



MEETING MINUTES OF THE CITY COUNCIL
City Council Chambers
448 East 1st Street, Room 190
City of Salida, Colorado
Tuesday, June 17, 2014 6:00 p.m.

I. REGULAR MEETING CALLED TO ORDER

II. PLEDGE OF ALLEGIANCE – Led by Mayor Jim Dickson

III. ROLL CALL

Present at roll call were Mayor Jim Dickson and Council members Mike Bowers, Hal Brown, Keith Baker, Tom Yerkey, and Eileen Rogers. Also present were City Treasurer Cheryl Brown-Kovacic, City Administrator Dara MacDonald, City Attorney Karl Hanlon and Deputy City Clerk Audrey Gilpin.

Absent was Council member Melodee Hallett and City Clerk Betty Schwitzer.

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

Bill Smith of Salida asked if anyone has ever used a SCAT machine. He described the machine and said \$47,000 is too much to pay.

Monika Griesenbeck of Salida said she has a copy of the published traffic laws. She referenced bikes with no lights and said they are dangerous.

V. PRESENTATION

1. Introduce Dan Osborn, Community Development Director – Dara MacDonald

MacDonald introduced Osborn.

2. Introduce Jessie Lattanzio, Code Enforcement Officer – Terry Clark

Clark introduced Lattanzio.

VI. NEW BUSINESS

VII. SCHEDULED ITEMS

1. Consent Agenda (Audrey Gilpin)

- Approval of Agenda
- Approval of Minutes: June 3, 2014
- Property Requests: (1) Arkansas Valley Publishing U.S. Air Force Band July 6 (2) Riverside Fine Arts Festival July 19 and 20 (3) Chaffee County Search and Rescue Angel of Shavano Car Show August 2

- Planning Commission Appointment Resolution 2014-38 (re-numbered resolution)
- RV Dump Station Bid Award
- Poncha Springs Irrigation Construction Agreement

Brown motioned to remove the RV Dump Station Bid award from the consent agenda and place it on scheduled items. Bowers seconded the motion. In a 4-1 vote, THE MOTION CARRIED. Baker had the dissenting vote.

Yerkey motioned to combine and approve the remaining items on the consent agenda. Rogers seconded the motion. With all in consensus, THE MOTION CARRIED.

2. Rosewood Ventures, LLC dba Rooftop Tavern Liquor License Application (previously reviewed as Integrate, Inc.) and Public Hearing (Audrey Gilpin)

Gilpin referenced a memo provided in the city council packet for the record.

Rogers asked if the liquor license premise will be within the whole building.

Ann Casey, owner and applicant, answered questions from Council.

Dickson opened the public hearing.

No one spoke.

Dickson closed the public hearing.

Baker motioned to approve a Tavern Liquor License for Rosewood Ventures, LLC dba Rooftop at 305 G Street, Salida. Yerkey seconded the motion. In a 4-1 vote, THE MOTION CARRIED. Bowers had the dissenting vote.

3. Colorado Workforce Center Toubert Building Lease 2nd Reading and Public Hearing (Jan Schmidt)

Ordinance 2014-16 approving a lease agreement with the Colorado Department of Labor and Employment.

Schmidt referenced a memo provided in the city council packet for the record.

Dickson opened the public hearing.

No one spoke.

Dickson closed the public hearing.

Yerkey motioned to adopt Ordinance 2014-16, an ordinance of the City Council of the City of Salida, Colorado, approving a lease agreement for property located at 448 East First Street with the Colorado Department of Labor and Employment and ordering the ordinance be published by title only. Bowers seconded the motion. With all in consensus, THE MOTION CARRIED.

4. Historic Preservation Commission Membership 2nd Reading and Public Hearing (Dan Osborn)

Ordinance 2014-17 adopting new regulations for the HPC in Chapter 2 of the Salida Municipal Code.

Osborn referenced a memo provided in the city council packet for the record.

Dickson opened the public hearing.

No one spoke.

Dickson closed the public hearing.

Rogers motioned to approve Ordinance 2014-17, an ordinance of the City Council of the City of Salida, Colorado, adopting new regulations for the Historic Preservation Commission in Chapter 2 of the Salida Municipal Code and ordering the ordinance be

published by title only. Bowers seconded the motion. With all in consensus, THE MOTION CARRIED.

5. LiveWell Community Support Request (Dara MacDonald)

MacDonald referenced a memo provided in the city council packet for the record.

Bowers made a motion to table the request indefinitely and wait until the 2015 budget. Brown seconded the motion.

Brown amended the motion to send a letter of support to LiveWell and state intention of bringing the community support request to 2015 budget cycle. Bowers accepted amendment. In a 2-3 vote, THE MOTION DID NOT CARRY. Rogers, Yerkey and Baker voted against the motion. Bowers and Brown voted for the motion.

Council voted on original motion. In a 2-3 vote, THE MOTION DID NOT CARRY. Rogers, Yerkey and Baker voted against the motion. Bowers and Brown voted for the motion.

Baker said this is a very successful organization and provides much support to community. He said he cannot support not committing funds.

Brown said he has an issue dedicating 2015 funds at this point.

Baker motioned to approve the 2015 funding request of \$3,000 in community support funds, subject to 2015 budget approval, and direct the Mayor to write a letter of support for the County Commissioners for ongoing funding of a full-time staff position to manage LiveWell Chaffee County. Rogers seconded the motion. With all in consensus, THE MOTION CARRIED.

6. Fee Schedule Update (Jan Schmidt and Audrey Gilpin)

Resolution 2014-41 establishing or updating fee schedules.

Schmidt referenced a memo provided in the city council packet for the record.

Brown said previous discussions had any reference of the dump station removed from the water and sewer enterprise funds.

Schmidt said revenues will go into water and sewer enterprise and will be paid for through the general fund.

Schmidt said it should be a benefit to the water and sewer fund.

Brown said he does not object to fees, but he said he is concerned Council took a vote to take dump station out of the water and sewer fund and put it in general fund. He referenced December meeting.

Rogers motioned to approve Resolution 2014-41, a resolution of the City Council of the City of Salida, Colorado, establishing or updating fee schedules. Baker seconded the motion.

In a 5-1 vote, THE MOTION CARRIED. Brown had the dissenting vote.

7. Request to Activate Channel for Public Access (Dara MacDonald)

Resolution 2014-42 requesting Bresnan Communications provide a channel for public access television.

MacDonald referenced a memo provided in the city council packet for the record.

Rogers motioned to approve Resolution 2014-42, a resolution of the City Council of the City of Salida, Colorado, requesting Bresnan Communications provide a channel for public access television. Bowers seconded the motion. With all in consensus, THE MOTION CARRIED.

8. Retail Marijuana Discussion (Karl Hanlon)

Hanlon referenced retail marijuana.

Baker said he has been soul searching on this situation. He thinks the market should be opened up to the free enterprise system. He said he thinks the market will drive how many retail marijuana stores will be open. He referenced medical marijuana stores in Salida.

Brown said he tends to agree with Baker regarding the free market. He said why would the City limit the number of liquor licenses or shoe stores.

Yerkey suggested increasing the number of licenses to six. He said he would like to limit grow facilities to the Chaffee County area, not in city limits.

Hanlon referenced that any grow application would go to the Planning Commission.

Rogers agreed to market process.

Bowers said he is in favor of keeping it like it is. He said he's against grow operations in the city limits.

Bowers referenced medical marijuana centers currently in operation.

Hanlon referenced the current ordinance.

Council gave direction to increase the number of licenses to six and bring an ordinance to the next Council meeting, July 1st.

9. Dump Station Bid Award

MacDonald referenced a memo provided in the city council packet for the record.

Rogers motioned to approve entering into a contract with Seifert Enterprises for an amount not to exceed \$74,301.85. Baker seconded the motion.

Don Stephens of Salida asked if the SCAT machine is included in this item. He said that the City is looking at a 60 year payback. He said he hopes the City can find another option.

Jeff Auxier of Salida said that the Council does not get the straight facts from staff or other Council members. He said this item is coming from the NRCDC.

In a 3-2 vote, THE MOTION CARRIED. Bowers and Brown had the dissenting votes.

10. Lease for Dump Station 1st Reading (Dara MacDonald)

Ordinance 2014-18 approving a lease agreement with Salida Natural Resource Center Development Corporation.

MacDonald referenced a memo provided in the city council packet for the record.

Brown said he has a couple of questions regarding outlying property lines and placement of the station.

Rogers motioned to approve Ordinance 2014-18, an ordinance of the City Council of the City of Salida, Colorado, approving a lease agreement with Salida Natural Resource Center Development Corporation, setting the public hearing for July 1, 2014 and ordering the ordinance to be published in full. Baker seconded the motion. In a 3-2 vote, THE MOTION CARRIED. Brown and Bowers had the dissenting votes.

11. Designating an Official Posting Place (Audrey Gilpin)

Resolution 2014-43 designating the place for the posting of public notices for the City Council meetings and other City business.

Gilpin referenced a memo provided in the city council packet for the record.

Gilpin said her recommendation would be to keep the official posting place at its current location and to be diligent about posting public notices at both bulletin boards.

Hanlon said he has some concerns with the outside board being the official posting place in case someone does tamper with it and pulls it down. He said that could hinder a land use application or any public meeting.

Baker motioned to leave the official posting place in its current location at City Hall. Rogers seconded the motion. With all in consensus, THE MOTION CARRIED.

12. Western State Bank National Association Corporate Authorization (Jan Schmidt)

Resolution 2014-44 granting the City Administrator and Finance Director the authority to exercise

specific powers with respect to Western Bank National Association. Schmidt referenced a memo provided in the city council packet for the record.

Baker motioned to approve Resolution 2014-44, a resolution of the City Council of the City of Salida, Colorado, granting the City Administrator and Finance Director the authority to exercise specific powers to establish and maintain a bank account with Western Bank National Association. Yerkey seconded the motion. With all in consensus, THE MOTION CARRIED.

13. Administrator/City Attorney/Deputy City Clerk

a. City Administrator Report – Dara MacDonald

MacDonald referenced the Natural Resource Center Development Corporation workforce housing project. She said the developers are currently conducting a market study and will possibly be applying for CHAFA funding. Council gave MacDonald direction to put the item on the mid-July work session. MacDonald said she e-mailed Council a resolution from 2013 which authorizes the City Administrator to enter into short-term water leases. She said she had received interest and would be pursuing some leases in the near future.

MacDonald mentioned other communities taxing retail marijuana sales. She said this would require a public vote. MacDonald wished the Mayor Jim Dickson a happy birthday.

b. City Attorney Report – Karp, Neu, Hanlon, PC

Hanlon referenced the Auxier budget case.

1. Deputy City Clerk Report – Audrey Gilpin – No report.

14. Elected Official Reports

• City Treasurer – Cheryl Brown-Kovacic

1. Positive sales tax report

Brown-Kovacic said collections of sales tax for the month of April totaled \$314,939, an increase of \$32,893, or 11.7%, from April 2013. She said collections for the first four months of 2014 now total \$1,223,029, an increase of \$69,561, or 6.0% compared to the same period in 2013.

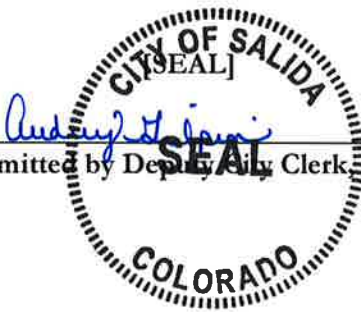
- City Clerk – Betty Schwitzer
- Mayor – Jim Dickson
- City Council- Keith Baker, Michael Bowers, Melodee Hallett, Eileen Rogers, Hal Brown and Tom Yerkey.

Bowers said he would like to thank the Salida Police for security.

Baker referenced affordable housing and the NRCDC Board meeting.

Yerkey motioned to adjourn at 7:56 p.m. Baker seconded the motion. With all in consensus, THE MOTION CARRIED.

Mayor



Submitted by Deputy City Clerk Audrey Gilpin

