

REGULAR MEETING

- I. CALL TO ORDER
- II. ROLL CALL
- III. REVIEW AGENDA
- IV. CONSENT AGENDA
 - a. Approve/Disapprove August 6th 2013 Minutes
 - b. Review/Consent of previously paid disbursements as listed on the August 2013 Check Detail Report
 - c. Approve/Disapprove Professional Services Invoices (and others as necessary) for checks to be written September 4th, 15th and/or 30st and signed
 - d. Consider/Approve/Disapprove Letter(s) of Interest VC Advisory Board
- V. REPORTS & PRESENTATIONS
 - a. Public Works Report – Ben Davis (verbal)
 - b. LWCRCo Report – Eric Grossman (verbal)
 - c. Mayor’s Report – Eric Grossman (verbal)
 - d. CML District 8 Meeting – RSVP to Clerk/Approve Travel
 - e. Written Reports (Recreation, BI, Chamber) **Read ONLY**
- VI. OLD BUSINESS
 - a. Approve/Disapprove Ordinance 378 Repealing Ordinance 376 Reduction of Distance of Hotel Restaurant Class Liquor Licenses From School
- VII. NEW BUSINESS
 - a. Receive & Accept 2013 Town Audit from Auditor Pete Blair of Blair & Associates P. C.
 - b. Approve/Disapprove Boundary Line Agreement Lamee/Myers/Brennand [Please bring along your most recent version and Clyde will provide explanation]
 - c. Approve/Disapprove City of Creede Acting as LWCRCo Fiscal Agent
 - d. Approve/Disapprove Launch of Creede’s Official Town Website [See Memo-Randi to Present]
- VIII. MANAGERS REPORT
- IX. ADJOURN

POSTED 8/30/13

OPEN TO THE PUBLIC

**BOARD OF TRUSTEES
CITY OF CREEDE, COLORADO – A TOWN
August 6, 2013**

REGULAR MEETING

The Board of Trustees 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 5:30 p.m. There being present at the call of the roll the following persons:

TRUSTEES PRESENT: Elizabeth Zurn, Kay Wyley, Ed Skroch, Eric Grossman (by phone),
Teresa Wall, Denis Powell, Heather DeLonga

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

Clyde Dooley, Town Manager
Randi DePriest, Clerk/Treasurer

REVIEW AGENDA

A presentation from Ken Swineheart was added to Reports and Presentations, item g. New Business item a. was tabled to a future meeting. Trustee Powell moved and Trustee Wall seconded to approve the agenda as amended. The vote was unanimous. Mayor Grossman declared the motion carried.

CONSENT AGENDA

The consent agenda contained the following items:

- a. Approve/Disapprove July 2nd 2013 Minutes
- b. Review/Consent of previously paid disbursements as listed on the July 2013 Check Detail Report
- c. Approve/Disapprove Professional Services Invoices (and others as necessary) for checks to be written August 7th, 15th and/or 31st and signed
- d. Approve/Disapprove Approved Parade Permit Snowcountry Explorers Reschedule to August 30, 2013
- e. Approve/Disapprove Parade Permit from Chamber of Commerce, Salsa Fiesta, August 31, 2013
- f. Approve/Disapprove Parade Permit from Chamber of Commerce, Creede Mtn. Run, August 31, 2013
- g. Approve/Disapprove Parade Permit from Chamber of Commerce, Gravity Derby, September 1, 2013
- h. Approve/Disapprove Parade Permit from Chamber of Commerce, Cruisin' the Canyon Car Show, September 21, 2013
- i. Accept Letter of Resignation-VC Advisory Board-Wendy Leggitt

A correction was made to the July 2nd, 2013 minutes. Questions were asked and answered about the Snowcountry Explorer event. The board directed Clerk DePriest to post vacancy announcements for the Virginia Christensen Advisory Board. Trustee Zurn moved and Trustee Powell seconded to approve the consent agenda as amended. The vote was unanimous. Mayor Grossman declared the motion carried.

REPORTS AND PRESENTATIONS

CREEDE SCHOOLS S.A.F.E. COMMITTEE

Damon Gibbons made a presentation to the board from Secure a Future for Education in Mineral County Committee (S.A.F.E) urging Trustees and audience members to support the upcoming bond for construction of a new school. Materials were provided for the permanent record.

PUBLIC WORKS REPORT

Public Works Director, Ben Davis, reported on the following items:

- Lots of new construction and remodels have required installations of water meters.
- Heavy rains have required attention to drainage in areas.
- Some vandalism has occurred at the park restroom facilities.

-The manufactures of the “concrete blanket” sample had a difficult time installing the material on their first visit, but were gathering supplies and returning sometime in the next several weeks.

LOWER WILLOW CREEK RESTORATION COMPANY REPORT

Mayor Grossman reported that LWCRCo would be asking the town to act as a fiscal agent for seeking funds if the group’s 501(c)3 wasn’t received soon. Attorney Heil explained what that would entail.

MAYOR GROSSMAN’S REPORT

Mayor Grossman reported on the following items:

-There will be a meeting on San Luis Valley Trails & Recreation Master Plan community meeting at Town Hall August 22, 2013, at 5:30 p.m.

-The flume sample project was promising and he hopes that it is successful on their next visit.

PRESENTATION OF NEW DEVELOPMENT CODE – ERIC HEIL

Attorney Heil gave a quick introduction to the draft of the Development Code he had recently completed. He pointed out the biggest changes: Consolidation for inclusion into the Municipal Code (rather than having two separate codes), streamlining and clarifying of procedural practices for land use, and a review/update of Development Standards. Work sessions are planned with the Planning & Zoning Commission to begin reviewing the code in preparation for adoption.

PRESENTATION ON TECHNOLOGY - KEN SWINEHEART

Ken Swineheart approached the Trustees to discuss a Franchise Agreement, a Technology Committee, and other ideas for Creede. No material was submitted for the permanent record.

WRITTEN REPORTS

A written report from Recreation was received and filed.

OLD BUSINESS

DISCUSS DEACON LAND USE APPLICATION

Manager Dooley described the area in question with a pending land use application. He had prepared a letter for approval in response to the application. Trustee Zurn moved and Trustee Powell seconded to approve the letter for remittal to the property owner. The property owner voiced her position on the application and advised the board that she would be moving forward with it.

NEW BUSINESS

APPROVE/DISAPPROVE APPLICATION FOR MATCHING FUNDS, SLVCOG FOR CRT

Trustee Zurn recused herself from discussion of the topic due to her employment. Trustee Wall moved and Trustee Powell seconded to approve the Application for Matching Funds to the SLV Council of Government for Creede Repertory Theatre. There were five yes votes and one abstention (Zurn). Mayor Grossman declared the motion carried.

DISCUSS/APPROVE/DISAPPROVE LAMEE/MYERS/BRENNAND BOUNDARY AGREEMENT

Manager Dooley reported that progress on the Boundary Agreement was being made, albeit very slowly. Changes were being made to the boundary map by the surveyor, and he hopes to have an Agreement ready for approval at the September 3, 2013 meeting.

MANAGER’S REPORT

The items discussed and the actions taken in the Town Manager Dooley’s Report were as follows:

Footbridge: Dooley asked for and was given direction to purchase \$1349.55 in expanded steel slats to repair a footbridge on East Second Street.

Rio Grande Avenue: Dooley explained that the Planning & Zoning Commission had been discussing this property for some time, and he that the best move would be to pursue surveying, establish and develop the right-of-ways and easements on the property, and leveling the area for future development.

Ordinance 378: Dooley asked for and was given direction to prepare an ordinance for the September meeting repealing Ordinance 376 Reducing the Distance from School Facilities for Hotel & Restaurant Class Liquor Licenses.

Travel Policy: Dooley presented an amendment to City of Creede's Travel Policy expanding it to include elected officials. Trustee Zurn moved and Trustee Skroch seconded to approve the policy as amended. The vote was unanimous. Mayor Grossman declared the motion carried.

ADJOURN

There being no further business to come before the Board of Trustees at this time, Trustee Zurn moved and Trustee Powell seconded that the meeting be adjourned at 7:24 p.m. The vote was unanimous. Mayor Grossman declared the motion carried.

Respectfully submitted:

Randi DePriest, City Clerk/Treasurer

CITY OF CREEDE; A COLORADO TOWN

Monthly Check Detail

August 2013

Type	Date	Num	Name	Memo	Amount
Aug 13					
Bill Pmt -...	08/07/2013	7412	Bethany Talley	2013 Dance Camp Instruction, Recre...	-150.00
Bill Pmt -...	08/07/2013	7413	Brown's Septic Service, Inc.	070213-1/4th of July Porta-Pottys	-250.00
Bill Pmt -...	08/07/2013	7414	Century Equipment Company	Case Backhoe Parts	-345.05
Bill Pmt -...	08/07/2013	7415	Creede Chamber of Comm...	Monthly Donation	-833.33
Bill Pmt -...	08/07/2013	7416	Creede Community Center	February Community Center Donation	-416.67
Bill Pmt -...	08/07/2013	7417	Creede Gifts & Gas, LLC	July Charges	-610.47
Bill Pmt -...	08/07/2013	7418	Heil Law and Planning, LLC	May/June Svcs + Devel Code	-6,340.63
Bill Pmt -...	08/07/2013	7419	Most Dependable Fountains...	1/4" whistle valve for Jug/Basham Pa...	-81.00
Bill Pmt -...	08/07/2013	7420	Quill Corporation	Office Supply (Notary Stamp)	-14.80
Bill Pmt -...	08/07/2013	7421	Robert Schlough	Meals Expense Water Training, Pago...	-6.40
Bill Pmt -...	08/07/2013	7422	S.A.F.E.	Recreation Donation SAFE	-200.00
Bill Pmt -...	08/07/2013	7423	Tomkins Hardware & Lumber	July Charges/Acct #580	-279.33
Bill Pmt -...	08/07/2013	7424	U.S. Tractor & Harvest, Inc.	Lawn Mower Wheels	-88.43
Bill Pmt -...	08/07/2013	7425	Eric Grossman	VOID: 4/9-4/11 SLV Tourism, Mike G...	0.00
Liability ...	08/08/2013	941...	United States Treasury	84-6000575	-4,425.40
Liability ...	08/08/2013	CC...	GWRS (CCOERA)	98721-01/1220	-411.98
Bill Pmt -...	08/14/2013	7440	VISA		-249.67
Bill Pmt -...	08/14/2013	7441	Muleys Disposal Service	Aug Trash Svcs/Accts 116, 1197, 1198	-455.00
Bill Pmt -...	08/14/2013	7442	Ramona Weber	Building Permits 13-05 1st 1/2, 13-14...	-239.00
Bill Pmt -...	08/14/2013	7443	U.S. Tractor & Harvest, Inc.	Lawn Mower Parts	-47.99
Bill Pmt -...	08/14/2013	7444	Valley Imaging Products, LLC	Monthly Service Agreement	-60.00
Bill Pmt -...	08/14/2013	7445	CenturyLink	300794472/Aug	-238.59
Paycheck	08/15/2013	7426	Benjamin J Davis		-1,015.80
Paycheck	08/15/2013	7428	Denis F Powell		-153.92
Paycheck	08/15/2013	7430	Edward J Skroch		-153.92
Paycheck	08/15/2013	7431	Elizabeth R Zurn		-153.92
Paycheck	08/15/2013	7433	Eric R Grossman		-290.80
Paycheck	08/15/2013	7434	Heather DeLonga		-153.92
Paycheck	08/15/2013	7435	Merolyn K Wyley		-153.92
Paycheck	08/15/2013	7437	Robert B Schlough		-988.15
Paycheck	08/15/2013	7438	Scott W Leggitt		-727.28
Paycheck	08/15/2013	7439	Teresa Wall		-153.92
Paycheck	08/15/2013	7429	Donald L Braley		-590.63
Paycheck	08/15/2013	7427	Clyde E Dooley		-1,349.78
Paycheck	08/15/2013	7432	Eloise T Hooper		-477.84
Paycheck	08/15/2013	7436	Randi L DePriest		-929.50
Bill Pmt -...	08/15/2013	7446	Eric Grossman	4/9-4/11 SLV Tourism, Mike Green, 4...	-338.21
Liability ...	08/16/2013	CC...	GWRS (CCOERA)	98721-01/1220	-391.50
Check	08/29/2013	7454	City of Creede	VOID: Printed Over Check	0.00
Bill Pmt -...	08/29/2013	7455	SLVREC	Aug 15 Charges/Public Works	-1,151.00
Paycheck	08/30/2013	7447	Benjamin J Davis		-1,015.79
Paycheck	08/30/2013	7448	Clyde E Dooley		-1,349.79
Paycheck	08/30/2013	7449	Donald L Braley		-742.56
Paycheck	08/30/2013	7450	Eloise T Hooper		-477.83
Paycheck	08/30/2013	7451	Randi L DePriest		-929.52
Paycheck	08/30/2013	7452	Robert B Schlough		-973.53
Paycheck	08/30/2013	7453	Scott W Leggitt		-727.28
Liability ...	08/30/2013	941...	United States Treasury	84-6000575	-4,182.06
Liability ...	08/30/2013	7456	CEBT	City of Creede, 32705SG	-3,040.75
Liability ...	08/30/2013	CO...	GWRS (CCOERA)	98721-01/1220	-390.20
Liability ...	08/30/2013			Adjust for rounding	0.01
					-38,747.05

Aug 13

VISA DETAIL

7440	08/14/2013	VISA		
177453	07/07/2013		Breakfast/DePriest/Clerk's Institute 7/07/13	-3.76
105617	07/07/2013		Gas/DePriest/Clerk's Institute 7/07/13	-51.11
290392	07/09/2013		Dinner/DePriest/Clerk's Institute 7/09/13	-10.16
1748	07/11/2013		Dinner/DePriest/Clerk's Institute 7/11/13	-6.05
5923	07/13/2013		Gas/DePriest/Clerk's Institute 7/13/13	-60.75
44011728	07/18/2013		Deluxe Checks/44011728/Deposit Ticket Books	-69.03
rec supply	07/29/2013		Recreation Supplies	-24.82
Rec Supply	08/05/2013		Recreation Supplies/Fishing Poles	-23.99
TOTAL				-249.67

Water and Sewer Fund Monthly Check Detail August 2013

Type	Da	Num	Name	Memo	Amount
Aug 13					
Bill Pmt -Check	08/	2696	City of Creede	Aug 2013 Salary Reimburse	-8,687.27
Bill Pmt -Check	08/	2697	SLVREC	Aug 15 Electric Charges	-3,428.00
Bill Pmt -Check	08/	2698	Accutest Mountain States 06...	Sample Testing	-247.00
Bill Pmt -Check	08/	2699	DPC Industries, Inc.	chlorine 150# cyl	-36.00
Bill Pmt -Check	08/	2691	VISA	Misc Chgs	-431.87
Check	08/	2690	City of Creede	VOID: Printed Over Check	0.00
Bill Pmt -Check	08/	2692	Dana Kepner Company, Inc.	#1376470/Key Valve Inlet ...	-464.26
Bill Pmt -Check	08/	2693	Department of Local Affairs	EIAF#5380/Creede Water ...	-5,433.76
Bill Pmt -Check	08/	2694	Moses, Wittemyer, Harrison	10213/July Legal Services	-202.50
Bill Pmt -Check	08/	2695	CenturyLink	300794269/Aug	-118.46
Bill Pmt -Check	08/	2684	Dana Kepner Company, Inc.	#1376470/Key Valve Inlet ...	-476.50
Bill Pmt -Check	08/	2685	Sangre De Cristo Lab, Inc.	Bac-T Water Samples	-25.00
Bill Pmt -Check	08/	2686	Southern Colorado Water Op...	682/Aug Water Contract	-125.00
Bill Pmt -Check	08/	2687	Tomkins Hardware & Lumber	July Charges/Acct 580	-132.76
Bill Pmt -Check	08/	2688	UNCC	July RTL Transmissions (1)...	-1.63
Bill Pmt -Check	08/	2689	USA Blue Book	007172/Staff Gauge	-46.00
					-19,856.01

Handwritten: A large arrow points from the 'VISA' entry in the table above to the 'VISA' entry in the table below. Below the arrow, the words 'VISA DETAIL' are written in large, hand-drawn letters.

Bill Pmt -Check	2691	08/14/2013	VISA	6100 · W/S Cash	-431.87
Bill	Posta...	07/29/2013		6500.32 · Postage	-198.00
Bill	916766	08/01/2013		6500.32 · Postage	-11.61
Bill	2022...	08/14/2013		6500.93 · Miscellaneous	-60.00
Bill	Posta...	08/14/2013		6500.32 · Postage	-10.13
Bill	Depo...	08/14/2013		6500.31 · Office Supplies	-69.02
Bill	Posta...	08/14/2013		6500.32 · Postage	-83.11
TOTAL					-431.87
					431.87

CITY OF CREEDE; A COLORADO TOWN
Unpaid Bills Detail
As of August 30, 2013

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Due Date</u>	<u>Aging</u>	<u>Open Balance</u>
Merrick & Company					
Bill	08/26/2013	128044	09/05/2013		78.08
Total Merrick & Company					78.08
VISA					
Bill	08/16/2013	106-8...	08/26/2013	4	117.42
Bill	08/30/2013	Posta...	09/09/2013		5.62
Bill	08/30/2013	Scho...	09/09/2013		149.50
Total VISA					272.54
TOTAL					350.62

Water and Sewer Fund
Unpaid Bills Detail
As of August 30, 2013

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Due Date</u>	<u>Aging</u>	<u>Open Balance</u>
Canyon Systems, Inc.					
Bill	08/26/2013	11484	09/05/2013		525.28
Total Canyon Systems, Inc.					525.28
Grand Junction Pipe					
Bill	08/29/2013	1086...	09/08/2013		228.94
Total Grand Junction Pipe					228.94
Sangre De Cristo Lab, Inc.					
Bill	08/23/2013	15084	09/02/2013		16.00
Total Sangre De Cristo Lab, Inc.					16.00
VISA					
Bill	08/26/2013	6833...	09/05/2013		17.79
Bill	08/22/2013	43774	10/01/2013		80.80
Bill	08/30/2013	655017	10/01/2013		11.61
Total VISA					110.20
TOTAL					880.42

The Honorable Mayor and Board of Trustees
PO Box 457
Creede, CO 81130

August 9, 2013

Dear Mayor and Trustees,

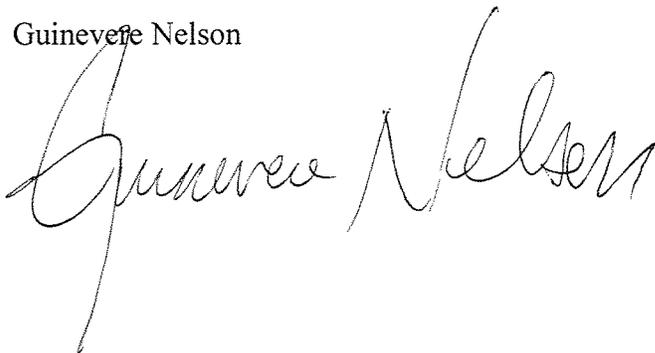
I understand there is a vacancy on the Virginia Christensen Advisory Committee and I'm writing to express my interest in filling that position. I've been a resident in Creede for four years and have worked closely with the town during my tenure at Willow Creek Reclamation Committee as well as Willow Creek Restoration Company.

I believe we have a wonderful community and feel we have a lot of things to offer a lot of people. I would like to offer my genuine interests, concerns and efforts to help our community grow the way we'd like it to.

I appreciate your consideration and look forward to hearing from you.

Sincerely and Respectfully,

Guinevere Nelson

A handwritten signature in cursive script that reads "Guinevere Nelson". The signature is written in black ink and is positioned below the typed name.

To the
Town Board of Trustees
September 3, 2013
Eloise Hooper

Things are getting back on track. I was gone most of the first two weeks of August when Matthew was in the hospital. Matthew is out of the hospital and back to work. Because I was gone, I did have to cancel the last movie day and the Summer Carnival.

The Dutch Oven Workshop was postponed from its July 20 date because there were still fire restrictions in place. Earl Wilson rescheduled it for September 9. Even though it was a Monday, he had a number of people who wanted to take the class. Earl has injured his back so we have cancelled the workshop. We will try again next summer.

I have set up the Movie Night and Renaissance Kids Schedules and sent them to the Community Center and the school for approval of dates. It is getting more difficult to find newer released movies for the older kids that do not have nudity or the f-word. They include them deliberately to get a PG-13 rating. Many parents allow their younger children to stay for both shows so I show movies as G or PG rated as possible.

I have scheduled the Halloween Party for October 31, 4:15 – 6:15 pm at the Community Center. The kids will already be dressed in costume. They can come to the party, play games, get a bite to eat and still go trick-or-treating.

I am going to have a Pumpkin Decorating and Carving Contest the weekend before Halloween. The pumpkins will be on display at various places on Main St. for 3 days after the contest. They will be displayed in businesses with large windows and will be lit up at night. The pumpkins will be returned to the carvers on October 29 so they can be displayed on the owner's porches. Etc.

BUILDING INSPECTOR AUGUST REPORT

Greetings Town Council

Project Update

13-01/13-01A -20 S Aspen- In progress

13-04-401 La Garita – In progress

13-05 -502 La Garita – Two inspections performed on foundation

13-06 -105 S Loma-Near completion

13-07 -425 S Main-Completed privacy fence

13-08 -409 La Garita-complete

13-10 Creede America Lot 29 -Foundation Inspection completed Framing underway

13-14 Creede America Lot 27 -Foundation and lot line inspection done

Thank you

Ramona Weber

CREEDE-MINERAL COUNTY CHAMBER OF COMMERCE
REPORT TO CITY OF CREEDE – August 30, 2013

STATISTICS, July and August, With the fires in July, of course the traffic in the office was slow but we stayed very busy. The chamber kept busy finding creative ways to use our marketing money to attempt to override the negative attention due to the fires. We were able to host an information board for the Fire Crews and also to print the majority of the items they handed out and posted around town every day during the fire. The SBA was also set up in our building for a term of 4 days. They brought with them 3-4 employees each day to help business owners in the Creede, South Fork and Lake City areas with any Small Business Loans or questions they may need. Another of the visitors we were able to host was the Red Cross. They came in for a day and were able to hand out food, bottled water and supplies to those people that were impacted by the fires.

ACTIVITIES: The Chamber has had meetings with other entities for some winter activities. The plan is to reintroduce Cabin Fever Daze after the beginning of the year. We will be helping with the OctoberFeast on October 5th in cooperation with the Community Center. As I, Della, type this we are gearing up for Salsa Fiesta, Mountain Runs and Gravity Derby. Don't forget the Car Show in September, lots of work going into that as well.

Della has been busy trying to gather some info for beautifying Creede main street with banners and such.

BOARD: During the summer months our board does not meet on a regular basis. Della keeps up communications with the board for any complicated decisions or tasks through email and personal visits. As always any big decisions or requested changes to the budget must be voted on by the board.

If anyone on the Council has questions or needs information on our operations, please give us a call at 719-658-2374, email at office@creede.com, or better still, come to the Chamber Office at 904 South Main Street for a visit.

Respectfully submitted,

Della Brown
Executive Director
Creede & Mineral County Chamber of Commerce

ORDINANCE NO. 378

REPEALING ORDINANCE NO. 376 - REGARDING THE REDUCTION IN THE DISTANCE FROM SCHOOL FACILITIES FOR HOTEL AND RESTAURANT CLASS LIQUOR LICENSE

WHEREAS, Ordinance No. 376 was approved and passed May 7th, 2013 for the specific purpose of reducing the required distance between school facilities and an establishment seeking a hotel and restaurant liquor license; and

WHEREAS, The Effective Date of Ordinance No. 376 was June 7th, 2013; and

WHEREAS, the plans for the new school have relocated out of the town boundaries and the reduction is no longer necessary; and

WHEREAS, the Board of Trustees find Ordinance No. 376 is no longer needed and repealing it will thereby promote the health, safety and general welfare of the Creede community.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE CITY OF CREEDE, COUNTY OF MINERAL, STATE OF COLORADO, THAT:

Section 1. Recitals Incorporated. The above and foregoing recitals are incorporated herein by reference and adopted as findings and determinations of the Board of Trustees.

Section 2. Ordinance No. 376 is hereby repealed and is no longer in effect and there will be no amendments to Section 10-8-60 of the Creede Municipal Code.

Section 3. Section 10-8-60 of the Creede Municipal Code. Section 10-8-60 of the Creede Municipal Code **will not** be amended as a result of Ordinance No. 376.

Section 4. Correction of Errors. City Staff is authorized to correct any typographical, grammatical, cross-reference, or other errors which may be discovered in any documents associated with this Ordinance and documents approved by this Ordinance provided that such correction do not change the substantive terms and provisions of such documents.

Section 5. Severability. If any provision of this Ordinance, or the application of such provision to any person or circumstance, is for any reason held to be invalid, such invalidity shall not affect other provisions or application of this Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are declared to be severable. The Board of Trustees hereby declares that it would have passed this Ordinance and each provision thereof, even though any one of the provisions might be declared unconstitutional or invalid. As used in this Section, the term “provision” means and includes any part, division, subdivision, section, subsection, sentence, clause or phrase; the term “application” means and includes an application of an ordinance or any part thereof, whether considered or construed alone or together with another ordinance or ordinances, or part thereof, of the City of Creede.

Section 6. Publication. The City Clerk is ordered to publish this Ordinance by posting notice of adoption of this Ordinance by title in at least three public places within the City, including at the office of the City Clerk, which notice shall contain a statement that a copy of the ordinance in full is available for public inspection in the office of the City Clerk during normal business hours.

Section 7. Effective Date. This Ordinance shall take effect thirty (30) days after passage.

INTRODUCED, APPROVED AND PASSED ON THE FIRST AND FINAL READING, on this 3rd day of September, 2013.

CITY OF CREEDE

ATTEST:

Eric Grossman, Mayor Date

Randi DePriest, City Clerk Date

CLERK'S MEMO

City of Creede

DATE: August 22, 2013
TO: Mayor Grossman and Trustees Skroch, Wall, Wyley, Powell, DeLonga and Zurn
CC: Clyde, Eric H.
FROM: Randi DePriest, Clerk/Treasurer
SUBJECT: Website

Hello everyone:

It is with great relief and happiness that I FINALLY present you Creede's first website. Since some of you weren't around when this process started, let me give you a run-down of the route we chose.

In February of 2012, we partnered with the State of Colorado's Statewide Internet Portal Authority (SIPA) to create our first website. This process was frustrating due to SIPA's restructuring, switching IT vendors, and a whole barrage of other problems that I would occasionally get long apologetic emails explaining. But that is all behind us now!

The website uses a rather generic platform, so there are a few aesthetic things I would like to change but cannot, i.e., more pictures throughout, less "click-through" to access certain items, and fonts, but as it stands now, that level of editing is not accessible to us.

All these things are somewhat beside the point, because this website still achieves the goals I had for this site initially:

1. Increased access to public records/increased citizen involvement – You'll find agendas, packets, minutes, and minute recordings in the "Info Library" in addition to a calendar and News announcements on the Home page. You'll also find financial information, resolutions, and ordinances. There are also public works announcements, the Consumer Confidence Report, a municipal history and more!
2. Better Customer Service: Ability to online applications and bill payments – I think this is an especially great feature for our small office. There will now be 24-7 access to Building Permit Applications, Liquor License Applications, Utility and Application Payments, VC Apps, Records Requests, and parades/private events.
3. Low cost – This website has cost us considerable time on my part, but it is otherwise free to the City. SIPA operates entirely on the charge for online payment (\$1/bank debit, ~\$2/credit card).

There are security issues and url/search engine vulnerability issues involved with getting a url to the site before it goes live. I've decided not to risk it and I'll be presenting the site at the meeting on a projector. If you would like a more thorough review, I can provide specific pages to you OR please come by the office and I'll login and let you have at it.

I recommend that we approve the launch of the site tonight. I'm sure there are lots of corrections and room for improvement, but there's only one way to find out what those are. (: The website is ready to go live upon your approval.

Please let me know if there are any questions I can answer!

Randi

Manager's Report

To: Mayor & Board of Trustees
Date: September 3, 2013
From: Clyde Dooley

CDOT Bridge Repair – Administrative Direction

Colorado Department of Transportation (CDOT) is planning on repairing the pavement on the bridge at Seventh Street. They're shooting for the second or third week in October and expect it to be a two day project. They need to set up a detour for these two days and would like to detour the traffic up to Fifth Street, across the bridge and back out of town. With your motion and approval I'll give them the go ahead.

CML District Meeting – Board Approval

The 2013 Colorado Municipal League District 8 meeting is being held at the golf course in Alamosa on Sept. 25 from 4 – 8 PM. The cost for the meeting is \$25. In keeping with our new travel & meeting policy I recommend the Board of Trustees approve the Mayor attend this meeting. The Ford Explorer is available for his use.

Gant Easement – Update

Commissioner Lamb, Evelyn Gant and I met with Loren Howard with SLVREC last month to revisit Evelyn's access easement on her property we use to use to access our upper water tank. We don't use it any more and the purpose of this meeting was to see if SLVREC would be willing to use our new access off Silver Drive for their needs.

Before Scott, Evelyn and I arrived, Loren drove our new access and agreed it would satisfy their needs. The only other stakeholder I'm concerned about is the phone company and we called in a locate to have them mark their utility.

If their utility lines do not run across Evelyn's property I don't see a problem with the Trustees relinquishing her easement. If their lines do run across Evelyn's property she wants to deal directly with them for a new utility easement and would still like us to relinquish our access easement. I hope to have the answer on CenturyTel's utility line by our meeting time.

Rio Grande Silver, Inc. Tour – FYI

Rio Grande Silver Inc. is hosting a Water Quality Standards Tour for CDPHE and EPA (Colorado Department of Public Health and Environment and Environmental Protection Agency) on September 4th to show the various mining sites and discuss how their planned water operations might affect the flow of the Nelson Tunnel when they start de-watering.

There will be a meeting the next day September 5th here at town hall also involving federal and state departments to discuss the concerns over impacts to existing water rights on Willow Creek from the contemplated remedial alternatives for the Nelson Tunnel discharge.

Our water attorney Richard Mehren has a meeting in Alamosa that day so he can't attend, but will send his associate Jennifer.

Work on Public Lands – FYI

After our last work session Eric Heil and I've been discussing the need to update our regulations for people working on public lands. Our current regulations are twelve years old and in dire need of updating.

Roundup Riders of the Rockies – FYI

I stopped in the Sheriff's office last Thursday to say "Hi" to Sandy and visit with Les about Rio Grande Silver's tour of the mining sites and planned water use. As I walked in Fred's office he was talking with a couple of gentlemen dressed in western gear and he said: "here's the guy from the city you need to talk with". The gentleman doing the talking was Darrel Wentz and he wanted to talk about riding 150 horses down Main Street next July. Darrel represents an organization called "Roundup Riders of the Rockies" and they tour the country and love to visit little out of the way places like Creede.

Yes, my first question was who mans the shovels and he said they would arrange all that. The date they are shooting for is July 24th, 2014. They are also working with the Creede Repertory Theatre for seeing one of their plays on the 23rd. This will obviously require a parade permit and your approval. Fred didn't see a problem with the plan and Les even told them they could use the multi-use trail south of town. So I'll keep you informed.

Simply Broadband Solution – FYI

I gathered and researched a bunch of information on franchise agreements and the telecommunications act and invited Ken Swinehart back in to discuss his plans. When he does come in I'll explain our regulations on working on public lands.

Economic Development Administration - FYI

As you can see from the attached email from our DOLA representative Christy Culp, the Economic Development Administration grants were placed on "hold" until the end of last month. I'm not aware of any plans we had for a grant application

Water Quality Control Commission – FYI

For the record attached are the temporary modifications and qualifiers assigned to West Willow & Willow Creek and Windy Gulch by the Water Quality Control Commission last month. If you have any questions, please ask Gwen or JB.

Monitoring Wells – FYI

As part of the Remedial Investigation the Environmental Protection Agency (EPA) is planning on drilling and installing five (5) monitoring wells to evaluate the groundwater chemistry of the Nelson Tunnel and the Commodore Waste Rock pile. Three of the wells are on the Poxson property just north of the town boundaries and the other two are within the town boundaries along the west side of Colorado Route (CR 503) where West and East Willow come together.

Fall Funding – Discussion

At our last work session we discussed getting some updated revenue and cost estimates on the new maintenance shop to help us decide whether we wanted to have a Fall Funding. When we approved and appropriated the 2013 Virginia Christensen budget, we anticipated a revenue of \$180,000 and planned expenses to include: \$50,000 for outlay/donation, \$1,500 to WCRC, \$70,000 to Capital Improvements and \$20,000 to parks and recreation. Those expenses along with the trustee management fee of \$35,000 equals \$176,500. That leaves us a net income of \$3,500. (\$180,000 - \$176,500)

So at first glance it appears we have \$3,500 we could use for a Fall Funding. As mentioned at last month's work session, our last quarter's report from J.P. Morgan showed a loss of \$56,380. If that loss is not made up before the end of the year our \$180,000 expected

revenue will be around \$124,000. With our planned expenses that would leave us a net loss of \$ 52,500 (\$124,000 - \$176,500). It's against state statute to budget for a loss and it's not responsible to dip into our savings for repairing the flume, so from these numbers, it would be wise to reduce our expenses. The biggest expense we have in this fund for 2013 is the \$70,000 planned for the new maintenance shop. The other variables to consider include the current cost of a new maintenance shop (the \$70,000 was an estimate from 2010), our sales tax revenues (impact from the fire) and the uncertainty of the market affecting our revenues from the Virginia Christensen Fund. So here are my thoughts:

Worse case scenario; the market doesn't recover and our VC revenues are \$124,000 instead of \$180,000, The new shop cost is \$90,000 instead of \$70,000 and our sales tax is \$20,000 - \$25,000 off. [This scenario would prompt a recommendation from me of: no shop, no fall funding & hold pending surveys]

Best case scenario: the market does recover and our VC revenues are \$180,000, the new shop cost is still \$70,000 and our sales tax figures remain the same. [This scenario would prompt a recommendation from me of: new shop, \$3,000 fall funding & consider pending surveys]

Best opinion scenario: I don't like depending on the market to recover the \$56,380 loss and I do anticipate our sales tax revenues to be negatively impacted by the fire. [This scenario prompts me to recommend: move the shop to a 2014 project. We'll have more accurate cost estimates and know how our sales tax revenues have been impacted. This would also allow us to have a fall funding of the \$3,000 discussed in July.]

Water tank property – FYI

I'm still waiting to get the revised survey from Keith Luttrell, Tom Malecek has moved to Alaska. When I get the survey I'll contact the temporary replacement for Tom to see what it will take to get the Small Tract Act started.

July Finances – FYI

		YTD
General Fund	7,523	55,891
Capital Improvement Fund	42,003	45,286
Conservation Trust Fund	1	1,520
Virginia Christensen Fund	(44,980)	(90,995)
Water & Sewer Fund	<u>9,478</u>	<u>72,655</u>
Net	14,025	84,357

City Sales Tax: is down \$3,823 for the same period last year, but up \$13,741 over 2011 and down \$512 compared to last July, but up \$3,499 over July of 2011..

City Funds total \$1,433,731 through the end of July. That's down \$328,961 for the same period last year and up \$3,367 from last month. [This is the tool I use to keep track of the funds we have in the bank. I use this spreadsheet to not only keep track of our short term financial stability, but also the long term fiscal sustainability. Fiscal sustainability strategies build the capability of a government to consistently meet its financial responsibilities, both in the short term by adjusting spending to revenues and revenues to spending, and in the long term by protecting future capital improvement plans and future generations of fiscal abilities.]

Budget Fund Balances: Budget fund balances are provided to us once a year after our audit. Please let me know if you'd like to see the spreadsheets &/or audits.

Please stop by the office if you'd like to look at any of these spreadsheets.



**Agenda
Water Quality Standards Tour
September 4, 2013**

- **8:30 am – Meet at Bulldog Mine Site**
 - (See attached map for directions)
 - **Introductions and Overview of Tour**
 - Site Specific Safety Training (Please bring personal PPE if you can. Includes safety glasses, hard hat, reflective vest and steel toe boots. RGS does have visitor PPE available in limited quantities)
 - Bulldog Exploration Project

- **10:00 am – Amethyst 5**

- **11:00 am – Commodore 5 / Nelson Tunnel**

- **12:00 to 12:30 – Lunch Provided at confluence of East & West Willow Creek**

- **1:00 pm – Solomon Mine**

- **2:00 to 3:30 pm – Emperius Millsite, Flood Plain, Creede Waste Water Facility and Emperius Tailings**

- **3:30 to 4:00 pm – Closeout Discussion and Tour Wrap-up**

City of Creede

From: "Culp - DOLA, Christy" <christy.culp@state.co.us>
To: "Della Brown" <office@creede.com>; "City of Creede" <creedemanager@centurytel.net>; "Leslie Cahill" <mincty@hotmail.com>; "Steve Rabe" <sgrabe911@msn.com>; "Bernadette Martinez" <delnorte@amigo.net>; "Suzanne Benton" <sbenton@riograndecounty.org>; "Marty Danko" <martyndarlene@msn.com>; <info@southforkfoundation.org>; "Glynn Polter" <glynn@mountainlighthouse.com>; "Kristine Borchers" <kristineborchers@yahoo.com>; <riograndetourism@hotmail.com>
Cc: "Iain Hyde" <iain.hyde@state.co.us>; "Ken Charles" <ken.charles@state.co.us>; "Chantal Unfug - DOLA" <Chantal.Unfug@state.co.us>; "Charles Unsel" <charles.unsel@state.co.us>; "Teri Davis" <teri.davis@state.co.us>
Sent: Monday, August 05, 2013 4:39 PM
Subject: Fwd: EDA Update

All,

Please see below for the update regarding the EDA grant. Please know that we are still committed to identifying marketing opportunities for the region and will "bug" EDA as much as we are able.

I will stay in touch with all of you as we move forward. Please contact me directly if you have questions or would like to explore other options.

Thanks for all of your hard work,
 Christy

----- Forwarded message -----

From: Hyde - CDPS, Iain <iain.hyde@state.co.us>
Date: Mon, Aug 5, 2013 at 4:11 PM
Subject: EDA Update
To: Christy Culp <christy.culp@state.co.us>

Hi Christy,

I wanted to provide you with a quick update on the State's EDA grant application on behalf of communities impacted by recent disasters. EDA got in touch with me at the end of last week to let me know that our application has been placed on "hold" until the end of the federal fiscal year at the end of September. While I was hoping that we'd be able to secure some sort of grant from them sooner rather than later, the news is not all bad. All outstanding project applications to the EDA were turned down other than ours, meaning that EDA is hoping to fund our application to some degree with deobligated or remaining funds they are able to pull together as the fiscal year winds down. I cannot guarantee that we will get awarded this grant, but I am hopeful that at least something will come through.

Please feel free to pass this information onto the folks in the Valley who were included in our application, along with my appreciation for their quick work in providing scopes of work and support letters.

I will provide updates on the status of our application as I get them. Likewise, I'll continue to let EDA know what a big priority this project is for the communities included in the application. If you or they have any questions while we wait for a final response from the EDA, please do not hesitate to contact me.

Thanks,

Iain

Iain Hyde, CFM, State Disaster Recovery Manager
 Colorado Department of Public Safety
 Division of Homeland Security and Emergency Management
 Office of Emergency Management
 9195 E. Mineral Avenue, Suite 200 I Centennial, CO, 80112 I

*Economic Development
 All. MS. B. B. B.*

36.6(4)

STREAM CLASSIFICATIONS and WATER QUALITY STANDARDS

REGION: 8		Desig	Classifications	NUMERIC STANDARDS					TEMPORARY MODIFICATIONS AND QUALIFIERS	
BASIN: Rio Grande				PHYSICAL and BIOLOGICAL	INORGANIC mg/l	METALS ug/l				
Stream Segment Description										
5.	All tributaries to the Rio Grande, including all wetlands, from immediately above the confluence with Willow Creek to Hwy 112 bridge near Del Norte, excluding the listings in segments 6 through 10.		Aq Life Cold 1 Recreation E Water Supply Agriculture	T=TVS(CS-I) °C D.O. = 6.0 mg/l D.O. (sp)=7.0 mg/l pH = 6.5-9.0 E.Coli=126/100ml Chla=150 mg/m ²	NH ₃ (ac/ch)=TVS Cl ₂ (ac)=0.019 Cl ₂ (ch)=0.011 CN=0.005	S=0.002 B=0.75 NO ₂ =0.05 NO ₃ =10 Cl=250 SO ₄ =WS P=110 ug/l (tot)	As(ac)=340 As(ch)=0.02(Trec) Cd(ac)=TVS(tr) Cd(ch)=TVS CrIII(ac)=50(Trec) CrIII(ch)=TVS CrVI(ac/ch)=TVS Cu(ac/ch)=TVS	Fe(ch)=WS(dis) Fe(ch)=1000(Trec) Pb(ac/ch)=TVS Mn(ch)=WS(dis) Mn(ac/ch)=TVS	Hg(ch)=0.01(Trec) Mo(ch)=160(Trec) Ni(ac/ch)=TVS Se(ac/ch)=TVS Ag(ac)=TVS Ag(ch)=TVS(tr) Zn(ac/ch)=TVS	Temporary modification: As(ch)=hybrid Expiration date of 12/31/21.
6.	Mainstem of West Willow Creek from immediately above Deerhorn Creek to the Park Regent Mine dump. East Willow Creek from the confluence with Whited Creek to the confluence with West Willow Creek.		Aq Life Cold 1 Recreation E	T=TVS(CS-I) °C D.O. = 6.0 mg/l D.O. (sp)=7.0 mg/l pH = 6.5-9.0 E.Coli=126/100ml Chla=150 mg/m ²	NH ₃ (ac/ch)=TVS Cl ₂ (ac)=0.019 Cl ₂ (ch)=0.011 CN=0.005	S=0.002 NO ₂ =0.05 P=110 ug/l (tot)	As(ac)=340 As(ch)=7.6(Trec) Cd(ac/ch)=TVS CrIII(ac/ch)=TVS CrVI(ac/ch)=TVS Cu(ac/ch)=TVS	Fe(ch)=1000(Trec) Pb(ac/ch)=TVS Mn(ac/ch)=TVS Hg(ch)=0.01(Trec)	Ni(ac/ch)=TVS Se(ac/ch)=TVS Ag(ac)=TVS Ag(ch)=TVS(tr) Zn(ac/ch)=TVS	
7.	Mainstem of West Willow Creek from the Park Regent Mine dump to the confluence with East Willow Creek. Mainstem of Willow Creek, including all tributaries from the confluence of East and West Willow Creeks, to the confluence with the Rio Grande.	UP	Aq Life Cold 2 Recreation E Agriculture	T=TVS(CS-II) °C D.O. = 6.0 mg/l D.O. (sp)=7.0 mg/l pH = 6.5-9.0 E.Coli=126/100ml Chla=150 mg/m ² ^c	NH ₃ (ac/ch)=TVS Cl ₂ (ch)=0.011 CN=0.005	S=0.002 B=0.75 NO ₂ =10 NO ₃ =100 P=110 ug/l (tot) ^c	As(ac)=340 As(ch)=100(Trec) Cd(ac/ch)=TVS CrIII(ac/ch)=TVS CrIII(ch)=100(Trec) CrVI(ac/ch)=TVS Cu(ac/ch)=TVS	Fe(ch)=1000(Trec) Pb(ac/ch)=TVS Mn(ac/ch)=TVS Hg(ch)=0.01(Trec) Mo(ch)=160(Trec)	Ni(ac/ch)=TVS Se(ac/ch)=TVS Ag(ac/ch)=TVS Zn(ac/ch)=TVS	Temporary Modifications Type B West Willow Cd(ac)=163 Cd(ch)=21.2 Cu(ac)=227 Cu(ch)=8.9 Pb(ac)=1014 Pb(ch)=104 Ag(ac)=1.32 Zn(ac)=24000 Zn(ch)=5977 Windy Gulch Cd(ac)=9.1 Cd(ch)=6.3 Cu(ch)=5.8 Zn(ac)=2804 Zn(ch)=1914 Willow Cd(ac)=30.8 Cd(ch)=17.9 Cu(ac)=6.4 Cu(ch)=5.6 Pb(ac)=38.0 Pb(ch)=31.3 Zn(ac)=6763 Zn(ch)=4660 Expiration Date 6/30/2015
8.	Mainstem of Goose Creek, including all tributaries and wetlands, from the source to the confluence with the Rio Grande, excluding the specific listings in segment 1.		Aq Life Cold 1 Recreation E Water Supply Agriculture	T=TVS(CS-I) °C D.O. = 6.0 mg/l D.O. (sp)=7.0 mg/l pH = 6.5-9.0 E.Coli=126/100ml Chla=150 mg/m ²	NH ₃ (ac/ch)=TVS Cl ₂ (ac)=0.019 Cl ₂ (ch)=0.011 CN=0.005	S=0.002 B=0.75 NO ₂ =0.05 NO ₃ =10 Cl=250 SO ₄ =WS P=110 ug/l (tot)	As(ac)=340 As(ch)=0.02(Trec) Cd(ac)=TVS(tr) Cd(ch)=TVS CrIII(ac)=50(Trec) CrIII(ch)=TVS CrVI(ac/ch)=TVS Cu(ac/ch)=TVS	Fe(ch)=WS(dis) Fe(ch)=1000(Trec) Pb(ac/ch)=TVS Mn(ch)=WS(dis) Mn(ac/ch)=TVS	Hg(ch)=0.01(Trec) Mo(ch)=160(Trec) Ni(ac/ch)=TVS Se(ac/ch)=TVS Ag(ac)=TVS Ag(ch)=TVS(tr) Zn(ac/ch)=TVS	

City Sales Tax

	2013	2012	2011	2010	2009	2008	2007	2006	2005	2004	2003	2002	2001	2000	1999	1998
Jan.	7,330	8,814	5,450	6,784	6,726	6,822	11,116	7,728	6,598	5,966	5,012	6,699	5,902	5,337	4,920	5,430
Feb	9,102	7,926	8,740	7,028	9,018	9,034	7,682	6,476	7,562	7,598	6,172	4,175	5,068	4,888	2,636	2,563
Mar	6,480	6,868	4,832	4,498	7,700	7,454	4,482	4,836	6,100	5,392	4,086	4,904	6,435	3,814	4,020	3,346
Apr	6,730	6,838	4,314	5,888	7,804	5,158	4,714	6,624	4,748	4,264	4,172	6,688	4,923	64,324	4,834	3,515
May	7,954	6,056	6,314	4,722	4,932	5,886	5,476	4,384	5,826	5,596	4,336	4,898	4,373	3,728	4,298	7,471
Jun	6,314	10,718	4,018	4,516	5,108	5,812	4,544	5,648	4,220	4,014	5,562	6,797	7,840		6,007	5,262
Jul	13,944	14,456	10,445	9,422	9,608	12,866	9,922	11,178	8,981	8,764	8,658	16,658	17,198		14,872	22,961
Aug		35,718	23,934	22,658	21,708	21,214	19,274	15,146	19,688	18,269	16,868	24,660	28,463		24,924	14,074
Sep		47,628	33,657	37,060	35,686	31,794	32,296	29,228	27,946	30,978	25,758	17,669	18,349		15,815	18,340
Oct		32,142	31,996	24,106	23,400	24,112	23,688	20,936	20,536	19,900	22,072	16,125	16,000	19,436	19,043	15,442
Nov		33,402	25,118	21,926	23,158	19,268	19,916	20,006	17,232	19,340	21,008	6,982	7,898	7,852	6,453	5,798
Dec		10,186	10,028	7,934	6,876	10,360	9,536	6,920	7,928	6,618	6,794	5,013	4,080	4,512	5,117	3,652
	57,854	220,752	168,846	156,542	161,724	159,780	152,646	139,110	137,365	136,699	130,498	121,268	126,529	113,891	112,939	107,854
	30.74%	7.85%	-3.20%	1.22%	4.67%	9.73%	1.27%	0.49%	4.75%	7.61%	-4.16%	11.11%	0.84%	4.71%	10.50%	

**City sales tax is down \$3,823 (61,677 - 27,854) for the same period last year. (but up \$13,741 over 2011)
and down \$512 compared to last July. (but up \$3,499 over July of 2011)**

2013				2012				2011			
Jan.	7,330	12.67%		Jan.	8,814	3.99%		Jan.	5,450	3.23%	
Feb	9,102	15.73%		Feb	7,926	3.59%		Feb	8,740	5.18%	
Mar	6,480	11.20%		Mar	6,868	3.11%		Mar	4,832	2.86%	
Apr	6,730	11.63%		Apr	6,839	3.10%		Apr	4,314	2.55%	
May	7,954	13.75%		May	6,056	2.74%		May	6,314	3.74%	
Jun	6,314	10.91%	75.90%	Jun	10,718	4.86%	21.39%	Jun	4,018	2.38%	19.94%
Jul	13,944	24.10%		Jul	14,456	6.55%		Jul	10,445	6.19%	
Aug		0.00%		Aug	35,718	16.18%		Aug	23,934	14.18%	
Sep		0.00%		Sep	47,628	21.58%		Sep	33,657	19.93%	
Oct		0.00%		Oct	32,142	14.56%		Oct	31,996	18.95%	
Nov		0.00%		Nov	33,402	15.13%		Nov	25,118	14.88%	
Dec		0.00%	24.10%	Dec	10,186	4.61%	78.61%	Dec	10,028	5.94%	80.06%
	57,854	100.00%			220,753	100.00%			168,846	100.00%	