

**BOARD OF TRUSTEES  
CITY OF CREEDE, COLORADO – A TOWN  
March 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, Ed Skroch, Eric Grossman, Denis Powell, Teresa Wall  
TRUSTEES ABSENT: Kay Wyley

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

Clerk DePriest requested that Liquor License Renewals for Cascada, LLC and Creede & Madison, LLC be added to the Consent Agenda as items e and f. Trustee Powell moved and Trustee Zurn seconded to approve the agenda as presented. The vote was unanimous. Mayor Grossman declared the motion carried.

CONSENT AGENDA

The consent agenda contained the following items:

- a. Approve/Disapprove February 5<sup>th</sup> and February 19<sup>th</sup> 2013 Minutes
- b. Review/Consent of previously paid disbursements as listed on the February 2013 Check Detail Report
- c. Approve/Disapprove Professional Services Invoices (and others as necessary) for checks to be written March 6<sup>th</sup>, 15<sup>th</sup> and/or 31<sup>st</sup> and signed [Please see updated 3/5 version in Unpaid Bills packet at meeting]
- d. Approve/Disapprove Tavern Liquor License Renewal UGMM
- e. Approve/Disapprove Hotel/Restaurant Liquor License Renewal Cascada, LLC
- f. Approve/Disapprove Hotel/Restaurant Liquor License Renewal Creede & Madison, LLC

A correction was made to the February 5, 2013 minutes. Questions were asked and answered about the monthly Community Center Donation. 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

PUBLIC WORKS REPORT

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

- The Colorado Rural Water Association Annual Conference was very beneficial and he would utilize much of what he learned at the City.
- Public Works had been assisting folks with water shut-offs due to the high incidence of frozen systems and line breakage.
- There are several places, especially on Capitol Avenue, where the runoff was causing drainage problems and necessitating labor with our equipment and time.
- He is planning on acquiring a bid for replacing the gravel walks in Basham Park with some sort of stone to minimize grass damage from the gravel spreading and would most likely be asking the board to consider the project in the next month or two.

LOWER WILLOW CREEK RESTORATION COMPANY REPORT

Mayor Grossman reported that LWCRCo did not have any activity this month.

MAYOR GROSSMAN'S REPORT

Mayor Grossman announced that he would be writing an article for an upcoming CML publication. He noted that anyone is interested, there would be discussions regarding various encroachment agreements at the upcoming Planning & Zoning meeting. He also brought up a letter from the Board of Mineral County Commissioners releasing the City from

financial obligations from the miscalculation of sales tax distribution several years back and expressed their willingness to work together in the future. The Board of Trustees directed Dooley to write a letter of thanks in return from the Trustees to the BOCC. He also asked the Board what they would like to see on the agenda for the upcoming BOCC/BOT retreat on March 14, 2013. He suggested Law Enforcement. Trustee Wall suggested adding Buck Stroh and a discussion about the new school.

#### WRITTEN REPORTS

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

#### PUBLIC HEARINGS & RELATED ACTIONS

APPROVE/DISAPPROVE ORDINANCE 373 VACATING A PORTION OF WALL STREET AND AUTHORIZING THE TRANSFER OF PROPERTY OWNED AND OCCUPIED BY FRAN SAWYER AND ALISA ZAHLLER AS WELL AS JAKE AND SALLY POWELL  
Mayor Grossman opened the public hearing for Ordinance 373 and related resolutions. There were no comments or questions. Mayor Grossman closed the public hearing. Trustee Powell moved and Trustee Zurn seconded to approve Ordinance 373 Vacating a Portion of Wall Street and Authorizing the Transfer of Property Owned and Occupied by Fran Sawyer and Alisa Zahller as well as Jake and Sally Powell. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-04 RE-PLAT OF TRACT 1R, BLOCK 37, CREEDMOOR  
Trustee Wall moved and Trustee Powell seconded to approve Resolution 2013-04 Re-Plat of Tract 1R, Block 37, Creedmoor. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-05 RE-PLAT OF TRACT 2R, BLOCK 6, SOUTH CREEDE  
Trustee Skroch moved and Trustee Zurn seconded to approve Resolution 2013-05 Re-Plat of Tract 2R, Block 6, South Creede. The vote was unanimous. Mayor Grossman declared the motion carried.

#### OLD BUSINESS

APPROVE/DISAPPROVE SUB-COMMITTEE PARTICIPANTS  
Trustee Powell moved and Trustee Zurn seconded to approve the Sub-Committee Participants. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE AGENDAS FOR SUB-COMMITTEES  
Trustee Zurn moved and Trustee Powell seconded to approve the Agendas for Sub-Committees. The vote was unanimous. Mayor Grossman declared the motion carried.

#### MANAGER'S REPORT

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

**Crede Gifts & Gas & Kips Grill Encroachment/Resement Agreement:** Dooley explained a possible upcoming agreement to solve a few property line issues. Trustee Powell moved and Trustee Wall seconded to task Planning & Zoning with discussing the agreement at their next regular meeting. The vote was unanimous. Mayor Grossman declared the motion carried.

**Rio Grande Water Quality Hearing:** Manager Dooley asked the board to review the information he provided and explained that the Colorado Department of Public Health & Environment may be considering letting our Temporary Modifications for water quality expire which would change the way we operate our sewer system and be very difficult for us to comply with. RGSJ has retained a water lawyer to address this issue, and Clyde will be keeping on top of the issue in case we need to take action as well as attending the hearing.

**RGSJ:** A project to connect RGSJ to our water system is underway, and once their engineer submits a plan, we would work on a Service Line Agreement.

**BOCC Quit Claim Deed:** Dooley reported that the commissioners were working on a Quit Claim Deed releasing any interest in Block 16 in Creedmoor so that we could move forward with the re-plat in that area involving three properties.

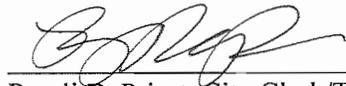
**Verrick Invoice #124006:** Dooley explained that an invoice from the paving project had been misplaced and needed to be paid. Trustee Zurn moved and Trustee Powell seconded to pay Invoice #124006 for \$6436.78. The vote was unanimous. Mayor Grossman declared the motion carried.

**Land Use Inquiry:** Dooley reported that several individuals had approached the city regarding the purchase of several lots that were adjacent to his property that had previously been discussed by the board because of problematic access issues. They did not plan to build any structures on the property and had also requested that the board consider vacating the adjacent portion of Capitol Avenue and allowing them to purchase it. The Board directed Dooley to present the idea to Planning & Zoning at their next regular meeting.

**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 6:33 p.m. The vote was unanimous. Mayor Grossman declared the motion carried.

Respectfully submitted:



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Randi DePriest, City Clerk/Treasurer