



CITY OF LEADVILLE

REGULAR COUNCIL MEETING MINUTES

800 HARRISON AVE.
LEADVILLE, CO 80461

Tuesday,
August 16, 2022

6:00 PM

Council Chambers & Zoom

1. **Call to order** of regular council meeting at 6:01 pm.
2. **Roll call:**
 - a. **Present:** 7- Mayor Labbe, MPT Greene, CM Hill, CM Lauritzen, CM Luna-Leal, and CM Grant. CM Forgensi appeared via Zoom.
 - b. **Absent:** 0

Staff Members Present: City Administrator Laurie Simonson, Deputy City Clerk Mayda Silver, Financial Director Dawna Schneider, and Fire Chief Dan Dailey. Police Chief Hal Edwards and Animal Shelter Manager Caitlin Kuczko arrived at 7:04 pm and departed at 7:18 pm. Administrative Assistant Lori Tye appeared via Zoom at 7:03 pm and departed at 8:30 pm.

3. **Approval of the agenda:** CM Lauritzen **moved** to approve the **amended** agenda, and CM Grant **seconded**. All present were in favor.
 - a. **Agenda Revisions:** The swearing-in of Officer Brenda Caraveo will be added to today's agenda.
4. **Housekeeping Matters:**
 - a. CM Lauritzen said that she was almost "t-boned" on 12th Street due since there is no Stop sign there.
 - b. CM Forgensi inquired as to when the construction on Pine Street would be completed as it has been about 2 months since it has been worked on. Mayor Labbe responded that the Sanitation Department has been behind on completing the manholes in that area and that he is unsure when the Sanitation Department will complete that task. Discussion ensued regarding the paving of different streets throughout the city.
 - c. CM Grant has heard concerns regarding the closure of E. 6th Street. She mentioned that it was closed on Wednesday. Several Councilmembers concurred. Mayor Labbe stated that he would check the TUP because, in the past, it was usually closed Thursday evening.
 - d. Mayor Labbe stated that the Liam O'Sullivan Irish Memorial Statue was placed today. The statue was crafted in Ireland but forged in Loveland, Colorado.
 - e. Mayor Labbe would like to offset expenses for the performers on August 27th at the Tabor Opera House in the amount not to exceed \$1000 using Contingency Funds. Discussion regarding the Contingency Funds amount ensued. All present agreed.
 - f. CM Hill commented on how well the detour from Harrison to Poplar worked during Boom Days. Mayor Labbe concurred.
 - g. CM Hill mentioned that the EV Station is up and running again. City Administrator Simonson would like to thank Deputy City Clerk Silver for contacting Charge Point regarding this issue. Mayor Labbe noted that he received a call from Phoenix from the technician who was able to reset the station remotely.

5. Public comments for items not on the agenda:

- a. Through Zoom, Andy Hofer spoke about the base camp sign on 601 W. 6th Street. He said that the sign blew down and that it is being rebuilt. He spoke with Lori Tye and wanted to find out if the sign had been legally built, to begin with, or if it went against code. He said that she was able to tell him that the sign has been there for a while and that it has been approved. He would like to contest the sign going back up if it wasn't erected according to code. CM Lauritzen said that Mr. Hofer contacted her, and she had done some research regarding the sign. She found that the sign was considered a legal nonconforming sign because it went up before the sign code was adopted. The code states that a legal nonconforming sign can be "replaced." She feels that the sign is not being replaced but that it is being upgraded which would not be allowed and that a variance should be requested through City Council. City Administrator Simonson spoke about the difference between the difference in code for public and private property. She will speak further with City Attorney McCormick to check on the status of the new sign. The city will follow up with Mr. Hofer.
- b. Mr. Hofer also wanted to discuss the sporadic Yield signs that he feels should be Stop signs. Mayor Labbe has spoken to the Streets Department about the Yield sign on 8th and will speak with them about the signs again.
- c. Lake County Manager Tim Bergmann wanted to thank the city for their participation in the County's OHV Town Hall meeting.
- d. Kristi Galarza from Lake County Build a Generation wanted to inform City Council regarding the subcommittee's work to apply to HUD for homelessness projects. In January, the strategic planning for homelessness will be a robust process, and she would like to see participation in this planning from any departments that deal with homelessness. Mayor Labbe asked about the homelessness survey. Ms. Galarza informed Council regarding the survey.

6. Approval of Minutes:

- a. Mayor Labbe noticed a typo and stated that the word "staggering" to "staggered" be changed on page 3, Item B, subsection d
CM Luna-Leal **moved** to approve the amended minutes of 08/02/2022; CM Hill **seconded**. All present were in favor.

7. Oath of Office for New Police Officer Brenda Caraveo:

- a. Municipal Judge Floyd swore in Officer Caraveo.

8. Auditors' Presentation of the 2021 Audit

- a. Paul Backes Certified Public Accountant of McMahan and Associates, LLC provided an overview of the audit and the departments included in the audit. He proceeded to explain who the audit goes to such as the federal government, the state of Colorado, and other entities such as creditors. He stated that the City of Leadville had a "clean audit."
- b. Mayor Labbe asked about FDIC insurance. Mr. Backes responded to Mayor Labbe's question and explained the Public Deposit Protection Act.
- c. Mayor Labbe asked about what the proper amount would be for the City's reserves. Mr. Backes stated that it would be up to the City and that different governmental entities have different expectations. Discussion continued regarding revenue and expenditures.
- d. Recommendations were given as well.
- e. Discussion was held regarding Cyber Security Insurance Coverage.

CM Hill **moved** to accept the 2021 Audit by McMahan and Associates, and MPT Greene **seconded**. All present were in favor.

9. Department Reports

- a. Departments gave their monthly reports
- b. **Bills-** CM Hill **moved** to pay the bills; CM Forgensi **seconded**. All present were in favor.

10. Proclamations and Requests

A. Schedule Budget Work Sessions

- a. The dates for the 2023 Budget Work Sessions are

9/27/2022

6:00pm – 7:00pm	Revenues
7:00pm – 8:00pm	Capital Request Prioritization

10/11/2022

6:00pm – 7:00pm	Leadville City Hall Budget
7:00pm – 8:00pm	Leadville Police Dept Budget

10/25/2022

6:00pm – 7:00pm	Leadville Street Dept Budget
7:00pm – 8:00pm	LLCFR Budget

11/09/2022

6:00pm – 7:00pm	Animal Shelter
7:00pm – 7:30pm	Municipal Court
7:30pm – 8:00pm	CTF Parks
8:00pm – 9:00pm	Final considerations/directions to staff to formalize a prepared budget for adoption 12/06/2022

11. Presentations & Requests:

A. Tabor Opera House Quarterly Update

- a. Sarah Dae, Executive Director, with board members, Amy Tait and Carl Schafer, gave an update on the events and tours happening at the Tabor Opera House along with the updating of the Tabor Ghost Sign.
- b. They also presented information regarding the Theater Projects Team, the Historic Scenery Collection, and Phase II of the restoration.
- c. Ms. Dae invited any city employees to a tour of the Tabor Opera House.

B. City Administrator's Report – Laurie Simonson updated the City Council regarding the following:

- a. City Administrator Simonson wanted to share the positive feedback she received regarding Boom Days and the Lifetime Fitness Mountain Bike Race.
- b. Lake County had a Town Hall OHV meeting. The turnout was wonderful. Everyone was respectful. She wanted to thank the county for including the City, even though the county had different issues than the City with respect to OHVs. Ms. Simonson would like the City to consider having an expert come in to help with a noise ordinance and to decide whether

there should be a moratorium on OHV/ATV businesses in the City of Leadville. CM Lauritzen asked about a speed limit sign on East 7th Street. She also felt that there should be a moratorium on rentals that do not tour and have unaccompanied drivers. Mayor Labbe would like a moratorium on the current ATVs/OHVs.

- c. Accommodation Taxes are being worked on by Financial Director Schneider and Deputy City Clerk Silver.
- d. Deputy City Clerk Silver is also working on Business Licenses.
- e. On Monday, 8/22, Chapin LaChance, our new Planning Director, will begin. He comes to us from Breckenridge.
- f. City Attorney McCormick is working on the 809 Spruce Street house's Temporary Use Permit.
- g. Discussion regarding the sandwich signs was held and more information will be forthcoming.

At 8:05 pm City Council adjourns for a 5-minute break.

At 8:12 pm City Council reconvenes.

12. Certificates of Appropriateness/Conditional Use Permits/Temporary Use Permits/Licenses

A. 930 Hemlock COA Resubmittal

- a. The applicants did not appear at today's meeting.
- b. Administrative Assistant Lori Tye gave her staff report regarding the COA.
- c. Nancy Bailey spoke regarding the Historic Preservation Committee's viewpoint regarding the COA.
- d. Lori Tye requested that the two letters provided to her opposing the COA be added to the record.

Mayor Labbe opened the public hearing at 8:17 pm. There were no public comments.

CM Lauritzen **moved** to **continue** the consideration of the resubmitted Certificate of Appropriateness for 930 Hemlock to the September 6, 2022 meeting; MPT Greene **seconded**. **The vote was 7-0-0-0.**

13. Resolutions & Ordinances:

B. Resolution No. 36, Series 2022: A Resolution Appointing Members to the Leadville Lake County Regional Housing Authority Board of Directors

- a. Discussion was held regarding the members chosen by the Lake County Board of County Commissioners and requested a Joint Work Session between Lake County and the City of Leadville to discuss the selection of the At Large Members.
- b. CM Lauritzen commented that the four chosen board members would need to choose the At Large members.
- c. Discussion about the possible Joint Work Session will be tabled until a later time.
- d. Discussion regarding the City Council applicants transpired.

City Council	Votes for CM Grant	Votes For CM Hill	Votes for CM Luna-Leal
CM Forgensi		x	x
CM Hill		x	x
Mayor Labbe		x	x
CM Greene		x	x
CM Luna-Leal	x		x
CM Lauritzen	x		x
CM Grant		x	x

MPT Greene **moved** to adopt Resolution No. 36, Series of 2022, A Resolution Appointing Members to the Leadville Lake County Regional Housing Authority Board of Directors and appoint **Christian Luna-Leal and Tim Hill** to the Authority’s Board. I further move to direct City staff to update the Resolution prior to signing it to reflect the names of these appointees.

CM Luna-Leal seconded. **Vote was 7-0-0-0.**

14. Public Meetings Planner:

- a. Deputy City Clerk Silver stated that she would add the Work Sessions for the budget meetings.

15. Mayor’s Report:

- a. The mayor spoke about Area Median Income (AMI). He received AMI and passed out the information that he received to City Council.
- b. The mayor met with City Administrator regarding the six-month review. He is very happy with her work initiative and ethic.

16. Council Reports:

- a. CM Grant attended the music in the park at Zaitz Park.
- b. CM Grant also wanted to ask about whether there can be a request to entertain parallel parking spots instead of angled parking. CM Luna-Leal agreed with CM Grant regarding the parallel parking on East 7th Street.
- c. CM Lauritzen would like to know why The Delaware Hotel has half a block of free parking.
- d. CM Hill expressed that the diagonal parking on 11th Street is great.
- e. CM Luna-Leal spoke regarding Full Circle’s program assisting the underprivileged population with housing assistance. That funding has ended.
- f. CM Forgensi wanted to commend CM Luna-Leal and Full Circle for their work with the underserved population in Leadville. He is currently in Santa Fe helping as a disaster recovery coordinator. He spoke about the effect the fire had on the underserved community in Santa Fe

relocating people, and how it has impacted the environment, thereby impacting basic necessities.

Adjournment: 9:06 pm.

APPROVED this 6th day of September by a vote of 7 in favor, 0 against, 0 abstaining, and 0 absent.

CITY OF LEADVILLE, COLORADO

ATTEST:

By



Mayda Silver, Deputy City Clerk