

230 N. Bluff Street
PO Box 544 Lake City, CO 81235
970-944-2333
www.townoflakecity.co
leslieklusmire@townoflakecity.co

TOWN OF LAKE CITY

TOWN OF LAKE CITY BOARD OF TRUSTEES LAKE CITY, HINSDALE COUNTY, COLORADO

February 18, 2014

Coursey Meeting Room
311 N. Henson St.
Lake City, Colorado

WORKSHOP AGENDA 6:00 p.m.

1. Discussion on proposed ATV Summer project. (Steve Ryals)
2. Discussion of Hazard Mitigation Plan. (Hinsdale County Emergency Services Director)

REGULAR MEETING AGENDA 7:00 p.m.

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES – January 28, 2015, Quarterly Joint Meeting with Hinsdale County Commissioners, and January 28, 2015, Special Meeting**

BILLS PAYABLE

COMMITTEE REPORTS: LAKE SAN CRISTOBAL WATER ACTIVITY ENTERPRISE, GUNNISON BASIN ROUNDTABLE, COMMUNITY RECREATION COMMITTEE, CHAMBER OF COMMERCE, MARKETING BOARD, DIRT, REGION 10

TOWN MANAGER'S UPDATE & JANUARY FINANCIAL REPORT

TRUSTEE REPORTS

CORRESPONDENCE RECEIVED

CITIZEN COMMUNICATIONS

ADDITIONS TO AGENDA

ACTION ITEMS

1. Resolution 2015-03: A Resolution of the Town of Lake City, approving the Hazard Mitigation Plan. Action: Motion to approve Resolution 2015-03, adopting the Hinsdale County Hazard Mitigation Plan, as proposed, with revisions, or direct Town Attorney and Town Manager to revise resolution. (BOT, Hinsdale County Emergency Services Director)**

2. Ordinance 2015-04: An Ordinance of the Town of Lake City, approving a loan from the Colorado Water Resources and Power Development Authority in a principal amount not to exceed \$500,000; authorizing the form and execution of the loan agreement and a governmental agency bond to evidence such loan; and prescribing other details in connection therewith. Action: Motion to approve ordinance as proposed, with revisions, or direct Town Attorney and Town Manager to revise. (Town Manager)**
3. Discussion on letter of support for Simply Broadband Solutions to lease the Rose Ridge communications building from Gunnison County. Possible action. (BOT)**
4. Consideration of proposed ATV Summer project. Possible Action. (Steve Ryals)
5. Liquor License Renewal: Renew Liquor License #10979770000, Elkhorn Liquors (Claire Jesse); Address: 144 S. Gunnison Ave., Lake City, CO; Type of License: Liquor Store (city), Malt, Vinous & Spirituous; License expiration date: April 9,, 2015; Violation on 10.25.2013, record cleared on 4.25.2014, no violations since then. (BOT)**

**Information included in Packet

DRAFT

**MINUTES (two
meetings):**

January 28, 2015

**TOWN OF LAKE CITY BOARD OF TRUSTEES
LAKE CITY, HINSDALE COUNTY, COLORADO**

January 28, 2015

Meeting Minutes

SPECIAL QUARTERLY JOINT MEETING WITH HINSDALE COUNTY COMMISSIONERS

I. Call to Order

The special joint meeting of the Board of Trustees of the Town of Lake City with the Hinsdale County Board of County Commissioners was called to order by Commissioner Thompson at 12:12 p.m. in the Coursey Annex, 311 N. Henson St., Lake City, Colorado.

II. Roll Call

Present: Mayor Vierheller, and Trustees Hudgeons, Murphy, Hollingsworth, Moore, and Brown.

Absent: Trustee Ryals

A quorum was present.

Town of Lake City Staff present: Town Manager Klusmire; Town Clerk Bendinelli; Town Public Works Director Levine; and Town Recreation Director Hake.

Hinsdale County Staff Present: County Building Inspector Jack Nichols, County Administrator Davis, County Commissioner Thompson, County Commissioner Dozier, County Commissioner Whinnery (via phone), County Clerk Ragle, County Accounting/Budgeting/Human Resources Manager Olson, County Administrative Assistant Stalker, and County Road and Bridge Supervisor Hurd.

Others present:, Leslie Nichols, Tara Hardy, Cinda Rabon, Kristine Borchers, Marian Hollingsworth, Bettylou Blodgett, Grant Houston, and Sandy Hines.

III. Agenda Items

1. Discuss Gym Policy. (Leslie Nichols & Tara Hardy)

A presentation was given on the Lake City School District Gym Project. The school district is currently in an investigative and public information and input gathering process. More information can be found at lakecitygymproject.com.

2. Discuss Building Inspector Position. (BOT and BOCC)

A discussion was held on the continuance of the shared Building Enforcement Officer contract between the Town and the County. The Town Board of Trustees suggested this item be addressed at a future Town Board of Trustees meeting.

3. Discuss Road & Bridge Services in the Town of Lake City

A discussion was held on the Road and Bridge services that County Road and Bridge Supervisor Hurd provides on an as needed basis at the prior request and/or approval of the Town's Public Works Director Levine. County Commissioners and Town Board consensus supported these services.

4. CRC update

An update was given on the Community Recreation Committee's recommendations, accomplishments, and future plans, which include a Master Recreation Plan.

IV. Adjournment

COMMISSONER THOMPSON MOVED TO ADJOURN. The Special Joint Quarterly Meeting adjourned at 1:37 p.m.

Mayor

ATTEST:

Town Clerk

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PO Box 544, Lake City, CO 81235
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TOWN OF LAKE CITY

TOWN OF LAKE CITY BOARD OF TRUSTEES LAKE CITY, HINSDALE COUNTY, COLORADO

January 28, 2015

Meeting Minutes

SPECIAL MEETING

I. Call to Order

The special meeting of the Board of Trustees of the Town of Lake City was called to order by Mayor Vierheller at 6:00 P.M., in the Coursey Annex, 311 N. Henson St., Lake City, Colorado.

II. Roll Call

Present: Mayor Vierheller, and Trustees Hudgeons, Murphy, Hollingsworth, Moore, and Brown.

Absent: Trustee Ryals

A quorum was present.

Town Staff also present: Town Manager Klusmire; Town Clerk Bendinelli; and Town Recreation Director Hake.

Others present: Hinsdale County Building Enforcement Officer Nichols, Fire Chief Hagendorf, Marian Hollingsworth, Historic Preservation Officer Von Riesen, Sandy Hines, Henry Woods, Kissner General Contractors, Inc.: Brian Kissner, Kevin Walker, Kyle Kissner, and Architect Ben White.

III. Agenda Items

1. Discussion to make a possible final decision on the Armory budget. Possible action. (BOT)

Kissner General Contractors, Inc. and Ben White Architecture presented the Armory budget based off of the 50% CD drawings dated 1.7.2015.

Trustee Brown requested a summary from weekly staff and contractors' project management meetings to be sent to the Board of Trustees when these meetings occur.

Building Enforcement Officer Nichols requested to go on the record as saying that a sprinkler system in the Armory is recommended by him but it is not required.

IV. Adjournment

MAYOR VIERHELLER MOVED TO ADJOURN. The Special Meeting adjourned at 8:00 p.m.

Mayor

ATTEST:

Town Clerk

Committee Reports

Colorado Preservation, Inc.'s
SAVING PLACES CONFERENCE,
February 4-6, 2015

**Roger
Von Riesen**

Historic Preservation Officer
Town of Lake City, Colorado

Historic Preservation Grants, contacts.

1.

Heather L. Bailey, Ph.D.
Grant Specialist

State Historical Fund

701 Camino del Rio, Ste 101A Durango, CO 81301

heather.bailey@state.co.us

703 257 0211

303 866.2041

2. El Pomar Durango Mayor Dean Brookie
Durango City Website
3. Anshutz Family Foundation Sue
4. Beetcher Foundation
5. Piton Foundation

1.
Thurs Feb 5, 2015
Breakfast Session.
Jim Lindberg - Nat Trust
for Historic Preservation

Emerson School - home
for: CPI
Historic Denver Inc
Down town Colo Inc
Historicorp
Nat. trust for H.P.

The Greenest building
is one that already exists.

Annie Levinsky
Historic Denver, Inc
Denver has 53 Historic
Districts.

Dominick Sekich
Colo Pres. Inc

SHF The town
Should follow same
process as anyone in the
Historic District.
Heather Bailey SHF
Durango Office
Apply in April 2015

Feb 5 2.
Session A-2
Town of Breckenridge
Historic School 1882
1908 - 20000. bond passed
for addition
1919 35000 bond passed
for swimming pool.
1921-1961 sit vacant
1966 town purchased.
CMC purchased + used
2012 Town purchased back.
Library
Movie Theatre
Non profit offices
Community Meeting spaces.
Challenges
Code + ADA compliance.
Sustainability
re-use much material
from orig. int. finishes
\$9 million dollar cost.

Feb 5 3.
B-5 Insulating Historic
Mass Masonry Walls.

Why? Improve occupant
comfort

code requires R-19

12" Masonry R-3

How? Interior - causes

freeze thaw damage.

Deterioration of anchors +
wood supports.

Efflorescence (salts)

What is important

drying time = wet time

so masonry dries out

Sources of water

precipitation, water vapor

Moisture transport mechanisms

Gravity, wind, Capillary suction

Air flow

Tools to Assess Performance

hygrothermal simulation

Installation Guidelines

proper joints + pointing

grade away from building

Limit thickness of insulation

Tight to interior surface

sprayed on foam

Feb 5, 2015 4.

CPI Most Endangered

Places Luncheon

465 Nominations.

102 Selected Sites

49 Counties rep.

Most Endangered Places

1. Denver Tramway Streetcar .04

2. Montezuma County

Gold Metal Orchard.

3. Reeling Gold Dredge

Breckenridge.

4. Lake City Wire Wheel
mine?

Why do we preserve

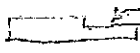
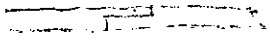
Loss of history

Loss of Heritage

Loss of place

Loss of human connection

Feb 5, 2015 5.
Log rafter / Purlin Tail
Restoration C-5

1. Measure ϕ of rafter tail
2. Go back twice the ϕ ,
3. Cut out 
4. Use strap clamp. for replacement end.
5. Measure replacement to match
6. Mark + score Kerf line.
7. chisel to line, check for accuracy.
8. Clamp together and check lap. Cut small Kerfs out while clamped tight.

9. Use cabinet screws to attach
10. Draw knife to match ϕ .

Thurs Feb 5, 2015 @.
D-1 Design Review 101

Group voting on 18
different historic
district additions

7.

Fri Feb 6, 2015

E-4

Traditional Materials.

Plaster interior

Renders exterior.

1. Performance
Shear strength
Vapor transmission
2. Renders - provide primary air barrier.

3. Materials:

Clay, lime, Aggregates,
pigments, fibers

- Clay - screened + binders.

Silt - larger particles

- limes - mixed w/sand

begins + ends / as rock

Natural Hydraulic lime is preferred.

Aggregates - granite, crusher
fines Well graded sharp sand

Problems

Staining + discoloration

Cracking = crazing

Crumbling + flaking.

Fibers hold the plaster together

Fri Feb. 6

8.

F-2 Energy Code Changes
and Historic Buildings

Shauna Lozingo Building

Inspector.

Energy Codes Cover:

- Building envelope
- Mechanical
- Service water heating.
- Lighting
- Electrical power

Silverton School

1. Reduce Energy Demand.

2. Heating setback at 65°

3. Minimize Mech Ventilation

Use those windows.

4. Utilize day light

5. Reduce Electric usage.

6. New HVAC system.

plus Thermal Heat Storage.

Thru Propane + Electric power

and bricks

7. Windows - Repaired rather than replaced. Storm windows

Correspondence Received



Deb Bendinelli <debbendinelli@townoflakecity.co>

FW: OHV Event and letter

1 message

Leslie Klusmire <leslieklusmire@townoflakecity.co> Mon, Feb 9, 2015 at 11:22 AM
To: Deb Bendinelli <debbendinelli@townoflakecity.co>, bvheller@aol.com, Jud Hollingsworth <judhollingsworth@townoflakecity.co>, judsonbh@yahoo.com, Michael Murphy <michaelmurphy@townoflakecity.co>, RBgallery@hotmail.com, Richard Moore <richardmoore@townoflakecity.co>, Rob Hudgeons <robhudgeons@townoflakecity.co>, Russ Brown <russbrown@townoflakecity.co>, Steve Ryals <steveryals@townoflakecity.co>, Steve Ryals <stevetrustee@hotmail.com>

-----Original Message-----

From: Lake City/Hinsdale County Chamber of Commerce [mailto:chamber@lakecity.com]
Sent: Monday, February 09, 2015 11:11 AM
To: leslieklusmire@townoflakecity.co
Cc: lakecitysweets@hotmail.com
Subject: FW: OHV Event and letter

Leslie -

Please share this letter about OHVing with Town trustees at next week meeting.
Angela

-----Original Message-----

From: Viva Kay Coulter [mailto:mrsviva@me.com]
Sent: Friday, February 6, 2015 11:58 AM
To: chamber@lakecity.com
Cc: Viva Kay Coulter
Subject: OHV Event and letter

Viva Kay Coulter

We intended to write this letter immediately after the OHV event. However, we did not. We just wanted to express our feelings toward the event. We are very excited that it is being done again this year; we know that it takes a lot of work and many volunteers to be able to pull this off. Thank you for doing it.

We have a business in Ok. So, when we talk about how it helps the businesses and the town, we have seen the results of events in the OK community. Small businesses need all the help they can get. That is why we think it would be wonderful to allow the OHV's on certain streets during the entire summer. This might allow more people to open up businesses for the summer. In turn, the town would have more sales tax coming in.

Keep up the good work. You are doing an excellent job and on the right track.

Thanks.

Viva Kay and Gary Coulter

Lake City and Sayre, Ok

February 6, 2014

Chamber of Commerce:

Although this letter is late, we would like to thank everyone who made the OHV Event happen in September. It could not have happened without a lot of hours of hard work and the many volunteers who donated their time. We are very excited that the event is going to happen again this year!

We feel that Lake City is on the right track. While traveling to Lake City the past few years, we have noticed more OHV's than Jeeps being trailered. This is the new trend, and Lake City needs to get ready for it. Although we have both, it was wonderful to be able to make the complete Loop on the OHV without having to trailer to and from the staging area.

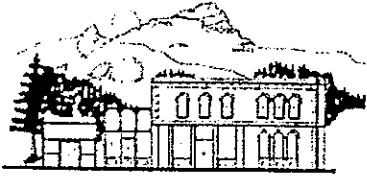
While in Silverton. We visited with a local businessman. He told us he had more business from OHV's than he did from the ones who rode the train. He was very excited that Lake City was having the event. Also, he stated that if Lake City would allow OHV's on designated streets all the time, it would help businesses in both towns, and, in turn, help both towns. As far as he knew, there had never been a problem. He knew of several families that had moved from Lake City to Silverton because of the Lake City restrictions.

At one point, when we came through Lake City, we saw over 20 OHV's in the downtown area! And, they were spending money, which provides the town with sales taxes and helps the local economy.

We are very excited that the event is happening again this year and even getting better! It would be nice if this could happen during the entire summer where all families could enjoy. Also, if it lasted all summer, this would help the town and businesses. Maybe, the businesses would not struggle so much and the town could get more new businesses.

Lake City is a recreational destination, so please don't let this golden opportunity slip through our fingers.

Gary and Viva Kay Coulter
Lake City and Sayre, Oklahoma



800 Gunnison Avenue
Lake City, Colorado 81235

970-944-2527
800-569-1874

chamber@lakecity.com
www.lakecity.com

The Mission of the LC/HC Chamber of Commerce is to promote tourism and economic development by assisting area businesses as well as serving as an information center.

CHAMBER RESPONSIBILITIES

Volunteer Celebration
(April - collaboration with LC DIRT)

Annual Membership Meeting and
Open House
(May)

Lodging Tour (May)

BINGO (June-August)

Fourth of July Parade &
Fourth of July Park Activities
(Organization of booths/Games/
BINGO/Band)

Town Wide Yard Sale (July)

Ducky Derby (July)

OHV Rally (Labor Day Weekend)

Hunters Ball &
Community Dinner (October)

Christmas in Lake City

Visitor Center - Year Round,
visitor requests and questions

International Sportmans Expo
(January)

Chamber Member
Open House Events

Annual LCHC
Official Vacation Planner
(collaboration with LCHC
Marketing Committee)



2015 OHV Rally & Festival hosted by Lake City/Hinsdale County Chamber of Commerce

We are seeking Business Sponsorships!

OBJECTIVE: The LCHC Chamber of Commerce is trying to host and establish a great annual event over a long holiday weekend that all Lake City businesses can benefit from in an effort to make the most of a historically slow tourism weekend and help boost our economy on the edge of a shoulder season. Many business owners are seeking a way to make Lake City a more OHV friendly town, but do to the 1.5 mile stretch between the connecting ends of the Alpine Loop we are bound by Colorado State law that does not allow unlicensed OHVs on the Hwy. This event is meant to create an OHV friendly atmosphere and hopefully give reason to those OHV riders to come and stay with us for the holiday weekend and potentially other times.

WHEN: Labor Day Weekend, September 4-7, 2015

WHERE: OHV access will be allowed along Hwy 149 (MM 74 at Toy Wash to MM 69 at Woodlake RV Park) as well as into downtown via Bluff St to 2nd, Silver St (between 2nd and 4th) and 3rd St (Silver to Hwy 149).

WHAT: This will be a 4 day OHV access event with additional entertainment including (details are still tentative):

- 3 nights of free live music in Town Park. 6pm -9pm, Friday and Saturday and 6-8pm, Sunday.
- Rally Dinner and Fundraiser, Saturday night at Town Park or Memorial Park, 5pm. BBQ dinner, live and silent auctions and raffles.
- Tricked-Out OHV Competition and Demonstrations (hopefully by an OHV dealer), Stay the Trail and possibly more on Sunday at Memorial Park mid-day.
- Ghost/Mining/Historic Tour of the Alpine Loop Backcountry Byway, Saturday. In progress planning with BLM and LFVC, not confirmed.
- Have something to offer? Please help us stack this weekend with lots of great activities! Contact Angela to express your ideas!

WHO: This benefits the entire business community of Lake City and the other communities on the Alpine Loop, this is why we have decided to discontinue our Hunter's Ball and move the concept over to this weekend while all businesses are still open for the season. The test run event we hosted in 2014 over the Labor Day weekend had over 215 OHVs participate with only three weeks of advertising, this year we hope for double that, if not more!

HOW YOU CAN HELP!

You can help by Sponsoring and/or Offering Demonstrations, Volunteering:

- \$50.00 – BASIC SPONSORSHIP.** Business listing on website; mention on event page on lakecity.com event page & event Facebook page; OHV Rally Sponsor sign for business, announced at Rally and Festival gatherings.
- \$100.00 – BRONZE SPONSORSHIP.** Business listing on poster; live link on event page on lakecity.com event page & event Facebook page; OHV Rally Sponsor sign for business, announced at Rally and Festival gatherings, business name on the t-shirts.
- \$250.00 – SILVER SPONSORSHIP.** Business listing on poster; live link on event page on lakecity.com event page & event Facebook page; OHV Rally Sponsor sign for business, announced at Rally and Festival gatherings, business name on the t-shirts, cross-promotional opportunities, two complimentary Rally dinner tickets and one OHV vehicle access pass.
- \$500.00 – GOLD SPONSORSHIP - ONLY 8 SPONSORSHIPS AVAILABLE!!** Business and logo listing on poster; prominent sponsor on event page on lakecity.com event page & event Facebook page; mention in all press releases; announced at Rally and Festival gatherings, business name and logo on the t-shirts, cross-promotional opportunities, and four complimentary Rally dinner tickets and two OHV vehicle access passes. NOTE: Business sponsorships at the \$500 level are limited to just 8 sponsors!

SPONSORSHIPS ARE DUE BY NO LATER THAN APRIL 17th at 3pm. Business sponsorships can be paid in installments; final payment must be received by May 30, 2015. Contact us to set up a schedule.

ALTERNATIVE SPONSORSHIP OPTIONS

1) Would you like to sponsor and/or would also like to hold an OHV related demonstration or have a vendor booth? We would love to work with you! Please contact Angela (970-944-2527) to discuss the details and we will work out a plan for your business.

2) Bronze-Gold Sponsorships can get 10% off the sponsorship by offering “OHV Specials” to the event participants. This offer will be included in the event and marketing materials distributed during registration, each participant will be given an arm band which will get them the specials at the participating businesses. For example: If a OHV participant goes to the sponsoring Restless Spirits they will receive \$5 off a large pizza by showing their arm band, or maybe Team Murphy Realty is giving away a TMR key chain when the arm band is shown.

VOLUNTEERING

Does your organization want to help by volunteering in exchange for a vendor booth or another opportunity to support your organization? Please contact Angela to discuss the details – 970-944-2527! This is offer is limited to Lake City/Hinsdale County non-profits only!

We will need help with:

- Security at the Town Park during the live music Friday, Saturday and Sunday.
- Event set-up, tear-down and clean-up.
- Rally dinner serving, prepping food (side dishes, desserts) and bar service.
- OHV competition helpers – TBD.

We are promoting this event now! Get the best bang for your sponsorship buck by getting your information and payment back to us promptly.



2015 OHV Rally & Festival SPONSORSHIP FORM

Please print and fill out completely! MUST BE RETURNED NO LATER THAN APRIL 15, 2015.

Business Name _____

Business Telephone/Cell _____

Business Website & Email _____

Business Mailing & Physical Address _____

Business Description _____

Business Hours Labor Day Weekend (these can be reported later) _____

OHV Event Special Offers

(Let us know if you will have specials, you tell us what it will be later – this gets you 10% off sponsorship)

Are you willing to donate to our raffle and/or giveaways? ____yes ____no

Would you like to receive vendor information? ____yes ____no

Pick Sponsorship Level (see details in letter):

____ \$50 Basic ____ \$100 Bronze ____ \$250 Silver ____ \$500 Gold (Gold is limited to first 8 to sign up)

Please write a check to LCHC Chamber or you can call to charge with a credit card.

____ I would like to be contacted about doing an OHV related demonstration or being a vendor.

____ My organization wants to volunteer – please contact us.

Signature _____ Date _____

Please return to LCHC Chamber of Commerce, PO Box 430, Lake City, CO, 81235. Email chamber@lakecity.com or call 970-944-2527 with questions.

Item 1:

Resolution 2015-03,
approving the Multi-
Hazard Mitigation
Plan.

**TOWN OF LAKE CITY, COLORADO
RESOLUTION NO. 2015-03**

A RESOLUTION OF THE BOARD OF TRUSTEES OF THE TOWN
OF LAKE CITY, COLORADO, ADOPTING THE HINSDALE
COUNTY MULTI-HAZARD MITIGATION PLAN 2014.

WHEREAS, the Board of Trustees of the Town of Lake City recognizes the threat that natural hazards pose to people and property within our community; and

WHEREAS, undertaking hazard mitigation actions will reduce the potential for harm to people and property from future hazard occurrences; and

WHEREAS, adoption of a hazard mitigation plan is a condition of future funding for mitigation projects under various Federal Emergency Management Agency pre-disaster and post-disaster mitigation grant programs; and

WHEREAS, officials with the Colorado Division of Emergency Management and the Federal Emergency Management Agency, Region VII, have reviewed the Hinsdale County Multi-Hazard Mitigation Plan 2014 and have approved such plan as meeting the requirements of the Stafford Act (42 U.S.C. 5121, *et seq*) and 44 C.F.R. § 201.6 for a local hazard mitigation plan.

NOW THEREFORE, BE IT RESOLVED by the Board of Trustees that the Town of Lake City adopts the Hinsdale County Multi-Hazard Mitigation Plan 2014 as its Multi-Hazard Mitigation Plan, and resolves to execute the actions in such plan.

This resolution supersedes Resolution 2004-1.

APPROVED AND ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this 18th day of February, 2015.

TOWN OF LAKE CITY, COLORADO

Bruce Vierheller, Mayor

I, Deborah Bendinelli, certify and attest that Resolution 2015-03 was approved and adopted by the Board of Trustees for the Town of Lake City at the regular meeting on the 18th day of February, 2015.

Deborah Bendinelli, Town Clerk

**Item 2: Ordinance
2015-04: approving a
loan from the
Colorado Water
Resources and Power
Development
Authority for the
purpose of replacing
water lines.**

**TOWN OF LAKE CITY, COLORADO
ORDINANCE NO. 2015-4**

AN ORDINANCE OF THE TOWN OF LAKE CITY APPROVING A LOAN FROM THE COLORADO WATER RESOURCES AND POWER DEVELOPMENT AUTHORITY IN A PRINCIPAL AMOUNT NOT TO EXCEED \$500,000; AUTHORIZING THE FORM AND EXECUTION OF THE LOAN AGREEMENT AND A GOVERNMENTAL AGENCY BOND TO EVIDENCE SUCH LOAN; AND PRESCRIBING OTHER DETAILS IN CONNECTION THEREWITH.

WHEREAS, the Town of Lake City (the "Town"), in the County of Hinsdale and State of Colorado, is a statutory town duly organized and existing under the Constitution and the laws of the State of Colorado; and

WHEREAS, the members of the Board of Trustees of the Town (the "Board") have been duly elected, chosen and qualified; and

WHEREAS, the Town has heretofore determined and undertaken to operate and maintain its water and sewer facilities as a public utility and income-producing project (the "System") and to account for the financial operations of the System in the Town's Water and Sewer Enterprise Fund; and

WHEREAS, the Town has heretofore determined and hereby determines that the System is an enterprise within the meaning of Article X, Section 20 of the Colorado Constitution ("TABOR"); and

WHEREAS, the Board has heretofore determined and hereby determines that the interest of the Town and the public interest and necessity demand and require the acquisition, construction and completion of improvements to the System, including design, engineering, legal, financing and administrative costs relating thereto, and any other costs incidental thereto (the "Project"); and

WHEREAS, the Town has made application to the Colorado Water Resources and Power Development Authority (the "CWRPDA") for a loan or loans to finance all or a portion of the cost of the Project; and

WHEREAS, the Board has determined that in order to finance a portion of the cost of the Project, it is necessary and advisable and in the best interests of the Town, acting by and through its Water and Sewer Enterprise, to enter into a loan agreement (the "Loan Agreement") with the CWRPDA pursuant to which CWRPDA will loan the Town an amount of \$500,000 at two percent (2%) interest (the "Loan") for such purposes; and

WHEREAS, the repayment obligations under the Loan Agreement will be evidenced by a governmental agency bond (the "Bond") to be issued by the Town, acting by and through its Water and Sewer Enterprise, to CWRPDA; and

WHEREAS, the Town's obligations under the Bond and the Loan Agreement (collectively, the Financing Documents") shall constitute revenue obligations of the Town payable from the Pledged Property, which consists of the Net Revenues of the System (as defined in the Loan Agreement) and shall not constitute a debt of the Town within the meaning of any constitutional or statutory limitations; and

WHEREAS, pursuant to Title 31, Article 35, Part 4, C.R.S. (the "Sewer and Water Systems Act") and Title 37, Article 45.1, C.R.S. (the "Water Activity Enterprise Act"), the Town is authorized to issue revenue bonds payable solely from the revenues of the System; and

WHEREAS, pursuant to TABOR, the Bond and the Loan Agreement may be approved by the Board without an election as the Town is acting by and through its Water and Sewer Enterprise; and

WHEREAS, the Town has not pledged or hypothecated the net revenues derived or to be derived from the operation of the System, or any part thereof, to the payment of any bonds or for any other purpose, with the result that the net revenue may now be pledged lawfully and irrevocably to the payment of the Bond; and

WHEREAS, there have been presented to the Board the forms of the Financing Documents; and

WHEREAS, the Board desires to approve the forms of the Financing Documents and authorize the execution thereof; and

WHEREAS, none of the members of the Board have any financial interest or other potential conflicting interests in connection with the authorization or execution of the Financing Documents, or the use of the proceeds thereof.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF LAKE CITY, COLORADO, AS FOLLOWS:

Section 1. Incorporation of Recitals; Findings. The foregoing recitals are hereby affirmed and incorporated herein by this reference as findings of the Board of Trustees. This Ordinance and the financing of a portion of the Project through the Loan from the CWRPDA and the execution and delivery of the Financing Documents is necessary and proper to provide for the safety, preserve the health, promote the prosperity and improve the comfort and convenience of the Town and the inhabitants thereof.

Section 2. Approvals, Authorizations, and Amendments. The Loan and the forms of the Financing Documents that were presented to the Board are hereby approved, and the Mayor and

Town Clerk are hereby authorized and directed to enter into the Loan and to execute the Financing Documents in substantially the forms as are on file with the Town Clerk, with such changes as are not inconsistent herewith and as are hereafter approved by the Mayor or the Town Manager, and to authenticate and affix the seal of the Town thereto. The Town shall enter into and perform its obligations under the Financing Documents, in the forms of such Financing Documents, with such changes as are not inconsistent herewith and as are hereafter approved by the Mayor or the Town Manager.

The execution of any instrument or certificate or other document in connection with the matters referred to herein by the Mayor and the Town Clerk or by other appropriate officers and employees of the Town, shall be conclusive evidence of the approval by the Town of such instrument.

Section 3. Election to Apply Supplemental Act. Section 11-57-204 of the Supplemental Public Securities Act, constituting Title 11, Article 57, Part 2, C.R.S. (the "Supplemental Act") provides that a public entity, including the Town, may elect in an act of issuance to apply all or any of the provisions of the Supplemental Act. The Town hereby elects to apply all of the provisions of the Supplemental Act to the Financing Documents.

Section 4. Delegation.

(a) Pursuant to Section 11-57-205 of the Supplemental Act, the Town hereby delegates to the Mayor or the Town Manager the independent authority to make the following determinations relating to and contained in the Financing Documents, subject to the restrictions contained in paragraph (b) of this Section 3:

- i. The interest rate on the Loan;
- ii. The principal amount of the Loan;
- iii. The amount of principal of the Loan maturing in any given year and the final maturity of the Loan;
- iv. The dates on which the principal of and interest on the Loan are paid; and
- v. The existence and amount of reserve funds for the Loan, if any.

(b) The delegation in paragraph (a) of this Section 4 shall be subject to the following parameters and restrictions: (i) the interest rate on the Loan shall not exceed 2.0 %; (ii) the principal amount of the Loan shall not exceed \$500,000; and (iii) the final maturity of the Loan shall not be later than 20 years from the date of the Loan.

Section 5. Conclusive Recitals. Pursuant to Section 31-35-413, C.R.S., the Bond and the Loan Agreement shall contain a recital that the Bond is issued under authority of the Sewer and

Water Systems Act. Such recital shall conclusively impart full compliance with all of the provisions of the Sewer and Water Systems Act, and the Bond containing such recital shall be incontestable for any cause whatsoever after its delivery for value. Pursuant to Section 11-57-210 of the Supplemental Act, the Bond and the Loan Agreement shall contain a recital that the Bond is issued pursuant to the Supplemental Act. Such recital shall be conclusive evidence of the validity and the regularity of the issuance of the Bond after its delivery for value.

Section 6. Pledge of Revenues. The creation, perfection, enforcement, and priority of the pledge of revenues to secure or pay the Bond and the Loan Agreement provided herein shall be governed by Section 11-57-208 of the Supplemental Act and this Ordinance. The amounts pledged to the payment of the Bond and the Loan Agreement shall immediately be subject to the lien of such pledge without any physical delivery, filing, or further act. The lien of such pledge shall have the priority described in the Loan Agreement. The lien of such pledge shall be valid, binding, and enforceable as against all persons having claims of any kind in tort, contract, or otherwise against the Town irrespective of whether such persons have notice of such liens.

Section 7. Limitation of Actions. Pursuant to Section 11-57-212 of the Supplemental Act, no legal or equitable action brought with respect to any legislative acts or proceedings in connection with the Financing Documents shall be commenced more than thirty days after the issuance of the Bond.

Section 8. Limited Obligation; Special Obligation. The Financing Documents shall be payable solely from the Pledged Property, which shall consist of the Net Revenue (as defined in the Loan Agreement) and the Financing Documents shall not constitute a debt of the Town within the meaning of any constitutional or statutory limitations or provisions.

Section 9. No Recourse against Officers and Agents. Pursuant to Section 11-57-209 of the Supplemental Act, if a member of the Board, or any officer or agent of the Town acts in good faith, no civil recourse shall be available against such member, officer, or agent for payment of the principal of or interest on the Bond. Such recourse shall not be available either directly or indirectly through the Board or the Town, or otherwise, whether by virtue of any constitution, statute, rule of law, enforcement of penalty, or otherwise. By the acceptance of the Bond and as a part of the consideration of its sale or purchase, CWRPDA specifically waives any such recourse.

Section 10. Disposition and Investment of Loan Proceeds. The proceeds of the Loan shall be applied to pay the costs and expenses of the Project, including costs related thereto and the costs of execution and delivery of the Financing Documents. Neither CWRPDA nor any subsequent owner of the Loan Agreement shall be responsible for the application or disposal by the Town or any of its officers of the funds derived from the Loan. In the event that all of the proceeds of the Loan are not required to pay such costs and expenses, any remaining amount shall be used for the purpose of paying the principal amount of the Loan and the interest thereon.

Section 11. Town Representatives. Pursuant to Exhibit B of the Loan Agreement, the Mayor and the Town Manager are hereby designated as the Authorized Officers (as defined in the Loan Agreement) for the purpose of performing any act or executing any document relating to the Loan, the Town, the Bond or the Loan Agreement. A copy of this Ordinance shall be furnished to CWRPDA as evidence of such designation.

Section 12. Estimated Life of Improvements. It is hereby determined that the estimated life of the Project to be financed with the proceeds of the Loan is not less than the final maturity of the Loan.

Section 13. Direction to Take Authorizing Action. The Mayor, the Town Clerk, and other appropriate officers and employees of the Town are hereby authorized and directed to take all other actions necessary or appropriate to effectuate the provisions of this Ordinance, including but not limited to the execution and delivery of such certificates and affidavits as may reasonably be required by CWRPDA. The execution of any documents, instruments, or certificates by said officials shall be conclusive evidence of the approval by the Town of such documents, instruments, or certificates in accordance with the terms thereof and this Ordinance.

Section 14. Ratification and Approval of Prior Actions. All actions heretofore taken by the officers of the Town and members of the Board, not inconsistent with the provisions of this Ordinance, relating to the Financing Documents, or actions to be taken in respect thereof, are hereby ratified, approved, and confirmed.

Section 15. Severability. If any section, paragraph, clause, or provision of this Ordinance shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause, or provision shall not affect any of the remaining provisions of this Ordinance, the intent being that the same are severable.

Section 16. Repealer. All orders, resolutions, bylaws, ordinances or regulations of the Town, or parts thereof, inconsistent with this Ordinance are hereby repealed to the extent only of such inconsistency.

Section 17. Ordinance Irrepealable. After the Bond is issued, this Ordinance shall constitute an irrevocable contract between the Town and CWRPDA, and shall be and remain irrepealable until the Bond and the interest thereon shall have been fully paid, satisfied, and discharged. No provisions of any constitution, statute, ordinance, resolution or other measure enacted after the issuance of the Bond shall in any manner be construed as impairing the obligations of the Town to keep and perform the covenants contained in this Ordinance.

Section 18. Recordation. A true copy of this Ordinance, as adopted by the Board, shall be numbered and recorded on the official records of the Town and its adoption and publication shall be authenticated by the signatures of the Mayor and the Town Clerk, and by a certification of publication.

Section 18. Effective Date. This ordinance shall become effective on the thirty-first day following publication pursuant to Section 31-16-105, C.R.S.

INTRODUCED AND ADOPTED by the Board of Trustees of the Town of Lake City, Colorado, this ___ day of February, 2015.

TOWN OF LAKE CITY, COLORADO

By: _____
Bruce Vierheller, Mayor

ATTEST:

Deborah Bendinelli, Town Clerk

STATE OF COLORADO)
)
 COUNTY OF HINSDALE) SS.
)
 TOWN OF LAKE CITY)

I, Deborah Bendinelli, the duly appointed, qualified and acting Town Clerk of the Town of Lake City, Colorado (the "Town") do hereby certify:

1. That the foregoing pages are a true, correct, and complete copy of an ordinance adopted by the Board of Trustees of the Town(the "Board") at a regular meeting of the Board held at Town Hall on February ____, 2015.

2. That the ordinance has been signed by the Mayor, sealed with the corporate seal of the Town, attested by me as Town Clerk, and duly recorded in the books of the Town; and that the same remains of record in the book of records of the Town.

3. That the passage of the ordinance was duly moved and seconded and the ordinance was passed by a majority of affirmative votes of the members of the Board who were present at the meeting, as follows:

Name	"Yes"	"No"	Absent	Abstain
Bruce Vierheller, Mayor				
Rob Hudgeons				
Jud Hollingsworth				
Michael Murphy				
Richard Moore				
Steve Ryals				
Russ Brown				

4. That notice of the regular meeting of February ____, 2015, in the form, attached hereto as **Exhibit A**, was posted in a designated public place within the boundaries of the Town no less than twenty-four hours prior to the meeting as required by law.

5. That the ordinance was published in full after passage in *The Silver World* , a newspaper of general circulation within the Town, on February ____, 2015. The affidavit of publication is attached hereto as **Exhibit B**.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town
this ____ day of February, 2015.

(SEAL)

Deborah Bendinelli, Town Clerk

EXHIBIT A
(Attach Notice of Meeting)

EXHIBIT B

(Attach Affidavit of Publication)

1. Item 3:

Discussion on letter of support for Simply Broadband Solutions to lease Rose Ridge communications building from Gunnison County.
Possible action.

(BOT)**



Deb Bendinelli <debbendinelli@townoflakecity.co>

FW: Letter of Support

Leslie Klusmire <leslieklusmire@townoflakecity.co>
To: Deb Bendinelli <debbendinelli@townoflakecity.co>
Cc: michael@teammurphyrealty.com

Fri, Feb 13, 2015 at 10:25 AM

Deb, please add.

From: Michael Murphy [mailto:Michael@teammurphyrealty.com]
Sent: Friday, February 13, 2015 9:42 AM
To: 'Leslie Klusmire'
Subject: FW: Letter of Support

Can we ad this to the agenda for next Wednesday.

MTM

From: Ken Swinehart [mailto:kens@amigo.net]
Sent: Friday, February 13, 2015 9:38 AM
To: michael@teammurphyrealty.com
Subject: Letter of Support

Michael,

Per our conversation I'm writing you to see if the Town of Lake City would write a letter of support for Simply Broadband Solutions to lease the Rose Ridge communications building from Gunnison County.

The use of this site would provide a redundant microwave path into the Lake City area and enhance communication services.

If you have any questions please let me know.

Best Regards,

Item 4: Liquor
License Renewal:
Elkhorn Liquors

**LIQUOR OR 3.2 BEER LICENSE
 RENEWAL APPLICATION**

Fees Due	
Renewal Fee	\$227.50
Storage Permit \$100 x _____	<u>0</u>
Optional Premise \$100 x _____	<u>0</u>
Related Resort \$75 x _____	<u>0</u>
Amount Due/Paid	\$ 227.50

ELKHORN LIQUORS
 PO BOX 159
 LAKE CITY CO 81235

Make check payable to: Colorado Department of Revenue. The State may convert your check to a one-time electronic banking transaction. Your bank account may be debited as early as the same day received by the State. If converted, your check will not be returned. If your check is rejected due to insufficient or uncollected funds, the Department may collect the payment amount directly from your banking account electronically.

PLEASE VERIFY & UPDATE ALL INFORMATION BELOW

RETURN TO CITY OR COUNTY LICENSING AUTHORITY BY DUE DATE

Licensee Name TEXELTAC INC		DBA ELKHORN LIQUORS		
Liquor License # 10979770000	License Type Liquor Store (city)	Sales Tax License # 10979770000	Expiration Date 4/9/2015	Due Date 2/23/2015
Street Address 144 S GUNNISON AVE LAKE CITY CO 81235				Phone Number (970) 944 2525-
Mailing Address PO BOX 159 LAKE CITY CO 81235				2424
Operating Manager John Jessee	Date of Birth 7-3-63	Home Address 2685 Hwy 149 Lake City, Co. 81235	Phone Number 970-944-2424	

- Do you have legal possession of the premises at the street address above? YES NO
 Is the premises owned or rented? Owned Rented* *If rented, expiration date of lease Apr. 2015
- Since the date of filing of the last annual application, has there been any change in financial interest (new notes, loans, owners, etc.) or organizational structure (addition or deletion of officers, directors, managing members or general partners)? If yes, explain in detail and attach a listing of all liquor businesses in which these new lenders, owners (other than licensed financial institutions), officers, directors, managing members, or general partners are materially interested. YES NO
NOTE TO CORPORATION, LIMITED LIABILITY COMPANY AND PARTNERSHIP APPLICANTS: If you have added or deleted any officers, directors, managing members, general partners or persons with 10% or more interest in your business, you must complete and return immediately to your Local Licensing Authority, Form DR 8177: Corporation, Limited Liability Company or Partnership Report of Changes, along with all supporting documentation and fees.
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been convicted of a crime? If yes, attach a detailed explanation. YES NO
- Since the date of filing of the last annual application, has the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) been denied an alcohol beverage license, had an alcohol beverage license suspended or revoked, or had interest in any entity that had an alcohol beverage license denied, suspended or revoked? If yes, attach a detailed explanation. YES NO
- Does the applicant or any of its agents, owners, managers, partners or lenders (other than licensed financial institutions) have a direct or indirect interest in any other Colorado liquor license, including loans to or from any licensee or interest in a loan to any licensee? If yes, attach a detailed explanation. YES NO
- SOLE PROPRIETORSHIPS, HUSBAND-WIFE PARTNERSHIPS AND PARTNERS IN GENERAL PARTNERSHIPS:** Each person must complete and sign the DR 4679: Affidavit – Restriction on Public Benefits (available online or by calling 303-205-2300) and attach a copy of their driver's license, state-issued ID or valid passport.

AFFIRMATION & CONSENT

I declare under penalty of perjury in the second degree that this application and all attachments are true, correct and complete to the best of my knowledge.

Type or Print Name of Applicant/Authorized Agent of Business Claire Jessee	Title VP
Signature <i>Claire Jessee</i>	Date 2-4-15

REPORT & APPROVAL OF CITY OR COUNTY LICENSING AUTHORITY

The foregoing application has been examined and the premises, business conducted and character of the applicant are satisfactory, and we do hereby report that such license, if granted, will comply with the provisions of Title 12, Articles 46 and 47, C.R.S. THEREFORE THIS APPLICATION IS APPROVED.

Local Licensing Authority For Town of Lake City	Date
Signature	Title
	Attest