

**BOARD OF TRUSTEES
CITY OF CREEDE, COLORADO – A TOWN
February 5, 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,
Denise Powell, Teresa Wall
TRUSTEES ABSENT: Scott Leggitt

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

Trustee Powell moved and Trustee Zurn seconded to approve the agenda as presented.* The vote was unanimous. Mayor Grossman declared the motion carried.

**The agenda was later changed to correct the dates on item c. of the Consent Agenda.*

CONSENT AGENDA

The consent agenda contained the following items:

- a. Approval of December 4th, 2012 and January 2nd, 2013 Minutes
- b. Review/Consent of previously paid disbursements as listed on the January 2013 Check Detail Report
- c. Approval/Disapproval of Professional Services Invoices (and others as necessary) for checks to be written February 7th, 15th and/or 28th and signed
- d. Approval/Disapproval of Liquor License Renewal Far Dog LLC
- e. Approval/Disapproval of Liquor License Renewal MJs Buffet LLC
- f. Approval/Disapproval of June 16 MCFA ATV Poker Run Parade Permit
- g. Approval/Disapproval of May 4 Private Event Permit Application-High Country Hustle

Questions were asked and answered about payments to be made to the Forest Service for an easement access. Further conversation was requested about item f. and was removed from the consent agenda. Trustee Zurn moved and Trustee Wyley seconded to approve the consent agenda as amended. The vote was unanimous. Mayor Grossman declared the motion carried. The application for an ATV Parade Permit through Mineral County Fairgrounds was discussed. Concerns regarding legality, number of participants, speed limits, and insurance were considered. Trustee Powell moved and Trustee Zurn seconded to approve the application for a Parade Permit by MCFA for the June 16, 2013 ATV Poker Run. There were four yes votes and one no vote (Skroch). Mayor Grossman declared the motion carried.

REPORTS AND PRESENTATIONS

PUBLIC WORKS REPORT

Public Works Director, Ben Davis, reported on the following items:
-He will be attending the Colorado Rural Water Association annual conference next week.
-The restrooms at Basham Park had been repaired, and Davis does not feel at this time that replacing the heating system is necessary.

-There are several fractures in the new pavement that need to be addressed at spring thaw. Trustee Zurn inquired about the property with water valve damage discussed at the January meeting. Davis agreed to investigate possible solutions in the spring and report back to the board.

LOWER WILLOW CREEK RESTORATION COMPANY REPORT

Mayor Grossman reported LWCRCo had encountered several expenses and asked that the City pay both half of the annual insurance cost of \$507.00 and half of the property taxes of \$327.00. Trustee Skroch moved and Trustee Powell seconded to pay half of the expenses as requested. The vote was unanimous. Mayor Grossman declared the motion carried. Work on the floodplain has ceased until the weather warms up, and the company is still waiting on 501(c)3 status.

MAYOR GROSSMAN'S REPORT

Mayor Grossman reported that he would like to start a conversation with the Creede Elks Lodge and local hockey players about the kiosk in the park and possible uses. He asked Della Brown, Chamber Director, about hosting "Lone Ranger Days" in June to draw visitors. He also announced that there would be a Sub-Committee meeting on February 26th, 2013 at 5:30 p.m. at Town Hall.

SLOAN REQUEST TO PURCHASE PUBLIC PROPERTY

The board discussed a repeated written request to purchase several lots in Block 13 of Creedmoor. The party had expressed willingness to assume survey costs to determine the exact property boundaries. Dooley explained that the Planning & Zoning had responded to a similar letter from the Sloans some time back and had expressed a need to take an inventory of city-owned land and establish a procedure for selling it. Trustee Zurn moved and Trustee Wall seconded to task the Planning & Zoning Commission to develop the land use inventory and procedure for selling land. The vote was unanimous. Mayor Grossman declared the motion carried.

CREEDE CHILD CARE CENTER REQUEST OF GOVERNMENT ENTITY SPONSORSHIP FOR

GOCO MINI-GRANT

Director Sherril Knowlton was present and described a small playground project that the Creede Child Center is pursuing. In order to receive Great Outdoors Colorado funds, they are required to obtain sponsorship from a government entity. Trustee Zurn moved and Trustee Powell seconded that the City of Creede act as the Government Entity Sponsor for the Creede Community Center application for a playground GOCO Mini-Grant. The vote was unanimous. Mayor Grossman declared the motion carried.

RIO GRANDE ABANDONMENT/RR-R-O-W DISCUSSION

Planning & Zoning Commission Chair Avery Augur made a presentation to the board of the progress of the Rio Grande project and clarified several ideas. The board gave Planning & Zoning direction to keep moving forward with the project.

WRITTEN REPORTS

Written reports from the Building Inspector, WCRC, Chamber of Commerce and Recreation were received and filed.

PUBLIC HEARINGS & RELATED ACTIONS

APPROVE/DISAPPROVE RESOLUTION 2013-03 APPROVING A WAIVER PERMIT FOR

DEBORAH WHITMORE

Mayor Grossman opened the public hearing. Betsy & Dan Rodgers were present and read a letter in support of the Waiver Permit. The letter was filed with the Clerk for the permanent record. Several other audience members voiced their support and several questions were asked. No one voiced

opposition. Mayor Grossman relayed the conditions of the agreement and closed the public hearing. Trustee Powell moved and Trustee Zurn seconded to approve Resolution 2013-03 Approving a Waiver Permit for Deborah Whitmore. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE BOUNDARY AGREEMENT POWELL/SAWYER/ZAHLLER

Manager Dooley described the adjustments that had been made to the replat in order to reach an agreement and that the Planning & Zoning had recommended approval contingent upon them. Several questions were asked and answered. Trustee Wall moved and Trustee Zurn seconded to approve the Powell/Sawyer/Zahller Boundary Agreement. The vote was unanimous. Mayor Grossman declared the motion carried. A public hearing for the vacation and re-plat was scheduled for March 5th, 2013.

NEW BUSINESS

ACCEPT/DECLINE SCOTT LEGGITT LETTER OF RESIGNATION

Mayor Grossman thanked Scott for his service. Trustee Zurn moved and Trustee Wall seconded to accept Scott Leggitt's Letter of Resignation. The vote was unanimous. Mayor Grossman declared the motion carried.

ACTION/DIRECTION ON FILLING BOARD VACANCY

Trustee Zurn moved and Trustee Powell seconded to declare a vacancy on the Board of Trustees and to fill the vacancy by appointment. The vote was unanimous. Mayor Grossman declared the motion carried. Clerk DePriest was directed to advertise the opening until the April 2, 2013 meeting.

MANAGER'S REPORT

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

HUTF: Dooley asked for and was given direction to complete the annual HUTF report signature seat.

County Maps: Trustee Zurn moved and Trustee Skroch seconded to direct Dooley to request that the County Assessor use our official City Maps when they update their map software this spring. The vote was unanimous. Mayor Grossman declared the motion carried.

Merrick Ongoing Services Contract: Dooley presented the annual ongoing services contract from Merrick Engineers (formerly McLaughlin) which upheld the 10% discount the City had received in the past. Trustee Zurn moved and Trustee Skroch seconded to direct Manager Dooley to renew the contract. The vote was unanimous. Mayor Grossman declared the motion carried.

CWCB: Dooley informed the board that the CWCB Findings of Fact had been signed by the judge.

ADJOURN

There being no further business to come before the Board of Trustees at this time, Trustee Powell moved and Trustee Zurn seconded that the meeting be adjourned at 7:08 p.m. The vote was unanimous. Mayor Grossman declared the motion carried.

Respectfully submitted:



Randi DePriest, City Clerk/Treasurer