



CITY OF LEADVILLE

800 HARRISON AVE.
LEADVILLE, CO 80461

REGULAR COUNCIL MEETING AGENDA

December 5, 2023

6:00 P.M.

Council Chambers & Zoom

<https://leadville-co.gov.zoom.us/j/83526944548?pwd=aEdjdGtpNlEyZmt5YVQ1bDBQbnN4dz09>

Meeting ID: 835 2694 4548

Passcode: 80461

Dial by your location

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6:00 pm	1.	Call to order of regular meeting of the City Council
	2.	Roll Call
	3.	Optional Pledge of Allegiance or Moment of Silence
	4.	Approval of Agenda
	5.	Housekeeping Matters
	6.	Public Comments About Items Not on the Agenda
		Citizens wishing to speak to council on issues <u>not</u> on the agenda are requested to raise their hand in the participant's section of Zoom or in person. The Mayor will call on the public in order. Comments are limited to three (3) minutes (not including council questions). Action, if required, will be assigned to City staff. For matters <u>on the agenda</u> (which are not a public hearing) at the discretion of the Mayor, public input can be heard prior to a vote being taken on the matter.
6:15 pm	7.	Consent Agenda
		A. Approval of November 8th, 2023 Minutes
		B. Approval of November 21st, 2023 Minutes
		C. Resolution 26, Series of 2023 - A Resolution Designating the City's Representative to the County Health Pool
		D. Resolution 27, Series of 2023 - A Resolution Authorizing a Financial Contribution to the Stage and Rail Trail
		E. Resolution 28, Series of 2023 - A Resolution Adopting the Emergency Operations Plan for the County of Lake, State of Colorado
6:45 pm	8.	Action Items:
		A. Public Hearing Regarding the City's Fiscal Year 2024 Budget
7:15 pm	9.	Presentations and Discussions:
		A. City Administrator's Report
7:45 pm	10.	Public Comments
	11.	Mayor's Report
	12.	Council Reports
	13.	Public Meetings Planner
8:00 pm	14.	Adjournment

* These items may not have briefs or may have additional briefs Tuesday before the Council meeting.



**REGULAR COUNCIL
MEETING MINUTES**

**Wednesday,
November 8, 2023**

6:00 P.M.

Council Chambers & Zoom

- 1. Call to order** of regular council meeting at 6:01p.m.
- 2. Roll call:**
 - a. Present:** CM Thomas, CM Grant, CM Luna-Leal, MPT Greene, CM Hill, Mayor Labbe, and CM Lauritzen
 - b. Absent:**

Staff Members Present: Deputy City Clerk Hannah Scheer, City Administrator Laurie Simonson, Planning Director Chapin LaChance, and City Attorney Hilary Graham
- 3. Optional Pledge of Allegiance or Moment of Silence**
- 4. Approval of the agenda:** CM Grant to approve the agenda, and CM Hill **seconded**. All present were in favor.
 - a. Agenda Revisions:** None
- 5. Housekeeping Matters:**
 - a. CM Lauritzen
 - i. There is a 4 vote difference in the Mayoral race. There are 8 ballots that could be cured. There are 8 days to cure the ballots.
 - b. Mayor Labbe
 - i. December 15th is already reserved at Freight, so we need to find a different venue for the City employee party. There is a potential to host it at the Silver Dollar.
 - ii. Proposition HH was not passed - will we provide tax relief another way? Potential to have a work session before the Mill Levy certification
- 6. Public comments for items not on the agenda:** N/A

7. Consent Agenda

- a. CM Hill **moved** to approve the minutes of October 3rd, 2023; CM Grant **seconded**. All present were in favor.
REVISIONS: None
- b. CM Hill **moved** to approve the minutes of October 17th, 2023; CM Grant **seconded**. All present were in favor.
REVISIONS: None

8. Presentations and Discussions:**a. Colorado Gives Day Proclamation**

- i. Mayor Labbe made an official proclamation that the City of Leadville will participate in Colorado Gives Day on December 5th.

b. Railyard Phase 1 Subdivision Improvement Agreement Enforcement/Escrow Update

- i. Planning Director LaChance gave updates regarding recent deadlines, new agreements, upcoming deadlines, newspaper coverage, and accounting of multiple escrow accounts.
- ii. Detailed updates are available in the updated packet for this meeting.

c. Police Department Budget Discussion

- i. City Administrator Simonson gave a presentation showing 4 options of what we can do to help the immediate situation regarding the Leadville Police Department.
- ii. Option 1 - Maintain the Leadville Police Department and Re-Staff
 1. Hire a new police chief
 2. Hire additional law enforcement officers over time to ensure 10 hour shifts
 3. Maintain the current administration (1 Administrative supervisor, 1 administrative assistant and 2 community service
- iii. Option 2 - Dissolve the Leadville Police Department and Merge with the County Sheriff
 1. Transfer all personnel? Salary? Positions?
 2. Transfer all vehicles?
 3. Transfer all equipment?
 4. Order new uniforms, badges, other new equipment
 5. Locate space for staff
 6. Train all new employees
- iv. Option 3 - Contract for Law Enforcement with the County Sheriff
 1. Contract with the Sheriff for law enforcement coverage
 2. Keep municipal code functions in the City (Correction - municipal code violations would still be written into the Municipal Court)
 3. Keep administrative functions in the City
- v. Option 4 - Combine the County Sheriff with the Leadville Police Department

1. Calls for service, patrol and law enforcement functions in the City
 2. Sheriff to provide statutory duties of oversight of prisoners and jail executions of warrants
 3. Keep municipal code functions in the City (Correction - municipal code violations would still be written into the Municipal Court)
- vi. Most City Council members voted for options 3 or 4, Councilmember Grant strongly agrees with option 1.

9. Public Comments:

- a. Sean - Railyard resident
 - i. John Lichtenegger did not do what he promised. He received \$51,000, there are no ADA ramps, no plow service, no actual parks (just open fields). The developer has snubbed his nose at all of us and it's time to hold him accountable.
- b. Christine - Railyard resident
 - i. They were told there wouldn't be any further extensions and that 10/31/2023 was a hard deadline, but now the developer is getting another extension.

10. Mayor's Report: N/A**11. Council Reports:**

- a. CM Lauritzen
 - i. Property manager of 809 Spruce, Amy Tait, is still not responding to a potential new tenant. The person applying has been waiting 3 weeks and living in her car. Requested that the Mayor call Amy Tait to get the process started immediately.
- b. CM Luna-Leal
 - i. Leadville Lake County Regional Housing Authority meeting location changing from the library to a new location to be determined.

12. Public Meetings Planner:

- a. 11/21 - Board of County Commissioners meeting cancelled
- b. 12/15 - Posades gathering at Freight

Adjournment: 9:09 p.m.

APPROVED this 5th day of December, 2023 by a vote of [redacted] in favor [redacted] against, [redacted] abstaining, and [redacted] absent.

CITY OF LEADVILLE, COLORADO

ATTEST:

By

Deputy City Clerk

DRAFT



CITY OF LEADVILLE

800 HARRISON AVE.
LEADVILLE, CO 80461

REGULAR COUNCIL MEETING MINUTES

Tuesday,
November 21, 2023

6:00 P.M.

Council Chambers & Zoom

1. **Call to order** of regular council meeting at 6:01 p.m.
2. **Roll call:**
 - a. **Present:** CM Thomas, CM Grant, CM Luna-Leal, MPT Greene, CM Hill, Mayor Labbe, and CM Lauritzen
 - b. **Absent:**

Staff Members Present: Deputy City Clerk Hannah Scheer, City Administrator Laurie Simonson
3. **Optional Pledge of Allegiance or Moment of Silence**
4. **Approval of the agenda:** CM Hill **moved** to approve the agenda, and CM Thomas **seconded**. All present were in favor.
 - a. **Agenda Revisions:** None
5. **Housekeeping Matters:**
 - a. There are street lights that are out. Needs wiring fixed. The Street Department is aware and is working on it.
 - b. Election Results
 - i. MPT Greene has officially been elected Leadville's first female Mayor
 - ii. Ward 1 - Joey Edwards
 - iii. Ward 3 - Cisco Tharp
 - c. January 2nd will be the swearing in ceremony for new members of City Council, Mayor, and appointments for Ward 2, City Clerk, and City Treasurer
 - d. Senator Bennet gave Leadville a U.S. flag that was flown at the U.S. capitol in Washington D.C.

6. Public comments for items not on the agenda:

- a. Steve Prestash
 - i. The homelessness situation needs to be addressed and the City needs to project for that in the future.
 - ii. Worst thing to happen to him in 43 years is the decision to dissolve the police department, which will lead to danger of diminishing residents voice and giving power to the developers. This will strangle the the police department as there is no due diligence for upkeep.
 - iii. This administration has allowed someone to buy up a lot of property over the last 8 years.
- b. Nancy Bailey
 - i. Thanked Mayor and Council
 - ii. Invited everyone to participate in “Shop Small Saturday” on 11/25 from 12-4 p.m. There will be a “melly” auction and other goodies.
 - iii. Excited about next week’s presentation.

7. Department Reports: Included in the Packet - No Verbal Presentations**a. City Bills**

- i. MPT Greene **moved** to pay the bills, CM Luna-Leal **seconded** the motion. All present were in favor.

8. Action Items:**a. Resolution No. 25, Series of 2023: A Resolution Authorizing a Financial Contribution to Certain Charities for Colorado Gives Day**

CM Luna-Leal moved to approved **Resolution No. 25, Series of 2023: A Resolution Authorizing a Financial Contribution to Certain Charities for Colorado Gives Day**, CM Thomas **seconded**. All present were in favor.

9. Presentations and Discussions:**a. City Administrator’s Report:**

- i. Will ask for letters of interest for Ward 2, City Clerk, and City Treasurer. Theses seats will be filled by appointment. City Administrator checked with our attorneys to make sure there was no conflict of interest if deputies are clerks/treasurers. If the Deputy City Clerk and the Financial Director assumed these rolls, it would eliminate confusion.
- ii. January 2nd will be the swearing in of new City Council members, Mayor, and appointment of Ward 2, City Clerk, and City Treasurer. January 8th will be the official day they take office.
- iii. The Tabor received a DOLA grant for a rehabilitation project to finish the last part of the exterior. There was an article in the Summit Dailey announcing this.

- iv. City Administrator is making an offer tomorrow for the roll of administrative assistant who would support the City Administrator and the Finance Director.
- v. Property tax revenue - will there be a credit? reduce mills? Spoke with attorney and they said a credit back would be a better way to go - it's allowed to be temporary.
- vi. Colorado Municipal League announced that the Colorado General Assembly convened to assess property taxes.

b. Leadville Lake County Emergency Operations Plan Presentation:

- i. In October, Emergency Operations Plan Director Claire Skeen came to City Hall to discuss changes to the plan and ask for approval. She was able to incorporate those changes in this city council meeting packet.
- ii. Thanked Chief Dailey for his contributions and edits.
- iii. Feedback outstanding regarding funding mechanisms - this doesn't affect "bones" of the plan.
- iv. There is a formal approval process every 3 years. This is a "living document" that can be reviewed/changed every year.
- v. There was a change in the types of radios emergency responders use - there was a spark that would come out of the old radio when using it in communications that could be dangerous. The new radios are safer to use in dangerous situations and it uses an electrical signal.
- vi. There will be an official resolution for the next City Council meeting to adopt the new Emergency Operations Plan.
- vii. CM Luna-Leal **moved** to adopt the new Emergency Operations Plan, CM Grant **seconded**. All present were in favor.

c. Stage and Rail Trail Financial Request:

- i. Proposed historic route in Lake County:
 1. 16 miles of the historic stage and rail route in Lake County is ready for designation pending resolution of private property liability issues along the Pipeline Road.
- ii. Next Steps:
 1. Future oversight may be vested in Lake County Parks, Recreation and Open Space Department.
 2. Focus shifts from route designation to public education and interpretation.
 3. Grant application for two-year support pending with Colorado Parks and Wildlife Trails grant program.
 4. Match funding from Lake County and Chaffee County Commissioners, Buena Vist and Salida.
 5. Requesting match funding from Leadville City Council: \$1800 cash, \$250 in-kind.

- iii. An official resolution will be presented at the next city council meeting to approve funds. Documentation and an invoice is needed.

d. Further Police Department Discussion:

- i. Continuation of previous discussion - still alot to figure out
- ii. Can do better at making decisions carefully
- iii. City Administrator provided different scenarios in several cities dealing with the same situation. Analyze and pick out best parts of all of the example contracts.
- iv. Have police department cover certain shifts and the sheriff's department cover others
- v. Had a productive meeting with the police department. Wants to prevent burn-out, they said they're ok right now, morale is good. Asked if they would be ok with an interim situation and they said that would work for them.
- vi. POST is vague about interim situations regarding maintaining records, evidence, oversight of community service officers, etc.
- vii. POST wants to know where Leadville stands before they answer other questions.
- viii. Need an animal control officer ASAP. Animal Shelter staff are civilians, law enforcement is not trained to handle animals.

10. Public Comments:

- a. Steve Prestash
 - i. Water issues, change in snowfall, Colorado is in a "brown zone"
 - ii. What would happen if we ran out of water
 - iii. Development and progress are 2 different things
 - iv. We depend on our snowfall - who will be impacted? Switzerland saves snow and tarps it for future water usage.
 - v. Canterbury Tunnel could be a source of water as needs changed based on climate change
 - vi. Camp Hale - Climax water processing facility
 - vii. No rattlesnakes due to harsh weather conditions

11. Mayor's Report:

- a. Attended a fundraiser for PbSwims with a dinner at ZeroDay
- b. Kyle Crawford had an event at his place and made a donation of about \$3000 to PbSwims
- c. People are really rallying for a pool

12. Council Reports:

- a. CM Luna-Leal
 - i. Housing - ballot measure failed, Regional Housing Authority cannot be only entity applying for grants, rentals are out.
 - ii. C4 is looking for funding of \$200,000 for new projects and money towards emergency funds. Would like to have an energy program manager as a representative.

iii. Housing is heading in the right direction

13. Public Meetings Planner:

Adjournment: 8:20 p.m.

APPROVED this 5th day of December, 2023 by a vote of [redacted] in favor [redacted] against, [redacted] abstaining, and [redacted] absent.

CITY OF LEADVILLE, COLORADO

ATTEST:

By

Deputy City Clerk

DRAFT

**CITY OF LEADVILLE, COLORADO
RESOLUTION NO. 26
SERIES OF 2023**

**A RESOLUTION DESIGNATING THE CITY’S REPRESENTATIVE
TO THE COUNTY HEALTH POOL**

WHEREAS, the governing body of the City of Leadville (“City”) is advised that the business to be conducted at Member’s Meetings of the County Health Pool must be transacted by the official representative of each Member; and

WHEREAS, the City has traditionally had the City’s Finance Director serve as the official representative to the County Health Pool; and

WHEREAS, Kristol Hewlett is the City’s Finance Director.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Leadville, Colorado, as follows:

The City Council hereby designates Kristol Hewlett as the official representative to all County Health Pool Members meetings.

This Resolution shall be effective upon its adoption.

ADOPTED this 5th day of December 2023.

CITY OF LEADVILLE, COLORADO:

Greg Labbe, Mayor

ATTEST:

Deputy City Clerk

**CITY OF LEADVILLE, COLORADO
RESOLUTION NO. 27
SERIES OF 2023**

**A RESOLUTION AUTHORIZING A FINANCIAL CONTRIBUTION
TO THE STAGE AND RAIL TRAIL**

WHEREAS, the Salida to Leadville Stage and Rail Trail Historic Route project will create a 75-mile-long recreational trail from Salida to Leadville; and

WHEREAS, the northern terminus of the route is the City of Leadville (“City”); and

WHEREAS, Alan Robinson of the Greater Arkansas River Nature Association (“GARNA”) made a presentation about this project to the City Council at its regularly scheduled meeting on November 21, 2023; and

WHEREAS, Mr. Robinson requested support from the City in the form of a cash contribution in the amount of \$1,800.00 and an in-kind contribution of \$250.00; and

WHEREAS, this support will match funding from the Colorado Parks and Wildlife (“CPW”) trails grant program; and

WHEREAS, the City Council expressed support for this contribution.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Leadville, Colorado, as follows:

The City Council hereby authorizes to GARNA, on behalf of the Stage and Rail Trail Historic Route project, a cash contribution in the amount of \$1,800.00 and an in-kind contribution of \$250.00.

This Resolution shall be effective upon its adoption.

**ADOPTED this 5th day of December 2023 by a vote of _ in favor, ____ against,
_____ abstaining, and ____ absent.**

CITY OF LEADVILLE, COLORADO:

Greg Labbe, Mayor

ATTEST:

Deputy City Clerk

**CITY OF LEADVILLE, COLORADO
RESOLUTION NO. 28
SERIES OF 2023**

**A RESOLUTION ADOPTING THE EMERGENCY OPERATIONS PLAN FOR THE
COUNTY OF LAKE, STATE OF COLORADO**

WHEREAS, pursuant to the requirements of C.R.S. §24-33.5-707(8), each County disaster agency shall prepare and keep current a county disaster emergency plan for its area; and

WHEREAS, the purpose of the Presidential Policy Decision Directive is to enhance the ability of the United States to manage domestic incidents by establishing a single, comprehensive national incident management system; and

WHEREAS, Lake County has in place an Emergency Operations Plan (“EOP”) which is the county disaster emergency plan for our area; and

WHEREAS, the EOP is a living document and outlines the roles and responsibilities of the different organizations in Lake County in the event of a disaster or emergency; and

WHEREAS, the Lake County EOP needed to be updated in order to be compliant with the new guidelines that the Colorado Division of Homeland Security and Emergency Management (“DHSEM”) issued in January of 2023; and

WHEREAS, Claire Skeen, the Director of the Office of Emergency Management”) made a presentation about the updated EOP to the City Council at its regularly scheduled meetings on October 3 and November 21, 2023; and

WHEREAS, the City Council expressed support for adoption of this plan.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Leadville, Colorado, as follows:

The City Council hereby authorizes adoption of the 2023 Lake County Emergency Operations Plan as presented to the City Council on November 21, 2023. The Council further authorizes the City Administrator along with the Director of Emergency Operations to make any non-substantial changes as necessary to the EOP that was presented on November 21, 2023.

This Resolution shall be effective upon its adoption.

**ADOPTED this 5th day of December 2023 by a vote of _ in favor, ____ against,
_____ abstaining, and ____ absent.**

CITY OF LEADVILLE, COLORADO:

Greg Labbe, Mayor

ATTEST:

Deputy City Clerk

December 2023

Sun	Mon	Tue	Wed	Thu	Fri	Sat
26	27	28 4pm - HPC - Regular Mtg 6pm - City Council Work	29	30	1 5pm - Taste of Leadville 6pm - Parade of Lights	2
3	4	5 11am - BOCC@505 6pm - Regular CC Mtg	6	7 6pm - LURA Board	8	9
10 9:30am - Our Lady of	11	12 4pm - HPC Meeting @	13 5pm - Sanitation @ 6pm - P&Z Meeting @	14 5:15pm - Parkville Water 6pm - Posada @ Freight	15 9am - Fire Management	16
17	18	19 8:30am - Tourism Panel 11am - BOCC@500 6pm - Regular CC Mtg @	20 1pm - Leadville Municipal	21	22	23
24 Christmas Day - City Hall	25	26 4pm - HPC - Regular Mtg	27 6pm - P&Z Meeting @	28	29	30
31 8am - New Years Day -	1	2 11am - BOCC@505 6pm - Regular CC Mtg -	3	4 6pm - LURA Board	5	6

January 2024

Sun	Mon	Tue	Wed	Thu	Fri	Sat
31	1 8am - New Years Day -	2 11am - BOCC@505 6pm - Regular CC Mtg -	3	4 6pm - LURA Board	5	6
7	8 Newly Elected Officials	9 4pm - HPC Meeting @	10 5pm - Sanitation @ 6pm - P&Z Meeting @	11 5:15pm - Parkville Water	12	13
14	15	16 8:30am - Tourism Panel 11am - BOCC@500 6pm - Regular CC Mtg @	17 1pm - Leadville Municipal	18	19 9am - Fire Management	20
21	22	23 4pm - HPC - Regular Mtg	24 6pm - P&Z Meeting @	25	26	27
28	29	30	31	1 6pm - LURA Board	2	3

February 2024

Sun	Mon	Tue	Wed	Thu	Fri	Sat
28	29	30	31	1 6pm - LURA Board	2	3
4	5	6 11am - BOCC@ 505 6pm - Regular CC Mtg	7	8 5:15pm - Parkville Water	9	10
11	12	13 4pm - HPC Meeting @	14 5pm - Sanitation @ 6pm - P&Z Meeting @	15	16 9am - Fire Management	17
18	19	20 8:30am - Tourism Panel 11am - BOCC@500 6pm - Regular CC Mtg @	21 1pm - Leadville Municipal	22	23	24
25	26	27 4pm - HPC - Regular Mtg	28 6pm - P&Z Meeting @	29	1	2