

REGULAR MEETING

- I. CALL TO ORDER

- II. ROLL CALL

- III. REVIEW AGENDA

- IV. CONSENT AGENDA
 - a. Approve/Disapprove December 3rd 2013 Minutes
 - b. Review/Consent of previously paid disbursements as listed on the December 2013 Check Detail Report
 - c. Approve/Disapprove Checks to be written January 8th, 15th and/or 31st and signed
 - d. Approve/Disapprove Liquor License Renewal – The Old Firehouse
 - e. Approve/Disapprove Liquor License Renewal – The Far Dog
 - f. Approve/Disapprove Multiple Special Event Permit Application – Creede Elks Lodge – February 14, 2014, July 4, 2014, & December 31, 2014

- V. REPORTS & PRESENTATIONS
 - a. Public Works Report – Ben Davis (verbal)
 - b. LWCRCo Report – Eric Grossman (verbal)
 - c. Mayor’s Report – Eric Grossman (verbal)
 - d. WCRC Report – Guinevere Nelson (verbal)
 - e. Written Reports (Recreation) **Read ONLY**

- VI. NEW BUSINESS
 - a. Announce Holiday 2013 Business Beautification Competition Winner

- VII. MANAGERS REPORT

- VIII. ADJOURN

POSTED 1/3/14

OPEN TO THE PUBLIC

BOARD OF TRUSTEES
CITY OF CREEDE, COLORADO – A TOWN
December 3, 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, 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 Snead, Clerk/Treasurer

REVIEW AGENDA

Two public hearings were added to the agenda under Old Business item a. and New Business item a. Trustee Powell moved and Trustee Zurn 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 November 5th, 2013 Minutes
- b. Review/Consent of previously paid disbursements as listed on the November 2013 Check Detail Report
- c. Approve/Disapprove Checks to be written December 4th, 15th and/or 31st and signed
- d. Approve/Disapprove Club Liquor License Request Creede B.P.O.E. Elks Lodge

A correction was made to the November 5th, 2013 minutes. Questions were asked and answered about invoicing for banners requested by the Chamber of Commerce. Trustee Powell and Trustee Zurn 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:

- Snow season is in full swing, and the crew was working on cleaning gutters and side streets after taking care of the arterial streets.
- Temperatures were dropping, and turn-off calls were expected to repair broken water pipes.
- The Maintenance Supervisor is working on a comprehensive public works maintenance program.

LOWER WILLOW CREEK RESTORATION COMPANY REPORT

Mayor Grossman announced that Phase 1 of the project would be complete by the end of the week. The December meeting had been cancelled due to the holidays.

MAYOR GROSSMAN'S REPORT

Mayor Grossman reported on the following items:

- He attended a CDOT meeting in Alamosa to discuss Highway 149.
- There is a RWEACT meeting Monday, December 9th in Creede and he encouraged the trustees to attend.
- He announced the new CML Executive Board members.

-He asked for and was given permission from the Board of Trustees to move forward with a project to relocate the Mineral County jail currently located at the Chamber of Commerce and parts from the set of the Lone Ranger to the Town Hall parking lot as a staging area, and eventually to a kiosk area in the Willow Creek canyon.

WCRC/LWCRCo VERBAL REPORT – GWEN NELSON

Gwen Nelson was in attendance and thanked the board for their generous support for both WCRC and LWCRCo. She described the work that had been done over the last 15 years. The Rio Grande Basin is a funding priority for non-point source projects through the CDPHE, so WCRC is planning to apply for funding to construct new wetlands at the Solomon Mine to reduce heavy metals in East Willow. The San Juan Mining Conference will be held in Creede next year, on April 24 & 25, 2015, and sessions are free to the public.

WRITTEN REPORTS

A written report from Recreation was received and filed.

OLD BUSINESS

ORDINANCE 379 VACATING PORTIONS OF EAST CLIFF STREET, SECOND STREET, AND A FRACTION OF THE ALLEY IN BLOCK 16, CREEDMOOR AND AUTHORIZING THE TRANSFER OF PROPERTY

Mayor Grossman opened the public hearing to consider Ordinance 379 and related Resolutions. No correspondence had been received. No one voiced support or opposition. Mayor Grossman closed the public hearing. A correction was made to Exhibit E of Ordinance 379. Trustee Zurn moved and Trustee Wall seconded to approve Ordinance 379 Vacating Portions of East Cliff Street, Second Street, and a Fraction of the Alley in Block 16, Creedmoor and Authorizing the Transfer of Property as amended. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-11 RE-PLAT OF TRACT 4R, BLOCK 16, CREEDMOOR

Trustee Wall moved and Trustee Zurn seconded to approve Resolution 2013-11 Re-Plat of Tract 4R, Block 16, Creedmoor. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-12 RE-PLAT OF TRACT 1R, BLOCK 23, CREEDMOOR

Trustee Zurn moved and Trustee Powell seconded to approve Resolution 2013-12 Re-Plat of Tract 1R, Block 23, Creedmoor as presented. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-13 RE-PLAT OF TRACT 2R, BLOCK 23, CREEDMOOR

Trustee Skroch moved and Trustee Powell seconded to approve Resolution 2013-13 Re-Plat of Tract 2R, Block 23, Creedmoor as presented. The vote was unanimous. Mayor Grossman declared the motion carried.

NEW BUSINESS

APPROVE/DISAPPROVE RESOLUTION 2013-14 AUTHORIZING A MAIL BALLOT ELECTION

Questions were asked and answered about the upcoming election. Trustee Zurn moved and Trustee DeLonga seconded to approve Resolution 2013-14 Authorizing a Mail Ballot Election. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-15 ADOPTING AND APPROPRIATING THE 2014 BUDGET

Mayor Grossman opened the public hearing to consider Resolution 2013-15 Adopting and Appropriating the 2014 Budget. No correspondence had been received. No one voiced support or opposition. Mayor Grossman closed the public hearing. Trustee Powell moved and Trustee Wall seconded to approve Resolution 2013-15 Adopting and Appropriating the 2014 Budget. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-16 2014 MILL LEVY

Trustee Zurn moved and Trustee Powell seconded to approve Resolution 2013-16 2014 Mill Levy Levying General Property Taxes for the Year 2014, to help defray the costs of Government for the City of Creede, a Colorado Town. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2013-17 ADOPTING AND APPROPRIATING THE 2013 REVISED BUDGET

Trustee Wall moved and Trustee DeLonga seconded to approve Resolution 2013-17 Adopting and Appropriating the 2013 Revised Budget. The vote was unanimous. Mayor Grossman declared the motion carried.

APPROVE/DISAPPROVE RESOLUTION 2014-01 ANNUAL DESIGNATIONS AND 2014 FEE SCHEDULES

Trustee Powell moved and Trustee DeLonga seconded to approve Resolution 2014-01 Annual Designations and 2014 Fee Schedules. The vote was unanimous. Mayor Grossman declared the motion carried. Mayor Grossman requested a schedule of 2014 meetings. After reviewing, Trustee Zurn moved and Trustee Powell seconded to reschedule the April regular meeting due to conflict with the 2014 Creede Municipal Election to April 8th, 2013, and to move Planning & Zoning and the regular Work Session forward one week as well. 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:

Leggitt Barrier: Dooley asked for and received direction to give permission to Kenny & Wendy Leggitt to construct a barrier to protect their house partially on City Property.

Municipal Judge: Trustee Zurn moved and Trustee Wall seconded to accept the resignation of Municipal Judge Ruth Acheson. The vote was unanimous. Mayor Grossman declared the motion carried.

Blower Motor: Dooley asked for and received administrative direction to refurbish a blower motor at the wastewater plant. The repair is estimated to cost \$1310.00.

Drainage Culverts: Dooley asked for and received administrative direction to replenish the inventory of culvert supplies for \$2017.20.

Augur Variance: Trustee Wall moved and Trustee Powell seconded to schedule a Public Hearing for the Augur Variance for February 4, 2014. 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 Wall moved and Trustee Powell seconded that the meeting be adjourned at 6:47 p.m. The vote was unanimous. Mayor Grossman declared the motion carried.

Respectfully submitted:

Randi Snead, City Clerk/Treasurer

CITY OF CREEDE; A COLORADO TOWN

Monthly Check Detail

December 2013

01/03/14

Accrual Basis

Type	Date	Num	Name	Memo	Amount
Dec 13					
Liability Check	12/02/2013	941...	United States Treasury	84-6000575	-3,940.06
Liability Check	12/03/2013	7607	CEBT	City of Creede, 32705SG	-3,040.75
Bill Pmt -Check	12/04/2013	7608	Century Equipment Company	Case Backhoe Parts	-45.59
Bill Pmt -Check	12/04/2013	7609	Creede Chamber of Comme...	Monthly Donation	-833.33
Bill Pmt -Check	12/04/2013	7610	Creede Community Center	Final Monthly Donation + Rec Charges	-500.63
Bill Pmt -Check	12/04/2013	7611	Kentucky Belle Market	Nov Charges/Acct. #15 & #20-Tax Exempt	-104.71
Bill Pmt -Check	12/04/2013	7612	Merrick & Company	129544/October Engineering Services	-45.50
Bill Pmt -Check	12/04/2013	7613	Muleys Disposal Service	Nov Trash Svcs/Accts 116, 1197, 1198	-330.00
Bill Pmt -Check	12/04/2013	7614	Northern Lights Display, LLC	1974/Historic Banners Chamber of Commerce...	-1,349.00
Bill Pmt -Check	12/04/2013	7615	Quill Corporation	Office Supplies	-230.32
Bill Pmt -Check	12/04/2013	7616	Rincon Associates, Inc.	#3931/Drafting Dedication Revisions & Copies	-96.00
Bill Pmt -Check	12/04/2013	7617	Skyline Steel & Metal Recyc...	Restock Culvert Supply	-2,118.08
Bill Pmt -Check	12/04/2013	7618	Tomkins Hardware & Lumber	Oct Charges/Acct #580	-88.03
Bill Pmt -Check	12/04/2013	7619	Valley Publishing	Legal #6159/Public Hearing Notice	-16.00
Bill Pmt -Check	12/05/2013	7620	Creede Gifts & Gas, LLC	November Charges	-602.91
Bill Pmt -Check	12/05/2013	7621	Valley Publishing	Legal #6160/Public Hearing Notice	-62.00
Bill Pmt -Check	12/11/2013	7622	Lower Willow Creek Restora...	Hecla Grant (COC Rec'd ck#929 12/10/13)	-15,000.00
Bill Pmt -Check	12/12/2013	7637	VISA		-205.40
Bill Pmt -Check	12/12/2013	7638	CenturyLink	300794472/Nov	-236.63
Bill Pmt -Check	12/12/2013	7639	Creede Community Center	December 5 Movie Night	-40.00
Bill Pmt -Check	12/12/2013	7640	Davis Engineering Service, I...	Rio Grande Avenue Survey & Research	-1,875.82
Bill Pmt -Check	12/12/2013	7641	Monte Vista Cooperative	Propane Charges/Rent/Parts	-718.96
Bill Pmt -Check	12/12/2013	7642	Ramona Weber	Building Permits 13-15 1st 1/2 & 13-19 & 20 2...	-656.50
Bill Pmt -Check	12/12/2013	7621	Valley Imaging Products, LLC	Monthly Service Agreement	-60.00
Bill Pmt -Check	12/12/2013	7644	Creede Chamber of Comme...	VOID: Vistor's Guide Full Page Ad	0.00
Paycheck	12/13/2013	7623	Benjamin J Davis		-986.19
Paycheck	12/13/2013	7625	Denis F Powell		-153.93
Paycheck	12/13/2013	7626	Donald L Braley		-449.16
Paycheck	12/13/2013	7627	Edward J Skroch		-153.93
Paycheck	12/13/2013	7628	Elizabeth R Zurn		-153.93
Paycheck	12/13/2013	7630	Eric R Grossman		-290.80
Paycheck	12/13/2013	7631	Heather DeLonga		-153.92
Paycheck	12/13/2013	7632	Merolyn K Wyley		-153.93
Paycheck	12/13/2013	7635	Scott W Leggitt		-581.05
Paycheck	12/13/2013	7636	Teresa Wall		-153.93
Paycheck	12/13/2013	7624	Clyde E Dooley		-1,349.79
Paycheck	12/13/2013	7629	Eloise T Hooper		-477.83
Paycheck	12/13/2013	7633	Randi L Snead		-929.52
Paycheck	12/13/2013	7634	Robert B Schlough		-891.04
Bill Pmt -Check	12/13/2013	7645	Creede Chamber of Comme...	Vistor's Guide Full Page Ad	-658.35
Liability Check	12/14/2013	AF...	AFLAC	BJB74	-179.42
Liability Check	12/20/2013	AF...	AFLAC	BJB74	-179.42
Liability Check	12/24/2013	CC...	GWRS (CCOERA)	98721-01/1220	-368.96
Liability Check	12/30/2013	7657	CEBT	City of Creede, 32705SG	-3,040.75
Liability Check	12/30/2013	CC...	GWRS (CCOERA)	98721-01/1220	-407.56
Liability Check	12/30/2013	941...	United States Treasury	84-6000575	-3,997.00
Bill Pmt -Check	12/30/2013	7658	Rocky Mountain Supply Co. ...	126177/Cross Chain	-329.25
Liability Check	12/30/2013	7659	Colorado Department of Re...	07-01555	-1,514.00
Paycheck	12/31/2013	7646	Benjamin J Davis		-1,102.23
Paycheck	12/31/2013	7648	Donald L Braley		-472.88
Paycheck	12/31/2013	7651	Robert B Schlough		-1,056.04
Paycheck	12/31/2013	7652	Scott W Leggitt		-765.96
Paycheck	12/31/2013	7647	Clyde E Dooley		-1,349.78
Paycheck	12/31/2013	7649	Eloise T Hooper		-477.83
Paycheck	12/31/2013	7650	Randi L Snead		-929.52
Bill Pmt -Check	12/31/2013	7653	CML	2014 Membership Dues/4% refund if pd by 1/3...	-485.00
Bill Pmt -Check	12/31/2013	7654	Heather W. Delonga	School Arts Instruction	-230.00
Bill Pmt -Check	12/31/2013	7655	Ramona Weber	Building Permit 12-10 2nd 1/2	-44.00
Bill Pmt -Check	12/31/2013	7656	SLVREC	Nov 15 Charges/Public Works	-1,078.83
Liability Adjust	12/31/2013			Rounding Adjustment	0.01
Liability Adjust	12/31/2013			Adjust to eliminate 11.5k rule	138.09

Dec 13

7637 12/12/2013 VISA

VISA DETAIL

Postage	11/15/2013		Recreation Postage		-46.00
15106	11/18/2013		Recreation Supplies		-53.02
18866	11/18/2013		Recreation Postage		-46.00
Staff Meeting	11/19/2013		Staff Meeting 11-18-13 per Clyde		-41.98
Rec Postage	11/22/2013		Recreation Postage		-18.40
TOTAL					-205.40

-57,603.85

Water and Sewer Fund Monthly Check Detail December 2013

Type	Date	Num	Name	Memo	Amount
Dec 13					
Bill Pmt -Check	12/30/2013	2755	Accutest Mount...	Wastewater Testing	-205.00
Bill Pmt -Check	12/30/2013	2756	City of Creede	December 2013 Salary Reimburse	-8,643.63
Bill Pmt -Check	12/30/2013	2757	DPC Industries, ...	DE73001014-13/Chlorine	-36.00
Bill Pmt -Check	12/30/2013	2758	Sangre De Crist...	Water Testing	-104.00
Bill Pmt -Check	12/30/2013	2759	SLVREC	VOID: Dec 15 Electric Charges	0.00
Bill Pmt -Check	12/30/2013	2760	SLVREC	Dec 15 Electric Charges	-2,226.47
Bill Pmt -Check	12/30/2013	2761	USA Blue Book	226296/Potassium Chloride	-72.90
Bill Pmt -Check	12/12/2013	2751	CenturyLink	300794269/Nov	-109.70
Bill Pmt -Check	12/12/2013	2752	Southern Colora...	741/Dec Water Contract	-125.00
Bill Pmt -Check	12/12/2013	2753	VISA		-95.53
Bill Pmt -Check	12/12/2013	2754	Monte Vista Co-...	Nov Charges/Water Tank	-190.41
Bill Pmt -Check	12/04/2013	2747	Kentucky Belle ...	Nov Charges/#15 Tax Exempt	-66.60
Bill Pmt -Check	12/04/2013	2748	Tomkins Hardw...	Nov Charges/Acct 580	-232.52
Bill Pmt -Check	12/04/2013	2749	UNCC	Nov RTL Transmissions (5) I#21311179	-8.15
Bill Pmt -Check	12/04/2013	2750	USA Blue Book	208956/Water PH Tester	-98.99
Dec 13					-12,214.90

VISA DETAIL

Bill Pmt -Check	2753	12/12/2013	VISA	6100 · W/S Cash	
Bill	6162	11/19/2013		USPS Wastewater Testing Postage	6500.32 · Postage
Bill	Postage	11/25/2013		USPS Wastewater Testing Postage	6500.32 · Postage
Bill	1ZG794T8	12/10/2013		USPS Water Testing Postage	6500.32 · Postage
TOTAL					-95.53

CITY OF CREEDE; A COLORADO TOWN
Unpaid Bills Detail
As of January 3, 2014

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Memo</u>	<u>Due Date</u>	<u>Aging</u>	<u>Open Balance</u>
City of Creede						
General Journal	12/31/2012	1231...	2012 AJE			2,059.26
Total City of Creede						2,059.26
Creede Chamber of Commerce						
Bill	01/01/2014		Monthly Donation	01/11/2014		833.33
Total Creede Chamber of Commerce						833.33
Kentucky Belle Market						
Bill	01/02/2014	Dec ...	Dec Charges/Acct. #15 & #20-Tax Exempt	01/12/2014		46.62
Total Kentucky Belle Market						46.62
Muleys Disposal Service						
Bill	01/02/2014	Dec ...	Dec Trash Svcs/Accts 116, 1197, 1198	01/12/2014		330.00
Total Muleys Disposal Service						330.00
VISA						
Bill	09/12/2013	4975	Hotel/Schlough Water Test Class/Pueblo/...	11/01/2013	63	54.39
Bill	11/04/2013	147692	Shipping/Harrassment Training Video Re...	11/14/2013	50	4.32
Bill	12/31/2013	Posta...	2014 Forever Stamps	01/10/2014		138.00
Total VISA						196.71
TOTAL						3,465.92

Water and Sewer Fund
Unpaid Bills Detail
 As of January 3, 2014

<u>Type</u>	<u>Date</u>	<u>Num</u>	<u>Memo</u>	<u>Due Date</u>	<u>Aging</u>	<u>Open Balance</u>
City of Creede						
General Journal	12/31/2012	1231...	2012AJE			0.46
Total City of Creede						0.46
Kentucky Belle Market						
Bill	01/02/2014	Dec ...	Dec Charges/#15 Tax Exempt	01/12/2014		5.74
Total Kentucky Belle Market						5.74
VISA						
Bill	12/17/2013	Water...	Schlough/CRWA Conference Registration	12/27/2013	7	310.00
Bill	12/19/2013	ups	Water Test Postage	12/29/2013	5	11.61
Bill	12/26/2013	ZG16...	Wastewater Test Postage	01/05/2014		78.68
Bill	12/30/2013	835231	Wastewater Test Postage	01/09/2014		5.19
Bill	01/02/2014	2014 ...	2014 Postage/Forever Stamps	01/12/2014		138.00
Total VISA						543.48
TOTAL						549.68

City of Creede, a Statutory Town
Liquor License Summary

Note: Liquor License forms contain a mixture of confidential and public information. In an effort to protect the confidentiality of items such as Social Security Numbers, Drivers License numbers, and dates of birth, liquor application forms will no longer be available to the public. This summary is intended to give the Board of Trustees and citizens the public content of the issue at hand.

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Type of Action Requested: Renewal of Hotel/Restaurant Liquor License

Applicant: Horns Management LLC, d/b/a The Old Firehouse

Current Licensee: Same.

Factual Findings:

- This entity has had no changes in officers or owners
- The Owner/Operating Manager is Charles Maze.
- Business address is 123 N Main Street.
- The licensee has possession of the premises by lease.
- The business is in good standing.
- Character of the applicant is not an issue for this request.
- All applicable fees have been paid.
- The application for renewal was submitted in a timely manner.

Recommended Action

Consider approval of application for Renewal from Horns Management LLC d/b/a The Old Firehouse of a Hotel/Restaurant Liquor License.

City of Creede, a Statutory Town
Liquor License Summary

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Type of Action Requested: Renewal of Hotel/Restaurant Liquor License

Applicant: Far Dog, LLC.

Current Licensee: Same.

Factual Findings:

- This entity has had no changes in officers or owners.
- The Owner/Operating Manager is Jess Biernat.
- Business address is 115 N Main Street.
- The licensee has possession of the premises by ownership.
- The business is in good standing.
- Character of the applicant is not an issue for this request.
- All applicable fees have been paid.
- The application for renewal was submitted in a timely manner.

Recommended Action

Consider approval of application for Renewal from Far Dog LLC of a Hotel/Restaurant Liquor License.

City of Creede, a Statutory Town
Liquor License Summary

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Type of Action Requested: Approve Special Events Permit to sell malt, vinous and spirituous liquor at a special event.

Applicant: Creede Elks Lodge #506

Current Licensee: Same.

Factual Findings:

- Time, date and type of events to be permitted:
12 p.m. to 2 a.m., February 14, July 4, December 31, 2014
Valentines Dance, 4th of July Dance, and New Years Eve Dance
- The premise for the event is the Elks Lodge #506 building at 112 N Main Street.
- Applicant is a non-profit in good standing with the State of Colorado
- Applicant is eligible to apply for a Special Events Permit.
- The location is eligible to be licensed.
- The Event Manager is Jim Van Ry.
- Character of the applicant is not an issue for this request.
- All applicable fees have been paid.

Recommended Action

Consider approval of a multiple date Special Events Permit for Creede Elks Lodge #506.

To the
Town Board of Trustees
January 7, 2014
Eloise Hooper

The last Movie Night of the year was well attended. Twenty youth came to see the last movie of the year. A few people have suggested that I start charging for the movies. Many of the children who attend come from families who are having financial troubles. Some are children of miner's who are struggling to stay in the Creede area. Charging for the movies would prevent many families from sending their children.

Renaissance Kids had five youth making holiday gift bags and edible candles

The Holiday program at the school went very well and was well attended. The students performed many songs including the Twelve Days of Christmas and Feliz Navidad. Recreation helped with costumes, props, and some of the set pieces. Next year I will help students who will be reading prose and poetry. Junior high and high school students helped wrangle the elementary students during the performance. Heather DeLonga displayed elementary student's art work. A donation specific to the elementary art program was made that evening with a promise of more funds to help with supplies in 2014. The Creede Arts Council once again loaned their displays for the students art work.

Donations for both 2013 and for the 2014 Arts in the School program have been received.

Most of the year went well. The summer did not go as well as anticipated due to the fire and my decision not to have the vendors. I do stand by my decision not to have the vendors. Neither the local businesses nor the vendors would have benefited.

Manager's Report

To: Mayor & Board of Trustees
Date: January 7th, 2014
From: Clyde Dooley

Tomkins Lease Agreement – Info

We had a good discussion about this agreement at last months work session and tabled it until our January work session to gather more info. And I'll tell you what – that info has been all over the board. I've learned from realtors that some of Creede's lots go for as much as \$40,000 each. So that would make a normal lot of 2,500 square feet worth about \$16.00 per square foot. Libby gave me a value of vacant land in Creede of \$4.92 per square foot. We must remember these values are for the purchase of property.

The City's history of renting property includes the Art Park at one dollar a year, the Day Care Center at no charge, Muley's Disposal at one dollar a year, the Recycle Creede property at one dollar a year, and the CRT work shop property at one dollar a year. In a similar situation, the Division Of Wildlife leased the City the fish hatchery for a term of 99 years at on dollar a year.

Our history with encroachment agreements have been based on a formula Libby gave us based on the assessed value, the assessment percentage and the City's mill levy. To me this formula seems the least arbitrary and capricious because it's backed with accepted values that are designed to keep up with the times. But again we must remember this value is for property tax compensation.

So maybe the answer is this formula PLUS a fee to cover administrative expenses that will make us feel comfortable and still encourage economic development/growth? Just some things to keep in mind for our next work session.

*This is actually trash sites + property tax value annually.
-PB.*

Vee Plow – FYI

After the last couple of snow storms as we always do, we discussed what went right and what went wrong and what could we do to improve plowing our streets. Getting the gutters cleaned on Main St. AND removing the snow without having to build a berm in the middle of the street has always been a challenge. The guys hit on the idea of a Vee plow that can be manipulated as needed for our various needs. After some extensive research, Ben and Robert found a Henke Plow from Western Regional Sales for \$9,231.00.

I've asked for clarification on the "Prepay and Add" freight terms. Once we're comfortable with the I'll be bringing this purchase back to the Trustees.

Old Jail – FYI

Della was in the office the middle of last month and I asked her about the old jail house. I must have missed something somewhere, but she said there has not been any discussion by her board to have the old jail moved. Is this something we need to discuss further or is it done?

Planned Projects – FYI

I've attached the spreadsheets I showed you at our last work session to be used to help us schedule the goals we discussed at the retreat.

Mineral County Fairgrounds Association (MCFA) – FYI

Jim Mietz initiated a dialogue with me thru the attached email about leasing water from the City. The intent is a little vague and I'll clear that up with Jim before our next meeting. One if the things I've learned over the years and I'll confirm it with Richard Mehren, but I'm sure we don't want to change our augmentation plan.

U.S. Court of Appeals – FYI

In November I told you I thought it would be this coming Spring before the U. S. Court of Appeals would give us an answer on Eric Strohmeyer's appeal on the Surface Transportation Boards (STB) decision on his and James Riffin's Notice of Exemption to attain trackage rights on seven (7) miles of the Denver and Rio Grande Historical Foundation's right-of-way just north of South Fork.

I was notified Monday their petition for review was denied. They may still pursue their application, but they will now need to file a more formal application. If they choose to, I would anticipate their application would be vigorously contested and given close scrutiny. While possible, it seems unlikely they will pursue these plans.

Municipal Judge – Work Session

Attached is a draft of a request for proposals Randi put together for our search for a municipal judge. Over the years we've held municipal court once or twice a year and paid \$125.00 for each day of court. I believe Pam negotiated that amount with Ruth. I don't know if that is something that will work for us again or if we'll need to up that price.

I recommend we all do some homework and bring some ideas on this to our next work session on the 21st.

Whitmore Quit Claim Deed – For the Record

In March of this we year we granted Debbie and Paul Whitmore a waiver to operate their business at 112 E. First Street in a "R-1" district. The term of the permit commenced when they obtained legal ownership and terminated with conveyance of the property or discontinuance of the business. Debra informed me that she and Paul formed a limited liability company and quit claimed the ownership of the property to themselves.

I told her I didn't believe this violated the intention of the conveyance verbiage and would make sure the Trustees were made aware of things.

Headlee Boundary Line Agreement – FYI

Attached is the first draft of the boundary line agreement to adjust the property lines on Tom Headlee's property in North Creede. I'm waiting for a revised survey from Keith as I asked him to include our water plant buildings in North Creede. Once I get that I'll draft the final boundary line agreement for your approval at our February meeting.

Shane and Susan Birdsey property – FYI

Eric Heil is still working on the best plan to pick this project up. When we come up with a plan I'll add this to the Planning Commission's agenda.

Water tank property – FYI

I received an email from Dan Dallas with the Forest Service and he is willing to meet with us sometime in February to discuss our request to acquire the Forest Service property

where our upper water tank is located. Once we get this ball rolling, Eric Heil offered to draft a formal letter explaining the options a municipality has with the Small Tracts Act.

Economic Indicators – FYI

Attached is the basic (very basic) economic indicator list I threw together after we discussed keeping track of how last years fire affected our economy. Of special note, the 2013 figures are thru November only while the other years listed are for the entire year. The Property Tax and Building Permits are doing great. The Sales Tax looks like it is going to be above the 2011 figures. So in summary the fire certainly impacted our tourist visits for a few weeks, we didn't experience the devastation many predicted.

November Finances – FYI

		YTD
General Fund	19,381	111,491
Capital Improvement Fund	9,850	95,537
Conservation Trust Fund	1	2,364
Virginia Christensen Fund	(1,827)	(95,266)
Water & Sewer Fund	<u>16,552</u>	<u>83,789</u>
Net	43,957	198,215

City Sales Tax: is down \$35,434 for the same period last year, but up \$16,314 over 2011 and down \$4,788 compared to last November, but up \$3,496 over November of 2011.

City Funds total \$1,555,251 through the end of November. That's up \$365,753 for the same period last year and up \$29,696 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.



4. **Consideration.** The consideration for use of the Easement by the Grantee shall be **SIXTY-ONE DOLLARS AND THREE CENTS (\$61.03) per year**. This amount shall be calculated as follows: based on the assessed value in Mineral County of \$4.92 per square foot times the assessment percentage of twenty-nine percent (29.00%) times the City's mill levy of 12.271 (630 sq ft. x \$4.92 x 29.00% x 12.271 = \$11.03 plus a \$50.00 administrative fee. This formula will be calculated annually based on the current values and mill levy. The Grantor will invoice the Grantee on **July 5th** of each year and if payment is not received within 30 calendar days, a penalty of \$10.00 per month will be added.

5. **Condition of Site.** During the term of this Agreement, Grantee shall keep the premises under this Agreement in good condition and free from any other encroachment(s). Grantee agrees to undertake no activity which could be hazardous or in any way detrimental to the community.

6. **Indemnification.** Grantee agrees to protect, defend, indemnify and hold Grantor (inclusive of its parent companies, subsidiaries and affiliates) harmless from and against any and all liabilities, claims, expenses, demands, actions losses and damages (including reasonable attorney fees and costs), that may at any time be asserted against Grantor by reason of: (i) the use of the Easement by Grantee, or its agents, servants, employees, customers, guests, visitors, contractor, invitees or licensees; or (ii) any reason relating to or arising from this Agreement, except in the event that any of the aforementioned claims arise directly out of the gross negligence or willful misconduct of Grantor.

7. **No Warranty of Title.** This Easement grant is without warranty of title and is subject to all prior liens, encumbrances, easements, restrictions, reservations, and rights of way affecting Grantor's property.

8. **Notices.** All notices and communications required herein shall be in writing and shall be sent by certified mail to the following addresses:

Grantor:
City of Creede
Attn: Town Manager
P.O. Box 457
Creede, Colorado 81130

Grantee:
Kips Grill
Attn: Kip Nagy
P.O. Box 547
Creede, Colorado 81130

Notices shall be deemed properly given when mailed by certified mail in a sealed envelope, postage prepaid, addressed to the above addresses. Any such notice or demand shall be deemed to have been given or made at the time it is deposited in the United States Post Office. Any party may change its address of record by giving written notice of the change to the other party.



4. **Consideration.** The consideration for use of the Easement by the Grantee shall be **FIFTY-FOUR DOLLARS AND TWENTY-SEVEN CENTS (\$54.27) per year**. This amount shall be calculated as follows: based on the assessed value in Mineral County of \$4.92 per square foot times the assessment percentage of twenty-nine percent (29.00%) times the City's mill levy of 12.271 (244 sq ft. x \$4.92 x 29.00% x 12.271 = \$4.27 plus a \$50.00 administrative fee. This formula will be calculated annually based on the current values and mill levy. The Grantor will invoice the Grantee on May 8th of each year and if payment is not received within 30 calendar days, a penalty of \$10.00 per month will be added.

5. **Condition of Site.** During the term of this Agreement, Grantee shall keep the premises under this Agreement in good condition and free from any other encroachment(s). Grantee agrees to undertake no activity which could be hazardous or in any way detrimental to the community.

6. **Indemnification.** Grantee agrees to protect, defend, indemnify and hold Grantor (inclusive of its parent companies, subsidiaries and affiliates) harmless from and against any and all liabilities, claims, expenses, demands, actions losses and damages (including reasonable attorney fees and costs), that may at any time be asserted against Grantor by reason of: (i) the use of the Easement by Grantee, or its agents, servants, employees, customers, guests, visitors, contractor, invitees or licensees; or (ii) any reason relating to or arising from this Agreement, except in the event that any of the aforementioned claims arise directly out of the gross negligence or willful misconduct of Grantor.

7. **No Warranty of Title.** This Easement grant is without warranty of title and is subject to all prior liens, encumbrances, easements, restrictions, reservations, and rights of way affecting Grantor's property.

8. **Notices.** All notices and communications required herein shall be in writing and shall be sent by certified mail to the following addresses:

Grantor:
City of Creede
Attn: Town Manager
P.O. Box 457
Creede, Colorado 81130

Grantee:
Creede Gift and Gas
Attn: Nick Lenzini
P.O. Box 129
Creede, Colorado 81130

Notices shall be deemed properly given when mailed by certified mail in a sealed envelope, postage prepaid, addressed to the above addresses. Any such notice or demand shall be deemed to have been given or made at the time it is deposited in the United States Post Office. Any party may change its address of record by giving written notice of the change to the other party.

9. **General Provisions.**

(a) **Severability.** If any provision of this Agreement or the application of any provision of this Agreement to any person or circumstance is, to an extent, held to be invalid or

City of Creede

From: "Keith Luttrell" <keith@daveng.com>
To: "City of Creede" <creedemanager@centurytel.net>
Sent: Wednesday, July 06, 2011 7:06 AM
Subject: RE: Petersen

Hello Clyde,
 The RR ROW = 6535.5 sq. ft.
 Lots 16 thru 20 = 2821.6 sq. ft.

Commercial

$$\begin{array}{r} 6535 \\ - 2821 \\ \hline 3714 \end{array} \times 900 = \$3,342,600$$

$$\times 12 = \$4,16000$$

Keith E. Luttrell, PLS
 Davis Engineering Service, Inc.
 1314 11th St.
 P.O. Box 1840
 Alamosa, Colorado 81101
 Office - 719.589.3004 Fax - 719.589.3712
 Email - keith@daveng.com

The electronic data files ("Files") furnished by Davis Engineering Service, Inc. to the intended receiver of the Files ("Receiving Party") are provided only for the convenience of Receiving Party and only for its sole use. Receiving Party agrees that by opening the attachment(s) containing the files Receiving Party shall be bound by and subject to the terms of this notice. In the case of any defects in the Files or any discrepancies between the Files and the hardcopy of the Files prepared by Davis Engineering Service, Inc. the hardcopy shall govern. Only printed copies of documents conveyed by Davis Engineering Service, Inc. may be relied upon. Any use of the information obtained or derived from these electronic files will be at the Receiving Party's sole risk. Because data stored in electronic media format can deteriorate or be modified inadvertently or otherwise without authorization of the data's creator, the Receiving Party agrees that it has accepted the data transferred upon opening and reviewing. Receiving Party accepts the Files on an "as is" basis with all faults. There are no express warranties made by Davis Engineering Service, Inc. with respect to the Files, and any implied warranties are excluded.

From: City of Creede [mailto:creedemanager@centurytel.net]
Sent: Wednesday, July 06, 2011 6:50 AM
To: Keith Luttrell
Subject: Petersen

Good Morning Keith,

The Trustees met last night and Lee and his attorney were there to meet our new attorney. The Trustees would like to get some kind of consideration for the land they're giving up before they sign a disclaimer of interest. So can you give me an estimate of the square footage of the lots Lee owns that we built our street on and the square footage of the part of the old RRROW Lee has his two structures on?

We'll come up with a comfortable cost per square foot and start talking some numbers. I would expect Lee to ask for credit for any and all expenses he's paid already on trying to get this all straightened out.

Clyde

15,246 SF x 900 = \$13,721,400 - rounded up to \$13,721,400
15,246 SF x 12 = \$17,000 -

17,000 / 15,246 = 1.1150



3070 Wilson Ave
Leavenworth, KS 66048

HENKE QUOTATION L-28239

Quotation Valid for 30 Days

DATE: Dec, 10th 2013

Quote to: Robert Schlough
Town of Creede
Public Works Creede, CO
719-658-2003/2276

Ref: Budgetary numbers

Phone # 913-682-9000
Fax # 913-682-0300
Credit Terms TBD
Est. Delivery 45-75 Days

Ship Via: Best Way
F.O.B.: Leavenworth, KS
Freight Terms: Prepay and Add
Paint Color: Specify

What's this mean?
yellow

Qty. (1) Henke FVX-10 – Folding Vee Plow for Dump Trucks

- Versatile plow adjusts to scoop to carry snow, vee to bust drifts or normal plow
- Unit is 41" tall, 12' long moldboard
- (2) Independent 3.5" bore, 16.5" stroke with 2" rod hydraulic cylinders
- (1) Independent 3.5" bore, 3.37" stroke with 1.75" rod pitch cylinder for level lift
- Compression trip edge safety trip device with (6) 21" long springs of .625" wire
- ~~QCP Loop plow portion installed~~
- Approximate weight – 2,400# depending on configuration

Your price \$ 9,231.00

Tony Lesco - Western Regional Sales Manager – tlesco@henkemfg.com
www.henkemfg.com

ask

The above prices, specifications, and all attached terms and conditions are hereby accepted as part of this agreement.
Henke Manufacturing is authorized to supply the equipment and services as specified to:
_____ (Dealer/Customer Name)

Authorized representative: _____ Title: _____ Date of acceptance: ____/____/____

Authorized Representative Signature: _____ Requested Ship Date: ____/____/____

Planned Projects

4/4/13

	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016
Soft Start Water Plant	X												
Blower Lagoon Plant	X												
New Utility Software	X												
New Accounting Software	X												
Comprehensive Plan		X											
Water & Sewer Ordinance		X											
Lagoon Permit (Expires 7/31/05)		X											
Replace 73' Chev. Pkwp		X											
Remove Cribbing in N. Creede		X											
Fish Hatchery Water line		X											
New Copier		X											
Building Code		X											
Model Land Use Code		X											
Creede America Annexation		X											
Municiple Codification				X									
Metering Manhole for Lagoons				X									
Flume					X								
LaGarita Water Main & paving						X							
Base Map/Town Boundaires							X						
Visitors Center								X					
Creede Resources Property													
Tanks Insp. & Cleaned & Painted						X							
Increase Well Pumping Permit									X				
Replace Valving at Lower Tank										X			
Loma Water Main & paving											X		
New Maintenanc Shop													
Main Water Mains & paving										X			
Web Site & Records Storage												X	
New Sidewalk at 6th and Main													X

X = Done, ~ = Planned

Planned Projects

	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025
Library													
Continue Web presence													
Jobs													
In-House email													
City of Creede Kiosk													
Consistent business support													
Increased 149 presence													
Code of ethics, Bob's Rules													
Restructure Parks and Recreation													
Develop mining events arena													
Upgrade Restrooms													
Develop "triangle"													
Develop RRROW south													
Storm Drainage improvements													
Emergency water valves													
Backup generator power													
Downtown development district													
Sidewalks													
Modern job descriptions													
Chain of command for day to day													
Better engaging of public													
Mayor/city manager coffee stops													
Town Hall in old school?													
Beautify Business Award													
USFS Land Swap													
Law enforcement solutions													
Update Model Traffic Code													
Office projector, screen, timer													

X = Done, ~ = Planned

Mgr Report

City of Creede

From: "James Mietz" <jdmietz@gmail.com>
To: <creedemanager@centurytel.net>; "Jennifer Inge" <jeninge@yahoo.com>
Sent: Tuesday, December 10, 2013 12:28 PM
Subject: Augumentation of City of Creede Water
December 10, 2013

Clyde:

As a followup to our phone conversation this AM December 10, 2013, I ask for the consideration of the City Council to lease water to the Mineral County Fairgrounds Assocation (MCFA). At first the concept of augmentation seemed like a simple and straight forward idea. After talking with Wayne Beck of the Colorado Division of Water Resources it appears more complicated. Wayne said that the MCFA could not augment water from Creede unless the City changed their augumentation plan to include the MCFA.

Is the City of Creede interested in leasing water to MCFA? If so we need to know that in writing so that the MCFA can secure a commercial well permit from the the Division of Water Resources. The MCFA wants to pursue this if it is possible.

Our need will be 3-acre ft. of water per year.

Please advise,

Jim Mietz, Vice-president of MCFA

*Jim- do you need a lease to
help you secure a commercial
permit
or do you just need water*



REQUEST FOR PROPOSALS MUNICIPAL JUDGE

City of Creede
2223 N Main Street
Creede, CO 81130
(719-)658-2276

Issue Date: January 31, 2014

Proposal Due Date: March 17, 2014

Overview

The City of Creede is a statutory town located in Southern Colorado with approximately 400 year-round residents. It maintains the town infrastructure, water & wastewater, and parks & recreation.

The City of Creede does not have its own police force. Municipal Court is held as needed to uphold the City ordinances, one day per month when violations exist. These violations typically involve nuisance, land use, or pet violations. Services of a Municipal Judge may also be required for election purposes and rare charges brought against the Board of Trustees. The Municipal Judge is appointed by the Board of Trustees.

Scope of Municipal Judge Services

Municipal Judge Services required by the City of Creede include but are not limited to:

1. Administers the City's Municipal Court as required by law and Supreme Court rule.
2. Conducts trials, hearings & arraignments; makes findings of guilty or not guilty, determines punishment, and conducts arraignments.
3. Keeps abreast of changes in Town ordinances or those stemming from higher court decisions.

Criteria

1. The Respondent must comply with all applicable laws and regulations governing the provision of legal services in the State of Colorado.
2. The Respondent must be licensed by the Colorado State Bar and in good standing.
3. The Respondent must have at least one (1) year of experience providing legal and or judgeship services, preferably to government organizations with preference given to experience with statutory municipalities.

Proposal Format and RFP Procedures

- A. Name(s) of proposed individual to provide municipal judge services including background and experience with emphasis in municipal or other government work provided.
- B. Cost for any and all services to be provided including bill rates and reimbursable expenses if any. The City of Creede prefers to pay per municipal court appearance or hourly given the infrequency of court.
- C. At least 3 References, preferably from other governmental units within the State of Colorado.

Submittal: All proposals should be submitted electronically to Randi Snead, creedeclerk@centurytel.net

Due Date: 4:00 PM MT Monday, March 17, 2014

Questions: All questions shall be submitted via email to creedeclerk@centurytel.net

Paul & Debbie Whitmore
PO Box 411
Creede, CO 81130

Clyde Dooley
City of Creede
Creede, CO 81130

December 18, 2013

Dear Clyde,

I have attached a copy of the Quit Claim deed we recently did to move the 112 E First Street property to our new LLC: East First Street Properties, LLC. We discussed this a few months ago and you said you would need a letter and copy of the deed.

Paul and I are the only members of the LLC and therefore still own the property. My businesses will be renting the property from the LLC.

Please let me know if you need any more information from me.

Thanks,

A handwritten signature in black ink that reads "Debbie Whitmore". The signature is written in a cursive, flowing style.

Debbie Whitmore

Boundary Line Agreement

This Boundary Line Agreement is made by and between Donald T. Headlee and Connie Popovich hereafter (“**Applicants**”) and the City of Creede, a Colorado municipality hereafter (“**City**”). Hereinafter, the City and Applicants are sometimes referred to collectively as (“**Parties**”).

RECITALS:

- A. The Applicants have been discussing their desire to clarify their title through a boundary adjustment and replat of the property they’ve occupied over the years.
- B. Donald T. Headlee and Connie Popovich are the owners of record for Lot 21 in Block 39, North Creede, purchased by his family October 13, 1967. The property occupied over the years includes portions of lots 20, 22, and 23 in Block 39, North Creede.
- C. In addition, the southern third of Lot 21, Block 39, North Creede is encumbered by a thirty (30) foot wide Forest Service Road containing municipal utility lines and has never been able to be used as private property.
- D. The City recognizes the situation and is desirous of working with the Applicants to resolve their boundary dispute for the health, safety and welfare of the community.
- E. The intent of this Agreement is to facilitate the “Parties” abilities to evaluate and execute the steps necessary to adjust their property boundaries according to provisions provided in Colorado State Statute (C.R.S. 38-44-112).

The Parties agree to the following.

- 1. The Applicants had their property surveyed to help identify the property owned as compared to what they’ve occupied..
- 2. The Planning Commission reviewed and discussed adjusting the property boundary lines, the Boundary Line Agreement and the replatting of these properties at their January 14, 2014 meeting.
- 3. The Applicants will provide a survey replatting their property no less than 25 days prior to the February 11th, 2014 meeting with the Board of Trustees where the Boundary Line Agreement will be considered.

4. Once this agreement is approved and signed by the Parties, the City will prepare and send certified return receipt requested letters to adjacent property owners and put a notice in the local paper announcing a public hearing, no less than 15 days prior to the next regularly scheduled Board of Trustees meeting to consider the ordinance authorizing the property transfer.
5. The City will prepare an ordinance and Quit-Claim deeds authorizing the Board of Trustees to convey by quit-claim deed portions of Lots 20, 22, and 23 in Block 39, North Creede to Donald T. Headlee and Connie Popovich as described in (Exhibit "A").
6. The Applicants will convey by quit-claim deed the southern portion of lot 21 in Block 36, North Creede to the City as described in (Exhibit "B").
7. The City will prepare a resolution for replatting the property for the Board of Trustees to consider following the approval of the ordinance establishing proper ownership.
8. Once the Ordinance & Resolution are approved, the ordinance and deeds will be signed and recorded and then the resolution and maps (one Mylar and three 24" x 36" paper maps plus one 11" x 17" paper map) will be signed and recorded with the Mineral County Recorder.
9. All the steps of this agreement are contingent on prior steps being approved by the Board of Trustees.
10. This agreement supersedes all prior negotiations between the Parties concerning matters addressed herein and shall not be modified except in writing executed by each of the Parties.
11. The Applicants agree to reimburse the City for reasonable and incidental costs incurred by the City in connection with the approval of this process.
12. The mutual approval of this plan does not entitle or vest the Applicant with any construction or building rights without prior City approval.

THIS AGREEMENT was approved by the Board of Trustees at it's regularly scheduled meeting on February 11th, 2014.

Donald T. Headlee

Connie Popovich

By: _____
Donald T. Headlee Date

By: _____
Connie Popovich Date

CITY OF CREEDE:

ATTEST:

BY: _____
Eric Grossman, Mayor Date

BY: _____
Randi Snead, Clerk Date

DRAFT

EXHIBIT A
(City to Headlee)

A parcel of land located in a portion of Lot 20, Block 39, Town of Creede, A.K.A. North Creede, situated in the NE¼ Section 25, Township 42 North, Range 1 West, N.M.P.M., Mineral County, Colorado, being more particularly described by metes and bounds as follows:

Beginning at the Northeast corner of the parcel herein described, which corner is a point on the northerly line of said Lot 20, from whence Corner 10 of the Creede Townsite, a U.S.D.A. 3.25" aluminum cap and pipe PLS 18459, bears N 60°50'37" W a distance of 725.97 feet;
thence S 40°21'20" E a distance of 53.13 feet;
thence S 50°15'54" W a distance of 11.92 feet to a point on the west line of said Lot 20;
thence N 46°33'43" W along said west line a distance of 53.31 feet to the Northwest corner of said Lot 20;
thence N 49°38'40" E along the north line of said Lot 20 a distance of 17.68 feet to the point of beginning.

The parcel herein described contains 785.3 square feet (0.018 acres), more or less

SUBJECT TO any existing easements and/or rights-of-way of whatsoever nature.

TOGETHER WITH

A parcel of land located in a portion of Lots 22 & 23, Block 39, Town of Creede, A.K.A. North Creede, situated in the NE¼ Section 25, Township 42 North, Range 1 West, N.M.P.M., Mineral County, Colorado, being more particularly described by metes and bounds as follows:

Beginning at the Northeast corner of the parcel herein described, which corner is the Northeast corner of said Lot 22, from whence corner 10 of the Creede Townsite, a U.S.D.A. 3.25" aluminum cap and pipe PLS 18459, bears N 57°36'50" W a distance of 712.11 feet; [to the point of beginning.]
thence S 46°33'43" E along the east line of said Lot 22 a distance of 53.04 feet;
thence S 50°15'54" W a distance of 37.97 feet;
thence N 40°21'20" W a distance of 52.32 feet to a point on the north line of said Lot 23;
thence N 49°38'40" E along the north line of said Lots 23 and 22 a distance of 32.23 feet to the point of beginning;

The parcel herein described contains 1842.8 square feet (0.042 Acres), more or less.

SUBJECT TO any existing easements and/or rights-of-way of whatsoever nature.

EXHIBIT B
(Headlee to City)

A parcel of land located in a portion of Lot 21, Block 39, Town of Creede, A.K.A. North Creede, situated in the NE1/4 Section 25, Township 42 North, Range 1 West, N.M.P.M., Mineral County, Colorado, being more particularly described by metes and bounds as follows:

Beginning at the Northeast corner of the parcel herein described, which corner is a point on the east line of said Lot 21, from whence Corner 10 of the Creede Townsite, a U.S.D.A. 3.25" aluminum cap and pipe PLS 18459, bears N 58°38'16" W a distance of 772.02 feet; Thence S 46°33'43" E a distance of 32.22 feet to the Southeast corner of said Lot 21; Thence S 43°26'17" W along the south line of said Lot 21 a distance of 25.18 feet to the Southwest corner of said Lot 21; Thence N 46°33'43" W along the west line of said Lot 21 a distance of 35.21 feet; Thence N 50°15'54" E a distance of 25.00 feet to the point of beginning.

The parcel herein described contains 843.00 square feet (0.0.19 acres), more or less.

SUBJECT TO any existing easements and/or rights-of-way of whatsoever nature.

Thru Nov	Property	Building	Sales	City	County
	Tax	Permits	Tax		
2013	\$68,377	\$13,674	\$273,044	175,132	97,912
2012	\$61,009	\$4,821	\$360,786	220,752	140,034
2011	\$59,316	\$9,980	\$277,353	168,816	108,537
2010	\$55,528	\$7,566	\$257,965	156,542	101,423
2009	\$51,709	\$4,665	\$265,214	161,796	103,418
2008	\$46,647	\$10,131	\$260,852	159,790	101,062
2007	\$41,789	\$22,550	\$251,902	152,646	99,256
2006	\$38,503	\$11,494	\$226,763	139,110	87,653
2005	\$37,065	\$3,613	\$250,624	137,464	113,160
2004	\$32,078	\$1,802	\$250,035	136,698	113,337

From: Kara Brittain - B4 Studio [kara@b4studio.com]
Sent: Thursday, January 02, 2014 1:50 PM
To: City of Creede
Subject: Re: Bluehost Security

Randi,
Let me know if you need me to elaborate on any of this.

Basically, the only with with Administrative access is B4 Studio (Account Administrator). Mineral County is listed as the Account Owner (that way, in the case of B4 Studio disappearing, Mineral County legally owns the account). But for administrative purposes, B4 Studio is the only one with access to the account.

Kara

On 12/18/13 1:38 PM, City of Creede wrote:

Kara:

Could you answer the following questions about sharing a Bluehost account with Mineral County?

Who will have access to individual accounts while setting up the email accounts?

B4 Studio is the only one with Administrative access, and will therefore be the only one with access to all accounts.

Once they are set up, what will the user need to do to protect their password?

They will have the option to change their password after login. No one but them would know the password. B4 Studio (as the account administrator), could, if authorized by the email account owner, go through Bluehosts's technical support to reset that password if it was lost.

Once the password is changed, is it possible for anyone to get access to the individual account? If so, who and how?

The only person who could gain access would be B4 Studio (as the account administrator), via Bluehost's technical support, and only after being given consent by the email account holder (verbal consent is sufficient)

Does sharing a Bluehost account give any organization under that account administrative access to any other organization's website?

B4 Studio is the only one with administrative access.

Does sharing a Bluehost account give any organization under that account access to any other organization or individual email accounts?

Again, B4 Studio is the only with administrative access.

Thank you!

Randi Snead
City of Creede
Clerk/Treasurer
PO Box 457
Creede, CO 81130
719.658.2276