

**CITY COUNCIL  
CITY OF CREEDE, COLORADO – A TOWN  
June 23, 2003**

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 2:00 p.m. There being present at the call of the roll the following persons:

COUNCIL MEMBERS: John Goss, Gene Dooley, BJ Myers, Jennifer Homsher,  
JB Alexander (JB arrived at 3:10 p.m. due to an ambulance call)

ABSENT: Merle Knous (due to illness), Chuck Barnes (medical leave)

Mayor Myers, presiding, declared a quorum present:

Those members of staff also present were as follows:

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

APPROVAL OF AGENDA

Items added to the agenda included: new business (c) RV dump and Discuss closing ballpark restrooms was moved from Reports and Presentations (d) to new business (b). When he arrived at the meeting, Trustee Alexander added new business (d) WCRC Clean-up day.

REPORTS AND PRESENTATIONS

SLVREC CHECK REPORTED AS DIVIDEND IS FRANCHISE TAX FOR 2002

The SLVREC check that was reported in the last meeting as a dividend is the franchise tax for 2002. The check stub did not identify what it was so Pamela called to ask as she needed to code it correctly as a general journal entry as well.

RECREATION REPORT

Because Eloise was gone from the last meeting, she turned her report in for this meeting. She will be available after 2:30 p.m. today to answer questions. Some questions were asked and answered to clarify some items in her report.

POWER POLES UPDATE - MERLE

This has been moved to July's first meeting due to Merle's absence.

SARAH GARRETT LETTER

This was an FYI to the Council. After marking off the estimated size of the original drawings the Veteran's Memorial Committee of Creede gave the Council, it was decided that the Committee needs to provide drawings to scale before approval can be given. There was some discussion about the amount of the park that would be consumed by the war memorial. Some of the audience expressed some concern about the amount of the park the City would be giving up.

OLD BUSINESS

WATER TURN ON/OFF ORDINANCE FROM ROBIN OR MCLAUGHLIN PLAN

The City Manager wanted to know if the request for Robin to write an ordinance for water turn on/off charges was still applicable or if the Council was just going to go with the water/wastewater plan that Ron McLaughlin is putting together. Mayor Myers ask that this be tabled until the first July meeting and a copy of the ordinance be put in the Council packets for them to review.

PORTA-TOILETS FOR BASHAM PARK

Instead of cleaning the port-a-potties more often it was suggested that they be labeled Men's and Women's and include wiping down and stocking of the port-a-potties in the restroom cleaning contract. The five port-a-potties the City has will stay where they are and when Jeff Louth's ten arrive for Days of '92, five of them will be

relocated as the City's and he will get ours. It was suggested to put some on the north side of the Depot and by the courthouse.

#### MIDWEST MINE UPDATE

Clyde checked with CIRSA to find out if there will be additional cost to our current insurance policy to cover casualty and liability on this site. It will not cost anything extra. Per Merle's previous request, we need to find out what the County will do as their part of taking over and maintaining the structures. The City would like to share these responsibilities.

The City would like to know several things. They would like a written statement that we are not going to be charged a fee unless it is a dollar a year or something minimal like that. We need to know what kind of rehabilitation has to be done on those buildings and what it is going to cost. We need to decide to remove the metal building or not. We need to know what kind of maintenance schedule we need. We need to find out what the County is going to do. We need to find out what the Forest Service is going to do with the galena and core samples they remove. After a lengthy discussion about possible signage and roads, etc., Trustee Goss moved and Trustee Dooley seconded to have Les Dobson call Phipps' lawyer and go ahead with the City taking ownership of the buildings provided we are in compliance with what Les wants. The vote was unanimous. Mayor Myers declared the motion carried.

#### DRAINAGE ALLEY PLAN

The contractors Gardner Excavating, Inc. are currently working in North Creede on that project. They will probably be there another two months and hopefully by the time they finish up there the City will have heard a decision on the right of way. After that we can move forward with the drainage project.

#### NEW BUSINESS

##### VARIANCE REQUEST BY AVERY AUGUR

The Mayor convened the Board of Adjustments to hear Avery Augur's request for a variance waiving the setback requirements for replacement of an existing structure on the northeast side of the property at 109 West Fifth Street in Creede. Each member of the board received photos and drawings of the proposal Avery made. Avery reviewed some full scale plans he had drawn up that he brought with him. He passed them around for each member to see them while he explained them. There were some questions the board needed to have answered by Avery to make their decision. Avery has paid the fee for requesting a variance and received the approval of the neighboring property owner(s) that is necessary to complete his project. If he had chose to, Avery could have by passed the variance process and re-built the structure in its present location, but he wishes to change the placement of the structure slightly and get the approval of the City to do so. Trustee Goss moved and Trustee Homsher seconded to grant the variances proposed by Mr. Augur. The vote was unanimous. Mayor Myers declared the motion carried.

Mayor Myers closed the Board of Adjustments meeting at 2:55 p.m.

##### DISCUSS CLOSING BALLPARK RESTROOMS AT 8:00 P.M.

There was a discussion about closing the ballpark restrooms at some point each evening. This will hopefully help with the vandalism problem. Clyde will check with Debbie Downs of DOLA to find out whether or not we are aloud to close the restrooms at all or if we are required to keep them open 24/7. Some ideas were thrown out to close the restrooms later than eight o'clock. Some other times mentioned were ten o'clock or even later to accommodate the theatre.

If we are allowed to close them, maybe the Sheriff's department can check them nightly and lock them for us. They can be opened each morning by the Maintenance crew and during the summer by the person contracted to clean them.

### RV DUMP

Shaun, the maintenance supervisor, closed and welded shut the RV dump this past Sunday. His concern was the coloring of the upper pond. He feels too many people are using fresheners in their RVs that have certain chemicals in them that negate what the wastewater system is suppose to do to properly handle waste. These chemicals are killing the bugs the City buys to put in the ponds specifically for digesting the waste. To upgrade the system so it will handle processing these chemicals is just too cost prohibitive. We need to put a sign down at the RV dump explaining why the dump was closed and how long we will need to bring it back into compliance. There was some discussion about the RV dump and other options available to keep it open. It is in the City's best interest to have a RV dump for the visitors to use. The bugs work their best during hot weather, so if we close the dump for thirty days it should clear itself up. It was requested it be re-opened sooner if it is cleared up sooner. Perhaps with the help of the County, the better more expensive system may be an option. At some point there will be further discussion about the RV dump.

### WILLOW CREEK CLEAN UP DAY

This will be the week of July 14, 2003. They will need to pick a day. This day will be used to clean up the creek. There is trash, barbed wire, cable and wood that needs to be removed. They will need the use of a dump truck and the backhoe. The wood can be put in a pile to burn. Leigh Ann will need to talk to the County as well and hopefully both the City and the County will each bring a loader and a truck and with enough volunteers they can get the creek cleaned up. The WCRC booth at the Days of '92 will be a good opportunity for the Reclamation Committee to get the word out to the people and sign up volunteers.

### LAST MINUTE COMMENTS

City Manager Dooley updated the Council on where we are with shooting off fireworks. At this point everything is approved and still a go.

Everyone was informed that B.J. Davis prefers to be called Ben.

### NEXT MEETING

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The next meeting is scheduled for Monday July 14, 2003 at 7:30 p.m.

### ADJOURN

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There being no further business to come before the Council at this time, Trustee Homsher moved, and Trustee Goss seconded, that the meeting be adjourned. The vote was unanimous. Mayor Myers declared the motion carried and the meeting was adjourned at 3:35 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