

September 19, 2007

5:32 PM

Mayor Libby called the regular meeting of the City Council to order. Present were Council Peck, Petty, DiCamillo, Woods, Administrator McPherson, City Clerk Blevins, and Attorney Phillips.

Minutes of the September 5, 2007 meeting were approved as written.

**CITY ADMINISTRATOR REPORT:**

Administrator McPherson reminded the audience to please sign the public comment sign in sheet if they wish to speak at public comment. Mayor Libby will call them in order of the sign in. City Hall received a call last week from a person stating they had been told a restaurant in the city has been serving bottled water. When asked by a patron why they served bottled water they were told the water in the city is contaminated with cyanide. This is not a true statement. The water for the city is tested 86 times per month in 11 different locations. If anyone has any questions please call Shorty or Mickey at the wastewater plant and they will be glad to test the water for you if need be. Plans for the railroad car are to turn it into an information center and a bus terminal for picking up passengers for the Heritage Center and the Jail Museum.

**FINANCE DIRECTORS REPORT:**

Finance Director Harris stated there were no expenditure, or transfer request at this time.

**PLANNING & HISTORIC PRESERVATION REPORT:**

Development Director Manning stated the restrooms have been set at the Jail Museum. All that needs to be done now is to finish the water and sewer lines. The surface material has started to arrive for the new casino. Received plans for the 2<sup>nd</sup> phase for the Burro Ranch but they were withdrawn a few days later.

**DEPARTMENT HEAD REPORTS:**

Department Head reports were placed in Council packets for their review.

**UPDATE ON CRIPPLE CREEK & VICTOR GOLD MINING CO:**

This item was tabled until the October 3, 2007 Council meeting per the applicant.

**RESOLUTION 2007-08 ADOPTING AN AMENDMENT TO THE LEASE BETWEEN THE CITY OF CRIPPLE CREEK AND TIMBERLINE FISH AND WILDLIFE CONSERVATION ASSOCIATION, INC DATED MAY 3, 2006:**

Attorney Phillips stated there needed to be some changes to the wording to Resolution 2007-08. Remove "Adopting an amendment to the lease" replace with "Approving a lease". Remove the date May 3, 2006. There will be a new lease and the changes will be in articles 3 & 4 with the bulk of the changes being in article 20. Phillip Le Beau was present from the Timberline Fishing Club and stated they fully support these changes. Motion by Petty to approve Resolution 2007-08 with the changes suggested by Attorney Phillips Second by Woods and motion carried.

**REQUEST TO CONSTRUCT A MOUNTAIN BIKE TRAIL:**

This item was removed from the agenda.

**RECOMMENDATION ON APPOINTMENT OF A NEW CHAIRPERSON FOR HISTORIC PRESERVATION COMMISSION:**

Development Director Manning stated Historic Preservation senior members Charlotte Bumgarner and Anita Braun had been asked if they would be interested in becoming Chairman of the Commission. Anita Braun declined and Charlotte Bumgarner accepted. Staff recommends that the Council appoint Charlotte Bumgarner to the position. There was no public comment. Motion by Petty to appoint Charlotte Bumgarner as Chairman of the Historic Preservation Commission Second by Woods and motion carried.

**CERTIFICATION OF PAST DUE WATER AND SEWER ACCOUNTS:**

Clerk Blevins stated the Council had been given a list of past due water and sewer accounts to be certified to the County Treasurer. There was no public comment. Motion by Woods to approve certification of the past due water and sewer accounts Second by DiCamillo and motion carried.

**1<sup>ST</sup> READING OF ORDINANCE #2007-16 A BILL FOR AN ORDINANCE AMENDING SECTION 2-2-60 OF THE CRIPPLE CREEK MUNICIPAL CODE:**

Attorney Phillips read Ordinance #2007-16 amending section 2-2-60 of the Cripple Creek Municipal Code. There was no public comment. Motion by Petty to approve 1<sup>st</sup> reading of Ordinance #2007-16 Second by Woods and motion carried.

**RESOLUTION #2007-10 AMENDING SUBSECTION 10.06(D) OF THE PERSONNEL POLICIES AND PROCEDURES MANUAL FOR THE CITY OF CRIPPLE CREEK:**

Human Resources Director Stotts stated Administrator McPherson had requested this change allowing any employee suspended without pay for any amount of time to be allowed to appeal the suspension to the City Administrator. McPherson stated when an employee is suspended without pay it effects the entire family and therefore they should be allowed to appeal the suspension. Motion by Woods to approve Resolution #2007-10 Second by Peck and motion carried.

**BUSINESS LICENSE:**

The following business license was presented to Council for their review, Lucky Buckets, Geneva & Robert Henderson. There was no public comment. Motion by Woods to approve business license for Lucky Buckets Second by Petty and motion carried.

**RESOLUTION #2007-11 ACCEPTING PETITIONS FOR ANNEXATION AND ESTABLISHING SEPTEMBER 19, 2007 AS THE DATE OF PUBLIC HEARING ON THE REQUESTED ANNEXATION OF A PARCEL OF UNINCORPORATED TERRITORY LOCATED IN THE COUNTY OF TELLER (LIBBY ANNEXATION):**

This item was tabled until October 3, 2007 Council meeting.

**PUBLIC COMMENT:**

None

At 5:52 PM, motion by Peck that the City Council hold an executive session to consider personnel matters, pursuant to C.R.S. 24-6-402(4)(f), Second by Petty and motion carried. Regular session reconvened at 6:39 PM with no other business being conducted.

Meeting adjourned at 6:40 PM

APPROVED:

ATTEST:

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Ed Libby, Mayor

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Debra Blevins, City Clerk