



MEETING MINUTES OF THE CITY COUNCIL
City Council Chambers
448 East 1st Street, Room 190
City of Salida, Colorado
Tuesday, March 3, 2015 7:00 p.m.

I. REGULAR MEETING CALLED TO ORDER

II. EXECUTIVE SESSION –

A motion to enter into executive session 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) was made by Hallett. Seconded by Baker. With all in favor, THE MOTION CARRIED. AND THE FOLLOWING ADDITIONAL DETAILS ARE PROVIDED FOR IDENTIFICATION PURPOSES: Colorado Parks and Wildlife

III. REPORT/ACTION ON EXECUTIVE SESSION MATTERS

Hanlon reported that Council met for about forty minutes to discuss and continue the dialogue Colorado Parks and Wildlife in regard to moving their Headquarters to lot C of the NR CDC Subdivision.

IV. PLEDGE OF ALLEGIANCE – Led by Mayor Jim Dickson

V. ROLL CALL

Present at roll call were Mayor Jim Dickson, Council Members Keith Baker, Tom Yerkey, Eileen Rogers, Mike Bowers, Melodee Hallett and Hal Brown. Also present were City Treasurer Cheryl Brown-Kovacic, City Clerk Betty Schwitzer, City Administrator Dara MacDonald, City Attorney Karl Hanlon and Deputy City Clerk Christian Samora.

VI. 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.*

Jan Sebastian of Salida asked for the Council to keep their work to lay off employees if the initiative passes in the upcoming election. He also stated that three members are advocating against the Carlisle/Farney initiative in Council Meetings. Rogers asked what three members he was talking about. Sebastian indicated that it was Yerkey, Bakers and Rogers. Rogers stated that she has never advocated against the initiative while in a City Council Meeting. Sebastian stated that he would need to go through the meeting recordings to see when exactly it happened.

VII. PRESENTATION

VIII. NEW BUSINESS

Brown requested that Reporting of the City Streets be on the agenda for the next City Council meeting. He had looked at previous reports and noticed are anomalies that need to be discussed in public. He felt there

should more discussion as to what the difference is.

Yerkey and Baker felt that Brown should meet with the Administrator and the Finance Director before bringing it back to Council.

Hallett asked if a date could be set for later.

MacDonald stated that she could coordinate with him to meet.

Rogers suggested that it's time to start looking at an evaluation instrument for the Administrator's position. She requested time to look at various instruments in a work session to decide what will be used.

MacDonald suggested having the work session on April 20th and having her evaluation on May 5th.

Rogers felt it would be helpful to have MacDonald do a self-evaluation.

IX. OLD BUSINESS

Hallett asked if there have been complaints filed by City Staff under the new "whistle blower policy". The Mayor did not receive any. MacDonald stated that she had not received any complaints.

X. SCHEDULED ITEMS

1. Consent Agenda (Christian Samora)

- Approval of Agenda
- Approval of Minutes: February 17, 2015
- Salida Circus Outreach Foundation Special Event Liquor License

Baker motioned to combine and approve the Consent Agenda. Yerkey seconded the motion. With all in favor, THE MOTION CARRIED.

2. Solar License Agreements, 1st Reading (Dara MacDonald)

Ordinance 2015-03 approving license agreements with SS MUSA VI, LLC, SS MUSA VII, LLC, SS GARCO, LLC, and SS MUSA IX, LLC for solar power generating facilities

MacDonald introduced the Agenda item.

Yerkey motioned to approve Ordinance 2015-03, an Ordinance of the City Council, City of Salida, approving license agreements with SS MUSA VI, LLC, SS MUSA VII, LLC, SS GARCO, LLC, and SS MUSA IX, LLC for solar power generating facilities and set a public hearing for March 17, 2015. Rogers seconded the motion. With all in favor, THE MOTION CARRIED.

3. Creation of Public Art Commission (Michael Varnum)

Ordinance 2015-04 to establish a Public Art Commission

Varnum introduced the agenda item.

Baker motioned to adopt Ordinance 2015-04, an ordinance of the City Council, City of Salida, to establish a Public Art Commission and set a public hearing for March 17, 2015. Rogers seconded the motion.

Hallett asked if the commission would be reporting to Theresa Casey. MacDonald stated that they report to the Council.

With all in favor, THE MOTION CARRIED.

4. **Public Art Policy** (Michael Varnum)
Resolution 2015-19 establishing a policy for public art

Varnum introduced the agenda item.

Baker motioned to adopt Resolution 2015-19, a resolution of the City Council, City of Salida, establishing a policy for public art. Rogers seconded the motion.

With all in favor, THE MOTION CARRIED.

5. **Professional Services Agreement for Water/Wastewater Rate Study** (Jan Schmidt)
Resolution 2015-20 approving the award of a professional services agreement for a water and wastewater rate study

Schmidt introduced the agenda item.

Rogers motioned to adopt Resolution 2015-20, a resolution of the City Council, City of Salida, approving the award of a professional services agreement for a water and wastewater study. Baker seconded the motion.

Brown liked what he had heard about the thorough job of selecting a firm to do the work, but he wanted to know why the City would spend 17,000 over 5,000 for the rate study.

Rogers felt the group did an excellent job analyzing the proposals.

In a 4-3 roll call vote, THE MOTION CARRIED. Bowers, Brown and Hallett had the dissenting votes.

6. **Appointment of Audit Committee Members** (Jan Schmidt)
Resolution 2015-21 approving Elected Official appointments to the Audit Committee

Schmidt introduced the agenda item.

Yerkey motioned to nominate Hallett, Bowers and Baker. Rogers seconded the motion.

Bowers felt it should be Brown, Rogers and Hallett.

Hallett motioned to amend to the appointments to Brown, Baker and Hallett. Rogers seconded the motion.

In a 4-2 roll call vote, THE MOTION CARRIED. Yerkey and Bowers had the dissenting votes.

Rogers made a motion to approve Resolution 2015-21, a resolution of the City Council, City of Salida, approving Elected Official Appointments to the Audit Committee. Brown seconded the motion. In a 5-1 roll call vote, THE MOTION CARRIED. Yerkey had the dissenting vote.

7. **State Historic Fund for Kissel** (Doug Bess)
Resolution 2015-22 authorizing the City Administrator to enter into an agreement with the State Historical Fund for the fire engine restoration of 1911 Kissel fire engine grant award in the amount of \$60,000

MacDonald Introduced the agenda item.

Rogers motioned to approve Resolution 2015-22, a resolution of the City Council, City of Salida, authorizing the City Administrator to enter into an agreement with the State Historical Fund for the fire engine restoration of 1911 Kissel fire engine grant award in the amount of \$60,000. Baker seconded the motion. With all in favor, THE MOTION CARRIED.

8. **Special Election Judges** (Betty Schwitzer/Christian Samora)
Resolution 2015-23 delegating authority to appoint election judges to the Designated Election Official

Schwitzer introduced the agenda item.

Baker motioned to approve Resolution 2015-23, a resolution of the City Council, City of Salida, delegating authority to appoint election judges to the Designated Election Official. Bowers seconded the motion.

9. **Administrator/City Attorney/Deputy City Clerk**

- a. City Administrator Report – Dara MacDonald
MacDonald reported that the occupational lodging tax would not be applicable to the Madison House ticket sales because there is no additional cost regardless of whether concert goers are camping or not.
Bowers asked if the tickets being given to Council are considered a gift. Hanlon did not feel that it would be considered a gift because it is included in the contract with Madison House Presents.
- b. City Attorney Report – Karp, Neu, Hanlon, PC
Hanlon stated that he may be slightly late for the March 17, 2015 City Council Meeting because he will be attending oral arguments.
- c. Deputy City Clerk Report – Christian Samora
Samora reported that Steve Tafoya had submitted a fee waiver request for a recent open records request in the amount of \$45.25.

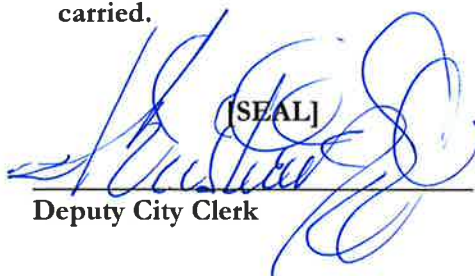
Yerkey motioned to not approve the waiver request made by Steve Tafoya. Baker seconded the motion. In a 4-3 roll call vote, THE MOTION CARRIED. Bowers, Brown and Hallett had the dissenting votes.

10. **Elected Official Reports**


- City Treasurer – Cheryl Brown-Kovacic
- City Clerk – Betty Schwitzer
Ms. Schwitzer reported that the vote counting machine would be tested at 9 a.m. on the following Friday.
- Mayor – Jim Dickson
- City Council- Keith Baker, Michael Bowers, Melodee Hallett, Eileen Rogers, Hal Brown and Tom Yerkey.
Hallett asked if the audit committee would be funded. Rogers congratulated the city on the concert event.

XI. **ADJOURN –**

Bowers motioned to adjourn at 8:25 p.m. Baker seconded the motion. With all in favor, the motion carried.


[SEAL]
Deputy City Clerk





Mayor

