



MEETING MINUTES OF THE CITY COUNCIL

City Council Chambers
448 East 1st Street, Room 190
City of Salida, Colorado
Tuesday, July 18, 2017 6:00 p.m.

I. REGULAR MEETING CALLED TO ORDER –

II. PLEDGE OF ALLEGIANCE – Led by Mayor Jim LiVecchi

III. ROLL CALL

All Elected Officials and staff were present with the exception of Councilmember Brown.

IV. PRESENTATION

V. CITIZEN PARTICIPATION – 3 minute time limit. *Citizen participation is for items not on the agenda and for agenda items that are not scheduled public hearings.*

Jim Miller of Salida stated that there were two open meeting law violations at the last Special Meeting of the City Council. Miller stated that there was a vote in Executive Session and that the Executive Session was not posted in accordance with the open meetings law. Miller distributed a copy of the July 11th Work Session agenda to City Council and staff.

Joe Jordan of Salida stated that he saw the meeting of the 11th. He stated that at some point there will be some action regarding the City Attorney. He stated that in processing the bills, the client has the ability to look at the bills. Jordan referenced that a procedure is not being followed for projects that Kahn is working on.

Monika Griesenbeck of Salida stated that she has an issue with the appointment of the individual to the Airport Board. She stated that she read the deposition transcript and Jim Dickson made financial contributions to the CORA lawsuit. Griesenbeck stated that she felt the lawsuit was frivolous and the parties already had the documents before they filed the lawsuit. Griesenbeck stated that it has cost the tax payers \$99k. Griesenbeck stated that John Bayuk's plaque should be on the t-ball field. She stated that Bayuk served the City for many years.

Granzella stated that the plaque is on the middle field instead of the t-ball field.

Read McCulloch stated that Two Rivers will be donating 1/3 of an acre to the Chaffee Housing Trust for affordable housing. They are hoping to do a mix of various unit sizes. He stated that they are hoping to break ground in the end of 2017 and have the project completed sometime in 2018. He stated that they are also looking at building row homes and a mix of units at 80% AMI or below. He continued to state that they are working with buyers through USDA to get lined up to purchase the units.

VI. SCHEDULED ITEMS

1. **Consent Agenda** (Christian Samora)
 - a) Approval of Agenda
 - b) Approval of Meeting Minutes – July 6 & 11, 2017
 - c) Salida Classic Event & Liquor License Request – July 28-30, 2017

Granzella motioned to combine and approve the items on the Consent Agenda. Brown-Kovacic seconded the motion. With all in favor, THE MOTION CARRIED.

2. Appointment of City Administrator (Mayor LiVecchi)

Resolution 2017-41 appointing Larry Lorentzen as City Administrator for the City of Salida

LiVecchi stated that there was an Executive Session and there was consensus to appoint Larry Lorentzen as the City Administrator. LiVecchi stated that it was not a vote and the individual consensus was not released and there was a retraction in the Mountain Mail to correct an article that ran Monday.

Brown-Kovacic wanted to make sure that having the initial search committee still allows the City Council allows the Council to move forward after having already made an appointment.

LiVecchi stated that it was brought to his attention and the City Attorney confirmed that the City is okay to move forward.

Granzella motioned to approve Resolution 2017-41, a resolution of the City Council, City of Salida, appointing Larry Lorentzen as City Administrator for the City of Salida. Bowers seconded the motion. With all in favor, THE MOTION CARRIED.

Rogers stated that she has had time to reflect on the hurdles that the City has faced in the last two years. Rogers stated that the hurdles have included the loss of a number of staff members. Rogers stated that she suspects that the cause is due to the loss of trust in their employer. Rogers stated that she felt the reason for the loss of Patterson is also due to the loss of trust. Rogers stated that the purpose of the City Council is to create policy and she reminded the Council to allow the management team to do their job and wished Larry Lorentzen the best.

3. Short Term Rental Application Term, 2nd Reading & Public Hearing (Guy Patterson)

Ordinance 2017-18 amending Article VI of Chapter 6 of the Salida Municipal Code regarding the term of short-term rentals business license

Patterson gave an introduction and provided background information.

Brown-Kovacic asked about the notification of license holders.

Hallett asked if there is an over-abundance of additional licenses.

Patterson stated that they are over the limit by about 6 or 7 licenses.

Bowers clarified the number of licenses in the residential zone district.

Mayor LiVecchi opened the Public Hearing.

James Miller of Salida stated that his questions had been answered by the discussion that had already taken place.

Mayor LiVecchi closed the public hearing.

Brown-Kovacic motioned to approve Ordinance 2017-18, an ordinance of the City Council, City of Salida, amending Article VI of Chapter 6 of the Salida Municipal Code regarding the term of short-term rentals business license and ordering the ordinance to be published by title only. Granzella seconded the motion. With all in favor, THE MOTION CARRIED.

4. HRRMC Annexation Agreement Amendment (Glen VanNimwegen)

VanNimwegen gave an introduction and provided background information.

Granzella asked if the section is stricken, will it meet fire department requirements.

VanNimwegen confirmed and stated that all of the City Departments were in favor of the change.

Mike Wilbur stated that the sentence should have been removed and he brought it to the attention of City Staff. He stated that it was never supposed to be included.

Brown-Kovacic motioned to approve the amendment to the Annexation Agreement between the City of Salida and the Heart of the Rockies Regional Medical Center. Rogers seconded the motion. With all in favor, THE MOTION CARRIED.

5. Peternell Tap Transfer Request (Guy Patterson)

Resolution 2017-33 providing for the transfer of sewer taps at 7251 County Road 105

Brown-Kovacic stated she was present on Monday at the housing trust meeting where McCulloch was requesting some of these taps and wanted to be certain that the Council is comfortable with her participating in the discussion. .

Rogers stated that she was also present.

The Council did not have an issue with Brown-Kovacic and Rogers participating.

Patterson gave an introduction and provided background information.

Drew Peternell stated that since his initial request, he has revised his request to seek a transfer of sewer taps to the Two Rivers affordable housing development in exchange for water taps.

Brown-Kovacic asked what the zoning is and how many spaces are in the existing mobile home park. The zoning is R4 and there are 11 spaces, 10 of which are occupied.

McCulloch stated that the Chaffee Housing Trust would be applying for water taps.

Bowers asked to hear from Pokorny.

Pokorny stated that they are working on the Two Rivers project. He stated that the previous applicant backed out and it allowed them to donate the land to the Housing Trust.

Hallett stated that she needed clarification on the water tap.

Pokorny stated that there is a low level well.

Peternell stated that he will come back to the City and purchase the taps he needs.

Rogers stated that she was concerned about losing ground for affordable housing. She stated that she is very concerned that someday there will not be any space in the east side of town.

Hallett asked how many were set aside for affordable housing. Tom stated that 8 units would be restricted to 80% or less.

Bowers was concerned about a dispute of the property line.

Peternell stated that the request is not eliminating affordable housing.

Rogers stated that Bowers' comments reminded her of an issue. Rogers asked if the property was related to another previously discusses. It was not.

Rogers asked if McCulloch could answer a question. Rogers asked if he thought it was a good idea.

McCulloch stated it was a no-cost option to encourage the development of affordable housing.

Granzella motioned to approve Resolution 2017-33, a resolution of the City Council, City of Salida, providing for the transfer of sewer taps at 7251 County Road 105 with the language from the May 19th Peternell letter regarding affordable housing. Brown-Kovacic seconded the motion. In a 4-1 roll call vote, THE MOTION CARRIED. Bowers had the dissenting vote.

- 6. Citizens Appointment to the Recreation Advisory Board** (Theresa Casey)
Resolution 2017-38 approving citizen appointments to the Recreation Advisory Board

Casey gave an introduction and provided background information.

Hallett was in favor of appointing Hushka to a regular position.

Casey stated that the alternates attend every board meeting.

Brown-Kovacic stated that she knows all of the people. She stated that she felt one of the alternates should be moved up to a regular position.

Rogers motioned to approve Resolution 2017-38, a resolution of the City Council, City of Salida appointing Diana Porter & Connie Goscinski-Smith as regular members and Daryl Huschka as an alternate member as citizen appointments to the Recreation Advisory Board. Brown-Kovacic seconded the motion. With all in favor, THE MOTION CARRIED.

- 7. Citizens Appointment to the Salida Airport Board** (Christian Samora)
Resolution 2017-40 approving citizen appointments to the Salida Airport Board

Bowers stated that there is conflicting information regarding Dickson's involvement. LiVecchi stated that the plaintiff acknowledged there were donations and they had also come from Chuck Rose and Jim Dickson.

Hallett stated that Dickson has been attending the meetings anyway.

Granzella stated that Dickson was the second choice and has been at the meetings since his removal from the Board. He stated that he is entitled to his opinions on other things.

Rogers motioned to approve Resolution 2017-40, a resolution of the City Council, City of Salida, appointing Jim Dickson as a citizen appointment to the Salida Airport Board. Granzella seconded the motion. In 3-2 roll call vote, THE MOTION CARRIED. Bowers and Hallett had the dissenting votes.

- 8. Participation in the 2017 Chaffee County Coordinated Election** (Betty Schwitzer)

Schwitzer gave an introduction and provided background information.

Bowers motioned to approve sending a letter of intent to Chaffee County to participate in the upcoming November 2017 coordinated election. Granzella seconded the motion. With all in favor, THE MOTION CARRIED.

- 9. Extension of Professional Services Agreement with Steven G. Rabe** (Guy Patterson)

LiVecchi gave an introduction and provided background information.

Hallett clarified that charges are not being incurred unless he is called upon.

Patterson stated that he has not been used in the past two months.

Granzella asked how long the agreement is.

Brown-Kovacic asked if there was supposed to be an agreement in the packet.

Samora explained that the agreement is three months and is an extension of the existing contract between the City of Salida and Steve Rabe.

Bowers motioned to approve the extension of the contract for 90 days beginning on August 7, 2017. Hallett seconded the motion. With all in favor, THE MOTION CARRIED.

10. Administrator/Deputy City Clerk

- City Administrator Report –Guy Patterson
- Patterson explained that an ordinance for the clerk and treasurer salaries will need to be brought to Council for consideration because it is a different section of the code. The Council was in agreement to proceed with bringing an ordinance back for consideration.
- Deputy City Clerk Report – Christian Samora
No Report.
- Theresa Cortese

11. Elected Official Reports

- City Clerk – Betty Schwitzer
- No Report.
- City Treasurer – Theresa Cortese
Cortese reported the latest sales tax revenue.
- City Council- Michael Bowers, Hal Brown , Cheryl Brown-Kovacic, Rusty Granzella, Melodee Hallett and Eileen Rogers.
Bowers stated that the Bustang is something positive in the community. Bowers stated that he would like to solicit help from the public to help determine where the location will be.
Hallett stated that she wanted to address reviewing the attorney costs. She stated that her point was that it was not put to a vote for one Council person to do an extensive review of the attorney costs. Hallett stated that in the SOW the ultimate direction would be coming from the Mayor regarding the attorney projects.
Brown-Kovacic stated that by state law the City Council is the client of the City Attorney. She stated that she is willing to have a discussion that is broad enough to cover all of the issues.
Hallett stated that her point is that if there is not a filtering position then Ben will be getting direction from all members of the City Council.
Rogers stated that she was disappointed that false statements and innuendos were made regarding her efforts related to the city attorney invoices. Rogers stated that she has not had any direct contact with the city attorney and did not request the retrieval of documents. She stated that Mayor LiVecchi made the request. Rogers stated that she felt the Council was in the dark regarding the City's legal costs. Rogers stated that she felt the documents should not be kept solely on a single laptop computer. Rogers stated that the City Council must review and approve the City's expenses. Rogers thanked Samora for organizing the invoices and stated she was not complaining about doing the work, but felt ridiculed for doing so.
- Mayor – Jim LiVecchi
LiVecchi stated that he would like to have committee updates on the agenda.

VII. NEW BUSINESS

Granzella asked about approving bills on a monthly basis.

Patterson stated that it is the first Council that has not at least seen the bills that are being paid.

Granzella asked for some follow-up.

Hallett was in agreement.

LiVecchi requested that Samora receive a 10% raise for 3 months while Lorentzen is brought up to speed. The raise would be for 3 months.

Hallett asked if it was temporary.

LiVecchi stated it would be temporary.

There was consensus.

James Miller stated that the Council is approving spending taxpayer money without it being noticed.

LiVecchi stated that it would be coming back to a future meeting.

LiVecchi stated that he would like to see that Elaine Alamaine be reimbursed for her out of pocket expenses. Brown-Kovacic asked if we could add the basement pumps.

Bowers asked that it be on the next agenda.

VIII. OLD BUSINESS

Bowers asked for an update on the solar situation.

Brown-Kovacic stated that they have been working to meet with the School District.

Rogers stated that the Schools are usually on vacation this month.

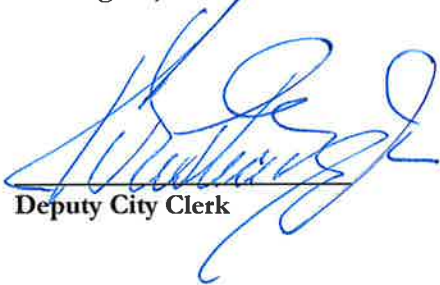
Hallett stated that the City received a contract back from Charter that may be able to be presented to work toward negotiation with Charter.

Brown-Kovacic stated that there are two issues regarding the ballot language. She stated that there has not been discussion regarding the options. She stated that if there is going to be an issue on the ballot, the Council may need to do some community education.

IX. ADJOURN –

Meeting Adjourned at 7:53 P.M.

[SEAL]


Deputy City Clerk


James LiVecchi, Mayor

