

City Manager Dooley requested the approval of a non-budgeted expense for two flow meters that are suggested by the City engineer, Ron McLaughlin. Trustee Brink moved and Trustee Barnes seconded to approve this expense. The vote was unanimous. Mayor Seime declared the motion carried.

Janelle Kukuk has requested another letter of support for the Mineral County Health Clinic. Trustee Barnes moved and Trustee Brink seconded to approve the Mayor to sign the letter of support on the Town's behalf. The vote was unanimous. Mayor Seime declared the motion carried.

Trustee Brink moved and Trustee Dooley seconded that an advertisement will be published for three weeks asking for letters of interest for a grant writer and the top three will be presented to the Board to choose from. The vote was unanimous. Mayor Seime declared the motion carried.

Trustee Dooley has been acting building coordinator without pay since Fred Eastland left in the fall of 2003 until Mike Kolisch contracted with the Town in April of this year. Trustee Barnes moved and Trustee Goss seconded to waive the building fee in lieu of services for the permit that Trustee Dooley has applied for. There were five yeas and Trustee Dooley abstained. Mayor Seime declared the motion carried.

Trustee Brink moved and Trustee Goss seconded that the Planning and Zoning Commission meetings will be recorded. The vote was unanimous. Mayor Seime declared the motion carried.

Trustee Owens moved and Trustee Dooley seconded that the preparation of the 2006 budget should start with a work session and break up into one committee. The vote was unanimous. Mayor Seime declared the motion carried. A work session will be set at the August 9th meeting.

Trustee Brink moved and Trustee Barnes seconded to amend Resolution 05-05 to further allow the Mayor the authority to allow people to sell on City property. The vote was unanimous. Mayor Seime declared the motion carried.

Trustee Owens moved and Trustee Brink seconded to exempt non-profit organizations from Resolution 05-05. The vote was unanimous. Mayor Seime declared the motion carried.

BUILDING INSPECTOR'S REPORT

Building Inspector, Mike Kolisch was unable to attend the meeting. Kolisch had prepared a written report to update the Trustees on building projects within the Town.

SHERIFF'S REPORT

Sheriff Leggitt's report reflected 1,500 miles and 260 hours had been patrolled in Town during the month of June. This report also reflected thirty incidents and complaints, three citations and one accident. There was no further discussion about this report.

RECREATION REPORT

Recreation Director, Eloise Hooper was available to answer questions about her report. Hooper reported that of the net proceeds collected from the vendors for the Fourth of July Mining Events, Days of '92 received \$558.00 and Creede/Mineral Arts and Recreation (CMAR) received \$1,671.60. In a discussion about the skate park, Trustee Goss expressed that he "does not feel that Eloise needs to be the spark to keep it going."

WRITTEN REPORT

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

2004 AUDIT REPORT

Jody Kern of Wall, Smith, Bateman, and Associates, Inc. (WSB) made the presentation of the final 2004 Audit Report to the Board. Kern answered questions and explained how the report is different from past years due to the requirements of Governmental Accounting Standards Board 34 (GASB 34). Kern explained that the required Management Discussion and Analysis (M D & A) was prepared by City Manager Dooley and not by their firm. In closing, Kern invited anyone with questions about the audit and the new format to contact her at the office anytime. Copies of the Town's Audits are available in the office at Town Hall for review during business hours.

OLD BUSINESS

DRAFT NOISE ORDINANCE

City Attorney Ben Gibbons read this draft ordinance in full prior to the scheduled public hearing. The following persons signed up to speak about this ordinance: Ray Dellenbaugh of 111 Wall Street, Joe B. Alexander of 203 S. Aspen Avenue, and Brian Brittain, owner of Tommyknocker Tavern at 107 Wall Street, all in Creede. Each person was allowed five minutes to state their opinions about the ordinance and ask the Board members questions as needed. Each one of them spoke out against all of or portions of the ordinance. After a discussion and considering the testimony of each person, Trustee Goss moved and Trustee Barnes seconded to table the draft and create a new committee to address the noise ordinance and present a draft to the Town Board. There were five yeas and Trustee Brink abstained. Mayor Seime declared the motion carried.

DRAFT BUSINESS LICENSE ORDINANCE

City Attorney Ben Gibbons read this draft ordinance in full prior to the scheduled public hearing. Trustees Brink and Barnes and Mayor Seime disclosed potential conflicts of interest regarding business licenses. The following persons signed up to speak about this ordinance. Clairnel Nervik of 401 Creede Avenue (Main Street); Keith Siddel, owner of 123 N. Main Street; Anne Pizel, owner of 103 N. Main Street; Brian Brittain, owner of Tommyknocker Tavern at 107 Wall Street; Dana Brink of 417 Capitol Avenue; and Kim Harrison of 107 W. Eleventh Street, all in Creede. Each person was allowed five minutes to state his or her opinion about the ordinance and ask Board members questions as needed. Each one of them spoke out against all of or portions of the ordinance. Kim Harrison offered to help with whatever she could to re-write this document. Trustee Brink explained that the need to enforce the business license portion of the ordinance is not necessary for the Town's financial stability; however, the vendor issue could be addressed separately. The Town is more interested in making sure that sales tax is collected and that food safety is ensured more so than actually collecting license fees every year from the businesses. Keith Siddel, as a business owner and a member of the Chamber of Commerce, told the Board that the Chamber would be willing to tackle a business license ordinance to present to the Board for a vote. Trustee Dooley supported this idea. After further discussion and considering the testimony of each person, Trustee Goss moved and Trustee Wylesky seconded to table this draft and let the Chamber of Commerce be the core of a committee that looks into business licenses and bring their suggestions back to the Board. There were five yeas and one nay (Brink). Mayor Seime declared the motion carried.

NEW BUSINESS

PARADE PERMIT REQUEST – SNOWSHOE SHUFFLE

Trustee Barnes moved and Trustee Dooley seconded to approve the parade permit for the Snowshoe Shuffle to be held Saturday, August 6, 2005 from 8:30 a.m. to 10:30 a.m. The vote was unanimous. Mayor Seime declared the motion carried.

PLANNING & ZONING COMMISSION RECOMMENDATIONS

Trustee Owens noted that the request for this recommendation was made by the buyer and not the seller and the lien on the Wilkerson property will be paid upon sale of the property. Trustee Brink moved and Trustee Goss seconded that the City acknowledges the encroachment of the 1.8 feet of stone steps of the Wilkerson property on the City street right of way not to be a permanent fixture. This is until the Town has an encroachment policy in place. There were five yeas and Trustee Owens abstained. Mayor Seime declared the motion carried.

Trustee Owens moved and Trustee Barnes seconded to approve the re-plat of the Silver Moon Trailer Park as recommended by the Planning and Zoning Commission. There were five yeas and Trustee Wylesky abstained. Mayor Seime declared the motion carried.

IMPROVEMENT OF TRAIL

Trustee Brink requested approval of the Board to improve the walk/animal trail between Nagy's property and Capitol Avenue. It would be improved to a maximum of forty inches wide and would be "no cost to the City." Trustee Goss moved and Trustee Owens seconded to approve this request. There were five yeas and Trustee Brink abstained. Mayor Seime declared the motion carried.

COMMITTEE TO WORK ON PRE-ANNEXATION AGREEMENT

Trustees Owens, Brink, and Barnes volunteered to meet with Avery Augur of Creede America Group, LLC to draft a pre-annexation agreement. This work session is scheduled for 10:00 a.m. on Tuesday, July 19, 2005 at Town Hall.

OTHER BUSINESS

Trustee Wylesky moved and Trustee Barnes seconded for the City to send a letter of congratulations to the Creede Repertory Theatre (CRT) on being named one of the top ten theatres in the country by *USA Today*. The vote was unanimous. Mayor Seime declared the motion carried. City Manager Dooley will draft a letter.

Trustee Owens moved and Trustee Brink seconded to have a work session each month two weeks after the regular meeting for the purpose of reviewing and discussing items to come before the Board at the next regular meeting and between meetings, until revoked. There were four yeas and two nays (Goss and Dooley). Mayor Seime declared the motion carried. The first work session will be held at 6:30 p.m. on Tuesday, July 26th.

ADJOURN

There being no further business to come before the Council at this time, Trustee Brink moved, and Trustee Barnes seconded that the meeting be adjourned at 11:08 p.m. The vote was unanimous. Mayor Seime declared the motion carried.

Respectfully submitted:

Approved by City Council:

Pamela J. Wilson, City Clerk/Treasurer

Eldon M. Seime, Mayor