

CITY OF LEADVILLE  
CITY COUNCIL REGULAR MEETING  
Tuesday, March 03, 2015

<p><u>City Council Members Present:</u>          Luke Finken, Councilmember          Max Duarte, Councilmember          Jake Mohrmann, Councilmember          Mike Canty, Councilmember          Greg Labbe, Councilmember          Jaime Stuever, Mayor          Gwen Shepherd, Councilmember</p>	<p><u>Staff Present</u>          Roy McGinnis, Finance Director          Sarah Dallas, Planning Official, Deputy City Clerk          and Administrative Services Manager (ASM)          Joe Swyers, City Clerk</p>	
--	--	--

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:

Josh Holmes, band director at Lake County High School invited council to a reception on March 20 at 6:30 at LCHS.

(6:33 PM) Agenda Revisions: None.

(6:33 PM) Temporary Use Permit for Leadville Nordic Sprints on Friday, March 6 on Harrison Avenue.

Jeff Spencer described the event. Councilmember Canty moved to approve the Temporary Use Permit for Leadville Ski Joring Association, to hold their annual Leadville Nordic Sprints Event on Friday March 6, 2015 on Harrison Avenue. Councilmember Labbe seconded. Councilmember Finken clarified that it is Leadville Nordic Club doing the event, not Leadville Ski Joring Association. Councilmember Mohrmann asked why it was coming to council now rather than weeks ago. Mr. Spencer explained that Karl Remsen was busy as school teacher. Councilmember Shepherd asked why this short event is coming to council when we would approve it anyway. Mayor Stuever and Clerk Swyers explained that events using the public streets go to council according to the municipal code. Planning Official Dallas suggested a five year permit for annual small events. Roll call: unanimous yes.

(6:39 PM) Approval of February 17, 2015 minutes of the regular city council meeting.

Councilmember Finken moved to approve the regular city council meeting minutes of Tuesday, February 17, 2015. Councilmember Canty seconded. Roll call: except for Councilmember Shepherd who abstained, unanimous yes.

(6:40 PM) Mayor Stuever adjourned city council and convened the Leadville Local Liquor Licensing Authority.

Mayor Stuever reported that Police Chief Leake had told him that he has no problems with any of the liquor license or permit applications on the agenda.

(6:40 PM) Special Event Liquor Permit for Mining Museum for May 9, 2015.

Steve Whittington, executive director of the National Mining Hall of Fame and Museum, described the Miners Ball where they will be serving beer, wine and distilled alcohol and introduced Francine Webber who will be coming to council for future events. The event is entirely within the convention center. Councilmember Duarte asked about a requirement for TIPS training for servers. Clerk Swyers explained that was a requirement about twelve years ago but is not now required by city council. Councilmember Labbe moved to approve the Special Event Liquor Permit for the National Mining Hall of Fame and Museum Miners' Ball on Saturday, May 9, 2015 from 5 pm to Midnight. Councilmember Canty seconded. Roll call: unanimous yes.

(6:43 PM) Renewal of Tavern Liquor License for Casa Blanca Restaurant.

Councilmember Finken moved to approve the renewal of the Tavern Liquor License for the Casa Blanca Restaurant to sell Malt, Vinous, and Spiritous Liquors. Mayor Stuever seconded. Roll call: unanimous yes.

(6:44 PM) Renewal of 3.2% beer license for Diamond Shamrock Corner Store.

Councilmember Finken moved to approve the renewal of the 3.2 percent Beer Retail License for Diamond Shamrock Store #682. Councilmember Labbe seconded. Roll call: unanimous yes.

(6:45 PM) Special Event Liquor Permit for LCCCA for event at Old Church on March 27th.

Carl Schaefer, representing the Lake County Civic Center Association, described the event and asked the authority to waive the fee because it is a 501(c) organization and what it does. Clerk Swyers explained that the Authority had previously waived the local fee for the Advocates of Lake County and that the \$100 fee for new applicants is for background checks and vetting an unknown group and people. Mayor Stuever pointed out the explanation in the Clerk's staff input memo. Councilmember Labbe moved to approve the Special Event Liquor Permit for the Lake County Civic Center Association Annual Meeting on Friday, March 27, 2015 from 5 p.m. to Midnight and to charge zero for the special event liquor permit fee. Councilmember Finken seconded. Roll call: unanimous yes.

(6:53 PM) Mayor Stuever adjourned the Leadville Local Liquor Licensing Authority and re-convened City Council.

(6:53 PM) Discussion of providing in kind help from street dept for dog park on county property.

Steve Whittington, chairman of the Lake County Dog Park Committee, explained their request for a dog park at the west end of Huck Finn Park area. It will be about three quarter acre and need about 600 tons of gravel hauled from the ACA's Halfmoon quarry. Hauling of gravel by the city would save them about \$2600 and could be done in May or June. Conservation Trust Fund money could be used for the cost of fuel and labor. ASM Dallas will email Mr. Whittington info Build-A-Generation regarding HEAL LiveWell mini-grants. and help from Buena Vista Correctional Facility. This will be discussed at the next city council meeting when the street department supervisor can speak about how and when they could help.

(7:18 PM) Second Reading and PUBLIC HEARING for Ordinance 1, Series 2015 regarding mayor's compensation. Mayor Stuever opened the public hearing. There were no public comments. Mayor Stuever read into the record the letter from Treasurer Betty Benson. Council comments included:

- Mayor Stuever said he is not running for another term.
- Budget restraints and not giving employees raises for several years.
- Without a city manager or city administrator it is a full time job with tremendous responsibility.
- Option to raise the salary but to not include health benefits.
- The job of city council is to make such decisions regarding salaries in the best interest of the city.
- Whether it is appropriate for councilmembers considering running for mayor to vote on this, but the city attorney advised that such candidates have no assurance of winning, and that it is not a legal problem.
- Question of motive – to serve the city or for the money.
- Whether \$30,000 is enough for a full time job, enough for people to put more time in.
- \$10,000 is just enough for a volunteer.
- A full time salary should be \$45,000 to \$50,000. A salary of \$30,000 is for a part time job.
- City now pays entry level full time street department employees or police officers \$31,000 to \$32,000 per year.
- Deadline of end of July so people who may do candidate petitions the first week of August will know the salary.

Councilmember Canty moved to table second reading of Ordinance 1, Series 2015 amending Section 2.04.030 of The Leadville Municipal Code concerning compensation of the Mayor until the next meeting. Councilmember Labbe seconded. After discussion about having this on the agenda for the second meeting, Councilmembers Canty withdrew his motion and Councilmember Labbe withdrew his second.

Councilmember Canty moved to table second reading of Ordinance 1, Series 2015 amending Section 2.04.030 of The Leadville Municipal Code concerning compensation of the Mayor and bring it to public hearing on April 7. Councilmember Labbe seconded. Roll call: unanimous yes.

(7:43 PM) Discussion of Service Line Warranty Program.

ASM Mrs. Dallas explained a representative of the Service Line Warranty Program told her that without using the city's logo they will not participate in our community any longer. Comments from council included.

- Would other companies want to use the city logo and endorsement to market their services?
- They do two mailings per year. The city gets a small royalty fee. Local plumbers do the actual repairs.
- Present subscribers would lose their insurance coverage if the Service Line Warranty Program ceases here.
- The program is adding coverage for in home sewer and water lines.

Councilmember Finken moved that City Council continue their approval of the NLC Service Line Warranty Plan and expansion. Councilmember Canty seconded. Roll call: except for Councilmember Shepherd who abstained because she wasn't present for the discussion on this at the last meeting, unanimous yes.

(8:05 PM) Letter of support for tax exemption for Tabor Grand/Overland Properties.

Mayor Stuever explained the letter. Some councilmembers expressed approval. There were no objections.

(8:07 PM) Resolution 4, Series 2015 adopting Personnel Policy.

ASM Dallas explained the resolution and some changes to the personnel policy. Councilmember Canty moved to adopt Resolution 4, Series 2015 adopting revised personnel rules and regulations and option B of page 13. Mayor Stuever seconded. Discussion included that this is short term until adoption of Paid Time Off (PTO), and that there may be some issues from some employees which should be directed to city council. Roll call: unanimous yes.

(8:24 PM) First Reading of Ordinance 3, Series 2015, amending Title 2 personnel descriptions.

Councilmember Finken moved to adopt on first reading Ordinance 03, Series of 201, an ordinance amending Chapter 2.44 of the City Of Leadville Municipal Code concerning city employees. Councilmember Canty seconded. Roll call: unanimous yes.

(8:27 PM) Discussion of future work session topics, dates and times.

Leave March 24th for continuance of the marijuana ordinance, and March 31st as a tentative work session.

(8:30 PM) Meeting Planner.

March 25, 6 pm joint City Council/Planning & Zoning Commission meeting for conditional use permits for chickens.

(8:34 PM) Financial Reports:

Finance Director McGinnis reported on sales tax collections and responded regarding marijuana taxes that the amounts cannot be made public.

(8:38 PM) Bills: Councilmember Finken moved to pay the bills. Councilmember Canty seconded.

Roll call: unanimous yes.

(8:39 PM) Mayor Report included annual staff evaluations, Community Advisory Meeting, Listening Tour, meeting with BOCC regarding short term rentals. Tabor Grand opening, and receiving computers from CMC.

(8:41 PM) Council Reports:

Councilmember Mohrmann: the Listening Tour at CMC with various funding organizations.

Councilmember Canty: LLCEDC meeting to survey businesses and recruit members and the Hospital Board mtg.

Councilmember Labbe: Mountain Rural Philanthropy Days, June 24-26 in Rifle. Councilmembers should attend.

Councilmember Finken: snow removal ideas for Hwy 24 and importance of using the snow removal hotline.

Mayor Stuever: people wanting the city to require people throughout the city to shovel snow from their sidewalks.

(8:55 PM) Public Comments not on the agenda:

(8:55 PM) Mayor Stuever adjourned the meeting.