The Town Clerk explained in a memo to the Board that at the March 6th Planning and Zoning Commission meeting, the chair, Peter Calandruccio resigned his seat on the commission. The Clerk is looking for direction from the Town Board how she should pursue filling the vacancy. The Board directed the Clerk to post and to publish a notice calling for letters of interest and qualifications. Start with a deadline of noon on April 5th so the Board can review the letters at the April meeting and extend the deadline if no letters or few letters are received by that time. The Board would like to fill the vacancy as soon as possible, especially due to the limited voting membership of this commission.

AGREEMENT FOR PROFESSIONAL SERVICES WITH GARY HUNT

In light of some new developments between surveyor Gary Hunt and Davis Engineering Services, Inc., both of Alamosa, Hunt presented an agreement to the Board tonight for approval to contract services with him as a consultant to finish the work he has started in Creede with the Re-plat of Block 25, Creedmoor. Hunt reviewed the agreement with the Board and corrected two words in the last sentence from "submittal to" to "acceptance of." The Board agreed that the City Attorney, Ben Gibbons, will need to look at this before the Board can approve it and the Mayor can set a special meeting at that time to address this issue and Resolution 07-07 to supersede Resolution 07-05, a resolution to re-plat Block 25, Creedmoor.

CITY MANAGER'S REPORT

The points discussed and the actions taken were as follows: City Manager Dooley asked for direction to pay dues to San Luis Valley Resource Conservation & Development Council (SLVRC&D). The Board overwhelmingly agreed that the funds can be better spent elsewhere.

The Town Board gave administrative direction to Dooley to have city attorney Gibbons contact J. Kemper Will and start a dialogue with him. Dooley explained that the costs incurred will be paid by Creede Resources. It is uncertain if an agreement will be available by the Board's April meeting.

The Town Board directed Dooley to write a letter to appoint J. B. Alexander to replace Chuck Barnes on the SLVRC&D Council to represent the City's interest for the Willow Creek Reclamation Committee (WCRC).

The Mineral County Commissioners have asked if the utility donation that the city gives them for public health can be issued quarterly rather than annually. The Board directed staff to accommodate their request and issue a quarterly distribution at the end of March, June, September, and December 2007.

The Town Board has agreed to have their monthly work session at 5:00 p.m. on Tuesday, March 27, 2007. Jon Graham of Muley's Disposal Service will be invited to discuss the trash contract, the possibility of implementing a random drug testing program to all city employees will be discussed and the Board has asked to discuss possibly requesting Trustee Barnes' resignation due to his health issues and his inability to attend Town Board meetings on a regular basis.

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

ADJOURN

There being no further business to come before the Board at this time, Trustee Owens moved and Trustee Nagy seconded that the meeting be adjourned at 8:19 p.m. The vote was unanimous. Mayor Seime declared the motion carried.

Respectfully submitted:

Approved by Board of Trustees:

Pamela J. Wilson, City Clerk/Treasurer

Eldon M. Seime, Mayor