

RECORD OF PROCEEDINGS

REGULAR MEETING

March 5, 2008

Mayor Iiams called the regular meeting of the Board of Trustees of the Town of Lake City to order at 7:36p.m., in the Commissioners' meeting room. Those Trustees present were: Henry Woods, Roger vonRiesen, Schuyler Denham, Mary Nettleton, Josh Brown and Gavin McNitt.

Also present were: Michelle Pierce, Town Manager; Cindy Nelson, Town Clerk/Treasurer; Robert Fries, Public Works Director; Charlie Curtis, Building Official; Ron Bruce, Hinsdale County Sheriff; Al Lutz, Municipal Judge; Sandy Hines, Silver World Publishing; Marian Hollingsworth, Kristie Borchers, Martha Levine, Russ Brown, Michelle Guthmiller, Mary Carkin, Jason Back, Jake Back, Robert Askew and Dawson Brown.

MINUTES OF PREVIOUS MEETINGS

Trustee Brown moved, Trustee Nettleton seconded to approve the minutes of the February 6 and February 20, 2008 regular meetings.

VOTE: Yes - Woods, vonRiesen, Denham, Nettleton, Brown, McNitt, Iiams
 No - none
 Abstain - none

Mayor Iiams declared the motion carried.

BILLS PAYABLE

Trustee vonRiesen moved, Trustee Denham seconded to approve the bills as circulated.

VOTE: Yes - Woods, vonRiesen, Denham, Nettleton, Brown, McNitt, Iiams
 No - none
 Abstain - none

Mayor Iiams declared the motion carried.

TOWN MANAGER

The Board read the monthly report submitted by Town Manager Pierce (see file).

Town Manager Pierce added:

The Town and County will have a large supply of bags and sand available to any citizens who may be concerned about diverting water during the spring melt.

The Lake San Cristobal Oversight Committee met with three firms who are bidding on the design and engineering of the project.

BUILDING OFFICIAL

The Board read the monthly report submitted by Building Official Curtis (see file).

HISTORIC PRESERVATION

An addition was approved for Diane Ellis at 521 Silver Street.

Trustee vonRiesen reported on his attendance at the Annual Historic Preservation Conference.

MAYOR

Mayor Iiams expressed his gratefulness to Trustee vonRiesen for his ongoing participation and devotion to Historic Preservation.

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RECREATION DIRECTOR

The Board read the monthly report submitted by Recreation Director Hake (see file).

TREASURER

The Board read the report submitted by Clerk/Treasurer Nelson for the month of January 2008 (see file).

PUBLIC WORKS DIRECTOR

The Board read the monthly report submitted by Public Works Director Fries. (see file)

SHERIFF

The Board read the monthly report submitted by Hinsdale County Sheriff Bruce. (see file)

CITIZEN COMMUNICATIONS

There were none.

STREETS & ALLEYS– Downtown Design Plan, Boardwalks.

Trustee McNitt moved, Trustee Nettleton seconded to approve the construction of more boardwalks in the downtown Lake City this summer.

VOTE: Yes - Woods, vonRiesen, Denham, Nettleton, Brown, McNitt, Iiams
 Abstain - none
 No - none

Mayor Iiams declared the motion carried.

ZONING – Request for Conditional Use Permit to Allow Rental/Sale of ATVs and Jeeps, Lots 1-5, Block 71 Neoga Properties, Inc.

Trustee McNitt moved, Trustee Brown seconded to approve the Conditional Use Permit for Neoga Properties, Inc.

VOTE: Yes - Woods, vonRiesen, Denham, Nettleton, Brown, McNitt, Iiams
 Abstain - none
 No - none

Mayor Iiams declared the motion carried.

MUNICIPAL COURT – Municipal Ordinance Violation Penalties.

The Trustees considered a recommendation from Municipal Judge Al Lutz to eliminate jail time for violations of the Municipal Code.

After some discussion, it was determined that this issue will be put on the March 19, 2008 agenda, so that the Trustees have more time to consider the recommendation.

2008 ELECTIONS – Appointment of Judges.

Trustee Woods moved, Trustee vonRiesen seconded to appoint Brenda Creel, Lori Winblood and Amy Jo O'Dubhaigh as the Official Election Judges for the April 1, 2008 Municipal Election. Camille Richard was appointed as an Alternate Judge if needed.

VOTE: Yes -Woods, vonRiesen, Denham, Nettleton, Brown, McNitt, Iiams
 Abstain - none
 No - none

Mayor Iiams declared the motion carried.

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**REGULAR MEETING (3)
March 5, 2008**

The Board approved to add the following two items to the agenda:

WATER – House Bill 081346. Funding for CWCB In Stream Flow Program.

Town Manager Pierce informed the Board that during a meeting of the Gunnison Basin Roundtable, Attorney John McClow called attention to Section 28 of HB 081346, which refers to the funding of the Colorado Water Conservation Board Project and it makes appropriations in connection there with. The item of concern is a sentence regarding the acquisition of In Stream Flow, which reads:

“These revenues also may be used in limited circumstances for the cost of water acquisitions to protect threatened and endangered species, support wild and scenic alternative management plans or provide federal regulatory services.”

The point is that the phrase “water acquisitions” does not limit the state’s water right to the acquisition of In Stream Flow. In Mr. McClow’s view, this opens the door for the CWCB to actually outright purchase water for purposes other than an In Stream Flow program. He supports this belief with his own knowledge that the Water Conservation Board is currently drafting a request to the Bureau of Reclamation for a contract for 200,000 acre feet of water out of Blue Mesa Reservoir. Mr. McClow believes the sentence should be altered to read:

“These revenues also may be used in limited circumstances for the cost of acquisitions of water for In Stream Flow used to protect threatened and endangered species, support wild and scenic alternative management plans or provide federal regulatory services.”

The Hinsdale County Commissioners are drafting a letter to Representative Curry and Senator Isgar supporting this change in the wording on the bill. The Board gave Town Manager Pierce authority to use the County’s template to draft a letter for the Town in support of the change as well.

LIQUOR LICENSE RENEWAL – Texeltec, Inc. dba Elkhorn Liquors.

Trustee Denham moved, Trustee McNitt seconded to approve the liquor license renewal.

VOTE: Yes - Woods, vonRiesen, Denham, Nettleton, Brown, McNitt, Iiams
 Abstain - none
 No - none

Mayor Iiams declared the motion carried.

ADJOURNMENT

There being no further business to come before the Board, Mayor Iiams adjourned the regular meeting at 9:17pm, but to meet again at a regular meeting on March 19, 2008.

Mayor

ATTEST:

Town Clerk/Treasurer

