

**BOARD OF TRUSTEES  
CITY OF CREEDE, COLORADO – A TOWN  
September 28, 2007**

SPECIAL MEETING

The Town Board of the City of Creede – a Town, County of Mineral, State of Colorado, met in a special session in the Creede Town Hall at the hour of 4:04 PM. There being present at the call of the roll the following persons:

TRUSTEES PRESENT:            Kim Nagy, Debbie Wylesky, Eldon Seime (arr. 4:06 PM),  
   Joe Keller, Rex Shepperd, Dana Brink (arr. 4:07 PM)

Mayor Pro Tem Shepperd, presiding, declared a quorum present:

Those members of staff also present were as follows:

Pamela Wilson, City Clerk/Treasurer  
Clyde Dooley, City Manager  
Benjamin Gibbons, City Attorney

NEW BUSINESS

DISCUSS CITY OF CREEDE’S WATER RIGHTS AS THEY RELATE TO THE GOVERNOR’S LETTER FOR THE ENVIRONMENTAL PROTECTION AGENCY (EPA) LISTING

City attorney Gibbons talked with the Trustees to explain that whether or not the EPA lists the Nelson Tunnel as a superfund site, the Division of Water Resources works as an independent agency of the State and does not take direction from the Governor’s Office; however, may be persuaded by that office.

Mayor Seime arrived early in the conversation with city attorney Gibbons at 4:06 PM and Mayor Pro Tem Shepperd turned the meeting over to him.

Trustee Brink arrived early in the conversation with city attorney Gibbons at 4:07 PM.

Marvin “Zeke” Ward, Mineral County Commissioner/Willow Creek Reclamation Committee (WCRC) Chairman was also available to answer questions concerning water right issue as it relates to the potential listing. Ward told the Board of Trustees that the County Commissioners would be addressing the issue of the Governor’s Letter at their October 1st, meeting. This same issue will be on the October 9th agenda for consideration by the Board of Trustees at their regular monthly meeting. Ward also informed the Board that the Judge in the “Wason lawsuit” has been requesting information regarding this potential listing. City Manager Dooley explained that Gwen Christiansen told him (Dooley) to expect someone with the “Wason lawsuit” to contact him for information about this potential listing. Dooley has not heard from anyone so far.

Questions were asked and answered.

ADJOURN

There being no further business to come before the Board at this time, Trustee Shepperd moved and Trustee Brink seconded that the meeting be adjourned at 4:57 PM. The vote was unanimous. Mayor Seime declared the motion carried.

Respectfully submitted:

Approved by Board of Trustees:

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Pamela Wilson, City Clerk/Treasurer

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Eldon M. Seime, Mayor