



CITY OF LEADVILLE
Tuesday, March 1, 2022 – 6:00 P.M.
REGULAR COUNCIL MEETING MINUTES
800 HARRISON AVE, LEADVILLE, CO.

Call to order of regular council meeting at 6:04 p.m. in Council Chambers and via Zoom.

Roll call: CM Lauritzen, CM Hill, Mayor Labbe, CM Luna-Leal, CM Forgensi, CM Tharp and MPT Greene were present.

Approval of the agenda: CM Lauritzen moved to approve the agenda. CM Forgensi seconded, Passed by all present.

Housekeeping Matters: CM Tharp asked about Deputy City Clerk applicants, none at this time; Mayor - people from Allihies will be here 3/18-3/20 for visit, several activities planned; Parking update, contract on Western Hardware lot, draft contract for Community Banks lot, no from LTF still in talks; Paving project this summer, need project plans for this summer from sanitation, water & Xcel.

Public comments for items not on the agenda: NONE

Approval of the Minutes of February 15, 2022:

CM Forgensi moved to approve the minutes of February 15, 2022; CM Hill seconded, passed unanimously

Resolutions and Ordinances:

A. Joint Public Hearing with P&Z for First Reading of: At 6:29 p.m. Mayor Labbe opened the Public Hearing on the three proposed ordinances amending Title 17 for formula businesses, zoning code amendments and family child care homes

Planning & Zoning Commission Chair Voeller called the P&Z meeting to order at 6:30 pm, Roll Call: Commissioners Bauer, Law, Zhu, Chair Voeller & Mayor Labbe were present

1. **Ordinance No. 3, Series of 2022:** An Ordinance Amending Title 17 of the Leadville Municipal Code to Add a Formula Business Exclusion Overlay District and Related Formula Business Regulations and Amending the Official Zoning Map of the City to Reflect the Boundaries of Such Zoning District.

Public comment for Ordinance No. 3 closed at 7:01 pm

P&Z Chair Voeller moved that Planning Commission recommend to City Council adoption on first reading of Ordinance No. 3, Series of 2022, An Ordinance Amending Title 17 of the Leadville Municipal Code to Add a Formula Business Exclusion Overlay District and Related Formula Business Regulations and Amending the Official Zoning Map of the City to Reflect the Boundaries of Such Zoning District, with the following changes – In section 17.48.010, the Land Use Table, Number 59 Formula Businesses be amended to say that Formula Businesses are Conditional in the TC zone district and that there is a remedy process that a non-conforming business that exists at the time of this ordinance can come before the Planning Commission/City Council for a CUP hearing to address changes & non-conformities on their property; Commissioner Bauer seconded, Vote was 5-0-0 in Favor



CM Lauritzen moved to adopt Ordinance No. 3, Series of 2022, An Ordinance Amending Title 17 of the Leadville Municipal Code to Add a Formula Business Exclusion Overlay District and Related Formula Business Regulations and Amending the Official Zoning Map of the City to Reflect the Boundaries of Such Zoning District on first reading, with the following changes –1. In section 17.48.010, the Land Use Table, Number 59 Formula Businesses be amended to say that Formula Businesses are Conditional in the TC zone district and 2. That there is a remedy process that a non-conforming business that exists at the time of this ordinance can come before the Planning Commission/City Council for a CUP hearing to address changes to their property; CM Lauritzen amended her motion to include, under the definition of personal services outlet, automotive repair shops; CM Luna-Leal seconded. It was further moved to schedule second reading of the Ordinance for City Council’s regular meeting on March 15, 2022, Vote was 7-0-0 in Favor.

2. **Ordinance No. 4, Series of 2022:** An Ordinance Repealing and Replacing Chapter 17.92 of the Leadville Municipal Code Concerning Rezoning and Zoning Code Amendments, Adding a New Chapter 17.84 Relocating the City’s Vested Rights Regulations, and Amending Section 17.52.030 of the Leadville Municipal Code.

Public comment for Ordinance No. 4 closed at 7:54pm

P&Z Commissioner Law moved that Planning Commission recommend to City Council adoption on first reading of Ordinance No. 4, Series of 2022, An Ordinance Repealing and Replacing Chapter 17.92 of the Leadville Municipal Code Concerning Rezoning and Zoning Code Amendments, Adding a New Chapter 17.84 Relocating the City’s Vested Rights Regulations, and Amending Section 17.52.030 of the Leadville Municipal Code; Commissioner Bauer seconded, Vote was 5-0-0 in Favor

CM Luna-Leal moved to adopt Ordinance No. 4, Series of 2022, An Ordinance Repealing and Replacing Chapter 17.92 of the Leadville Municipal Code Concerning Rezoning and Zoning Code Amendments, Adding a New Chapter 17.84 Relocating the City’s Vested Rights Regulations, and Amending Section 17.52.030 of the Leadville Municipal Code on first reading, and further moved to schedule second reading of the Ordinance for City Council’s regular meeting on March 15, 2022; CM Tharp seconded, Vote was 7-0-0 in Favor

3. **Ordinance No. 5, Series of 2022:** An Ordinance Amending Title 17 of the Leadville Municipal Code Concerning the Regulation of Family Child Care Homes

Public comment for Ordinance No. 5 closed at 8:06 pm

P&Z Commissioner Bauer moved that Planning Commission recommend to City Council adoption on first reading of Ordinance No. 5, Series of 2022, An Ordinance Amending Title 17 of the Leadville Municipal Code Concerning the Regulation of Family Child Care Homes; Commissioner Zhu seconded, Vote was 5-0-0 in Favor

CM Tharp moved to adopt Ordinance No. 5, Series of 2022, An Ordinance Amending Title 17 of the Leadville Municipal Code Concerning the Regulation of Family Child Care Homes; CM Luna-Leal seconded, Vote was 7-0-0 in Favor

Joint Public Hearing with P&Z for First Reading Closed at 8:15 p.m.



B. Ordinance No. 2, Series of 2022 Second Reading: An Ordinance Amending the Leadville Municipal Code to Add a New Chapter 2.56 and Amending Various Sections to Establish the Position of City Administrator

CM Hill moved to close the public input portion of the Public Meeting; Forgensi seconded, all in favor.

CM Hill moved to adopt Ordinance No. 2, Series of 2022, An Ordinance Amending the Leadville Municipal Code to Add a New Chapter 2.56 and Amending Various Sections to Establish the Position of City Administrator on second reading; Forgensi seconded, unanimously passed

C. Ordinance No. 6, Series of 2022 Second Reading: An Ordinance Repealing Chapter 10.12 of Title 10 of the Leadville Municipal Code Concerning Parking Permits

CM Forgensi moved to close the public comment period of this Public Hearing, CM Tharp seconded, all in favor

CM Luna-Leal moved to adopt Ordinance No. 6, Series of 2022, An Ordinance Repealing Chapter 10.12 of Title 10 of the Leadville Municipal Code Concerning Parking Permits on second reading; CM Hill seconded, unanimously passed

Public Hearing closed at 8:33 p.m.

D. Resolution No. 9, Series of 2022: A Resolution Amending the City's Fee Schedule to Adopt Fees for the Leadville-Lake County Animal Shelter

CM Lauritzen moved to adopt Resolution No. 9, Series of 2022, A Resolution Amending the City's Fee Schedule to Adopt Fees for the Leadville-Lake County Animal Shelter, with the following amendment: That under surrender fees a statement is added that the fee could be reduced or waived at the discretion of the Animal Shelter manager; CM Forgensi seconded, unanimously passed

Adjournment: 8:50 p.m.

APPROVED this 15th day of March, 2022 by a vote of 6 in favor, 0 against, 0 abstaining, and 1 absent.

CITY OF LEADVILLE, COLORADO

ATTEST:

By



Deputy City Clerk