

CITY OF LEADVILLE
CITY COUNCIL REGULAR MEETING
Tuesday, August 4, 2015

<u>City Council Members</u> <u>Present:</u> Max Duarte Greg Labbe Jaime Stuever, Mayor Gwen Shepherd Luke Finken Mike Canty <u>Absent:</u> Jake Mohrmann	<u>Staff Present</u> Joe Swyers, City Clerk Sarah Dallas, Planning Official, and Administrative Services Manager (ASM) Roy McGinnis, Finance Director Mike Leake, Police Chief Dan Dailey, Fire Chief Jim Schneiter, Street Dept. Supervisor. Tyler Henning, Assistant Street Dept Spvr	<u>Others Present:</u> Sarah Mudge, Planning & Zoning Commission Chair.
--	---	---

City Council met in a regular public session in the Council Chambers of City Hall.

Mayor Stuever called the meeting to order at 7:09 PM with the Pledge of Allegiance. Roll Call was taken.

(7:09 PM) Public comments on items not on the agenda: None.

(7:10 PM) Agenda Revisions: Mayor Stuever moved to move line item 12 to line item 8 and line item 8 to 12 and that also we will have the swearing in ceremony, line item 6, whenever the firemen return from a call. Councilmember Canty seconded. Mayor Stuever explained that switching the agenda items was a request from the city treasurer. Roll call: unanimous yes.

(7:13 PM) Approval of minutes of the regular meeting of July 21, 2015.

Councilmember Finken moved to approve the city council regular meeting minutes of Tuesday, July 21, 2015. Councilmember Labbe seconded. Roll call: except for Councilmember Canty who abstained, unanimous yes.

(7:14 PM) Fiscal Year 2014 Audit Report.

Billi J. Lewis, CPA, McMahan and Associates, explained the audit report and management letter. Councilmember Canty moved to accept the Fiscal Year audit for 2014. Councilmember Labbe seconded. Roll call: unanimous yes.

(7:35 PM) Swearing in ceremony by and for the fire department.

Mayor Stuever swore in the fire fighters.

(7:42 PM) First Reading of Ordinance 8. Series 2015, amending elected official salaries.

Councilmember Labbe explained reasons for the ordinance as explained in the staff input from City Clerk Swyers. Treasurer Benson explained her opposition to the ordinance but suggested that the elected treasurer's salary should be \$12,000 per year. Councilmember Labbe moved adopt on first reading Ordinance 08, Series 2015, an ordinance amending Section 2.04 of the Leadville Municipal Code concerning compensation of elected city officials. Councilmember Shepherd seconded. Roll Call: Councilmembers Labbe and Shepherd voted yes. Mayor Stuever and Councilmembers Duarte, Finken, and Canty voted no.

(8:06 PM) Discussion of stop signs.

Mayor Stuever, Street Dept. supervisors Schneiter and Henning, and Chief Leake explained issues with stop signs.

- Colorado Dept of Transportation and US Dept of Transportation say not to use stop signs for speed control.
- US Dept of Transportation Manual on Uniform Traffic Control Devices is above CDOT and governs signage.
- CDOT became involved because of special event closures of Harrison Avenue and use of side streets for detours.
- Too many school bus stops for four-way stops at every intersection: 21 on one school bus route.
- Stops signs will result in more slippery intersections and double the cost for sanding.
- Overall engineering assessment needed for where stop and yield signs should be.
- To fix all the city's street signs would cost between \$10,000 and \$20,000. Harrison Avenue must be done first.
- Very few stop signs meet code according to CDOT. Liability issue in case of accident at non-compliant signs.
- Reduce speeds on Harrison Avenue to 15 mph and citywide to 15 mph or 20 mph.
- Remove all the stop signs north and south on Poplar and Pine because of use of those streets for detours.
- Problems with higher speeds is a summer problem. People drive slower in the winter.
- Various traffic calming methods can be used but some cannot be used in winter due to snow removal.
- CDOT controls signage on Harrison Avenue.
- Lack of procedure for putting stop signs in and taking them out. Put notices in the paper. Public hearings.

Public comments included:

- Kids play in the streets. Why are the kids playing in the streets?
- Stop signs slow people down. People speed through stop signs.
- Does it make sense to put stop signs on every corner of every street?
- Need speed limit signs at all entrances to town.
- Residents had requested stop signs installed.
- East 5th and East 7th streets are tourist routes for motor vehicles and pedestrians. Need traffic assessments.
- Let the street department supervisor do his job.

(8:49 PM) Mayor Stuever read the Proclamation for Colorado Plein Air Arts Fest kickoff on August 1st & 2nd, 2015

(8:53 PM) Third reading & public hearing for Ordinance 7, Series 2015, amending sign code.

Mayor Stuever continued the public hearing from the July 7th council meeting. Public comments included:

Marsha Carter, owner of a sign business, viewed banners as temporary signs and supported limiting numbers.

Kelly Harcrow, owner of Altitudes, letter in opposition to changing the banner policy was read into the record.

_____ unknown, businesses have a hard time, let them put up banners.

Council and Staff comments included (with attributions as relevant):

- Many businesses downtown have banners. There are 18 sandwich board signs. (Labbe)
- Banners overall degrade the look of our historic district. This ordinance is a compromise. (Labbe)
- Some businesses use banners as permanent signage. (Mudge)
- New businesses can use banners for up to sixty days. (Dallas)
- Sign permit fees are not in the municipal code but are according to an administrative schedule. (Dallas)
- Could have a \$25 permit for the year. Council was asked for consensus, No objections.
- \$5 per permit proposed. Council was asked for consensus, No objections.
- Have the same regulations throughout a zoning district. Didn't add language for different types of banner signs due to recommendations from the US Supreme Court decision on Reed v. Town of Gilbert, Arizona (Dallas)
- Like to have city council have some discretion over special banner requests. Irrespective of what the US Supreme Court would think of that, it is an important tool in our toolbox for public health and safety. (Labbe)
- Instead of banners, make a good looking permanent sign which is used for several months per year. (Mudge)
- There is a CDOT application process for banners across US 24. (Stuever).
- Language requested by city council for appeal to council to be removed. (Dallas, Shepherd, Finken, Stuever)
- Josh Colley and Lifetime Fitness committed to installing the poles for banners across the highway. (Labbe)
- 120 days is fine. (Finken)

Councilmember Labbe moved to adopt on third and final reading Ordinance 07, Series of 2015, an ordinance amending Chapter 17.80 of the City of Leadville Municipal Code concerning changes to the Leadville Sign Code. Councilmember Canty seconded. Councilmember Finken voted no. Mayor Stuever and Councilmembers Duarte, Labbe, Shepherd and Canty voted yes. There were no changes to the previously published ordinance except an insubstantial language change regarding having four grommets, one in each corner.

(9:26 PM) Resolution 11, Series 2015 appoint Roy McGinnis to prepare the 2016 city budget.

Mayor Stuever explained the resolution. Councilmember Finken moved to adopt Resolution 11. Series of 2015, a resolution appointing Roy McGinnis, the finance director of the City of Leadville, as the person to prepare the budget of the City of Leadville for the fiscal year 2016.. Mayor Stuever seconded. Roll call: unanimous yes.

(9:27 PM) Resolution 12, Series 2015 (pending) for Fire Dept. purchase of Type 1 Fire Engine.

Mayor Stuever explained that there is no resolution prepared as yet. Chief Dailey explained the proposal and financing therefor and additional upcoming meetings by the fire management and planning boards.

(9:44 PM) Upcoming Meetings.

Struck from the meeting list was the fire department management and planning board meetings. Added were a special meeting on Wednesday, September 2nd at 6 pm for Paid Time Off (PTO) and a budget work session meeting on September 15th at 5:30 before the regular council meeting.

(9:58 PM) Request by the Sports Hall of Fame and Lifetime Fitness for extending the previously approved special event liquor permit from 6 pm to 7 pm on August 15th. City Clerk Swyers explained that he had put up a poster on August 4th at the location in case city council wanted to consider the request at a special meeting on August 14th. Councilmember Finken explained that this change was suggested and discussed three months ago. Changing the hours at that time was not possible due the 6 pm being on the public notice poster. Council consensus was to not have a special meeting to change the permit hours.

(10:02 PM) Bills: None.

(10:02 PM) Mayor's Report included: hiring a code enforcement officer, unveiling of the 10th Mountain Division Mural at People's Bank, the Governor's announcement of Leadville becoming a Main Street Community, stairway lighting in city hall, fire fighter union negotiations.

(10:05 PM) Council Reports: Councilmembers Labbe and Canty reported on their town hall meeting.

(10:07 PM) Public Comments not on the agenda: None.

(10:07 PM) Mayor Stuever adjourned the meeting.