

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

April 15, 2015

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

WORKSHOP AGENDA 6:00 p.m.

1. 6:00 p.m. Presentation and discussion regarding Baptist Church Fellowship Hall Addition Historic Review. (Lake City Baptist Church)
2. 6:20 p.m. Discussion on Armory Outdoor Plan. (Town Manager, Trustee Brown)
3. If time permits, discussion of Financial Policy recommendation.

REGULAR MEETING AGENDA 7:00 p.m.

CALL TO ORDER

ROLL CALL

APPROVAL OF MINUTES – April 1, 2015**

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 & MARCH FINANCIAL REPORT

CITIZEN COMMUNICATIONS

ADDITIONS TO AGENDA

ACTION ITEMS

1. Recognition of Clint Ediger's award of Class D Water Operator license. (Mayor Vierheller)
2. Historic Commission/BOT decision on Baptist Church Fellowship Hall Historic Review final direction. (Lake City Baptist Church)
3. Board direction to staff regarding outdoor Armory improvements and/or dust control plan.

4. Discussion regarding 2015 dust control plan, direction to staff regarding plan and budget and approval of Envirotech Services, Inc. contract amount for dust control. (Town Manager, Public Works Director)**
5. Discussion and review of proposed Financial Policies. Action: Approve as recommended or with revisions. (Town Treasurer, Town Manager)**

**Information included in Packet

DRAFT MINUTES

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

APRIL 1, 2015

MEETING MINUTES

WORKSHOP

A workshop of the Board of Trustees of the Town of Lake City was opened by Mayor Vierheller at 6:00 p.m., in the Coursey Annex, 311 N. Henson St., Lake City, Colorado.

I. Agenda Items

1. Discussion with CIRSA general counsel Tami Tanoue regarding public sidewalk and street liability issues.
2. Presentation and discussion regarding water line replacement plan. (Joanne Fagan, PE)

The workshop of the Board of Trustees was closed by Mayor Vierheller at 7:00 p.m.

REGULAR MEETING

I. Call to Order

The regular meeting of the Board of Trustees of the Town of Lake City was called to order by Mayor Vierheller at 7:10 p.m., in the Coursey Annex, 311 N. Henson St., Lake City, Colorado.

II. Roll Call

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

A quorum was present.

Town Staff also present: Town Manager Klusmire; Town Clerk Bendinelli; Town Public Works Director Levine; Town Recreation Director Hake, Building Official Nichols; and Historic Preservation Officer von Riesen.

Others present: Sandy Hines, Silver World; Henry Woods, Linn Ramundo; Karen McClatchy; Marian Hollingsworth; and Jackie Terhune.

III. Consideration of Minutes of Previous Meeting

1. Trustee Brown moved, and Trustee Ryals seconded, to approve the minutes of the regular Board of Trustees meeting of March 18, 2015.

Vote Results:

Yes – Vierheller, Hudgeons, Ryals, Hollingsworth, Moore, and Brown.
No – none
Abstain – none

Motion carried.

IV. Consideration of Bills Payable

1. Trustee Hudgeons moved, Trustee Moore seconded, to approve the bills payable for March 18, 2015, in the amount of \$34,495.81.

Vote Results:

Yes – Vierheller, Hudgeons, Ryals, Hollingsworth, Moore, and Brown.
No – none
Abstain – none

Motion carried.

V. Employee Reports

1. Mayor Vierheller reported on the Armory Project stating that the 100% final plans are due April, 3, 2015, and that construction will start up again on April 16, 2015. He also stated that two trustees, along with one county commissioner, met to discuss the temporary certificate of occupancy for the fitness center and gym, as well as ways to increase tax revenues, local communication technology upgrades, the lake project, and the Ute Ulay.
2. Town Manager Klusmire reported Town business, finances, activities, and projects (for further details, see report in meeting packet).
3. Recreation Director Hake reported Town recreation business, activities, and projects (for further details, see report in meeting packet).
4. Public Works Director Levine reported Town public works business, activities, and projects (for further details, see report in meeting packet).
5. Town Clerk Bendinelli reported Town Clerk business, activities, and projects (for further details, see report in meeting packet).
6. Building Official Nichols reported Town building and code enforcement business (for further details, see report in meeting packet).
7. Historic Preservation Officer von Riesen said there would be no report until the next Historical Preservation meeting.

8. Sheriff Bruce – no report given.

VI. Town Trustee Reports

1. Trustee Hudgeons had a question regarding the location of the Blair & Assoc. allocated funds and expenses in the accounting budget. He also expressed his concern about the 41% of legal costs expenditures to date for The Masters Law Firm. Town Manager Klusmire stated for the record that she has not called the attorney frivolously.

VII. Communications Received

The Board of Trustees reviewed all correspondence received.

VIII. Recognition of Unscheduled Public Comment

1. Henry Woods spoke in support of getting rid of all dust control measures to save money except for the reduced speed limits. He also mentioned the Ski Speed event at Wolf Creek, possible funds for snow making at the local ski hill, and donations for ski hill equipment.

IX. Additions to Agenda

1. No additions to the agenda.

X. Agenda Items

1. Discussion and direction to staff regarding Armory Outdoor Plan. (Jerry Burgess, Engineer, SGM; Ben White, Architect)

The Board discussed the Armory Outdoor plan and drainage engineering with Mr. Burgess and Mr. White, and held a unanimous consensus vote approving a proposed boardwalk from the alley corner of building to the new Town Hall entrance on Bluff St.

2. Public Hearing to receive public comment on proposed Ordinance 2015 – 07: An Ordinance of the Town of Lake City, to repeal and reenact section 15.8-12 of the Lake City Municipal Code to allow transfer stations as a conditional use in the General Business District. The Board of Trustees will hear this request, and the Planning Commission's recommendation for approval. Applicant: Town of Lake City. The Board will hear comments regarding the proposed resolution. (BOT)

Mayor Vierheller opened the Public Hearing for comments at 9:05 pm.

Henry Woods spoke in support of Ordinance 2015-07.

Mayor Vierheller closed the Public Hearing at 9:07 pm.

3. Adoption of Ordinance 2015-07: An Ordinance of the Town of Lake City, to repeal and reenact section 15.8-12 of the Lake City Municipal Code to allow transfer stations as a conditional use in the General Business District. Action: Approve as recommended or with revisions. (BOT)

Trustee Ryals moved, and Trustee Hudgeons seconded, to approve the adoption of Ordinance 2015-07: An Ordinance of the Town of Lake City, to repeal and reenact section 15.8-12 of the Lake City Municipal Code to allow transfer stations as a conditional use in the General Business District.

Vote Results:

Yes – Vierheller, Hudgeons, Ryals, Hollingsworth, Moore, and Brown.

No – none

Abstain – none

Motion carried.

4. Liquor License Renewal: Renew Liquor License #01282526-0000; The History Hut, LLC (DBA The Artists' Collective); Address: 219 Silver St., Lake City, CO; Type of License: Art Gallery Permit (city), Malt, Vinous & Spirituous; License expiration date: April 10, 2015; No Violations. (BOT)

Trustee Hudgeons moved, and Trustee Moore seconded, to approve the Liquor License Renewal: Renew Liquor License #01282526-0000; The History Hut, LLC (DBA The Artists' Collective); Address: 219 Silver St., Lake City, CO; Type of License: Art Gallery Permit (city), Malt, Vinous & Spirituous; License expiration date: April 10, 2015.

Vote Results:

Yes – Vierheller, Hudgeons, Ryals, Hollingsworth, Moore, and Brown.

No – none

Abstain – none

Motion carried.

XI. Adjournment

MAYOR VIERHELLER MOVED TO ADJOURN. The meeting adjourned at 9:12 p.m.

Mayor

ATTEST:

Town Clerk

March Financial Report

** (will be forwarded
next week)

Correspondence
Received



Deb Bendinelli <debbendinelli@townoflakecity.co>

Letter for the Board

1 message

baltovacs@yahoo.com <baltovacs@yahoo.com>

Thu, Apr 9, 2015 at 10:13 PM

Reply-To: baltovacs@yahoo.com

To: Deb Bendinelli <debbendinelli@townoflakecity.co>

Dear Members of the Board of Trustees:

I support the decision of the Lake City Planning Commission to oppose the change in zoning of lots in Block 12A. Our town has the highest percentage of vacant houses and empty beds of any Colorado county - they are a detriment to a sustainable economy. As is the potential loss in property taxes from the change in status, assuming something is actually ever built there. This knoll offers the right person with business acumen and vision the opportunity to create an operation that draws the public (and its money) to a wonderful view of our beautiful town. First time visitors to Lake City from the north should not see a mountain of vacant homes but an alluring spot to spend some vacation time.

Schuyler Denham
514 Sunshine Drive.



Deb Bendinelli <debbendinelli@townoflakecity.co>

Re: Pet animal control

1 message

Leslie Klusmire <leslieklusmire@townoflakecity.co>

Fri, Apr 10, 2015 at 9:33 AM

To: Ron Bruce <st8cop@centurytel.net>, Deb Bendinelli <debbendinelli@townoflakecity.co>

Forward to board and include in correspondence received

On Apr 9, 2015 10:48 PM, "Ron Bruce" <st8cop@centurytel.net> wrote:

We seem to be approaching a Catch-22 here. We still have NO resolution as to what to do with the animals once we lay hands on them. It would seem the county is going to have to find/build a facility to deal with this. If that comes to pass, then we can begin the process of lining up volunteers to deal with their hygiene issues and feeding issues. I am also curious as to whether or not the county will be faced with dealing with vet issues and paying for it, if that becomes necessary. This has the potential to turn into a real nightmare and funds that we desperately need for facility enlargement and security issues will end up being poured down this new hole. I would also be in favor of the county finding a paid animal control officer, even if only part-time.

Here is the other issue. The majority of our animal control issues occur within the town limits of Lake City. How does the Town weigh in on this. I have sent this to Paula and the BOCC, Leslie and the LCTT as well as to my staff. Leslie, would you please forward this to Steve, Richard and Bruce, the others I have righteous email addresses here at home. Bruce's system continues to reject whatever I send.

Thanks,

Ron

From: Michael P. O'Loughlin [mailto:mike@gunnisonlaw.net]**Sent:** Wednesday, April 08, 2015 1:48 PM**To:** stan.whinnery@yahoo.com; Susan Thompson; cindy.dozier@yahoo.com; hcadministrator@centurytel.net; Ron Bruce; Justin Casey**Subject:** Pet animal control

Dear Commissioners, Ron, Justin and Paula:

I was asked to look into a few questions about pet animal control in the County. The questions and my opinions in response are as follows:

1. *Is the County required to hold onto pets that are lost or stray?*

The applicable statute states that counties may adopt an ordinance that requires pets to be under the control of their owners. See, C.R.S. 35-15-101(1). The enforcement statute states that the county animal enforcement officer may enforce the provisions of the county's ordinance. See, C.R.S. 35-15-105. Given the language in these statutes, a review of the County's Animal Control Ordinance is necessary. The County's Ordinance does require the County to "properly house, feed, water, care for all animals confined in the animal shelter, and capture and secure all animals running at-large contrary to the provisions of this Ordinance." See, Hinsdale County Animal Control Ordinance at Sections 11.A & C. Our Ordinance requires the animals to be held in our facility for a minimum of five days if unclaimed by the owner. *Id.* at 11.D. Since the County's Ordinance requires the County to capture and secure at-large animals, the County is required to capture and secure lost or stray pet animals.

2. *Are there separate rules/laws for temporary pet holding facilities, such as the County's?*

Unless the County's holding pen was in existence and licensed by the state department of health as of 1991 and was in compliance with that department's regulations for such licenses at that time, there are no separate rules or regulations for the County's facility since the facility falls under the statutory definition of a "pet animal facility." See, C.R.S. Sections 35-80-102(11) & 103(3). The rules and regulations promulgated by the Colorado Department of Agriculture's Animal Industry Division, do not even contemplate a scenario similar to Hinsdale's, as these regulations define a temporary facility as "any pet animal facility operating only as a temporary sales or adoption site." See, 8 CCR 1201-11.1.R (attached).

3. *What are the rules for transporting pet animals once in the custody of the sheriff's office?*

The rules for transporting animals are as outlined in Section 20 (p. 38) of the attached state rules.

If anyone has further questions or concerns, please let me know. Thanks,

Mike

Michael P. O'Loughlin

Schumacher & O'Loughlin, LLC

Attorneys at Law

232 W. Tomichi Ave, Suite 204

Gunnison, CO 81230

Phone: (970) 641-4900

Fax: (970) 641-5005

Email: mike@gunnisonlaw.net

Website: www.gunnisonlaw.net

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Deb Bendinelli <debbendinelli@townoflakecity.co>

Re: Lake City Bakery / Jud

2 messages

judsonbh@yahoo.com <judsonbh@yahoo.com>
Reply-To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
To: Stacy Mikeska <smikeska@hotmail.com>
Cc: Deb Bendinelli <debbendinelli@townoflakecity.co>

Thu, Apr 2, 2015 at 9:50 AM

From: Stacy Mikeska <smikeska@hotmail.com>
To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
Sent: Thursday, March 26, 2015 8:15 PM
Subject: Re: Lake City Bakery / Jud

So there is no confusion, the previous texts were by me Stephen Mikeska, owner and operator of the lake city bakery for 28 years. So disappointed in my local government. It's worse than the the Feds because it affects me personally.

Sent from my iPhone

On Mar 26, 2015, at 8:08 PM, Stacy Mikeska <smikeska@hotmail.com> wrote:

The voters said 3 times no to ohvs. Yet a handful of trustees decided they can overrule the democratic process. I won't give my money to anybody who shoots the finger at the constitution!!!!!!! It'd dirt all over again save downtown but screw everybody else.

Sent from my iPhone

On Mar 26, 2015, at 8:00 PM, Stacy Mikeska <smikeska@hotmail.com> wrote:

Hey Jud,

I just received my most recent SilverWorld. Please cancel the work order for Steve Ryals. I will hire my own backhoe to deal with my property. The democratic process, established over 200 years ago, is dead in lake city. The voters said

Sent from my iPhone

On Mar 24, 2015, at 9:25 AM, "judsonbh@yahoo.com" <judsonbh@yahoo.com> wrote:

Steve,

I'm sure you and your lady are looking forward to a little time off!

Spring is here - Blue birds, Robins, and Canadian geese are in town.

With the run off, the ditch on 149 has filled in some over the fall and winter. I'm going to have Steve clean the ditch (sloped) do you want him to do your side at the same time? The town has Ocean Wave cleaned out now.

The BEST! Jud

Deb Bendinelli <debbendinelli@townoflakecity.co>

Thu, Apr 2, 2015 at 11:02 AM

To: Bruce Vierheller - home <bvheller@aol.com>, Jud Hollingsworth <judhollingsworth@townoflakecity.co>, Michael Murphey <michaelmurphy@townoflakecity.co>, Richard Moore <richardmoore@townoflakecity.co>, Rob Hudgeons <robhudgeons@townoflakecity.co>, Russ - Home <RBgallery@hotmail.com>, Russ Brown <russbrown@townoflakecity.co>, Steve Ryals <steveryals@townoflakecity.co>, Steve Ryals - Home <stevetrustee@hotmail.com>, Leslie Klusmire <leslieklusmire@townoflakecity.co>, David Masters <dml@masterslawfirm.com>

Deborah Bendinelli
Town Clerk
Town of Lake City
230 N. Bluff Street
Lake City, CO 81235
Phone: (970) 944-2333

----- Forwarded message -----

From: judsonbh@yahoo.com <judsonbh@yahoo.com>
Date: Thu, Apr 2, 2015 at 9:50 AM
Subject: Re: Lake City Bakery / Jud
[Quoted text hidden]



Deb Bendinelli <debbendinelli@townoflakecity.co>

Fw:

2 messages

judsonbh@yahoo.com <judsonbh@yahoo.com>
Reply-To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
To: Steve Mikeska <smikeska@hotmail.com>
Cc: Deb Bendinelli <debbendinelli@townoflakecity.co>

Thu, Apr 2, 2015 at 9:43 AM

I cannot make my decisions as a Town trustee based on personal financial gain or loss even to the detriment of my business, myself, my family, and my employees. My decision must be based on what I deem best for the Town of Lake City.

I also have a legal responsibility to share communications from constituents which may influence my vote.

The Town clerk is copied on this response, which will be sent to the Mayor, all Trustees as well as being put on citizens communication public file.

Jud Hollingsworth

----- Forwarded Message -----

From: Stacy Mikeska <smikeska@hotmail.com>
To: judsonbh@yahoo.com
Sent: Sunday, March 29, 2015 12:58 PM
Subject:

This email is from me Steve Mikeska and no one else. It's funny when you think you know someone and it turns out to be totally wrong. It was my understanding that marines and ex-marines were sworn to honor and defend democracy. Correct? Than I cant understand why you rob and Steve gang-raped the lake city voters lol your peer Lt William Caley and cohorts

did to My Lai. Yours is more insidious because it happened on American soil. You of all people knew exactly what the voters said. No. 3 times. If democracy was a woman you violated her in the worst way. I have lost complete respect for you and everything you stand for. Which is only Judd Hollingsworth.

Like the persistent negative repercussions I will experience with this law , I hope the backlash you experience from your selfish decision is long and persistent as well.

Steve Mikeska

Deb Bendinelli <debbendinelli@townoflakecity.co>

Thu, Apr 2, 2015 at 11:03 AM

To: Bruce Vierheller - home <bvheller@aol.com>, Jud Hollingsworth <judhollingsworth@townoflakecity.co>, Michael Murphey <michaelmurphy@townoflakecity.co>, Richard Moore <richardmoore@townoflakecity.co>, Rob Hudgeons <robhudgeons@townoflakecity.co>, Russ - Home <RBgallery@hotmail.com>, Russ Brown <russbrown@townoflakecity.co>, Steve Ryals <steveryals@townoflakecity.co>, Steve Ryals - Home <stevetrustee@hotmail.com>, Leslie Klusmire <leslieklusmire@townoflakecity.co>, David Masters <d1m@masterslawfirm.com>

Deborah Bendinelli
Town Clerk
Town of Lake City
230 N. Bluff Street
Lake City, CO 81235
Phone: (970) 944-2333

[Quoted text hidden]



Deb Bendinelli <debbendinelli@townoflakecity.co>

Fw: Final text

judsonbh@yahoo.com <judsonbh@yahoo.com>
Reply-To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
To: Deb Bendinelli <debbendinelli@townoflakecity.co>

Fri, Apr 3, 2015 at 6:52 AM

----- Forwarded Message -----

From: Stacy Mikeska <smikeska@hotmail.com>
To: judsonbh@yahoo.com
Sent: Thursday, April 2, 2015 2:14 PM
Subject: Final text

Good. That's democracy after all. You should practice it sometime. Let others see the extent and depth of my outrage over your actions. You've always been a bully with your opinion and when anyone disagrees you just considered them wrong. You couldn't be more wrong. Your arrogance shines through. There are more opinions than yours and yours does not override 3 referendums paid for by the town to gauge opinions of God residents . You lost on 3 different elections . Why can't you accept that? Again, absolute shame on you!!
Stephen mikeska



Deb Bendinelli <debbendinelli@townoflakecity.co>

Fw: I'm a Town Trustee of Colorado with a question

Ron Bruce <st8cop@centurytel.net>

Sun, Apr 5, 2015 at 5:15 PM

To: judsonbh@yahoo.com, Deb Bendinelli <debbendinelli@townoflakecity.co>

Jud, as I am without full context on the nature of the conversation I can tell you this. Mr. Clubb is the individual with CDOT to whom I have addressed my letters of support for the C. of C. Labor Day weekend ATV/OHV event in Lake City. Mr. Clubb supported that last year. My guess is Mr. Clubb has no clue as to the dynamics of the Alpine Loop and the short 2.5 miles that SR 149 is involved in that.

Ron

From: judsonbh@yahoo.com [mailto:judsonbh@yahoo.com]**Sent:** Friday, April 03, 2015 6:55 AM**To:** Deb Bendinelli**Cc:** Ron Bruce**Subject:** Fw: I'm a Town Trustee of Colorado with a question

Deb please pass this to the Town Trustees and Mayor. Jud

— Forwarded Message —

From: "Clubb - CDOT, Alan" <alan.clubb@state.co.us>**To:** "judsonbh@yahoo.com" <judsonbh@yahoo.com>**Sent:** Wednesday, April 1, 2015 5:26 PM**Subject:** Re: I'm a Town Trustee of Colorado with a question

Jud,

I'm not sure I understand the question exactly. There is not a time limit involved. OHV's are not allowed on State Highways except to go around culverts or bridges unless they are being used in agriculture activities.

There are some exception for parades and events in City limits, etc..

The Colorado State Patrol would be a much better recourse if you have more specific questions.

If I can be of any further assistance, please feel free to contact me.

Alan Clubb
Permits Coordinator
Traffic & Safety



P 970.683.6283 | C 970.210.8545 | F 970.683.6290

222 South 6th Street, Room 100 Grand Junction, CO 81501

alan.clubb@state.co.us | www.coloradodot.info | www.cotrip.org



On Mon, Mar 30, 2015 at 1:46 PM, judsonbh@yahoo.com <judsonbh@yahoo.com> wrote:

My name is Jud Hollingsworth. I'm a Town Trustee of Lake City Co.

What is the maximum temporary duration for OHV's permitted on a state highway of Colorado?

Thank You Jud Hollingsworth



Deb Bendinelli <debbendinelli@townoflakecity.co>

Fw: Emails

judsonbh@yahoo.com <judsonbh@yahoo.com>
Reply-To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
To: Deb Bendinelli <debbendinelli@townoflakecity.co>

Mon, Apr 6, 2015 at 6:39 AM

----- Forwarded Message -----

From: Stacy Mikeska <smikeska@hotmail.com>
To: judsonbh@yahoo.com
Sent: Friday, April 3, 2015 1:36 PM
Subject: Emails

To be fair to democracy, you'd better submit the last email I sent. Most people in lake city can relate to what I wrote . I will be looking myself to make sure you don't practice selective democracy. Oh, wait, you do.

Stephen Mileska
Sent from my iPhone



Deb Bendinelli <debbendinelli@townoflakecity.co>

Fw: The issue

judsonbh@yahoo.com <judsonbh@yahoo.com>
Reply-To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
To: Deb Bendinelli <debbendinelli@townoflakecity.co>

Mon, Apr 6, 2015 at 6:39 AM

----- Forwarded Message -----

From: Stacy Mikeska <smikeska@hotmail.com>
To: judsonbh@yahoo.com
Sent: Friday, April 3, 2015 3:28 PM
Subject: The issue

I don't have many relationships that spanned over 30 years outside of my family. You'd better believe I don't take lightly giving up several at once. That's how big this issue is. Not ohvs, but your lack of ability to see the depth of what you did against the people of lake city. Good bye.
Stephen M Mikeska
Sent from my iPhone



Deb Bendinelli <debbendinelli@townofflakecity.co>

Fw: All of my rmails

judsonbh@yahoo.com <judsonbh@yahoo.com>
Reply-To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
To: Deb Bendinelli <debbendinelli@townofflakecity.co>

Mon, Apr 6, 2015 at 6:40 AM

----- Forwarded Message -----

From: Stacy Mikeska <smikeska@hotmail.com>
To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
Sent: Friday, April 3, 2015 7:16 PM
Subject: All of my rmails

I dare you to send every one of my emails to all of your in laws. I invite every single one of them to email me on what you did. I personally think they would all be aghast at what you've done. I double dare you. And I hope they all communicate in any form. Personally I don't think you have the balls to do that because you would and should be afraid of what they really think. I've had conversations with all of them over the years and it's not always been pretty. Go ahead, you traitor , again I DARE you!!!

Sent from my iPhone



Deb Bendinelli <debbendinelli@townoflakecity.co>

Fw: Your i laws

judsonbh@yahoo.com <judsonbh@yahoo.com>
Reply-To: "judsonbh@yahoo.com" <judsonbh@yahoo.com>
To: Deb Bendinelli <debbendinelli@townoflakecity.co>

Mon, Apr 6, 2015 at 6:40 AM

----- Forwarded Message -----

From: Stacy Mikeska <smikeska@hotmail.com>
To: judsonbh@yahoo.com
Sent: Friday, April 3, 2015 7:29 PM
Subject: Your i laws

Give them this address . After knowing these people all these years and if you want any kind of residual credibility, I totally expect replies. Otherwise , I will know finally , what kind of man you really are. You'd better do the right thing .

Sent from my iPhone

Item 4:

Discussion regarding 2015 dust control plan, direction to staff regarding plan and budget and approval of Envirotech Services, Inc. contract amount for dust control.

ENVIROTECH

SALES QUOTE

910 54th Ave., Suite 230
 Greeley, CO 80634
 Order Line 800-577-5346 x 1
 Fax 970-346-3959

Sales Person Pat Henricksen
 970-243-2697 or 970-260-7420
 DATE 3/31/2015

TO: Leslie Klusmire Town of Lake City

Town of Lake City
 Lake City, CO
 various roads
 Lake City, CO

Phone: 970-944-2333
 Fax:
 Email for Confirmation: leslieklusmire@townoflakecity.us
 Desired Delivery Date May/June 2015

New Customer

Credit/Pre-Pay	FOB Origin	Delivered FOB Destination	EnviroTech Water	Customer Water	EnviroTech Apply Product	Plant Site
credit	no	yes	no	yes	yes	COGLE

QTY	Unit	DESCRIPTION / APPLICATION RATE	Cust. # - CA #	UNIT PRICE	LINE TOTAL
8800	gallons	durablend @ .25 gal/square yard	11452-7342	\$ 1.1300	\$ 9,944.00
					\$ -
LENGTH	3.0 miles		PO#		
WIDTH	20 ft			Subtotal	\$ 9,944.00
				Tax 2.9%	
				TOTAL	\$ 9,944.00

*Taxes, if applicable, will be added to this total. Total may vary depending on final quantities delivered. Prices may change without notice.

If tax exempt, list state & certificate # _____
 If tax exempt information is incomplete, sales tax will be charged.
 Notes/Special Requirements (i.e. special fittings, longer hoses, etc.)

related factors.

Credit Card Information:

Name on Card

Credit Card number

Billing Address from cc stmt

Exp date

3 Digit Code

Item 6:

Discussion and
review of proposed
Financial Policies.

DRAFT FOR DISCUSSION PURPOSES
Revised April 3, 2015

Town of Lake City, Colorado

Recommended Financial Policies

April 15, 2015

Submitted by: Duane Thomas, Town Treasurer
Leslie Klusmire, Town Manager

Reviewed by: Jarod Biggs, DOLA Local Government Budgeting
Corina Mayberry, Holscher, Mayberry & Company, LLC (Town Auditors)

GFOA Best Practices – Basic Policies

Unlike private entities, there are no “bottom line” profit figures that assess the financial performance of the Town, nor are there any authoritative standards by which Town officials can judge themselves. Instead, the Board of Trustees (“BOT”) and management work together to set goals and objectives that measure the performance and effectiveness of municipal programs and services.

The Financial Policies are intended as a guide for employees and the BOT to make consistent decisions so the Town’s resources are used in an effective and efficient manner. This prudent oversight of Town assets will ensure the long-term sustainability of the Town’s services and infrastructure. The policies also set forth guidelines to measure current financial performance as well as project future budgetary needs.

Financial policies can be used to establish goals and targets for the Town’s financial operations, so that the BOT and Town officials can monitor how well the Town is performing.

These policies should be reviewed and updated as necessary.

The following pages contain policy guidelines for these areas:

General Financial Goals
Operating Management
Revenues
Budget and Expenditures
Capital Management
Long Range Planning
Debt Management
Financial Reporting
Investment Policy

General Financial Goals

1. To ensure delivery of an adequate level of municipal services by assuring reliance on ongoing resources and by maintaining an adequate financial base.
2. To ensure that the Town is in a position to respond to changes in the economy or new service requirements without an undue amount of financial stress.
3. To maintain a good credit rating in the financial community and assure taxpayers that the Town is well managed financially and maintained in sound fiscal condition.
4. To adhere to the highest accounting and management policies as set by the Government Finance Officers' Association, The Governmental Accounting Standards Board, and other professional standards for financial reporting and budgeting.

Operating Management

Long Term Financial Health – All departments will participate in the responsibility of meeting policy goals and ensuring long-term financial health. Future service plans and program initiatives will be developed to reflect current policy directives, projected resources, and future service requirements.

Careful long-range planning will identify projected surpluses or deficits and will be the main tool to take the necessary actions to bring sources and uses of funds in balance.

Forecasts – Balanced revenue and expenditure forecasts will be prepared to examine the Town's ability to absorb operating costs due to changes in the economy, service demands and capital improvements. The forecast for the current year will be updated quarterly. The annual budget process will focus on a three year horizon, but include a five-year outlook.

Before the Town adds new programs, personnel, expands operations, or purchases or constructs capital projects, the long-range financial impact will be examined.

Alternatives to Current Service Delivery - Alternative means of service delivery will be evaluated to ensure that quality of services are provided to our citizens at the most competitive and economical cost. The Town will continually evaluate the programs and services it provides and will evaluate alternative delivery mechanisms if available. Existing programs and services will be constantly evaluated to ensure they address current priorities established by the BOT and staff. All proposed programs and services will be evaluated to ensure their total cost is known prior to implementing them, and that there is a process in place to measure if the program or service's goals are being met. Any efforts to outsource services to another governmental agency or privately-owned enterprise must not only meet financial goals but also City standards for quality and sustainability. The review of service delivery alternatives and the need for the underlying service will be performed annually or on an "opportunity" basis.

Cash and Fund Investments – Town funds shall be managed in a prudent and diligent manner with an emphasis on safety of principal, liquidity, and financial return on principal in that order.

Revenues

The Town will try to maintain a diversified and stable revenue system to shelter it from unforeseeable short-run fluctuations in any single revenue source. The Town will estimate its annual revenues by an objective, analytical process wherever practical. The Town will project revenues for the next year and will update this projection annually. Each existing and potential revenue source will be examined annually. Each year, the Town will recalculate the full costs of activities supported by user fees to identify the impact of inflation and other cost increases. The Town will automatically revise user fees, subject to review by the BOT, to adjust for the effects of inflation.

Dedication of Revenues – Revenues will not be dedicated for specific purposes unless required by law, third party agreement or generally accepted accounting practices (GAAP). All non-restricted revenues will be deposited in the appropriate operating fund and will be appropriated through the budget process.

Financial Stability – Current revenues are expected to fund current expenditures. As noted above, and a diversified and stable revenue system will be developed to protect programs from short-term fluctuations in any single revenue source.

Utility Fees – Enterprise (Water, Wastewater) user fees and charges will be examined on an annual basis to ensure they appropriately recover all direct and indirect costs of service and be approved by the Board of Trustees. Any ineffective fees, evidenced by limited or insufficient cost recovery will be highlighted in budget documents. Rate adjustments for enterprise

operations will be based on existing conditions as well as projections of future operating and capital costs. Annually, the Town will internally review user charges for appropriateness with formal rate studies conducted as needed.

Non-Enterprise Charges for Services – All non-enterprise user fees and charges will be examined on an annual basis to determine the direct and indirect cost of service recovery rate. These user fees and charges are designed to recover some or all of the cost of providing the underlying service. To the extent the costs are not fully recovered, this information is presented to the BOT at the time the fee is adopted.

Grants – Grant funding will be considered to leverage Town funds. Inconsistent and/or fluctuating grants should not be used to fund ongoing programs, unless discussed as part of the acceptance process. Programs financed with grant monies will be suitably tracked to allow for appropriate accounting of grant revenues and expenditures. In the event of reductions in operating grant funding, Town resources will be substituted only after considering alternative funding mechanisms and reviewing other Town program priorities.

Credit and Collections – The Town will follow an aggressive and consistent policy of collecting user fees such as Water and Sewer fees to the fullest extent of the law. The collection policy goals will be for all adjusted uncollectible accounts to be no more than .5 to 1% of the total Town revenue being adjusted for bad debts annually.

Operating Budget and Expenditures

The Town will strive to adopt budgets that provide for revenue meeting or exceeding expenditures. Balance the budget utilizing reserves or transfers will only be done on short-term (one to two year) basis. Transfers or the use of reserves for a longer period is indicative of unsustainable operations. The expectation is that the Town consistently pay for all current operating expenditures with current revenues. The Town shall avoid budgetary procedures that balance current expenditures at the expense of meeting future year's expenses, such as postponing expenditures or accruing future year's revenue.

The BOT recognizes that unforeseen events may cause short term breaches of these expectations. However, if such a breach occurs, or is expected to occur within the five-year planning cycle, the Town will adopt budget balancing strategies to return to the balanced budget expectation. When necessary, the following budget-balancing strategies will be used in order of priority:

- Reduce expenditures through improved productivity
- Review current service delivery models to potentially deliver the same service at a reduced cost
- Create new service fees or increase existing fees to the extent legally allowed;

- Seek tax rate increases via election;
- Reduce or eliminate services.

When setting the amount to be maintained in the Unassigned/Unrestricted Fund Balance/ Net Position, the following shall be taken into consideration:

- Predictability of future revenues including impacts of outside influences on key revenue streams
- Volatility of expenditures
- Availability of other resources
- Future operating and capital commitments

Budget Supplements – the budget process is intended to weigh all competing requests for Town resources, within expected fiscal constraints. Requests for new, ongoing programs made outside the budget process will be discouraged.

Significant appropriations requested after the original budget is adopted will be approved only after consideration of the elasticity of revenues. Such appropriations will be approved by the Board of Trustees.

Budget Development – Budget development will use strategic multi-year fiscal planning, conservative revenue forecasts, and modified zero-base expenditure analysis that requires every program to be justified annually in terms of meeting intended objectives. The process will include a diligent review of programs by staff, management and the Board of Trustees.

Addition of personnel will only be requested to meet program initiatives and policy directives. Only after service needs have been thoroughly examined and it is determined that additional staffing will result in increased revenue or enhanced operating efficiencies or service levels, will increase in staffing be considered. To the extent feasible, personnel cost reductions will be achieved through attrition.

Current Funding Basis – Current operating expenditures will be paid from current revenues. Reserve requirements are to be funded through the accumulation of current and prior resources. The Town will avoid budgetary accounting practices that balance the current budget at the expense of future budgets.

Maintenance and Replacement funding - a multi-year maintenance and replacement schedule will be developed and updated based on the Town's projections of its future replacement and maintenance needs. To the extent possible, the operating budget will provide for adequate maintenance and the accumulation of resources towards replacement of the Town's capital, plant and equipment. To the extent that current resources cannot sustain annual maintenance

and capital replacement, these shortfalls will be presented as part of the five year budget projection so that they may be addressed by the BOT.

General Fund Balance

The General Fund shall work toward maintaining an unassigned fund balance equivalent to six months or 50% of the prior year operating expenditures not including capital outlay or debt service. When the unassigned fund balance is in excess of 50% of operating expenses, the amount in excess of that shall be assigned for long-term capital acquisition or replacement.

The Town Manager and Treasurer shall annually prepare a report documenting the status of the fund balance and present it to the BOT in conjunction with the development of the annual budget. Should the report disclose there are unassigned funds available in excess of the 50% limit discussed above; a recommendation for use of said funds shall be presented to the BOT in the report.

Should the Unassigned Fund Balance amount fall below the targeted level, the BOT must adopt a plan to restore this balance to the target level within 24 months. If the restoration of the reserve cannot be accomplished within such period without severe hardship to the Town, then the BOT may establish a time period that is appropriate to conditions. Factors influencing the replenishment time horizon should include:

- The budgetary reasons behind the fund balance targets.
- Recovering from an extreme event.
- Financial planning time horizons.
- Long-term forecasts and economic conditions.
- Milestones for gradual replenishment.
- External financing expectations.

Restricted, Committed and Assigned Fund Balance - All fund restrictions, commitment and assignments will be evaluated annually for legal compliance, long-term adequacy, and use requirements in conjunction with development of the Town's five year forecast.

Utility Reserves – Water and Wastewater replacement reserves will be maintained to ensure adequate funding for infrastructure maintenance and replacement. A minimum requirement of 2% of all tangible assets of the system will be maintained per bond ordinance requirements.

The Water and Wastewater Unrestricted Net Position goal will be 25% of annual operating expenditure requirements to be used for unforeseen emergencies or catastrophic impacts to the Town's water and wastewater enterprise operations.

Capital Management

Capital Improvement Plan Development – A five-year Capital Improvement Plan (CIP) will be developed and updated annually, including anticipated funding sources. Capital improvement projects are defined as purchase, construction or replacement of infrastructure, facilities, or equipment that results in a capitalized asset with a value of more than \$5,000 and having a useful (depreciable life) of two years or more.

Proposed capital projects will be reviewed and prioritized by a cross-departmental team regarding accurate cost (design, capital, and future operating) and overall consistency with the Town's goals and objectives. Financing sources will then be identified for the highest-ranking projects.

Future operating, maintenance and replacement costs associated with new capital improvements will be forecasted. Funding for operations and maintenance cost will be matched to available revenue sources, and included in the Operating Budget. Capital project contract awards will include a fiscal impact statement disclosing the expected operating impact of the project and when such cost is expected to occur.

The Town expects that at least 25% of the five-year projected costs of the CIP will be funded on a pay-as-you-go basis from accumulated reserves. Accordingly, annual budgets should allow for the accumulation of resources to meet both this expectation as well as other reserve requirements discussed elsewhere. Pay-as-you-go financing is defined as all sources of revenue other than Town debt issuance, i.e., fund balance contributions, grants, endowments, etc.

Long Range Planning

The Town will annually prepare a Five-Year Forecast of operating and capital activities to be presented in conjunction with the annual budget. This information is to be presented in a consistent with format from one year to the next to allow for the monitoring of activities. The forecast will include estimated operating revenues and costs related to future capital expenditures, such as new park and public works facilities, included in the capital budget.

The Town will maintain and update a multi-year plan for capital improvements covering a period of at least five years. The Town will enact an annual capital budget section in both the Government and Enterprise Funds based on the current multi-year Capital Improvement Plan. The Town will coordinate development of the capital improvement budget with development of the operating budget. Future operating costs associated with new capital improvements will be projected and included in operating budget forecasts. The Town will use intergovernmental

assistance to finance only those capital costs that is consistent with Capital Improvement Plan and Town's priorities, and who's operating and maintenance costs have been included in operating budget forecasts. The Town will identify the estimated costs and potential funding sources for each capital project proposal before it is submitted to the BOT for approval.

Financial Reporting

Accounting and Reporting Methods – The Town's accounting and financial reporting systems will be maintained in conformance with all state and federal laws, generally accepted accounting principles (GAAP) and standards of the Governmental Accounting Standards Board (GASB) and best practices identified by the Government Finance Officers Association (GFOA).

The Town shall use the modified accrual accounting method and establish and maintain a standard of accounting practices.

Audited Basic Financial Statements – The Town will prepare annual Basic Financial statements in accordance with Generally Accepted Accounting Principles (GAAP). These financial statements will be audited by an independent Certified Public Accountant and will be submitted to the Office of the State Auditor. The financial report should be in conformity with GAAP, demonstrate compliance with finance related legal and contractual provisions, provide thorough and detailed disclosures, and minimize ambiguities and potentials for misleading inference. The audit opinion will be included with the Town's Basic Financial Statements.

Budgets – The Town's Budget will be presented to the BOT for approval annually. The budget should serve as a financial and programmatic policy document, a comprehensive financial plan, an operation guide for all organizational units and a communications device for all significant budgetary issues, trends, and resource choices.

Internal Controls – Financial systems will maintain internal controls to monitor revenues, expenditures and program performance on an ongoing basis to the extent possible taking into consideration of the limitations of staffing levels.

Fiscal Monitoring – Monthly financial reports will present actual expenditures vs. budget on a current and cumulative basis. Major revenue sources will be monitored on a monthly basis, noting the status of each revenue source as compared to budget.

Debt Management

When applicable, the Town shall review its outstanding debt annually for the purpose of determining if the financial marketplace will afford the Town the opportunity to refund an issue

and lessen its debt service costs. In order to consider the possible refunding of an issue a present value savings of three percent over the life of the respective issue, a minimum, must be attainable. The Town will confine long-term borrowing to capital improvements or projects that cannot be financed from current revenues. When the Town finances capital projects through the issuance of bonds, it will pay back the bonds within a period not to exceed the estimated useful life of the project. Capital improvements, equipment and facility projects shall be classified into "pay-as-you-go" and "debt financing" classifications. The Town will maintain good communications with bond rating agencies regarding its financial condition. The Town will follow a policy of full disclosure on every financial report and borrowing prospectus.

Debt Capacity - An analysis showing how the new issue combined with current debt impacts the Town's debt capacity, conformance with Town debt policies, and current and projected revenues and expenditures will accompany every future bond issue proposal.

Debt Coverage Ratios – Utility rates will be set, as a minimum, to ensure the ratio of revenue to debt service meets bond ordinance requirements. The Town goal will be to maintain a minimum ratio of net utility revenues to debt service of 2.0 or greater, with net revenues defined as current operating revenues less current operating expenses not including depreciation. This will ensure debt coverage in times of revenue fluctuations attributable to weather or other causes, and to ensure a balanced pay-as-you-go Capital Improvement Plan.