



MINUTES REGULAR MEETING
CITY COUNCIL CHAMBERS
448 E. 1st Street

Salida, Colorado

December 6, 2011

6:00 p.m.

The meeting was called to order at 6:02 p.m.

PLEDGE OF ALLEGIANCE -

Led by Mayor Don Stephens.

ROLL CALL -

Present at roll call were Mayor Don Stephens and Council Members Keith Baker, Tom Yerkey, Jim McCormick, Jay Moore, and Steven Stewart. Also present were City Clerk Betty Schwitzer, Interim City Administrator Dara MacDonald, Deputy City Clerk Janella Martinez and City Attorney Karl Hanlon.

Absent was City Treasurer Eileen Rogers.

Councilman Mike Bowers arrived at 6:12 p.m.

CITIZEN PARTICIPATION -

Hugh Young, at 947 H Street in Salida, distributed a packet of materials to council and staff. He built a six-foot fence around his orchard to protect his fruit trees from deer. Kristi Jefferson sent him a letter Oct. 22 stating his fence shall be no higher than four feet according to code.

Young said he wants council to proclaim a fence erected to keep deer out is a unique security interest. Karl Hanlon, city attorney, said the proper body to go to for these issues is the planning commission. Councilmen Baker asked if the land use code is what staff is revisiting, and Hanlon said yes. Discussion continued. Dara MacDonald mentioned city council will look at the land use code in January.

Council gave staff direction to not enforce the four foot fence requirement until the land use code is redrafted.

PRESENTATIONS -

Judy Lohnes, Upper Arkansas Area Council of Governments director, presented councilmen with the 2010 annual report of services. She said the organization is the only council of governments for workforce training. They provide a Section 8 housing program that includes home ownership. They have 46 families enrolled in the family self-sufficiency program and have 18 families in Chaffee County participating in housing counseling.

They work with Chaffee Housing Trust and do not charge for the partnership. They created a program for walking people out of poverty, which has helped 59 families in Chaffee County. Area Agency on Aging provides meals in Chaffee County and served 447 seniors in Chaffee County during 2010.

They provide a regional recycling program. The Salida rebate in 2011 for 2010 is \$2,676 for recycled materials.

Lohnes said former mayor Chuck Rose was the municipal representative for the organization. The City needs to select a representative to replace him.

SCHEDULED ITEMS

1. Consent Agenda (Janella Martinez)

- a. Approval of Agenda
- b. Approval of Minutes: October 4, 2011, October 25, 2011, November 15, 2011
- c. City property requests: None
- d. Special Events Liquor Permit request by Arkansas Valley Humane Society

Yerkey moved to combine and approve the consent agenda. Stewart seconded the motion. With all in consensus, THE MOTION CARRIED.

2. 2011 Budget Amendment– (Jan Schmidt)

Resolution 2011-76 amending and supplementing Resolution No. 2010-68 adopting the 2011 budget to provide for supplemental expenditures and revenues.

Jan Schmidt, Finance Director, presented written materials that are included in the packet for the record.

Council adopted the 2011 budget on November 16, 2010. Since that time, council has provided direction to make certain changes and/or approved certain actions that affect the 2011 budget. The council passed the first amendment to the budget on May 17th. Additional changes were discussed during several work sessions throughout the year. This second budget amendment captures all changes discussed and for which staff received direction from the council to proceed.

The most significant items include an increase in the projection for sales tax revenue and the use of reserves generated by that increase, together with reduced operating expenses, to pay off the 2008 lease purchase for the expansion of the SteamPlant facility. Discussion continued.

Schmidt asked Council amend the 2011 budget as outlined in the following resolution.

A motion was made by Yerkey to approve RESOLUTION 2011-76 AMENDING AND SUPPLEMENTING RESOLUTION NO. 2010-76 AMENDING THE 2011 BUDGET TO PROVIDE FOR SUPPLEMENTAL EXPENDITURES AND REVENUES. Moore seconded the motion. With all in consensus, THE MOTION CARRIED.

3. Adopting fee schedule – (Jan Schmidt)

Resolution 2011-77 approving a fee schedule for services within the City of Salida

Jan Schmidt, Finance Director, presented written materials that are included in the packet for the record.

Schmidt asked that the Council adopt the 2012 fee schedules presented as attachments to the resolution.

There was discussion concerning the proposed increase in water and sewer rates.

A motion was made by Bowers to remove an increase in water and sewer fees, with all other fees staying the same. No one seconded the motion.

Stewart made a motion to approve RESOLUTION 2011-77 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO ESTABLISHING OR UPDATING FEE SCHEDULES PURSUANT TO VARIOUS CHAPTERS OF THE SALIDA MUNICIPAL CODE. Moore seconded the motion. Five councilmen were in favor. Bowers was against.

4. Adopting the 2012 Budget – Public Hearing – (Jan Schmidt)

Resolution 2011-78 summarizing expenditures and revenues for each fund, and adopting a budget for the city of Salida, Colorado, for the calendar year beginning on the first day of January 2011, and ending on the last day of December 2012.

Jan Schmidt, Finance Director, presented written materials that are included in the packet for the record.

Mayor Stephens asked if anyone wished to speak. No one spoke. Stephens closed the public hearing and opened discussion to council.

Council commended staff for their work on the budget.

Moore made a motion to approve RESOLUTION 2011-78 A RESOLUTION SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET FOR THE CITY OF SALIDA, COLORADO FOR THE CALENDAR YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2012 AND ENDING ON THE LAST DAY OF DECEMBER 2012. Baker seconded the motion. With all in consensus, THE MOTION CARRIED.

5. Appropriate funds for 2012 – (Jan Schmidt)

Resolution 2011-79 appropriating sums of money to the various funds, and spending agencies, in the amounts and for the purposes as set forth below, for the City of Salida, Colorado, for the 2012 budget year.

Jan Schmidt, Finance Director, presented written materials that are included in the packet for the record.

Stewart made a motion to approve RESOLUTION NO. 2011-79 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO APPROPRIATING SUMS OF MONEY TO THE VARIOUS FUNDS AND SPENDING AGENCIES IN THE AMOUNTS AND FOR THE PURPOSES AS SET FORTH IN THE 2012 BUDGET. Moore seconded the motion. With all in consensus, THE MOTION CARRIED.

6. Adoption of updated Pay Plan – (Jan Schmidt)

Resolution 2011-80 authorizing the interim city administrator and finance director to implement the updated employee pay plan.

Jan Schmidt, Finance Director, presented written materials that are included in the packet for the record.

Moore made a motion to approve 80 A RESOLUTION OF THE CITY COUNCIL OF THE

CITY OF SALIDA, COLORADO AUTHORIZING THE INTERIM CITY ADMINISTRATOR AND FINANCE DIRECTOR TO IMPLEMENT THE UPDATED EMPLOYEE PAY PLAN. Stewart seconded the motion. With all in consensus, THE MOTION CARRIED.

7. Agreement for Professional Services with Mt. Princeton Geothermal, LLC for Magnetotelluric Testing at the Poncha Hot Springs site - (Dara MacDonald)

Resolution 2011- 81 approving a Professional Services Agreement with Mt. Princeton Geothermal, LLC.

Dara MacDonald, interim city administrator, presented written materials that are included in the packet for the record.

Hank Held of Mt. Princeton Geothermal Group, LLC addressed questions from Council.

Bowers made a motion to approve RESOLUTION NO. 2011-81 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, APPROVING AN AGREEMENT FOR PROFESSIONAL SERVICES BETWEEN THE CITY AND MT. PRINCETIM GEOTHERMAL, LLC AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT. Moore seconded the motion. With all in consensus, THE MOTION CARRIED.

8. IGA with CDOT for HWY 50 Enhancement Phase II – (Dara MacDonald) Section 8

Resolution 2011- 82 supporting the IGA Option Letter and Contract for the US 50 streetscape project between the City of Salida and the State of Colorado Department of Transportation.

Dara MacDonald, interim city administrator, presented written materials that are included in the packet for the record.

Council discussed the scope and timing of this phase of the project.

Yerkey made a motion to approve RESOLUTION 2011-82 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SALIDA, COLORADO SUPPORTING THE IGA OPTION LETTER AND CONTRACT FOR THE US 50 STREETSCAPE PROJECT BETWEEN THE CITY OF SALIDA AND THE STATE OF COLORADO DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE MAYOR TO SIGN SAID DOCUMENTS. Baker seconded the motion. With all in consensus, THE MOTION CARRIED.

9. Services Contract with Emergency Services Consulting International, Inc to Evaluate the Provision of Emergency fire and Medical Services in Chaffee County –

(Dara MacDonald)

Resolution 2011- 83- approving a Service Contract between the City and Emergency Services Consulting International.

Dara MacDonald, interim city administrator, presented written materials that are included in the packet for the permanent record.

Baker said this has been a long time coming and hopes enough information is gathered to make an assessment.

Baker made a motion to approve RESOLUTION NO. 2011-83 A RESOLUTION OF THE

CITY COUNCIL OF THE CITY OF SALIDA, COLORADO, APPROVING A SERVICES CONTRACT BETWEEN THE CITY AND EMERGENCY SERVICES CONSULTING INTERNATIONAL, INC. AND AUTHORIZING THE MAYOR TO SIGN THE AGREEMENT. Moore seconded the motion. With all in consensus, THE MOTION CARRIED.

10. Administrator/City Attorney/Deputy City Clerk

- a. Interim Administrator's Report – Dara MacDonald

MacDonald said there's a public meeting Dec. 7 at 5:30 p.m. regarding the city administrator search and she hopes citizens will participate.

A highlight in the Wastewater Treatment Plant project is the progress of the IFAST system. The big hole is being filled with concrete, which was poured again today. MacDonald showed photos from the project.

The City provides funding to provide bike training and safety for 4th graders with Absolute Bike owner Shawn Gillis. They each get a bike helmet and safety training. MacDonald showed photos from the recent event, noting participation by Salida Police and Fire Departments.

The soaking pools at Salida Hot Springs Pool have been rented 156 times. Revenues are up about \$20,000, which is attributed to the hotter water that the city invested in and the facelift for the bathrooms. Sales are up, daily admission is up and park rentals are up. The result is higher revenue without raising rates.

- b. City Attorney Report – Karp, Neu, Hanlon, PC
 1. NRC Project update

Hanlon said with input from the Forest Services, we're working to complete estimates. Contractor numbers have not gone through. We continue to work with Parks and Wildlife.

- c. Deputy City Clerk Report – Janella Martinez – no report.

11. Elected Official Reports

- a. City Treasurer – Eileen Rogers – absent.
- b. Mayor – Don Stephens –

He is pleased the budget is complete. My first two weeks have been busy.

- c. City Council- Keith Baker, Michael Bowers, Jim McCormick, Jay Moore, Steven Stewart, and Tom Yerkey.

EXECUTIVE SESSION –

Stewart made a motion to go into Executive Session for **(1.) 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); (2) For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e); (3) To discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a); AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR**

IDENTIFICATION PURPOSES: To discuss pending legal issues Mutual Aid Agreement with Administrator and City Attorney.

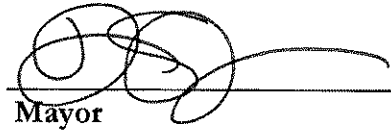
Mayor Don Stephens announced the time as 8:13 p.m.

Those present during the executive session were Mayor Don Stephens, Councilmen Jim McCormick, Keith Baker, Tom Yerkey, Jay Moore, Mike Bowers and Steven Stewart. Also present were interim city administrator Dara MacDonald and city attorney Karl Hanlon.

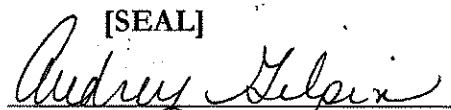
Jim McCormick left at 8:54 p.m.

Executive Session concluded at 9:24 p.m. No decisions were made.

A motion was made by Moore to adjourn the meeting at 9:25 p.m. The motion was seconded by Baker. With all in consensus, THE MOTION CARRIED.



Mayor

[SEAL]


Deputy City Clerk

Respectfully submitted by Audrey Gilpin, Acting Deputy City Clerk