

Mayor Bruce Brown called the regular meeting of the City Council to order. Present were Council Terry Wahrer, Steve Zoellner, Chris Hazlett, Milford Ashworth, City Clerk Debra Blevins, and Administrator Ray White.

Minutes of the January 2, 2013 meeting and special meeting January 9, 2013 were approved as written.

PUBLIC COMMENT:

Vincent Thoms, 236 W Eaton stated he had questions regarding the water ordinance that is on the agenda this evening. How many unmetered residential accounts are there and how many unmetered commercial accounts are there? The water should be cut off to these people until they install a meter. How does the water we sell to the mine affect the city? Jim Blasing, Public Works acting Director, stated there are about 20-21 residential unmetered properties and about 10 unmetered commercial properties. Most of these properties are vacant lots or parking lots or garages now. Some of the residential properties are not inhabitable. There are water taps on the property but the water is not turned on. Administrator White stated the mine usage is about 40-45% of the city's water, but this does not impact the residents' usage in any way. If there is a shortage the mine will not be allowed to purchase water from the city. **Lee Godin**, 427 W Golden asked if it would be feasible to give those residents within the city who conserve water a credit.

CITY ADMINISTRATOR REPORT:

Administrator Ray White stated the Medical Plaza will be having an open house on February 19, 2013 from 5pm – 7pm so everyone can meet the new Doctor and the Physician's assistant.

FINANCE DIRECTOR REPORT:

Paul Harris Finance Director was out due to illness so there was no report.

REQUEST APPROVAL OF 5311 FEDERAL TRANSIT ADMINISTRATION/CDOT, CITY OF CRIPPLE CREEK, VICTOR TRANSIT BUSINESS PLAN:

Ted Borden stated to the council the Community of Caring Foundation along with casinos, human service programs, local governments, school district, faith-based community organizations, senior coalitions, and community health centers have been meeting to discuss the transit needs for Southern Teller County for several years. We hope to have the shuttle service between Cripple Creek and Victor in operation by March of this year depending on when the shuttle can be delivered. Veldean Petri stated she would like to thank the council for their assistance in the new adventure.

RECOMMENDATION FROM THE HISTORIC PRESERVATION COMMISSION FOR REQUEST FOR FUNDING FROM THE PUBLIC BUILDING GRANT PROGRAM FOR COMPLETION OF STAINED GLASS WINDOWS RESTORATION AT 318 N. THIRD STREET, ST PETER'S CHURCH, APPLICANT:

Historic Preservation Planning Coordinator Kathy Stockton stated the applicant is requesting \$19,575.00 to complete the restoration of the stained glass windows at the St. Peter's Church at 318 N. Third Street. There was no public comment. Motion by Wahrer to approve the funding request of \$19,575.00 Second by Hazlett and motion carried. Jerry Bergeman representing the Church thanked the council for their approval.

RESOLUTION #2013-01 ESTABLISHING A DESIGNATED PUBLIC PLACE FOR THE POSTING OF MEETING NOTICES AS REQUIRED BY THE COLORADO OPEN MEETINGS LAW:

City Clerk Debra Blevins stated the Cripple Creek City Hall, the Cripple Creek Post Office and the Cripple Creek City web-site will be the designated public place for posting of meeting notices. There was no public comment. Motion by Hazlett to approve Resolution #2013-01 Second by Ashworth and motion carried.

1ST READING OF ORDINANCE # 2013-01 AN ORDINANCE AMENDING SECTION 13-5-30 OF THE CRIPPLE CREEK MUNICIPAL CODE RELATING TO WATER RATES:

Mayor Brown read title only of Ordinance #2013-01. Jim Blasing acting Public Works Director stated the base monthly rate for residential water will be \$15.00 for the first 8,000 gallons, \$2.85 for each additional 1,000 gallons used there-after. There will also be an additional charge of \$5.00 per month for Water Sewer Capital Improvements. There was much discussion on this subject. Motion by Zoellner to approve 1st reading of Ordinance #2013-01 Second by Wahrer and motion carried.

AMENDMENT TO LEASE AGREEMENT BETWEEN THE CITY OF CRIPPLE CREEK AND AMORY PROPERTIES FOR CITY PARKING LOT LEASE:

Attorney Phillips stated the council has approved this lease before but since then it has been discovered the property is held in the names Amory Properties, LLC and Amory Properties #2, LLC. There was no public comment. Motion by Ashworth to approve the amended lease Second by Hazlett and motion carried.

FIRST AND FINAL READING OF ORDINANCE # 2013-02 AN EMERGENCY ORDINANCE AMENDING THE CRIPPLE CREEK MUNICIPAL CODE BY THE ADDITION OF A NEW SECTION 17-9-60 RELATING TO LOT LINE VACATIONS:

Mayor Brown read title only of Ordinance #2013-02. Attorney Phillips stated this ordinance was adopted in 2006 and when the codification was completed in 2007 this ordinance was left out. There was much discussion between the council. Les Batson also commented. Motion by Hazlett to approve first and final reading of Ordinance #2013-02 Second by Ashworth and motion carried with Zoellner abstaining.

Meeting adjourned at 6:38 P.M.

APPROVED:

ATTESTED:

Bruce Brown, Mayor

Debra Blevins City Clerk