

MINUTES
CITY OF VICTOR REGULAR COUNCIL MEETING April 23, 2009 – 7:00 P.M.
COUNCIL CHAMBERS, 500 VICTOR AVENUE

- I. The regular meeting of Victor City Council convened with Mayor Serena Bielz presiding. The Pledge of Allegiance was led by the Mayor.
- II. **ROLL CALL:** Richard May: present; Don Daniel: present; Veldean Petri: present; Buck Hakes: present; Mayor Serena E. Bielz: present; City Attorney: present.
- III. **CEREMONIES, PRESENTATIONS, APPOINTMENT**
Crime Victims' Rights Week April 26 to May 2, 2009 Proclamation was read and presented to Victims Advocate Jan McKamy.
MOTION: Council Member Byron Hakes moved to sign the Proclamation presented to the City of Victor on April 23, 2009 proclaiming April 26 to May 2, 2009 as Crime Victims' Rights Week; second by Council Member Richard May.
Roll Call Vote: Council Members: Hakes, yes; May, yes; Petri, yes; Daniel, yes; Mayor Bielz, yes.
- IV. **CONSENT CALENDAR:**
MOTION: Council Member Don Daniel moved to approve Minutes April 9, 2009 Regular Meeting and Statement of Expenditures and Authorization to Sign Checks in the amount of \$54,603.82; second by Council Member Richard May.
Roll Call Vote: Council Members: Daniel, yes; May, yes; Petri, yes; Hakes, yes; Mayor Bielz, yes.
- IV. **ADDITIONS, DELETIONS OR CORRECTIONS TO AGENDA**
~ Mayor Bielz requested the addition under XI. New Business H of Possible CDOT FTA Grant Funds available for the Ramblin Xpress Transportation Program.
- V. **LEGAL MATTERS, CITY ATTORNEY ALAN JENSEN**
Addressed the Memorandum that he prepared in response to an inquiry to the City Clerk's Office regarding regulations that may restrict someone who wished to scatter ashes of someone deceased.
- VIII. **PUBLIC HEARINGS:**
No Public Hearings
- IX. **ORDINANCES AND RESOLUTIONS**

RESOLUTION NO. 2009-2: A RESOLUTION REQUIRING APPLICANTS, SEEKING PERMISSION TO USE CITY PROPERTY FOR AN EVENT, TO SUBMIT TO THE CITY A CERTIFICATE OF INSURANCE NAMING THE CITY AS AN ADDITIONAL INSURED FOR ANY REVENUE GENERATING EVENT

MOTION: Council Member Don Daniel moved to adopt Resolution 2009 – 2; second by Council Member Byron Hakes.

Discussion followed: Pam Pratt, Jutta Haubold, Kandy McNeal, Joe Stevens, Marshall Winblood, and Dan Mick provided input.

Motion to Amend: Council Member Don Daniel amended his motion to add; all applications for the use of City property for any revenue generating event; in the first line of Section 1; second by Council Member Byron Hakes.

Roll Call Vote on Amendment to the Motion: Council Members: Daniel, yes; Hakes, yes; Petri, yes; May, yes; Mayor Bielz, yes.

Roll Call Vote on Motion As Amended: Council Members: Daniel, yes; Hakes, yes; May, yes; Petri, yes; Mayor Bielz, yes.

RESOLUTION NO. 2009-3: AUTHORIZING APPROVAL OF CONTRACT NO. 09XX6C0024, WITH UNITED STATES DEPARTMENT OF INTERIOR BUREAU OF RECLAMATION

MOTION: Council Member Don Daniel moved to adopt Resolution 2009-3 authorizing approval of Contract No. 09XX6C0024 with the United States Department of Interior, Bureau of Reclamation; second by Council Member Byron Hakes.

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

X. UNFINISHED BUSINESS

A. Sunnyside Cemetery Rules and Regulations -- Continuation

Discussion regarding the proposed rules and regulations concerning Sunnyside Cemetery followed.

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MOTION: Council Member Byron Hakes to postpone adoption of Rules and Regulations for Sunnyside Cemetery until May 14 regular Council meeting; second by Council Member Richard May.

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

XI. NEW BUSINESS:

A. City of Victor Policies and Procedures (Standing Agenda Item)

a. Fees for Use of City Owned Facilities

MOTION: Council Member Byron Hakes moved to postpone consideration fees for use of City owned facilities until the May 14 regular meeting; second by Council Member Richard May.

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

B. Wallace Park Improvements: Alta Vista Station/Design for Restrooms

~ Council Member Byron Hakes presented preliminary plans for pre cast restrooms and a plan for upgrading the Alta Vista Station for a Visitor's Center to keep more visitors in the down town area.

No Action Taken: Further information will be forthcoming additional research.

C. Discussion/Projections for Gaming Applications 2010

~ Mayor Serena Bielz presented information regarding the 2010 Gaming Grant Application. May 1, 2009 is deadline for submission to Teller County.

Action: By consensus of Council the Mayor will proceed with the Gaming Grant Applications.

D. Business Promotion Proposal

~ Council Member Veldean Petri permission to proceed with obtaining a marketing card to distribute to Welcome Centers, the Heritage Center and others to promote Victor in an effort to assist the business community. Council had promised that \$25.00 from each business license would go toward a promotional effort.

MOTION: Council Member Don Daniel moved to authorize \$1300 to create and distribute a rack card advertising Victor; second by Council Member Byron Hakes.

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

E. Information/Discussion/Confirmation of CDOT Sidewalk Grant

Lengthy Discussion and questions with regard to the CDOT Sidewalk Grant and the Streets and Drainage followed. Public input was received from Kirk Myers, Joe Stephens, Dale Roy, Richard Grater, Marilyn Fay, Pam Pratt, Marshall Winblood.

MOTION: Council Member Don Daniel moved to not turn in the grant at this time; Motion failed.

MOTION: Mayor Serena Bielz moved to turn in the CDOT Sidewalk Grant; second by Council Member Richard May.

Roll Call Vote: Mayor Bielz, yes; Council Members: May, yes; Hakes, no; Petri, no; Daniel, no.

Public comment: Joe Stevens, Pam Pratt, Marshall Winblood, Dale Roy encouraged Council to reconsider turning in the grant. Heated discussion continued.

MOTION: Council Member Byron Hakes moved to reconsider the CDOT Sidewalk Grant; second by Council Member Richard May.

Roll Call Vote: Council Members: Hakes, yes; May, yes; Petri, no; Daniel, no; Mayor Bielz, yes.

F. Approval of Date for Victor Clean Up Day

~ Cost of 30 yard roll offs were: Long Branch: \$400; Waste Management: \$450; Teller Trash: \$415.

MOTION: Council Member Don Daniel moved to approve May 30, 2009 as Victor clean up days and Veldean be authorized to ask the Mine to participate again this year; second by Council Member Richard May.

~ Dale Roy will talk to Long Branch to see if they will give the City a better deal.

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

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G. Business License Application: Roofing

Jeff D. Morrell dba Tri-Lakes Roofing: 16720 South Wood Dr. Colorado Springs, CO. 80908

MOTION: Council Member Don Daniel moved to approve the Business License for Jeff D. Morrell dba Tri-Lakes Roofing; second by Council Member Richard May

H. Possible CDOT FTA Grant Funds Available for Ramblin' Xpress Transportation Program

MOTION: Council Member Don Daniel moved to authorize the Mayor to pursue the CDOT grant for transportation; second by Council Member Richard May.

Discussion followed. Public Comment from Marshall Winblood, Kandy McNeal, Dale Roy.

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

XII. CORRESPONDENCE:

None

XIII. UNSCHEDULED MATTERS

Council Member Richard May invited everyone to the Fire Department's Chili Supper tomorrow night at 6:00 p.m.

XV. PUBLIC COMMENT WITHOUT PRIOR APPOINTMENT

Council Member Hakes will address the concern of Dee Page with the gravel on the streets.

Pamela Pratt asked if a storage space could be provided for AA's coffee and supplies to replace the rolling trolley.

Joe Stevens spoke of the danger of the gravel on the streets that have caused him to fall and be injured.

Joe Stevens addressed Stimulus Funds and Sales Tax concerns.

A problem addressed by Marshall Winblood with an unsafe building on Victor Avenue will be pursued by Council and the City Attorney.

Marilyn Fay thanked Council for moving forward on the Rack Card and on the buildings on Victor Avenue.

XVI. ADJOURN

The meeting was adjourned on motion by Council Member Richard May with second by Council Member Don Daniel and unanimous voice vote.

ATTEST: _____
Shirley A. Beach, City Clerk

APPROVED: _____
Serena E. Bielz, Mayor