

CITY OF LEADVILLE
CITY COUNCIL REGULAR MEETING
Tuesday, February 3, 2015

<p>City Council Members Present: Greg Labbe, Councilmember Mike Canty, Councilmember Jaime Stuever, Mayor Jake Mohrmann, Councilmember Luke Finken, Councilmember Gwen Shepherd, Councilmember Max Duarte, Councilmember</p>	<p>STAFF PRESENT: Joseph Swyers, City Clerk Roy McGinnis, Finance Director Sarah Dallas, Planning Official, Deputy City Clerk and Administrative Services Manager Jim Schneider, Street Dept. Supervisor Mike Leake, Police Chief Dan Dailey, Fire Chief</p>	<p>BOARD OF ADJUSTMENT: Greg Labbe Mike Canty Jaime Stuever Jake Mohrmann Luke Finken Gwen Shepherd Max Duarte</p>
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City Council met in a regular public session in the Council Chambers of City Hall.

Mayor Stuever called the meeting to order at 6:30 PM with the Pledge of Allegiance. Roll Call was taken.

(6:31 PM) Public comments on items not on the agenda: None.

(6:31 PM) Agenda Revisions: None.

(6:31 PM) Approval of January 13, 2015 minutes of the special joint meeting of City Council and Planning & Zoning. Mayor Pro Tem Finken moved to approve the meeting minutes of Tuesday, January 13, 2015. Councilmember Canty seconded. There were no corrections. Roll call: with the exception of Mayor Stuever and Councilmember Canty who abstained, unanimous yes.

(6:32 PM) Approval of January 20, 2015 minutes of the regular city council meeting.

Mayor Pro Tem Finken moved to approve the meeting minutes of Tuesday, January 20, 2015. Mayor Stuever seconded. There was a correction to the top date. Planning Official and Deputy City Clerk Dallas clarified that, where the minutes have "Councilmember Mohrmann asked if that would result in a race to build out the lot to get that third license. Ms. Dallas answered yes. ", that her answer of yes was due to meeting discussion confusion and that there is no race for the facility to pass inspection for approval of licenses. The applicants will be allowed to proceed in the order that they had a completed application which, for the record, is October 27, 2014 and October 30, 2014. Roll call: unanimous yes.

(6:33 PM) West Park Wellness Team to present what is happening with the playground project.

Julie Lundgren presented the request for in kind and cash contribution.

Councilmember Labbe moved that the City of Leadville put forth to the West Park Elementary Playground \$2000 of cash from Conservation Trust Fund and \$3000 in kind match from the street department. Roll Call: unanimous yes.

(6:53 PM) Temporary Use Permit for Leadville Race Series Trail Marathon Run on June 20, 2015.

Josh Colley, representing Lifetime Fitness, described the event.

Councilmember Finken moved to approve the temporary use permit for the Leadville Trail Marathon and Heavy Half Marathon, to be held from 5:30am to 6pm on Saturday June 20th, 2015. That the City provide for the closure of the 100 block of East 6th Street during this same period. Mayor Stuever seconded. Councilmember Shepherd moved an amendment to move the race from 6th Street so it can start getting used to not using 6th Street and move it to 4th Street, the same distance, the same amount, there is room over there. Councilmember Shepherd further explained that 4th Street would be nearer to Lifetime Fitness headquarters and that starting on 4th and going out of town on 5th is the same as starting on 6th and going out of town on 5th. Mayor Stuever deemed it failed as there was no second. City Clerk Swyers clarified that this does not include the beer garden. Roll call: Councilmember Shepherd voted no. Mayor Stuever and Councilmembers Canty, Duarte, Mohrmann, Finken, Labbe voted yes.

(7:01 PM) Temporary Use Permit for Leadville Race Series Camp of Champions July 1 – 5, 2015.

Josh Colley described the event. The first running camp days will be June 26, 27, 28; the first bike camp day will be July 1st through 4th and the second bike camp will be July 7th. All these would have less than a hundred people.

Councilmember Labbe moved to approve the temporary use permit for the Leadville Race Series/Life Time Fitness to host the Camp of Champions training camp in an around Leadville between Friday June 26th to June 28th, the bike camp July 1st to 4th and July 5th through 8th. Mayor Stuever seconded. Roll call: unanimous yes.

(7:05 PM) Temporary Use Permit for Leadville Trail 100 Mountain Bike Race on August 15, 2015.

Josh Colley described the event. Same course, same number of participants, this year to request closure of the two west lanes of Harrison Avenue, first half block of West 5th. and West 6th Street. They have contacted CDOT for the Harrison closure. They've contacted Citadel Security for additional security for the expo area. Mr. Colley agreed to giving Citadel a radio to speak straight to dispatch. Police Chief Leake expressed concerns but said the police will try to make it work. Councilmember Finken objected to armed security. Chief Leake disagreed, said he was okay with armed security and explained how uniformed officers with a gun are more persuasive in dealing with unruly crowd and that Citadel is a professionals. Mayor Stuever explained that, with a crowd, to keep in mind what could happen, and to have trained armed professionals just in case. Councilmember Mohrmann reported that support crews have no regard for traffic laws. Mr. Colley reported how he explains to participants and crews to respect laws. Councilmember Finken expressed concerns about traffic on West 6th during the finish and recommended closure from 500 block to finish. Mr. Colley and Chief Leake considered issues with traffic and racers and full closure of West 6th. Mr. Colley agreed to all vendors getting a business license in advance. Clerk Swyers reported on concerns from other businesses about food provided to racers without paying sales tax.

Councilmember Labbe moved to approve the temporary use permit for the Leadville Trail 100 Mountain Bike Race on August 15th, 2015; the applicant requests a one hour closure of 6th street from the alley on the 100 block of West 6th to the end of the 100 block of East 6th across Harrison Ave for bikes to line up from 5:30am to 6:30am

Saturday morning; a ten minute closure of West 6th street from stoplight to McWethy Dive from 6:30 am to 6:40am for the start of the race Saturday; also a closure of the eastern half portion of the 100 block of West 6th, the west two lanes of Harrison Ave, and the eastern half portion of West 5th Street from 8:00am Friday until 8:00 pm Saturday; also additional use of West 6th from approximately noon until 8:00 pm as riders make their way east on 6th toward the finishing line Saturday, and this to be a dog free event. Mayor Stuever seconded. Councilmember Mohrmann reminded Mr. Colley that any film crews need to get a permit. Concerns about drones were discussed. Councilmember Shepherd objected to the event getting way too big and out of hand. Roll call: Councilmember Shepherd voted no. Mayor Stuever and Councilmembers Canty, Duarte, Mohrmann, Finken, Labbe voted yes.

(7:41 PM) Temporary Use Permit for Leadville Trail 100 10K on August 16, 2015.

Josh Colley described the event. Councilmember Finken moved to approve the temporary use permit for the Leadville 10K, to be held from 10:00 a.m. to 2:30 pm Sunday, August 16th, 2015; that the City provide for the use of West 6th Street for the Leadville 10K. Mayor Stuever seconded. Councilmember Shepherd objected to using 6th Street. Roll call: Councilmember Shepherd voted no. Mayor Stuever and Councilmembers Canty, Duarte, Mohrmann, Finken, Labbe voted yes.

(7:44 PM) Temporary Use Permit for Leadville Trail 100 Run on August 22-23, 2015.

Josh Colley, representing Lifetime Fitness, described the event.

Councilmember Labbe moved that city council approve the temporary use permit for Leadville Trail 100 starting Friday August 21st, 2015 at 11:00 a.m. and ending Sunday August 23rd, 2015 at 11:00 a.m.; included in that would be the closure of West 6th Street from the stoplight to McWethy Drive from 4:00 a.m. to 4:10 a.m. for the start of the race, and also the closure of the parking area on the north side of east one half portion of the 100 block of West 5th and 6th Street for the finish line and finishing area for the Leadville Trail 100 Race from noon on Friday, August 21st, until 11:00 a.m. on Sunday, August 23rd. Councilmember Finken seconded. Roll call: Councilmember Shepherd explained that until the race is moved off of 6th and Harrison, she votes no. Mayor Stuever and Councilmembers Canty, Duarte, Mohrmann, Finken, Labbe voted yes.

(7:55 PM) Mayor Stuever adjourned the city council and Board Chair Finken convened the Board of Adjustment.

(7:55 PM) Variance relief for Phillip Matsen regarding rear setback relief request for property 1017 Poplar Street. Board Chair Finken described the request, explained the public hearing process, and opened the public hearing. Planning Official Dallas reported that the notice requirements were satisfied.

Phil Matsen described plans for purchasing the property from Ken and Beth Donoher and constructing a building. There were no public comments for or against. Councilmember Canty moved to close the public hearing portion of the meeting. Councilmember Labbe seconded. Roll call: unanimous yes.

Councilmember Canty moved to approve the variance in relief of section 17.32.010 of Leadville Municipal Code for the property at 1017 Poplar Street St. Leadville, CO 80461. The variance request is to allow the current municipal code rear setback of ten feet to decrease, allowing for the use of the existing foundation with a rear setback of four and one half feet to be utilized for building a structure. Councilmember Labbe seconded. Roll call: unanimous yes. Chair Finken moved to adjourn the Board of Adjustment. Councilmember Labbe seconded. Roll call: unanimous yes.

(8:13 PM) Mayor Stuever convened the Local Liquor Licensing Authority.

(8:13 PM) Renewal of Hotel & Restaurant Liquor License for Szechuan Taste Restaurant.

Councilmember Finken moved to approve the renewal of Hotel and Restaurant License for the Szechuan Taste Restaurant to sell Malt, Vinous, and Spiritous Liquors. Councilmember Canty seconded. Roll call: unanimous yes.

(8:14 PM) Renewal of 3.2% Beer License for Kum & Go

Councilmember Finken moved to approve the renewal of the 3.2 percent Beer Retail License for Kum & Go Store #915. Councilmember Canty seconded. Roll call: unanimous yes.

(8:15 PM) Mayor Stuever adjourned the Leadville Liquor Licensing Authority and re-convened City Council.

(8:15 PM) Resolution 3, Series 2015 adopting Fire Dept InterGovernmental Agreement.

Mayor Stuever and Councilmember Labbe explained the agreement. Councilmember Finken moved to adopt a resolution approving an intergovernmental agreement by and between the City of Leadville and Lake County for the provision of fire protection services. Mayor Stuever seconded. Roll call: unanimous yes.

(8:20 PM) First reading of Ordinance 01, Series 2015, re Mayor Compensation.

Mayor Stuever explained reasons for increasing the compensation and that changes can be made at second reading. Councilmember Labbe moved to adopt on first reading an ordinance amending section 2.04.030 of the Leadville Municipal Code concerning compensation of the mayor. Councilmember Finken seconded. Roll call: except for Councilmember Duarte who abstained, unanimous yes.

(8:40 PM) Recess for five minutes.

(8:45 PM) Department Reports.

There will be a fire department management meeting on Thursday, February 19, at 9:30 in the BOCC meeting room. The importance of the council and commission training on quasi-judicial hearings on February 25th was stressed. Tentative work session on February 24th for marijuana code changes was discussed and left open if needed.

(8:53 PM) Bills: Councilmember Canty moved to pay the bills. Mayor Stuever seconded. Roll call: unanimous yes.

(8:54 PM) Mayor Report included: Brownfield meeting, Exchange Students, ALCO building, Leiter Field swap with Elm Street Park, Community Partnership Meeting regarding Climax Mine, Nate Solder with New England Patriots.

(9:00 PM) Council Reports: Councilmember Canty reported on the Economic Development Corporation.

Councilmember Labbe reported on County Commissioner meetings, business loans, DOLA funding for broadband.

(9:05 PM) Mayor Stuever adjourned the meeting.