

**COUNCIL MINUTES  
DECEMBER 6, 2007**

The Monte Vista City Council met for its regular monthly meeting on Thursday, December 6, 2007 at 7:00 p.m. in the Council Room, 4 Chico Camino, Monte Vista, CO.

**Call to Order**

Mayor Don Schall called the meeting to order.

**Pledge of Allegiance**

Councilor Art Medina led in the Pledge of Allegiance.

**Roll Call**

Members present Councilor Gabe Duran, Councilor Art Medina, Councilor Rose Wilson, Councilor Charles Spielman, and Mayor Don Schall. Record to indicate a quorum was present.

Others present City Attorney Eugene Farish, City Manager Don Van Wormer, Chief of Police Jim Gallegos, City Clerk Lucille Duran and guests.

**Approval of Consent Agenda**

Councilor Medina made a motion, and Councilor Spielman seconded, to approve the Consent Agenda as submitted. Consent agenda consisted only of approval of November 15, 2007 council minutes, and approval of expenditures. Motion carried unanimously.

**Proclamations, Communications and Appointments**

Mayor Don Schall read Arbor Day Proclamation.

Mayor Don Schall read Monte Vista Band Week Proclamation. Mayor Schall congratulated Mr. Guadagnoli and band members in the audience for continuing their winning tradition for their State marching title.

**Citizen Comments/Special Presentations**

Jarrod Biggs from the Monte Vista Chamber of Commerce – What we want to talk to you about tonight is that we heard that you want us to move the log cabin now located at the end of the park. What we would like to do is to keep the old Chamber of Commerce building. Keep it where it is now and lease the property from the City. We would like to utilize that for a commercial business that has expressed an interest. Councilor Medina – My impression was that that old building wasn't structurally sound and it was brought to our attention that the walls were deteriorating, the floors were bad, there's no hot water in there and I don't know what else is wrong with it. It's up to you guys to make sure it is operable. That it is structurally sound. It was the consensus of the council that the building could remain there if it is brought up to code.

### **Licenses/Liquor Renewals**

Councilor Medina made a motion, and Councilor Wilson seconded, to approve the renewal of Club Liquor License for Monte Vista Elks Lodge No. 2456. Motion carried unanimously.

### **Resolutions**

Councilor Medina made a motion, and Councilor Spielman seconded, to approve Resolution No. 11-2007 – A Resolution establishing the Annual Mill Levy for the City of Monte Vista, Colorado for the Year Beginning January 1, 2008, and Ending December 31, 2008. Motion carried unanimously.

Councilor Wilson made a motion, and Councilor Duran seconded, to approve Resolution No. 12-2007 – A Resolution Providing for Annual Classification and Compensation. Motion carried unanimously.

### **Ordinances**

Eugene Farish read Ordinance No. 800 on second reading – An Ordinance Adopting a Budget and Appropriating Sums of Money for the City of Monte Vista, Colorado, for the Calendar Year Beginning January 1, 2008, and Ending December 31, 2008. Councilor Medina made a motion, and Councilor Spielman seconded, to approve Ordinance No. 800 on second and final reading. Motion carried unanimously.

### **Contracts/Agreements/Leases**

Rick Stoeber from Waste Management was present. We are requesting a 7.2% increase in our trash removal rates which would be \$1.00 more per month for residential (new rate \$15.00 for one cart curbside, \$21.00 for two carts or one cart alley pickup) and \$1.15 per yard for commercial. Diesel fuel cost has increased over 3.75%; the additional 3.45% will help cover rising costs of labor, insurance, equipment, etc. Councilor Spielman made a motion, and Councilor Wilson seconded, to grant Waste Management's request to increase the trash removal rates. Motion carried unanimously.

### **Reports**

**City Manager** – In your packet is a letter from GOCO granting us the award for Ski Hi Park in the amount of \$500,000. Good job to city staff who worked on the grant. I had a meeting with the Stampede Committee on Monday to kind of start going over how we are going to approach this project and get it taken care of.

You have a brief summary on the transportation panel recommendations on how to fund the 15 billion dollars of shortfall in our roads program. What I wanted to point out is the City passed a resolution where at this point and time we'll have an attempt of going out on a Use Tax in November of 2008. This could create a problem with us trying to pass the Use Tax. The intent of the Use Tax in 2008 is to generate revenue for various projects. Use Tax on new vehicles and building materials purchased outside the city. I met with our investment bankers and bond counsel yesterday in Denver to talk about our Use Tax strategies, monies and the whole thing that we deal with in looking at financing. I also met with them for plans on increased financing. On the bond we got in 1998, we only spent 2.5

million dollars. We still have 2.5 million dollars left that we could utilize. They will be coming back to us with the numbers.

### **Staff**

Jim – On Monday I spoke to David Self, superintendent at the High School. We've had some concerns with the smoking that is going on across the school. We do have an ordinance that was passed in the 1990's in reference to kids smoking within so many feet of the school. At that time, it was discussed and the school would be the ones to impose any kind of penalties and disciplinary actions as to kids smoking in that area. The principal was to be here tonight. They want to revisit with us on this. This will be handled at the staff level.

### **City Attorney**

Eugene Farish - We are doing some draft revisions to the offense code. Handed out an Ordinance on this to Council to look over and have ready for the first meeting in January.

### **Council**

Councilor Spielman – Showed map to council of the roughly five (5) city lots that Mr. Ritchey wants to donate to the city for a bicycle path. Councilor Spielman made a motion, and Councilor Medina seconded, to accept Councilor Spielman's recommendation to accept the property from Mr. Ritchey. Motion carried unanimously. For your information, Sky Fuel was here; and I recommended an area for them for a large solar generating station.

### **Executive Session**

Councilor Duran made a motion, and Councilor Spielman seconded, to go 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); Motion carried unanimously.

### **Recess/Adjournment of Meeting**

Meeting adjourned at 8:30 P.M.

Donald Schall, Mayor  
Lucille Duran, City Clerk  
Approved 12/20/07