



MEETING OF THE CITY COUNCIL

City Council Chambers
448 East 1st Street, Room 190
City of Salida, Colorado

Tuesday, December 20, 2016 6:00 p.m.

The City Council may take action on any of the following agenda items as presented or modified prior to or during the meeting, and items necessary or convenient to effectuate the agenda items.

I. REGULAR MEETING CALLED TO ORDER –

II. PLEDGE OF ALLEGIANCE – Led by Mayor James LiVecchi

Jim LiVecchi apologized for starting the meeting early.

III. ROLL CALL

All members of City Council and staff were present. The City Attorney was present for the Executive Session.

IV. PRESENTATION

a. Employee of the Quarter (Steven Rabe)

LiVecchi presented the Employee of the Quarter certificate to Kristi Jefferson for her initiative and hard work while there has not been a Community Development Director.

V. CITIZEN PARTICIPATION – *Citizen participation is for items not on the agenda and for agenda items that are not scheduled public hearings.*

Monika Griesenbeck of Salida commended the City of Salida Council. She expressed disappointment in the Council's removal of section 10 asking for a forensic audit. She stated that her understanding is that there is \$500k missing. She urged the City Council to revisit the item. She referenced the amount in the budget and felt that it could be put towards the forensic audit. Griesenbeck stated that she did not believe her rights have been violated. She stated that she has been treated poorly, but has not had her rights violated.

Shawn Gillis of Salida stated that he watched the process happen and felt the middle ground should have happened nine months ago. He stated that the TABOR issue that was at the forefront has kept the City from getting other things completed and he was confused about who was driving the TABOR issue. He stated that if Kahn drove it, the public needs to know. Gillis referenced that somethings were not answered and felt that everything the attorney says should be made public.

Rabe stated that the previous auditors said to include the NRCDC in the budget as a special revenue fund. Rabe stated that it could be re-appropriated but there is no way to unappropriate the numbers. Granzella clarified that the revenues and expenditures balance each other.

VI. SCHEDULED ITEMS

1. **Consent Agenda** (Christian Samora)
 - a. Approval of Agenda
 - b. Approval of Minutes – December 6, 2016
 - c. Approval of Minutes – December 11, 2016
 - d. 2016 G Street Curb & Gutter Project Final Settlement
 - e. New Year's Day 5k Run/Walk

Brown motioned to combine and approve the items on the Consent Agenda. Brown-Kovacic seconded the Meeting Minutes December 20, 2016

motion. With all in favor, THE MOTION CARRIED.

3. Refinancing of Water & Sewer Bonds Series 2016, 2nd Reading & Public Hearing (Steve Rabe)

Ordinance 2016-27 an ordinance of the City of Salida, Colorado, acting by and through its water activity enterprise, authorizing the issuance of water and sewer refunding revenue bonds; providing for the use of net bond proceeds to refund, pay and discharge all of the water and sewer revenue refunding and improvement revenue bonds, series 2007; providing for the payment of the bonds from the net revenue derived from the operation of the water and sewer system, and making certain covenants in connection therewith; providing for the form, payment, and other details in connection with the bonds; authorizing the execution of agreements and documents in connection with the bonds; and declaring an emergency.

Rabe gave an introduction and provided background information. Rabe stated that in accordance with TABOR the loan can be refinanced to significantly lower the interest rate.

Brown-Kovacic thanked Rabe for his work.

Mayor LiVecchi opened the Public Hearing.

There was not any public comment.

Mayor LiVecchi closed the Public Hearing.

Granzella motioned to approve Ordinance 2016-27, an Ordinance of the City Council, City of Salida an ordinance of the City of Salida, Colorado, acting by and through its water activity enterprise, authorizing the issuance of water and sewer refunding revenue bonds; providing for the use of net bond proceeds to refund, pay and discharge all of the water and sewer revenue refunding and improvement revenue bonds, series 2007; providing for the payment of the bonds from the net revenue derived from the operation of the water and sewer system, and making certain covenants in connection therewith; providing for the form, payment, and other details in connection with the bonds; authorizing the execution of agreements and documents in connection with the bonds; and declaring an emergency. Rogers seconded the motion. With all in favor, THE MOTION CARRIED.

4. Approval of Ground Lease at Harriett Alexander Field, 1st Reading (Zech Papp)

Ordinance 2016-28 Approving a Ground Lease with Barry Cole

Papp gave an introduction and provided background information.

Bowers asked if there would be a business connected. Papp said there would not be.

Brown-Kovacic motioned to approve Ordinance 2016-28, an ordinance of the City Council, City of Salida approving a Ground Lease with Barry Cole, setting a public hearing for January 3, 2017 and ordering the ordinance to be published in full. Bowers seconded the motion. With all in favor THE MOTION CARRIED.

5. Employee Wage Market Adjustments (Steven Rabe)

Resolution 2016-95 Amending the 2017 Employee Pay Plan Encompassing Market Adjustments

Rabe gave an introduction and provided background information.

Brown-Kovacic motioned to approve Resolution 2016-95, a resolution of the City Council, City of Salida Amending the 2017 Employee Pay Plan Encompassing Market Adjustments. Granzella seconded the motion. With all in favor, THE MOTION CARRIED.

6. Letter of Engagement for McMahan & Associates (Steven Rabe)

Resolution 2016-96 Approving a Professional Services Agreement with McMahan and Associates, LLC to Provide Independent Accounting Services Grown motioned. Granzella seconded.

Rabe gave an introduction and provided background information.

Brown motioned to approve Resolution 2016-96, a resolution of the City Council, City of Salida approving a Professional Services Agreement with McMahan and Associates, LLC to Provide Independent Accounting Services Grown motioned. Granzella seconded the motion. With all in favor, THE MOTION CARRIED.

7. Administrator & Deputy City Clerk

- Interim City Administrator Report – Steven Rabe
- Deputy City Clerk Report – Christian Samora

8. Elected Official Reports

- City Clerk – Betty Schwitzer
- City Treasurer – Theresa Cortese – Sales Tax Report
- City Council- Michael Bowers, Hal Brown , Cheryl Brown-Kovacic, Rusty Granzella, Melodee Hallett and Eileen Rogers.
- Bowers stated that Robert Rush was a very good attorney and was a very good attorney who was community minded. He conveyed his condolences to his wife and the rest of the family.
- Mayor – James LiVecchi

VII. NEW BUSINESS

Granzella asked if any reappointments need to be made in 2017. Rabe stated that the appointments are typically every two years.

VIII. OLD BUSINESS

Brown stated that there was a previous discussion regarding answering questions that citizens raise in public comment. Brown stated that there used to be a column in the newspaper and it may be feasible to have regular space in the Mountain Mail for answer questions. Rogers stated that the paper pulled the column. Brown stated that he was willing to approach the paper regarding having a set aside space. Brown-Kovacic stated that on the sign in sheets there could be space for an email as well.

Brown-Kovacic stated that she was contacted by two constituents about a written inquiry regarding email use. She also asked about the editorial that was signed by four Council Members. Brown-Kovacic stated that there needs to be a mechanism to answer questions. Brown-Kovacic suggested maybe a refresher work session. Brown-Kovacic stated that the second person asked where the excess funds go after the sale of the Vandaveer. Does the City have rights? Is the maintenance contract still valid? Does the City need to pay for the attorney expenses?

Brown-Kovacic stated that it is a standard procedure that a staff member would give an introduction and background information on the particular resolution. Brown-Kovacic stated that the resolution last night was an example that it may be helpful for the City Attorney to also make presentations. Brown-Kovacic stated that it would be very helpful if Mr. Kahn could give a presentation regarding the resolution that was passed.

Brown-Kovacic suggested maybe having a session with a presentation to explain the NRCDC resolution.

There was consensus to move forward.

Rogers motioned to rescind Resolutions 2016-81 & 88. Brown-Kovacic seconded the motion.

There was consensus to have the item at a future meeting.

Mayor LiVecchi stated that he has been on the Housing Task force and there have been discussions to look at the Municipal Code to make it more developer friendly and streamline the process. LiVecchi stated that maybe if the Council can make more it may be an incentive for people to run down the road. LiVecchi recommended a retreat with the new administrator.

Rabe stated that he will likely have the prioritization sheets by the end of the year.

IX. EXECUTIVE SESSION

Brown motioned to adjourn to executive session for a conference with the City Attorney for the purpose of personnel matters except if the employee who is the subject of the session has requested that it be in an open meeting under C.R.S. Section 24-6-402(4)(f)(I); For a conference with the City Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b). SNRCDC Litigation Update; and, Dominick Litigation & Mediation Update. AND THE

FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: Selection of Finalists for the City Administrator Hiring Process. SNRCDC Litigation Update; and, Dominick Litigation & Mediation Update. Granzella seconded the motion.

Brown reported that there was an update on the status of the Dominick case. He stated that the City has received a counter offer and have directed the City Attorney to make an appropriate response.

9. Selection of City Administrator Finalists (Steven Rabe)

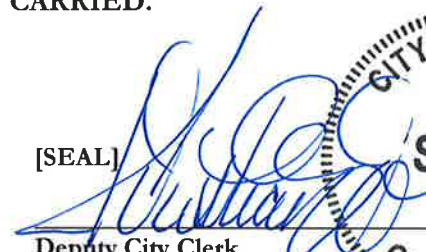
Rabe presented the following finalists:


Dan Dean
Larry Lorenzenton
John Pelledili
Guy Patterson
Evelyn Rosette

Bowers motioned to approve the list of finalists. Brown-Kovacic seconded the motion.

X. ADJOURN -

Brown motioned to adjourn. Bowers seconded the motion. With all in favor, THE MOTION CARRIED.

[SEAL] 
Deputy City Clerk




James LiVecchi, Mayor