

**MINUTES VICTOR CITY COUNCIL RESCHEDULED REGULAR MEETING**

**FROM: March 26, 2009 to APRIL 2, 2009 – 7:00 P.M.**

**COUNCIL CHAMBERS, 500 VICTOR AVENUE**

**I.** The rescheduled regular meeting convened at 7:00 p.m. following a 6:00 p.m. work session with Mayor Serena E. Bielz presiding. The Pledge of Allegiance was led by the Mayor.

**II. ROLL CALL:** Richard May: Present; Veldean Petri: Present; Buck Hakes: Present  
Don Daniel: Present; Mayor Serena E. Bielz: Present; City Attorney, Alan Jensen: Present

**III. CEREMONIES, PRESENTATIONS, APPOINTMENT**

Mayor Bielz gave a presentation: Introduction of CDOT Sidewalks Application

**IV. CONSENT CALENDAR:**

**MOTION:** Council Member Don Daniel moved to approve the minutes of the February 26 meeting as corrected; the minutes of the March 12 meeting as presented and authorizing payment of bills and signing of checks totaling \$89,706.65; second by Council Member Byron Hakes.

**Roll Call Vote:** Council Members: Daniel, yes; Hakes, yes; May, yes; Petri, yes; Mayor Bielz, yes.

**IV. ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA**

**Motion:**Council Member Byron Hakes moved to add an addition to the agenda for Executive Session under Item XI – f with Corporal Trump in accordance with CRS 24-6-401 (4)(f) concerning personnel; second by Council Member Veldean Petri.

**Roll Call Vote:** Council Members: Hakes, yes; Petri, yes; May, yes; Daniel, yes; Mayor Bielz, yes.

**V. MAYOR, COUNCIL REPORTS**

**a. Mayor:**

Mayor Serena Bielz: Following up on CDBG's

~ Bunny Bop Hop April 4<sup>th</sup>.

~ Aspen Mine Senior Club having an Easter Party at the Golden Circle Nutrition Luncheon on April 7<sup>th</sup> .

~ April 15 Regional Government Breakfast Meeting

~ Victor will be on World Wide Sports Channel. The Mayor's Son will be featured.

**b. EDC/ Resources:**

Council Member: Veldean Petri: Council had a very informative dinner and discussion with Clay Brown on March 17<sup>th</sup>.

~ Gold Camp Fishing Club Meeting was held March 30<sup>th</sup>. Club will request bids for repair of Cabin No. 2 for roof and sheet rock.

~ Has people who would like to serve on the Police Department Committee; will have more on that next week.

**c. Water/Wastewater/Public Works:**

Council Member: Don Daniel: Congratulated Daniel Mick for passing the tests for his Class D water and waste water licenses. Daniel has completed one year with the City as of March 10<sup>th</sup>.

~ Noted that Henry Cole also passed his Waste Water Class D test and missed his water by one question; hopefully he will take that test again and receive that license.

~ March 13<sup>th</sup> the ceiling in the old part of the water plant fell down and CIRSA has provided money to help with the repair of the ceiling and roof.

~ The City will not be able to sell water to the mine after some time next week due to the water level in Bison # 2 and the low snow level on the water shed. Council will have to re visit the Budget because of the reduced income from industrial water sales.

**d. Streets/Building/Parks:**

Council Member: Byron Hakes: The City's new backhoe is in operation.

~ The City has been doing an excellent job with snow removal.

**e. Fire Department:**

Council Member: Richard May: In response to Marilyn Fay's question regarding the City's Fire Rating; the City has a 7 fire rating. This rating is done by the International Fire Safety Organization and all insurance companies go off that and other things to determine insurance rates.

~ Council Member May has looked at the location of the fire hydrant nearest the Dee Page residence and it is a half a block from her home. Always look for the Red Hydrants.

~ From 2-26-09 to 3-11-09 had 9 total contacts: 8 were medical assists and 1 smoke investigation.

~ Asked everyone to be careful with fire so water doesn't have to be used to extinguish a fire.

**f. City Attorney:**

Alan Jensen: Received communication from CIRSA's Attorney regarding the O'Leary Case, Litigation is still pending and is in the documentation and preparation stage.

**VI. STAFF REPORTS**

a. Fire Department: Chief Kurt Stephens Report previously given by Fire Commissioner.

b. Water/Waste Water: ORC James Lottig: Mr. Lottig has time off; written report will be given to Council.

c. Police Department:

Corporal Trump: 2-26-09 to 3-11-09 154 total contacts; in addition to house and business watch included 7 attempt to contact; 11 traffic stops; 4 suspicious activity; 5 agency assists these caused 1 traffic case; 1 DUI and 1 domestic.

3-12-09 to 26-09: 136 total contacts including: 4 attempt to contact; 2 welfare checks; 11 traffic stops; 1 suspicious activity call; 3 agency assists; 1 was a Warrant arrest for Teller; 1 animal complaint; 2 Vin inspections; 1 finger print. These calls led to 2 traffic cases and 1 traffic accident case.

~ Corporal Trump has completed his one year with the City of Victor and received POST Certification.

**VIII. PUBLIC HEARINGS:**

None

**IX. ORDINANCES AND RESOLUTIONS**

None

**X. UNFINISHED BUSINESS**

None

**XI. NEW BUSINESS:**

**A. Barbara McMillan, James Smith, Dan Mullet: Page Building Stabilization; 123 N 4<sup>th</sup> Street**

~ Request was for acceptance of Core and Shell Plans (shell and structure of the second floor and the roof system) to allow applicants to proceed to the Colorado Historical Society for approval and Teller County for applicable permits and inspections.

**MOTION:** Council Member Byron Hakes moved to approve the plans for core and shell stabilization and repair allowing them to proceed to Teller County for applicable permits and inspections, based on the signed agreement received by the City, between the adjacent property owner and the Page Building Group; second by Council Member Richard May.

**Roll Call Vote:** Council Members: Hakes, yes; May, yes; Petri, yes; Daniel, yes; Mayor Bielz, yes.

**B. City of Victor Policies and Procedures**

a. Procedure for Minutes

**MOTION:** Council Member Byron Hakes moved to use the electronic recording that is made of the City Council Meetings as the Official Record and that the only minutes that need to be kept are action minutes; second by Council Member Don Daniel.

**Roll Call Vote:** Council Members: Hakes, yes; Daniel, yes; May, yes; Petri, yes; Mayor Bielz, yes.

The Clerk will look into a better recording system for the record.

b. Alternate Staff Reports (One per Month)

**MOTION:** Council Member Byron Hakes moved to change the agenda listing; having a Commissioner's Corner which will include a Council/Staff reports each month for the newsletter, as a hand out and posting in the City Information Box at the Claim Jumper; second by Council Member Don Daniel.

~ Posting will also be at the Library and City Hall and reports must be turned in to the City Clerk by the 20<sup>th</sup> of each month.

**Roll Call Vote:** Council Members: Hakes, yes; Daniel, yes; May, yes; Petri, yes; Mayor Bielz, yes.

**C. Consideration For Modification of TODS Applicants**

~ Review of TODS application process and proposal to Council by Mayor Bielz.

**MOTION:** Council Member Don Daniel moved to execute an MOU with each TODS applicant in Victor; each applicant will pay the \$250.00 annual fee to the State each year and the City of Victor will be the exempt applicant for all signs through Teller County; second by Council Member Richard May.

~ The City Attorney will draft an MOU between the City and each TODS applicant within the City, clarifying they will pay the annual TODS fee to the State saving them from the additional \$250 County fee; in order that the application can be processed through the County.

**Roll Call Vote:** Council Members: Daniel, yes; May, yes; Hakes, yes; Petri, yes; Mayor Bielz, yes.

**D. BUSINESS LICENSE APPLICATION: Matthew Focht dba Gold Standard Construction**

Class "A" General Contractor

**MOTION:** Council Member Don Daniel moved to approve the Business License Application for Matthew Focht dba Gold Standard Construction, Class A General Contractor; second by Council Member Byron Hakes.

**Roll Call Vote:** Council Members: Daniel, yes; Hakes, yes; Petri, yes; May, yes; Mayor Bielz, yes.

**E. Colorado Municipal League 2009 State of our Cities and Towns Report**

~ Mayor Bielz reviewed information received from the Colorado Municipal League concerning the State of Our Cities and Towns and declining revenues to provide services. This appears in the April City Newsletter.

~ DVD is available for Council Review from the City Clerk's Office.

**F. Executive Session in Accordance with CRS 24-6-401 (4) (f) for Personnel Matters With Corporal Trump**

**8: 00 p.m.: MOTION:** Council Member Donald Daniel moved to recess to executive session for personnel discussion with Corporal Trump in accordance with CRS 24-6-401 (4) (f); second by Council Member Byron Hakes.

**Roll Call Vote:** Council Members Daniel, yes; Hakes, yes; May, yes; Petri, yes; Mayor Bielz, yes.

8:25 p.m. Council reconvened in regular session. The Mayor announced that no action was taken.

**XII. CORRESPONDENCE:**

None

**XIII. UNSCHEDULED MATTERS**

None

**XV. PUBLIC COMMENT WITHOUT PRIOR APPOINTMENT**

**Marshall Winblood:** Mr. Winblood described a condition where a building adjacent to his garage is falling down on his structure and he asked Council's guidance on how to proceed to have the building demolished. Research will be done and consultation with the City Attorney will be completed prior to direction to Mr. Winblood.

**XVI. ADJOURN**

**MOTION:** Council Member Don Daniel moved to adjourn; second by Council Member Byron Hakes.

8:30 p.m. Meeting was adjourned by unanimous consensus of the members.

ATTEST: \_\_\_\_\_  
Shirley A. Beach, City Clerk

APPROVED: \_\_\_\_\_  
Serena E. Bielz, Mayor