

**CITY COUNCIL  
CITY OF CREEDE, COLORADO – A TOWN  
March 8, 2004**

**SPECIAL MEETING**

The City Council of the City of Creede – a Town, County of Mineral, State of Colorado, met in a special session with the Mineral County Commissioners in the Creede Town Hall at the hour of 4:15 p.m. There being present at the call of the roll the following persons:

COUNCIL MEMBERS: JB Alexander, Merle Knous, Chuck Barnes, Gene Dooley,  
BJ Myers, Jennifer Homsher, John Goss (arrived at 4:27 p.m.)

Mayor Myers, presiding, declared a quorum present:

The Mineral County Commissioners that were present are as follows:

Lonnie Rogers, Stephen Wardell

Those members of staff also present were as follows:

Clyde Dooley, City Manager

Pamela Wilson, City Clerk/Treasurer

**OLD BUSINESS**

**LAW ENFORCEMENT CONTRACT**

It was the general consensus to have an open session today.

The City Council met with the Mineral County Commissioners to discuss the law enforcement contract and what some of the business owners and citizens of Creede have expressed as having a great need for. There was considerable discussion about what they all felt the citizens and business owners are trying to say to them about this issue. Based on C.R.S. 30-11-410 brought to the council's and the commission's attention by Trustee Alexander, any agreement for law enforcement is to be between the two governmental agencies (City and County) and not the sheriff directly. The City and the County should agree on a contract and the County then presents it to the sheriff for his signature of approval. Further discussion about where the two entities are with this contract and what may have gotten them to this point. There were, originally, too many expectations of the sheriff by the City. Sheriff Leggitt, at previous meetings between himself and the Town Board, felt the Board was trying to "micro-manage" him and his office. Some previous comments and actions--or lack there of--by members of the Town Board were mentioned as possible reasons causing prior negotiations to break down. A fourth deputy was discussed as well as random patrolling

Mayor Myers appointed Trustees Knous, Barnes and Goss to a committee to write a contract that the City could live with and approve. It would then be sent on to the County for their approval and so on, until there is an agreement between the three (City, County and Sheriff) for law enforcement within the Town limits. Trustee Goss suggested that rather than reinventing the wheel the committee should use the latest contract as a starting point for the new contract. Unless this contract is approved sooner, this contract will be effective April 1<sup>st</sup>. This contract will end on December 31, 2004, and a new contract will be negotiated on an annual basis. For budget purposes for both the City and the County, negotiations should begin in August or September each year for the following year.

Commissioner Wardell asked Mayor Myers, when the time comes for the contract to go to Sheriff Leggitt, if she would present it to him and apologize to him for a remark she had allegedly made about him at a council meeting in November 2002. Mayor Myers said she would be happy to do this. Trustee Goss then asked Commissioner Wardell if he wouldn't also apologize to Sheriff Leggitt for comparable remarks that he supposedly made around the same time as the Mayor's remarks. Wardell said he had no problem with that.

There was a discussion about the City paying the County for the month of February. Sheriff Leggitt instructed his deputies to resume patrolling the City on February 11, 2004 following the meeting between himself, Commissioner Rogers and Trustee Barnes. The previous rate should be prorated for Leggitt's time covering Town. This would be February 11 through February 29. Trustee Goss moved and Trustee Barnes seconded that the City should pay the County as previously agreed in the February 11<sup>th</sup> draft, a prorated amount based on the amount in the now terminated contract of 2003. This amount as calculated by Trustee Alexander is to be \$2,741.32. There were 5 years and 1 day (Trustee Dooley). Mayor Myers declared the motion carried. This is a separate issue and will not be included in the new contract.

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ADJOURN

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There being no further business to come before the Council at this time, Trustee Barnes moved and Trustee Alexander seconded that the meeting be adjourned. The vote was unanimous. Mayor Myers declared the motion carried and the meeting was adjourned at 6:20 p.m.

Respectfully submitted:

Approved by City Council:

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Pamela Wilson, City Clerk/Treasurer

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Betty Jean Myers, Mayor