

**BOARD OF TRUSTEES  
CITY OF CREEDE, COLORADO – A TOWN  
December 7, 2021**

**REGULAR MEETING**

The Board of Trustees of the City of Creede – a Town, County of Mineral, State of Colorado, met in Regular Meeting session at the hour of 5:30 PM. There being present at the call of the roll the following persons:

OFFICIALS PRESENT (via either phone or video conferencing): Mayor Larson, Trustee Brink, Trustee Dooley, and Trustee Hannah were present.

Trustee O'Connell and Trustee Kehr were not present.

Mayor Larson presiding, declared a quorum present.

Those members of staff also present were as follows:

Louis Fineberg, Manager

Sarah Efthim-Williamson, Clerk & Treasurer

Scott Johnson, Public Works Director

**APPROVAL OF AGENDA**

Town Manager Fineberg requested to add “Presentation on Sediment Pond Concept by Heather Greenwolf.” Trustee Brink motioned to approve the agenda as amended. Trustee Hannah second. Motion carried unanimously.

**PUBLIC COMMENT**

There were no public comment.

**PRESENTATIONS**

- a. Presentation by Heather Greenwolf on Sediment Pond Concept

Heather Greenwolf gave a brief presentation on the different options to add a sediment pond in north Creede. Discussion ensued. Heather Greenwolf mentioned she would request the engineer working on the project to be at another meeting for further discussion.

**CONSENT AGENDA**

- a. Minutes for the November 9<sup>th</sup>, 2021 Regular Meeting;
- b. Minutes for the November 16<sup>th</sup>, 2021 Special Meeting;

No comments made. Trustee Dooley motioned to approve Consent Agenda. Trustee Hannah second. Motion carried unanimously.

**BOARD INFORMATION ITEMS**

**NEW BUSINESS**

- a. Consideration and possible approval of Resolution No. 21-15, “A RESOLUTION OF THE CITY OF CREEDE, COLORADO, AUTHORIZING THE TOWN MANAGER TO EXECUTE AN ENGAGEMENT AGREEMENT WITH MOSES, WITTEMYER, HARRISON AND WOODRUFF, P.C. TO SERVE AS SPECIAL WATER COUNSEL FOR THE CITY OF CREEDE”;

Town Manager Fineberg gave a brief introduction. There was minimal discussion. Trustee Dooley motioned to pass Resolution No. 21-15. Trustee Brink second. Motion carried unanimously.

- b. Consideration and possible approval of Resolution No. 21-16, “A RESOLUTION OF THE CITY OF CREEDE, COLORADO, AUTHORIZING THE TOWN MANAGER TO EXECUTE AN ENGAGEMENT AGREEMENT WITH MOSES, WITTEMYER, HARRISON AND WOODRUFF, P.C. FOR THE PURPOSE OF ADJUDICATING A NEW WATER RIGHT FOR THE CITY RELATED TO THE CONSTRUCTION OF A HYDRO-POWER GENERATION FACILITY ALONG WILLOW CREEK”;

Town Manager Fineberg gave a brief presentation. There was little to no discussion. Trustee Dooley motioned to pass Resolution No. 21-16. Trustee Hannah second. Motion carried unanimously.

- c. Consideration and possible approval of Resolution No. 21-17, “A RESOLUTION OF THE CITY OF CREEDE, COLORADO, RENEWING A WATER SUPPLY LEASE AGREEMENT BETWEEN THE CITY OF CREEDE, CO AND THE RIO GRANDE WATER CONSERVATION DISTRICT”;

Town Manager Fineberg gave a brief presentation. Trustee Dooley had concerns regarding the cost. Trustee Dooley, Trustee Hannah and Trustee Brink agreed to table this to the next meeting for further discussion and possible approval.

- d. Consideration and possible approval of Resolution No. 21-18, “A RESOLUTION OF THE CITY OF CREEDE, COLORADO, APPOINTING A MAYOR PRO TEM”;

Trustee Dooley volunteered to be Mayor Pro Tem. Trustee Brink and Trustee Hannah were in favor. Trustee Brink motioned to approve Resolution No. 21-18 with Lori Dooley as Mayor Pro Tem. Trustee Hannah second. Motion carried unanimously.

- e. Consideration and possible approval of Resolution No. 21-19, “A RESOLUTION OF THE CITY OF CREEDE, COLORADO, APPROVING AN AMENDED AND EXTENDED LEASE AGREEMENT WITH KENTUCKY BELLE”;

“Kyle” represented Kentucky Belle on behalf of the owner, Ron Feif. He mentioned that Ron requested the agreement term period be for 10 or 15 years, that the sum be fifteen dollars and be due on January 1<sup>st</sup>, 2022. Town Manager Fineberg and staff had no issues with the changes. Trustee Dooley motioned to approve Resolution 21-19 with the updates and for the agreement to be for a period of fifteen years. Trustee Hannah second. Motion carried unanimously.

- f. Consideration and possible approval of Ordinance No. 434, “AN ORDINANCE OF THE CITY OF CREEDE, COLORADO, SUBMITTING TO THE REGISTERED ELECTORS VOTING IN THE REGULAR MUNICIPAL ELECTION, TO BE HELD APRIL 5, 2022, A BALLOT ISSUE CONCERNING WHETHER THE CITY OF CREEDE SHOULD REDUCE THE NUMBER TRUSTEES OF THE CITY FROM SIX TO FOUR”;

Town Manager Fineberg gave a brief introduction and suggested the board table this ordinance to prevent the board from having to vote on it again within four months of the April 2022 election as mentioned by the town attorney. The board expressed each of their opinions and concluded they would like the question to go to the voters. Trustee Brink, Trustee Dooley and Trustee Hannah agreed to table it until January 2022 meeting.

- g. **Consideration and possible approval of a preliminary quote for a new flow meter at the City of Creede Sewer Treatment Plant in an amount not to exceed \$22,276.70**

Town Manager Fineberg and Public Works Director Johnson gave a brief re-introduction. Town Manager Fineberg mentioned there were no grants available to assist with the cost and that the City would need to pay for the entire quote. Discussion ensued. Board was in favor to purchase the new

flow meter sooner than later. Trustee Dooley motioned to approve the quote and not exceed \$22,376.70. Trustee Hannah second. Motion carried unanimously.

#### OLD BUSINESS

Trustee Hannah mentioned his favor of having food trucks on private property. There was discussion and Trustee Dooley agreed to bring it to another meeting for further discussion. Trustee Hannah also mentioned he would like the board to consider a resolution to stop payment for trustees who do not attend certain number of meetings.

#### BOARD REPORTS

#### EXECUTIVE SESSION

#### ADJOURN

There being no further business to come before the Board, Trustee Brink motion to adjourn. Trustee Dooley second. Motion carried unanimously. Mayor Larson declared adjourned at 6:46PM the motion carried.

Respectfully submitted:

/Sarah Efthim-Williamson /

Sarah Efthim-Williamson City Clerk