

STATE OF COLORADO
COUNTY OF HUERFANO
CITY OF WALSENBURG
Regular Session Meeting
November 4, 2008 7:00 p.m.

Mayor Sheldon called the meeting to order at 7:03 p.m.: the Pledge of Allegiance was recited. Council members present were: Larry Patrick, Edie Flanagin, Susan Blake, David Mockmore, Erin Jerant, James England and Lou Taylor. Others present were City Administrator Eric Pearson, City Clerk/Treasurer John E. Zgut and City Attorney Daniel Hyatt. Bruce Quintana was absent.

APPROVAL OF MINUTES

The minutes of the October 21, 2008 meeting were accepted on a motion by James England, seconded by Lou Taylor. Motion passed on Roll Call Vote of 8-0.

Veteran's Day Proclamation

Mayor Sheldon read the following proclamation in

CITY OF WALSENBURG PROCLAMATION

WHEREAS, two hundred and thirty-one years ago, the signers of the Declaration of Independence declared that "all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty, and the pursuit of Happiness";

WHEREAS, throughout the course of American history, courageous men and women have taken up arms to secure, defend, and maintain these core principles upon which freedoms depend;

WHEREAS, today, there are more than 25 million living veterans who serve our Nation in times of peace and war. These gallant Americans served on the land, at sea, and in the air, on the shores of Omaha Beach, at the rivers of Korea, in the jungles of Vietnam, on the sands of the Persian Gulf, in the mountains of Afghanistan, the country of Iraq and many other battlefields around the globe. By their service, they kept America strong, and they protected our way of life from tyranny's grip for over two centuries;

WHEREAS, the men and women who have and currently are serving in the Army, Navy, Air Force, Marines, and Coast Guard of the United States of America have made major contributions toward the preservation of this Nation and her people;

WHEREAS, the services performed by these Americans have demonstrated the willingness of our nation to meet the challenges of those forces wishing to subjugate individual determination through armed conflict;

WHEREAS, honorable service performed in the defense of our nation and her cause in time of war is the highest form of citizenship;

WHEREAS, the Congress of the United States of America has designated the eleventh day of November of each year as Veterans Day;

WHEREAS, Veterans Day has become a significant part of our American heritage as we recognize the millions of our citizens whose military service has had a profound effect on history;

WHEREAS, the Nation and the free world are eternally grateful for the contributions of American veterans – men and women – to the advancement of the cause of an honorable world peace.

NOW, THEREFORE, the City Council of the City of Walsenburg, State of Colorado, hereby proclaims November 11, 2008 as Veterans Day and calls upon all citizens, schools, businesses, places of worship, media, and civic and fraternal organizations to join the City in recognizing the valor and sacrifice of our veterans through display of the flag of the United

States and appropriate ceremonies in honor of those who have served and are serving to preserve the principles of Justice, Freedom, and Democracy.

IN WITNESS WHEREOF, I have hereto set my hand and caused the seal of the City of Walsenburg, Colorado to be affixed this the fourth Day of November, 2008.

Edith T. Sheldon, Mayor, City of Walsenburg

Committee Reports

Finance Committee Chair Larry Patrick noted employee bonus was discussed at the finance meeting; fee waivers requested by the developers of the proposed Dollar General Store; and the pasture leases all items are part of the agenda to be decided by all City Council later in the meeting.

Parks and Recreation Committee Chair was absent; Erin Jerant reports the **alarm system** with hard-wire was in and already giving problems in response to our windy conditions despite assurances other wise. Pearson noted the **water slide stored** in the second handball court on North Hendren Street had to be **scrapped because of the condition of the item** and attempts to sell the slide to other entities had failed. The 8” pump that was purchased with the slide can be sold as it is a desirable item. The **Walsenburg Golf Course** was discussed; their **board** was **invited** to the Parks and Recreation Committee meeting **on November 12, 2008** at 5:00 p.m.

Safety Committee Lou Taylor was out of town and the scheduled all employee safety meeting was not held. The regular Safety and ADA Committee will be held at 5:00 p.m. on November 13, 2008 at 5:00 p.m. because the last Friday falling on the day after Thanksgiving, Lou Taylor requested his All Employee Safety Meeting be held on November 21, 2008 at 8:30 a.m.

Public Works Committee Chair Edie Flanagan will hold a regular meeting on November 5 2008 at 5:00 p.m. will meet with the **local cemetery representatives** to discuss new agreements for water use; the new well drilled at the Kincaid Ranch will be another topic.

Citizen Forum

Larry Mapes came before City Council to complain about his **utility bill**. City Council heard his story then suggested he visit with City Administrator Eric Pearson. Mapes asked for his \$75 back as he did not have his water shut off. City Attorney Dan Hyatt listened to the facts, then opined that since the bill was paid before the shutoff occurred, all three conditions for the \$75 charge had not been met. The \$25 charge should remain since Mapes did not pay his utility bill before the 23rd of the month as set by Ordinance in the City of Walsenburg.

Ms. Roylynn Hill asked that her water to be read monthly so there can be consistency in her water bill.

Della and Miguel Duran came to City Council to ask for a hearing to be set for their **proposed liquor store** at 700 Walsen Ave. the hearing will be held at 6:00 p.m. on November 18, 2008 which will be before the next Regular City Council meeting.

REPORTS

City Administrator Eric Pearson provided a ‘Cheat Sheet’ to City Council for meeting protocol at their seats before the meeting. Martin Landers of Plan Tools, Inc., who did the Comprehensive Plan for the City of Walsenburg asked to appear before City Council soon. That meeting will take place at the December 2, 2008 meeting as the November 18, 2008 has several items before the Council that evening. The pool at Walsenburg Wild Waters Park has been

winterized. The security system has been hardwired. The Public Hearing for the IBC Code will be held at 6:45 p.m. before the November 18, 2008 Regular City Council Meeting.

Walsenburg Police Department Chief Baldonado was absent thusly, Pearson noted there have been two offers made and accepted by two males for the Walsenburg Police Department. HR officer Zgut will begin processing the first one tomorrow afternoon.

Unfinished Business

James England made the motion to approve **\$2600 for the Downtown Revitalization Committee, for replacement lights and new banners on Main and Seventh Streets.** Erin Jerant seconded the motion. Motion passed on a Roll Call Vote of 8 to 0.

Lou Taylor made the motion to **repost the bid for ADA curb cuts** in light of new data that was discovered. James England seconded the motion that then passed on Roll Call Vote of 8 to 0.

That necessitated moving item 10c to the December 2, 2008 meeting. James England made the motion that Larry Patrick seconded and that passed on an 8 to 0 Roll Call Vote.

Edie Flanagin made the motion to **approve on second reading Ordinance 979, vacating the alley** near and around West 4th St. and Willis Ave and to publish by title and changes only that have occurred since first reading. James England seconded the motion. Motion passed on a Roll Call Vote of 8 to 0.

James England made the motion with Edie Flanagin seconding to approve on second reading Ordinance 980, **AN ORDINANCE OF THE CITY OF WALSENBURG REGULATING TRANSIENT DEALERS, PEDDLERS, CANVASSERS, AND SOLICITORS AND REPEALING ORDINANCE 763.** Motion included the order to publish by title only. Motion passed on a Roll Call Vote of 8 to 0.

Susan Blake made the motion with Edie Flanagin and David Mockmore both seconding the awarding **pasture lease bid for the Kincaid Ranch** to Bud and Betty Kreutzer for \$4680. Motion passed on a Roll Call Vote of 8 to 0.

Susan Blake with David Mockmore seconding made the motion to **award the Walsenburg East Ranch south pasture bid to Brgoch Ranches** for \$5610. Motion passed on a Roll Call Vote of 8 to 0.

David Mockmore made the motion with Susan Blake approving a **\$50.00 Christmas bonus** to city employees **redeemable at any Walsenburg merchant**, as discussed in the Finance Committee. Motion passed on a Roll Call Vote of 9 to 0.

New Business

Mayor Sheldon declared November 28, 2008 and December 26, 2008 **Mayor's Day holidays** for city employees. James England made the motion and Edie Flanagin seconded the motion to approve the declaration. Motion passed on a Roll Call Vote of 8 to 0.

James England made the motion to **waive certain fees for the Dollar General** store proposed for 100 block of West 7th Street as discussed in the Finance Committee meeting last night. Erin Jerant added that was **contingent on the store breaking ground before December 31, 2008.** The use of gas during winter months could offset the fee loss. The motion was restated to include that statement; it was seconded by David Mockmore and passed on Roll Call Vote of 7 to 1 with Lou Taylor voting No.

Erin Jerant made the motion to advertise for **new members for the Planning and Zoning Board/Board of Adjustments**, with December 1, 2008 as the deadline for applicants. James England seconded the motion. Motion passed on a Roll Call Vote of 8 to 0.

Erin Jerant made the motion to approve **\$58,100 for paving designated streets** without curbing and gutters in Ward 4. Edie Flanagin seconded the motion that passed on Roll Call Vote of 8 to 0.

Larry Patrick made the motion with Susan Blake seconding to **approve 3.2% liquor license** renewal for **Safeway Store #727** at 222 West 7th Street. Motion passed on a Roll Call Vote of 8 to 0.

Adjournment

City Council meeting adjourned at 8:16 p.m.

CITY OF WALSENBURG

ATTEST:

Edith T. Sheldon,
Mayor

John E. Zgut,
City Clerk

The preceding minutes were prepared according to §47 of Robert's Rules of Order, i.e. they contain a record of what was *done* at the meeting, not what was *said* by the members. Tape recordings of the meeting are available for 6 months thereafter only for listening in the City Clerk's Office as well as copies of Ordinances and Resolutions.