



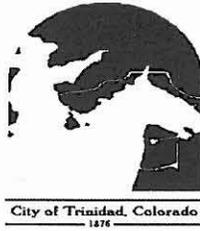
CITY OF TRINIDAD TRINIDAD, COLORADO

The City Council of the City of Trinidad, Colorado,
will hold its regular Work Session on Tuesday, June 23, 2015
at 1:30 P.M.
in City Council Chambers at City Hall, Third Floor, City Hall

AGENDA

1. **Petitions and Communications, Oral or Written**
Members of the public may comment on matters within the jurisdiction of the City but not on the agenda. The Council's response is limited to responding to criticism, asking staff to review a matter commented upon, or asking that a matter be put on a future agenda.
2. **Introduction of Board & Commission Applicants**
3. **Consideration of documents required to participate in the November, 2015 election**
4. **Mutual Aid Agreement between the City and Raton, New Mexico, for fire protection**
5. **Consideration of an ordinance vacating a strip of land 50 feet wide and 140 feet long between Lot 12, Block 11 and Lot 1, Block 14, Bellavista Addition**
6. **Welcome Center Contract**
7. **Discussion of other agenda items**

Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting Audra Garrett, City Clerk, 135 N. Animas Street, Phone (719) 846-9843, or FAX (719) 846-4140. At least a 48 hour advance notice prior to the scheduled meeting would be appreciated so that arrangements can be made to locate the requested auxiliary aid(s).



CITY OF TRINIDAD
TRINIDAD, COLORADO

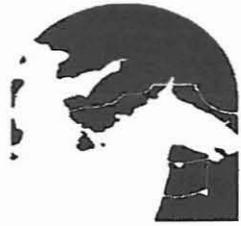
S P E C I A L M E E T I N G

There will be a Special Meeting of the City Council of the City of Trinidad, Colorado, on Tuesday, June 23, 2015, immediately following the Work Session at 1:30 p.m. in the Council Chambers at City Hall

The following items are on file for consideration of City Council:

- 1) Approval of Welcome Center Contract
- 2) Executive Session - For a conference with the City Attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402(4)(b) – Quasi Judicial Findings / Hearings

Individuals with disabilities needing auxiliary aid(s) may request assistance by contacting Audra Garrett, City Clerk, 135 N. Animas Street, Phone (719) 846-9843, or FAX (719) 846-4140. At least a 48 hour advance notice prior to the scheduled meeting would be appreciated so that arrangements can be made to locate the requested auxiliary aid(s).



CITY OF TRINIDAD, COLORADO
1876

COUNCIL COMMUNICATION

CITY COUNCIL MEETING: June 23, 2015 Work Session
PREPARED BY: Audra Garrett, ACM/City Clerk
PRESENTER: Audra Garrett, ACM/City Clerk
DEPT. HEAD SIGNATURE: *Audra Garrett*
CITY MANAGER SIGNATURE:

SUBJECT: Introduction of Housing Authority and Library Advisory Board applicants

RECOMMENDED CITY COUNCIL ACTION: Consider the applicants

SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: No

SOURCE OF FUNDS: N/A

POLICY ISSUE: Advertisement was made seeking applicants to fill the vacancies as required by ordinance

ALTERNATIVE: N/A

BACKGROUND INFORMATION:

Advertisement was had seeking applicants to fill vacancies. Letters of interest were received as follows:

Housing Authority:	Helen Veltri, Nick DeBono
Library Advisory Board:	Juhl Dhillon

All applicant meet the required residency and voter registration requirements.

Current rosters:

LIBRARY ADVISORY BOARD (5 members, 3 year terms – Ord. 1912)

<u>DATE</u>	<u>APPOINTED APPOINTEE</u>	<u>ADDRESS</u>	<u>PHONE #</u>	<u>EXPIRES</u>
2/3/15	Frank E. Hardy	409 Riata Dr.	680-2929	01/05/2018
04/15/14	Lawrence P. Kiefer	105 E. 6 th St.	422-8039	01/05/2018
04/15/14	Marjorie A. Kiefer	105 E. 6 th St.	422-8039	01/05/2018
04/15/14	Cherie Kollander	930 Park St.	890-0290	01/07/2016
04/15/14	Olga Reorda	415 W. Topeka	846-6918	01/06/2017

City Council Liaison – Pat Fletcher (2/4/14)

HOUSING AUTHORITY OF THE CITY OF TRINIDAD - (5 yr terms)

Colorado State Statute - 5 members

<u>DATE</u> <u>APPOINTED</u>	<u>APPOINTEE</u>	<u>ADDRESS</u>	<u>PHONE #</u>	<u>TERM</u> <u>EXPIRES</u>
07/08/14	Arsenio Vigil	1208 Arizona Ave.	859-1489	07/01/19
02/05/13	Helen Veltri	611 E. 6 th Street	846-3266	07/01/15
07/11/11	Duane Roy	2001 1/2 Santa Fe Tr Dr	846-9653	07/01/16
07/09/12	Jennie Garduno	627 Linden Avenue	846-6678	07/01/17
07/16/13	Marie George	829 Tillotson	846-7052	07/01/18

CONTACT FOR INFORMATION:

Audra Garrett, Asst. City Manager/City Clerk
(719) 846-9843, ext. 135

PUBLIC NOTICE

The Trinidad City Council is accepting letters of interest from citizens within the City to fill the following vacancies:

two (2) on the Parks & Recreation Advisory Committee;
one (1) on the Library Advisory Board;
one (1) on the Trinidad Housing Authority Board; and
one (1) on the City Tree Board

In order to be considered eligible to serve individuals must be a resident of the City and have resided within the City for not less than one year immediately preceding appointment and must be registered to vote.

Letters of interest in serving on any of these boards will be accepted at the City Clerk's Office at City Hall, 135 N. Animas Street or P. O. Box 880, Trinidad, CO 81082, until 12:00 p.m., June 15, 2015. Please include your qualifications for the position.

Further information may be obtained by calling the City Clerk's Office at 846-9843.

City of Trinidad
Audra Garrett, City Clerk

Publish: June 5, 12
Legal ad
Furnish Proof of Publication

City of Trinidad

JUN - 5 2015

City Clerk's Office

June 5, 2015

*Verified voter regis
+ residency*

To Mayor J. Reorda and City Council Members:

My name is Juhl Dhillon and I am interested in applying to be a member of the Carnegie Public Library Advisory Board.

I have been a full-time resident of Trinidad, Colorado, for eight years, purchasing my home in November of 2005. I reside at 1508 Lawrence Ave. I moved here for the small-town atmosphere.

I retired from the medical care industry, having put in 35 years of service. My last position was as Medical-Legal Coordinator which I enjoyed thoroughly. I currently volunteer for the Friends of the Library Books & More Bookstore, selling books on-line.

Thank you for considering me as a member.

Sincerely,

Juhl Dhillon

Juhl Dhillon

1508 Lawrence Ave.

Trinidad, CO 81082

719-422-1102

brushyhollow@hotmail.com

Honorable Joseph Reorda, Mayor

June 8, 2015

City of Trinidad

135 N. Animas

Trinidad, CO 81082

Dear Mr. Reorda,

My current term as a member of the Board of Commissioners of the Trinidad Housing Authority will expire July 1, 2015. As the Housing Authority has several large projects underway, I would really like to stay on the Board to see that these projects are completed properly. Therefore I am respectfully requesting that I be appointed for the position as Board Member for an additional term of 5 years.

Your consideration of my request will be greatly appreciated. If you or any member of Council would like to ask questions please feel free to call me at 719-422-8217

Sincerely,



Helen Veltri

611 E. 6th Street

Trinidad, CO 81082

*verified voter regis-
tration AS*

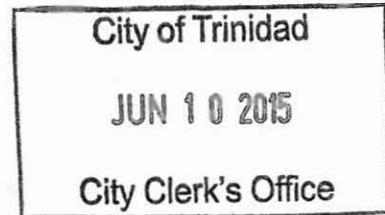
City of Trinidad

JUN 10 2015

City Clerk's Office

June 8, 2015

Trinidad Mayor
City Clerk's Office
135 N. Animas Street
Trinidad, Colorado 81082



*verified voter regis
+ residency*

Re: Letter of interest on the Housing Authority

Dear Mayor and City Councilman;

My name is Nick DeBono and I would like to express my interest and desire to sit on the Trinidad Housing Authority Board.

I graduated from TSJC from building trades, I served eight (8) years on the City Planning Commission, I was also appointed Public Trustee for Las Animas County in 1961. I have served 10 years on the E-911 board, and also served 28 years on the Las Animas County Health Department Board and had a room named after me.

I am a Veteran of the Korean War, and served for 24 months. Currently I am the Veterans Officer for Las Animas County. I believe a veteran has never been on the Housing Authority Board. Currently I serve on the Las Animas County Rehab Board and serve as President. I was elected by all the Veterans in the State of Colorado to serve as the State of Colorado Veterans President in 1992 to 1996.

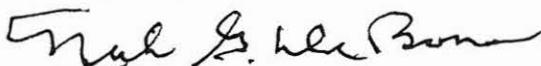
In 2000 to 2008 I was elected to serve 2 terms on the City Council, and continue to be very active in our community. I also served on the Trinidad Catholic High School Board for 10 years.

I believe my experience and expertise would be an asset and a great contribution to the Housing Authority.

Thank you for considering my interest to be appointed to fill the one (1) vacancy on the Housing Authority.

If you should have any questions or would like to interview, please contact me at 719-845-1111 or 719-846-3940.

Very Truly Yours,


Nick G. DeBono



COUNCIL COMMUNICATION

3

CITY COUNCIL MEETING: June 23, 2015 Work Session
PREPARED BY: Audra Garrett, ACM/City Clerk
PRESENTER: Audra Garrett, City Clerk
DEPT. HEAD SIGNATURE: *Audra Garrett*
CITY MANAGER SIGNATURE: *[Signature]*

SUBJECT: Renewal of Intergovernmental Agreement with Las Animas County for the conduct of the November 3, 2015 Regular Election as a Coordinated Election and Resolution determining that an election is required to elect the Mayor and three City Council Members and that such election should be held as a coordinated election

RECOMMENDED CITY COUNCIL ACTION: Forward both items to July 7, 2015 regular meeting for approval.

SUMMARY STATEMENT: N/A

EXPENDITURE REQUIRED: Yes, the proportional share of the actual costs incurred in the conduct of the coordinated election.

SOURCE OF FUNDS: City Clerk Budget, Elections Line Item

POLICY ISSUE: The IGA is required between the City and the Las Animas County Clerk and Recorder's Office under the Colorado election laws.
The resolution determining that an election is required is the mechanism by which the County Clerk is notified of the City's having taken formal action to participate in the election.

ALTERNATIVE: None

BACKGROUND INFORMATION:

- July 24th is the last day for a political subdivision to notify the County Clerk in writing that it has taken formal action to participate in the General Election (100 days before the General Election).
- August 25th is the last day for intergovernmental agreements to be signed by the County Clerks and political subdivision (No later than 70 days before the General Election).
- September 4th is the last day for the designated election official of each political subdivision to certify the ballot order and content (No later than 60 days before the General Election).

CONTACT FOR INFORMATION:

Audra Garrett, Asst. City Manager/City Clerk
(719) 846-9843, ext. 135

3



RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL DETERMINING THAT AN ELECTION IS REQUIRED TO ELECT THE MAYOR AND THREE CITY COUNCIL MEMBERS AND THAT SUCH ELECTION SHOULD BE HELD AS A COORDINATED ELECTION

WHEREAS, the City of Trinidad and Las Animas County entered into an Intergovernmental Agreement on August 20, 1993 for the administration of their respective duties concerning the conduct of the coordinated election held on November 2, 1993; and

WHEREAS, although the Agreement provides for automatic renewal unless terminated by one of the parties, actual use of the Agreement for any election by the City requires City Council to make a determination by Resolution, that an election is required and should be held as a coordinated election; and

WHEREAS, an election is required to elect the Mayor and three City Council Members; and

WHEREAS, City Council has determined that it is in the best interest of the City that the election to be held on November 3, 2015 should be held as a coordinated election for the reasons set forth in the Intergovernmental Agreement.

THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO, that:

1. An election is required to elect the Mayor and three City Council Members.
2. The election to be held on November 3, 2015 should be held as a coordinated election.
3. A copy of this Resolution shall be delivered to the County Clerk at least one hundred (100) days prior to the date of the election.

INTRODUCED, READ AND ADOPTED this ____ day of _____, 2015.

JOSEPH A. REORDA, Mayor

ATTEST:

AUDRA GARRETT, City Clerk

RENEWAL OF INTERGOVERNMENTAL AGREEMENT

This Renewal of Intergovernmental Agreement is made and entered into this 16th day of July, 2015 by and between the City of Trinidad ("City") and Las Animas County ("County"), collectively referred to herein as the "Parties", for continued administration of their respective duties concerning the conduct of the coordinated election to be held November 3, 2015.

WHEREAS, the "Parties" entered into the Intergovernmental Agreement ("Agreement") on August 20, 1993; and

WHEREAS, automatic renewal of the Agreement is subject to the provisions in Article 1 Purpose and General Matters, Section 1.04. Term, Renewal and Activation, Subsections A and B; and

WHEREAS, the City agrees to pay its proportional share of the actual costs incurred in conduct of the coordinated election upon receipt of an itemized statement by the "County". The actual costs are to be determined by the number of jurisdictions participating in the coordinated election to be held on November 3, 2015.

THEREFORE, the Parties agree that the Intergovernmental Agreement shall be renewed for conduct of a coordinated election to be held on November 3, 2015.

IN WITNESS WHEREOF, the Parties hereto have signed this RENEWAL OF INTERGOVERNMENTAL AGREEMENT, to be effective as of the date first written above.

CITY OF TRINIDAD

ATTEST:

Joseph A. Reorda, Mayor

Audra Garrett, City Clerk

LAS ANIMAS COUNTY

Patricia Vigil, Clerk and Recorder

Date _____



COUNCIL COMMUNICATION

4

CITY COUNCIL MEETING: June 23, 2015 Work session
PREPARED BY: Tim Howard, Fire Chief
PRESENTER: Tim Howard, Fire Chief
DEPT. HEAD SIGNATURE:
CITY MANAGER SIGNATURE: 

SUBJECT: Consideration of a Mutual Aid Agreement between Raton Fire and Emergency Services and the City of Trinidad Fire Department

RECOMMENDED CITY COUNCIL ACTION: Adoption of Mutual Aid Agreement

SUMMARY STATEMENT: Agreement to provide aid in the event of emergency situations

EXPENDITURE REQUIRED: The City would incur no expense unless Mutual Aid is required. City could receive aid at no cost for limited amount of time.

SOURCE OF FUNDS: Fire Department Budget-Overtime

POLICY ISSUE: Current Mutual Aid Agreements with Neighboring Departments

ALTERNATIVE: No agreement

BACKGROUND INFORMATION:

- The Fire Department has Mutual Aid Agreements with all Local VFD's in the area.
- Mutual Aid has been provided between Raton and Trinidad Fire Departments in the Past

CONTACT FOR INFORMATION:

Tim Howard, Fire Chief
846-3411

4

Mutual Aid Agreement
Between
Raton Fire & Emergency Services
&
City of Trinidad Fire Department

This agreement is made and entered on _____, 2015, by and between the City of Trinidad Fire Department and Raton Fire & Emergency Services hereinafter referred to as mutual providers.

WHEREAS, the Parties recognize the vulnerability of the people and communities located within the City of Raton and the City of Trinidad to damage, injury, and loss of life and property resulting from disaster events, and recognize that these events may present equipment and manpower requirements beyond the capacity of each individual party: AND

WHEREAS, the Parties recognize that in the past, mutual aid has been provided between or among the Parties in form of personnel, supplies and equipment during disasters and/or civil emergencies and during cleanup periods: AND

WHEREAS, the governing officials of the Parties desire to secure for each Party the benefits of mutual aid and protection of life and property and Incorporated municipalities county and local recipients are encouraged to develop aid agreement with other municipalities, counties and local recipients for the purpose of ensuring that adequate emergency medical, fire and other services coverage exists throughout the region.: AND

WHEREAS, Raton Dispatch, Raton Office of Emergency Management and the Trinidad Police Department Dispatch Office will act as point of contacts; AND

WHEREAS, the Parties recognize that a formal agreement for mutual aid would allow better coordination of effort, ensure that adequate equipment and staffing is available, and ensure that mutual aid is accomplished in the minimum time possible; AND

WHEREAS, the Trinidad City Council and the City of Raton Commission resolves that the "Emergency Services Listed", shall have the authority to participate in an Mutual Aid Agreement in accordance with the following terms and conditions, that shall be in the nature of a compact and agreement among participating entities that have adopted similar executive orders, ordinances or resolutions. This Mutual Aid Agreement may include requests for and the provision of personnel, equipment, materials and other forms of assistance, or any combination of assistance, to any entity within the jurisdictions, pursuant to the following terms and conditions:

NOW, THEREFORE, the parties agree as follows:

SECTION 1. RECITALS. The recitals set forth above are true and correct.

SECTION 2. DEFINITIONS. For the purposes of this agreement, the terms listed below will have the following meanings:

- A. "Disaster Event"
 - a. "Homeland Security Activity" - any activity related to the prevention or discovery of, response to, or recovery from a terrorist attack, natural or manmade disaster, hostile military or paramilitary action, or extraordinary law enforcement emergency.
 - b. "Civil Emergency" - the unforeseen combination of circumstances or the resulting consequences thereof within the geographic limits of a given jurisdiction that calls for immediate action or for which there is an urgent need for assistance or relief to protect the general citizenry.
 - c. "Disaster" - any occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or manmade cause, including fire, flood, earthquake, wind, storm, wave action, oil spill or other water contamination, volcanic activity, epidemic, air contamination, blight, drought, infestation, explosion, riot, hostile military or paramilitary action or emergency. Or any other incident deemed critical by the participating jurisdictions.
 - d. "Disaster Threat" - a disaster that is likely to clearly exceed local capabilities and require a broad range of assistance.
- B. "Event Agreement" - a contract between two member political subdivisions entered into at the time of emergency in which the Assisting Party agrees to provide specified resources to the Requesting Party under the terms and conditions specified in the Agreement.
- C. "Requesting Party" - the member political subdivision requesting aid in the event of an emergency or disaster and participating in the Mutual Aid Agreement pursuant to the terms and conditions of the Resolution.
- D. "Assisting Party" - the member political subdivision furnishing equipment, services and/or manpower to the Requesting Party, and participating in the Mutual Aid Agreement pursuant to terms consistent with those in this Resolution.
- E. "Authorized Representative" - an officer or employee of a member political subdivision having written authority from that entity to request, offer, or provide assistance under the terms of this Resolution.
- F. "Resource Mobilization Book" - Guidance document promulgated by the participating agencies to assist member political subdivisions with mutual aid activities.
- G. "Political Subdivision" - means county, incorporated city, village or township.
- H. "Mutual Aid" - Incorporated municipalities, counties and local recipients are encouraged to develop aid agreements with other municipalities, counties and local recipients for the purpose of ensuring that adequate emergency medical, fire and other services coverage exists throughout the state.

SECTION 3. PARTY'S EMERGENCY MANAGEMENT PLAN. Each party should prepare and keep current an emergency management plan for its jurisdiction to provide for emergency/disaster mitigation, preparedness, response and recovery.

SECTION 4. EMERGENCY MANAGEMENT DIRECTOR. The Raton and/or Trinidad Office of Emergency Management will coordinate with state/s EOC for all requests for assistance from outside the county/s. Participating jurisdictions and counties may also ask for assistance from the office during disaster operations.

SECTION 5. REQUEST FOR MUTUAL AID. Whereas the Chief officers of participating agencies recognizes the need for additional assistance or resources at an incident or for area coverage do to full utilization of a department's equipment or staffing the following will apply;

- a. Department must be notified at the requesting parties earliest convenience.
- b. Departments must train together annually or more frequently. Drills must be half day drills with the mutual aid companies.
- c. Mutual Aid Personnel should respond with their company.

Once dispatch contacts the aiding department, the chief officer will assess the coverage in his district and will immediately notify dispatch of responding resources. If the aiding department is unable to respond or lacks the sufficient resources, they will notify dispatch immediately that will in turn notify the Incident commander of the incident. Additional resources may be requested through other aid agreements. The primary responsibility of all Chief Officers is to maintain proper response levels in their own districts.

In the event that mutual aid creates a shortage of resources in the aiding department's district a call should be placed to the next available department based on the mobilization guide for a stand-by in district. Dispatch shall be notified by the Chief Officer of the requested equipment and staffing.

No participating agency shall be entitled to any reimbursement for all or any part of the cost incurred while participating in mutual aid responses for the first operational period. All participating agencies shall waive all claims against each other for compensation for loss, damage, personal injury or death occurring in consequence of performance of this mutual aid agreement.

The aid receiving department will retain command authority over personnel and apparatus responding from the aiding department although a unified command system may be used. Aiding departments have the right and responsibility to recall personnel and equipment in the event of an emergency in their district.

Disaster Threat. In the event of an imminent threat of an emergency such that local capabilities are or are predicted to be exceeded, the Authorized Representative of a Party seeking mutual aid shall make the request directly to the Emergency Management Office or the designated Emergency Management Coordinator.

Supervision and Control: When providing assistance under the terms of this Agreement, the personnel, equipment, and resources of any assisting party will be under the operational control of the receiving party, the response effort to which SHALL be organized and functioning within the Incident Command System (ICS) or Unified Command System (UCS). Direct supervision and control of personnel, equipment and resources shall remain with the designated supervisory personnel of the Assisting Party. The designated supervisory personnel of the Assisting Party shall maintain daily personnel time records, material records and logs of equipment hours; be responsible for the operation and maintenance records, and log of equipment hours; be responsible for the operation and maintenance of the equipment and other resources furnished by the Assisting Party; and shall report work progress to the Receiving party.

Mutual Aid Plan. By their signature below, each Party hereto certifies that it will provide mutual aid assistance under this agreement and additionally, each Party will develop a continuity of government plan which specifies those positions authorized to activate this agreement.

Food, Housing and Self-sufficiency: Unless specifically instructed otherwise, the Receiving party shall have the responsibility of providing food, and housing for the personnel of the Assisting Party from the time of their arrival at the designated location to the time of their departure for events lasting more than six hours. However, Assisting Party personnel and equipment should be, to the greatest extent possible, self-sufficient while working in the emergency or disaster area. The Receiving Party may specify only self-sufficient personnel and resources in its request for assistance.

Communication: Unless specifically instructed otherwise, the Receiving Party shall have the responsibility for coordinating communications between the personnel of the Assisting Party and the Receiving Party. Assisting Party personnel should be prepared to furnish communications equipment sufficient to maintain communications among their respective operating units.

Terms of Deployment: The initial duration of a provided assist will be specified by the Receiving Party, to the extent possible by the situation.

SECTION 6. INSURANCE. Each Party agrees to obtain general liability, public official's liability, law enforcement liability and liability for motor vehicles.

SECTION 7. IMMUNITY RETAINED. Neither party hereto shall be responsible for liability incurred as a result of the other party's acts or omissions in connection with this agreement. Any liability incurred in connection with this agreement is subject to the immunities and limitations of the New Mexico Tort Claims Act, NMSA 1978, Section 41-4-1 et seq., as amended and the Colorado Governmental Immunity Act, 24-10-106 C.R.S. et seq. This paragraph is intended only to define the liability as governed by common law or the New Mexico Tort Claims Act and the Colorado Governmental Immunity Act. The City of Trinidad and its "public employees" as defined by the Colorado Governmental Immunity Act, 24-10-106 C.R.S. et seq., and the City of Raton and its "public employees" as defined by the New Mexico Tort Claims Act do not waive sovereign immunity, do not waive any defense and do not waive any limitation on liability pursuant to law. No provision of this agreement modifies or waives any provision of the New Mexico Tort Claims Act or the Colorado Governmental Immunity Act.

SECTION 8. TERMINATION. It is agreed that any Party hereto shall have the right to terminate its participation in this agreement upon thirty (30) days written notice to the other Parties hereto.

SECTION 9. TERM. This Agreement shall become effective as to each Party when approved and executed by that Party. This Agreement shall continue in force and remain binding on each and every Party until such time as the governing body of a Party terminates its participation in this Agreement pursuant to Section 8 of this agreement. Termination of participation in this agreement by a Party shall not affect the continued operations of this agreement between and among any remaining Parties and this Agreement shall continue in force and remain binding on the remaining Parties.

SECTION 10. OTHER AUTOMATIC OR MUTUAL AID AGREEMENTS.

Specifically, the existence of this Agreement shall not prevent a municipality, county, emergency service district, fire protection agency, organized volunteer group, or other emergency services entity from providing automatic or mutual aid assistance on request from another municipality, county, emergency service district, fire protection agency, organized volunteer group, or other emergency service entity. Additionally, the existence of this Agreement shall not prevent any Local Government, which is a Party hereto from providing emergency assistance to another Local Government, which is not a party hereto, in accordance with the Intrastate Mutual Aid Act 12-10B-1 et seq., NMSA 1978.

SECTION 11. SEVERABILITY. If a provision contained in this agreement is deemed to be invalid for any reason, the invalidity does not affect other provisions of the Agreement that can be given effect without the invalid provision, and to this end the provisions of this Agreement are

severable.

SECTION 12. VALIDITY AND ENFORCEMENT. If any current or future legal limitations affect the validity or enforcement of a provision of this Agreement, then the legal limitations are made a part of this Agreement and shall operate to amend this Agreement to the minimum extent necessary to bring this Agreement into conformity with the requirements of the limitations, and so modified, this Agreement shall continue in full force and effect.

SECTION 13. AMENDMENT. This Agreement may be amended only by the mutual written consent of the Parties.

SECTION 14. WARRANTY. The Agreement has been officially authorized by the governing body or controlling body or agency of each Party hereto by order, ordinance or resolution and each signatory of this Agreement guarantees and warrants that the signatory has full authority to execute this Agreement and to legally bind the respective Party to this Agreement.

SECTION 15. RESOURCE MOBILIZATION BOOK. The Raton and Trinidad Office of Emergency Management will maintain the Resource Mobilization Guide Book which will include a listing of all active parties to this agreement.

MUTUAL AID AUTHORIZING RESOLUTION

EXECUTED by Parties hereto, each respective entity acting by and through its duly authorized official as required by law, on multiple counterparts each of which shall be deemed to be an original, on the date specified on multiple counterpart executed by such entity.

City of Raton

_____ Date: _____
Mayor

Attest:

_____ Date: _____
City Clerk

City of Trinidad

_____ Date: _____
Mayor

Attest:

_____ Date: _____
City Clerk



COUNCIL COMMUNICATION

CITY COUNCIL MEETING: June 23, 2015 Work Session
PREPARED BY: Audra Garrett, Asst. City Mngr.
PRESENTER: Tara Marshall, Dev. Director
DEPT. HEAD SIGNATURE: *Tom*
CITY MANAGER SIGNATURE: *[Signature]*

SUBJECT: Consideration of an ordinance vacating a strip of land 50 feet wide and 140 feet long between Lot 12, Block 11 and Lot 1, Block 14, Bellavista Addition

RECOMMENDED CITY COUNCIL ACTION: Consider the request; if appropriate/acceptable, forward to the July 7th regular meeting

SUMMARY STATEMENT: Vacates allow a person to obtain unused/unusable streets or rights-of-way through a quasi-judicial process

EXPENDITURE REQUIRED: No

SOURCE OF FUNDS: N/A

POLICY ISSUE: N/A

ALTERNATIVE: Seek additional information;

BACKGROUND INFORMATION:

John Dodson, current owner of 1424 N. Linden Avenue, seeks a vacate to correct his property deed.

TMC Section 14-25(3) Vacations. Whenever any street, alley or other public way is vacated by official action of the City Council, the zone district adjoining each side of such street, alley, or public way shall be automatically extended to the center of such vacation and all area included in the vacation shall then and henceforth be subject to all appropriate regulations of the extended district.

Section 17-69. Procedure before Planning, Zoning and Variance Commission. The Planning, Zoning and Variance Commission shall consider the application for vacation at a regular or special meeting. The City shall give written notice to the applicant and persons who reside or own real property within one block of the City street or other right-of-way requested to be vacated. At the proceeding at which the application is considered by the Commission, the applicant and those favoring or opposing the application shall be given an opportunity to be heard. After the applicant and other interested parties have been heard, the commission shall make its recommendation as to whether the application should be approved. In making its recommendation, the Commission shall consider only the application as submitted to the City or as amended by the Applicant. The Commission shall not consider any proposals for land trades or sale of the property proposed to be vacated, in lieu of a vacation.

Section 17-70. Procedure before City Council. After the Planning, Zoning and Variance Commission has reviewed the vacation application and made its recommendation, the application shall be referred to the City Council for its decision. The decision as to whether to vacate any City street or other right-of-way shall lie with the City Council. The City Council shall have full discretion as to whether grant or deny a vacation request, except that no vacation shall be approved unless it meets State statutory requirements. The vacation of any City street or other right-of-way shall be by ordinance.

The Planning, Zoning and Variance Commission unanimously recommended approval of the vacate.

CONTACT FOR INFORMATION:

Audra Garrett, Asst. City Manager/City Clerk
(719) 846-9843, ext. 135
or Les Downs, City Attorney
(719) 846-9843, ext. 120



ORDINANCE NO.

AN ORDINANCE VACATING A STRIP OF LAND 50 FEET WIDE AND 140 FEET LONG BETWEEN LOT 12, BLOCK 11 AND LOT 1, BLOCK 14, BELLAVISTA ADDITION OF THE CITY OF TRINIDAD

WHEREAS, John Dodson, owner of property described as Lots 1 & 2, Block 14 to the Bellavista Addition of the City of Trinidad, Las Animas County, has petitioned for vacation of a previously vacated portion of right-of-way between and abutting 1424 N. Linden Avenue and 1500 N. Linden Avenue, Lot 1, Block 14 and Lot 12, Block 11, respectively, Bellavista Addition; and

WHEREAS, said portion of the right-of-way is of no valuable use to the City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO, that:

1. The City of Trinidad, Colorado, a Municipal Corporation, does hereby vacate all of that public right-of-way more particularly described in Exhibit "A", which is attached hereto and incorporated herein by reference.

2. The City of Trinidad, in vacating the above described real property, hereby reserves a permanent easement upon said property, pursuant to Section 43-2-303(3) of the Colorado Revised Statutes for the future construction and maintenance of electric and other utility lines and appurtenances located within said real property. The present owners of record and any subsequent owner or owners of record of said real property shall refrain from the erection or replacement of any additional structure or barrier within said real property which would preclude or interfere with the construction, use, maintenance, repair or replacement of any electric or other utility line or appurtenances by the City of Trinidad.

INTRODUCED BY COUNCILMEMBER _____, READ AND ORDERED PUBLISHED this ____ of _____, 2015.

FINALLY PASSED AND APPROVED this ____ day of _____, 2015.

EFFECTIVE DATE OF THIS ORDINANCE SHALL BE the ____ day of _____, 2015.

JOSEPH A. REORDA, Mayor

ATTEST:

KIM MARQUEZ, Asst. City Clerk

EXHIBIT "A"

All that certain part of a strip of land 50 feet wide and 140 feet in length lying between Lot 12 of Block 11 and Lot 1 of Block 14, Bellavista Addition to the City of Trinidad, Las Animas County, State of Colorado, more particularly described as follows:

Beginning at the Northwest corner of Lot 1, Block 14, Bellavista Addition, thence traveling Northerly 15 feet along the west line of a piece of land vacated by Ordinance No. 1081 and 1091 dated September 15, 1975 and recorded in Book 776, Page 105, Las Animas County Clerk and Records Office to the Northwest corner of said piece of land being the point or place of beginning; thence easterly along the Northerly line of said piece 140 feet to the Northeast corner of said piece, said point being 15 feet North of the Northeast corner of Lot 1, Block 14 Bellavista Addition; thence Northerly 50 feet to the Southeast corner of a piece of land vacated by Ordinance No. 1081 and 1091 dated September 15, 1975 and recorded in Book 776, Page 105, Las Animas county Clerk and Records Office, said point being 15 feet South of the Southeast corner of Lot 12, Block 11, Bellavista Addition, City of Trinidad; thence traveling westerly 140 feet along the Southerly line of said piece to the Southwest corner of said piece, being 15 feet south of the Southwest corner of Lot 12, Block 11 Bellavista Addition, City of Trinidad; thence Southerly 50 feet to the place of beginning; being a piece of land 50 feet by 140 feet containing 7000 square feet of land.



CITY OF TRINIDAD, COLORADO
1876

MEETING DATE: June 9, 2015

TO: Planning, Zoning, and Variance Commission

FROM: City Staff

SUBJECT: John Dodson (Application 2015-03) – Request to vacate right-of-way property located at 1424 N. Linden Ave.

GENERAL INFORMATION:

Applicant: John D. Dodson

Property Owner: John D. Dodson

Purpose of Application: Request is to vacate the right-of-way property measuring 25 ft. x 140 ft. located at 1424 N. Linden

Location: 1424 N. Linden

Legal Description: Lots 1 and 2, in Block 14, Bella Vista Addition including that portion vacated by Ordinance No. 1091 (Pt. of Godding Ave., N. of Lot 1, 15 feet by 140 Feet) QPCD, Book 615, PAGE 776 and PAGE 105. County of Las Animas, State of Colorado.

Surrounding Land Uses: Residential/Industrial

Existing Zoning: R-LDR (Redevelopment- Low Density Residential)

BACKGROUND INFORMATION

The Property located at 1424 N. Linden is situated next to a strip of land 50 feet wide and 140 feet long between Lot 12, Block 11 and Lot 1, Block 14, of the Bella Vista Addition, that was vacated from street to public open space by Ordinance No. 1091 in 1975. Certain right-of-ways in the Bella Vista Addition were vacated to open space as

an Urban Renewal Authority (URA) effort. There is no evidence that the subject open space is owned by the URA. The subject property is still owned by the City.

On both sides of this strip of land, adjacent strips of land 15 feet wide and 140 feet long were vacated from street and added to said adjacent land owner and the property located at 1500 N. Linden Ave.

The existing dwelling, built in 1996 by permit, impinges beyond the 15 feet wide vacated strip. The dwelling extends 6 feet 6 inches into the 50 feet wide strip that was vacated from street to public open space in 1975.

Owner is requesting that the 25 X 140 feet strip, formerly right-of-way, be vacated to 1424 N. Linden Ave.

ISSUES PERTAINING TO THE APPLICATION:

- A. ACCESS, EGRESS & INGRESS.** The east or rear of the 50 foot wide open space, formerly right-of-way, is blocked by a fence. The North 25 foot strip of open space, located at 1500 N. Linden Ave. and adjacent to the subject property, is also bordered by a fence.

- B. UTILITIES, INCLUDING DRAINAGE, WATER, AND SEWER SERVICE, ELECTRICITY.** The survey demonstrates that the North 25 foot strip of open space contains a water line. A connecting fire hydrant is also situated on the 1500 N. Linden Property. Vacating the subject property will not affect access to these utilities.

- E. BUILDING REGULATIONS.** If the vacate were to be approved, building setbacks would be determined from the newly established lot-lines. Any construction within or adjacent to the vacated area must comply with all building codes.

- F. PLATTING.** Should the vacate be approved, staff recommends that platting reflect the new ownership boundaries and redefine the property.

POLICIES AND STANDARDS FOR VACATES

Section 17-69. Procedure before Planning, Zoning and Variance Commission. The Planning, Zoning and Variance Commission shall consider the application for vacation at a regular or special meeting. The City shall give written notice to the applicant and persons who reside or own real property within one block of the City street or other right-of-way requested to be vacated. At the proceeding at which the

application is considered by the Commission, the applicant and those favoring or opposing the application shall be given an opportunity to be heard. After the applicant and other interested parties have been heard, the commission shall make its recommendation as to whether the application should be approved. In making its recommendation, the Commission shall consider only the application as submitted to the City or as amended by the Applicant. The Commission shall not consider any proposals for land trades or sale of the property proposed to be vacated, in lieu of a vacation. (Ord. 1607, eff., 5/15/99)

Section 17-70. Procedure before City Council.

After the Planning, Zoning and Variance Commission has reviewed the vacation application and made its recommendation, the application shall be referred to the City Council for its decision. The decision as to whether to vacate any City street or other right-of-way shall lie with the City Council. The City Council shall have full discretion as to whether grant or deny a vacation request, except that no vacation shall be approved unless it meets State statutory requirements. The vacation of any City street or other right-of-way shall be by ordinance. (Ord. 1607, eff., 5/15/99)

Chapter 17 Chapter 17, Page 22 **17-69 17-70**

LEGAL ISSUES:

Because this is a quasi-judicial matter, the decision-makers, shall not have direct contact with the parties involved in this matter prior to a decision. Any possible or potential conflict of interest matters should be disclosed to and/or discussed with the City Attorney prior to any hearing on the matter. If you have any questions, please contact the City Attorney.

RECOMMENDATIONS & CONDITIONS:

Staff recommends that the Planning Commission adopt the above recommendations and comments as its findings and approve requested vacate of the 21.72' X 130' alley.



City of Trinidad

Planning Department
135 N. Animas
Trinidad, Colorado 81082
Telephone (719) 846-9843 X 130
Fax (719) 846-4140
planning@trinidad.co.gov

John Dodson
1424 N. Linden Ave.
Trinidad, CO 81082

June 12, 2015

RE: Application #2015-03 – Vacate Approval – Right-of-way property located at 1424 N. Linden Ave.

Dear Mr. Dodson,

On June 9th, 2015, the Planning, Zoning and Variance Commission unanimously voted to recommend to City Council your request to vacate the right-of-way property measuring 25 ft. by 140 ft. located at 1424 North Linden Avenue. It will be forwarded to City Council for separate action.

Please be advised that your vacate request will need to receive final approval by City Council in order to become official. City Council will review your vacate request at its Work Session meeting on June 23rd at 1:30 P.M. The first reading of your vacate request will occur at the regularly scheduled City Council meeting on July 7th at 7:00 P.M., followed by the second and final reading on July 21st at 7:00 P.M.

If you have any questions, please do not hesitate to contact me.

Thank you,

Tara Marshall
Development Services Director

CC: Chris Kelley, Building Inspector
Mike Valentine, Public Works/Utilities Director
Audra Garrett, Assistant City Manager
File

Series of 1975

ORDINANCE NO. 1081

AN ORDINANCE VACATING CERTAIN STREETS
AND ALLEYS IN THE URBAN RENEWAL AREA
OF THE CITY OF TRINIDAD, COLORADO

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF TRINIDAD,
COLORADO:

Section 1. That so much of certain streets and alleys of the
City of Trinidad, Colorado, in the R-22 Urban Renewal Area as are
embraced within the following limits and boundaries in the follow-
ing description, to wit:

A Strip of Land 15 feet wide and along the South Half of
Lot 8 and Lot 9 of Block 2, R. Chacon's Addition,
Trinidad, Colorado described as follows: Beginning
at the S.E. Corner of said Lot 9 thence northerly 30 ft;
thence Easterly 15 feet; thence southerly 15 feet; thence
South westerly 21.21 feet to the point of beginning be
vacated and acquired from Street and added to said adjacent
landowners.

A Strip of Land 15 feet wide and 140 feet long adjacent
to Lots 6, 7, 8, 9, and the South 2/3 of Lot 10, Block 1,
R. Chacon's Addition, Trinidad Colorado be vacated from
Street to Public Open Space.

A strip of land 15 feet wide and 160 feet long adjacent
to Lots D, 11, 12, 13, 14 and North 1/3 of 10, Block 1,
R. Chacon's Addition, Trinidad, Colorado be vacated from
Street and added to said adjacent landowners.

A Strip of Land 15 feet wide and 165 feet long adjacent
to Lots 3, 4, 5, 6, 7 and 1/2 of 8, Block 2, R. Chacon's
Addition, Trinidad, Colorado be vacated from Street and
added to said adjacent landowners.

A Strip of land 15 feet wide and 50 feet long adjacent
to Lots 21 & 22, Block 14, Bellavista Addition, Trinidad,
Colorado be vacated from Street and added to said adjacent
landowners.

A Strip of land 15 feet wide and 150 feet long adjacent
to Lots 13, 14, 15, 16, 17 & 18, Block 14, Bellavista
Addition, Trinidad, Colorado be vacated from Street and

added to said adjacent landowners.

A strip of land 15 feet wide and 50 feet long adjacent to Lots 11 & 12, Block 10, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowners.

A Strip of land 15 feet wide and 50 feet long adjacent to Lots 5 & 6, Block 10, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowners.

A Strip of land 15 feet wide and 50 feet long adjacent to Lots 1 & 2, Block 10, Bellavista Addition, Trinidad, Colorado be vacated from Street and added to said adjacent landowners.

A Strip of Land 15 feet wide and 50 feet long adjacent to Lots 19 & 20, Block 6, Bellavista Addition, Trinidad, Colorado be vacated from Street and added to said adjacent landowners.

A strip of land 15 feet wide and 300 feet long adjacent to Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, & 12, Block 7 Bellavista Addition, Trinidad, Colorado be vacated from Street and added to said adjacent landowners.

A Strip of Land 15 feet wide and 225 feet long adjacent to Lots 1, 2, 3, 4, 5, 6, 7, 8 & 9, Block 2, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowners.

A Strip of Land 15 Feet Wide and 125 feet long adjacent to Lots 14, 15, 16, 17 & 18, Block 3, Bellavista Addition, Trinidad, Colorado be vacated from Street and added to said adjacent landowners.

A strip of land 15 feet wide and 120 feet long adjacent to Lots C, 1 & 2, Block 2, R. Chacon's Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 50 feet long adjacent to Lots 23 & 24, Block 14, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 50 feet long adjacent to Lots 19 & 20, Block 14, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 100 feet long adjacent to Lots 7, 8, 9, 10, Block 10, Bellavista Addition, Trini-

dad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 50 feet long adjacent to Lots 3 & 4, Block 10, Bellavista Addition, Trinidad, Colorado, be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 300 feet long adjacent to Lots 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, & 24, Block 11, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 100 feet long adjacent to Lots 21, 22, 23, & 24, Block 6, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 150 feet long adjacent to Lots 13, 14, 15, 16, 17 & 18, Block 6, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 100 feet long adjacent to Lots 10, 11, 12 & 13, Block 3, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 15 feet wide and 180 feet long adjacent to Lot 1, Block 9, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 15 feet wide and 155 feet long adjacent to Lot 12, Block 8, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 15 feet wide and 150 feet long adjacent to Lot 24, Block 7, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 15 feet wide and 165 feet long adjacent to Lot 1, Block 10, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 15 feet wide and 155 feet long adjacent to Lot 24, Block 6, Bella vista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 10 feet wide and 125 feet long adjacent to Lot 12, Block 7, Bellavista Addition, Trinidad, Colorado, be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 200 feet long adjacent to Lot 13 Block 10, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 165 feet long adjacent to Lot 12 Block 7, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 155 feet long adjacent to Lot 13 Block 11, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 1 Block 11, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 12 Block 6, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 1 Block 12, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 12 Block 5, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 65 feet long and 40 feet wide along the north and east sides of Lot 6, Block 16, Bellavista Addition, Trinidad, Colorado, be vacated from vehicular use to public open space.

A strip of land 15 feet wide and 130 feet long and adjacent to Lots 1, 2, 3, 4, and 5, and along Godding Avenue, Block 16, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said respective landowner.

A strip of land 15 feet wide and 60 feet long adjacent to the west end of Block 9, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner and beginning at the S.E. corner of said Lot 12, Block 9, Bellavista Addition, thence westerly 95 feet; thence southerly 15 feet; thence easterly 65 feet; thence northerly 25 feet to point of beginning, to be vacated and added to said adjacent landowner.

A strip of land 50 feet wide and 60 feet long known as the street portion of Godding and Aiello be withdrawn from vacation ordinance #1059 passed and approved 16 September 1974, and be returned to street use.

A strip of land 15 feet wide and 330 feet long adjacent to Lots 1 and 13 Block 15, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowners.

A strip of land 15 feet wide and 330 feet long adjacent to Lots 12 and 24 Block 10, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowners.

A strip of land 40 feet wide and 155 feet long adjacent to Lot 13 Block 14, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 40 feet wide and 155 feet long adjacent to Lot 24 Block 11, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

THIS
PARCEL

A strip of land 50 feet wide and 140 feet long between Lot 12, Block 11 and Lot 1, Block 14, all of Bellavista Addition, Trinidad, Colorado be vacated from street to public open space.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 1, Block 14, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

80' - 15' to North
15' - to South

A strip of land 15 feet wide and 140 feet long adjacent to Lot 12, Block 11, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner,

A strip of land 15 feet wide and 140 feet long adjacent to Lot 12, Block 12, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 1, Block 13, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner,

A strip of land 10 feet wide and 220 feet long adjacent to Lots 12, and part of Lot 24 of Block 15, Bellavista Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 20 feet wide and 220 feet long adjacent to Tract D and E, Block 1, R. Chacon's Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 20 feet wide and 155 feet long adjacent to Tract C, Block 2, R. Chacon's Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 10 feet wide and 155 feet long adjacent to Lot 24, Block 14, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 10 feet wide and 140 feet long adjacent to Lot 12, Block 14, Bellavista Addition, Trinidad, Colorado be vacated from street and added to adjacent landowner.

A strip of land 20 feet wide and 140 feet long adjacent to Tract B, Block 2, R. Chacon's Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 20 feet wide and 140 feet long adjacent to Tract A, Block 3, R. Chacon's Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 10 feet wide and 140 feet long adjacent to Lot 12, Block 13, Bellavista Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowners.

A parcel of land located in the S.E. corner of Lot 9, Block 2, R. Chacon's Addition, Trinidad, Colorado described as: Beginning at the SE corner of said Lot 9, Block 2, R. Chacon's Addition thence westerly for a distance of 15 feet; thence northeasterly for a distance of 21.21 feet; thence southerly for a distance of 15 feet to the point of beginning, containing 112.5 square feet, more or less, to be purchased and dedicated for street purposes.

A strip of land adjacent to Lot 9, Block 2, R. Chacon's Addition, Trinidad, Colorado described as: Beginning at the S.W. corner of said Lot 9 thence easterly for a distance of 125 feet; thence southwesterly for a distance of 28.28 feet; thence westerly for a distance of 105 feet; thence northerly for a distance of 20 feet to the point of beginning, to be vacated from street and added to said adjacent landowner.

A strip of land 20 feet wide and 140 feet long adjacent to Lot 10, Block 2, R. Chacon's Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner,

A parcel of land adjacent to Lots 17, 18, 19, & 20, Block 5, R. Chacon's Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner:

1. A 10 foot strip adjacent to Lot 20 and
2. Buena Vista Street between Blocks 5 & 6 and along Frost Avenue between Blocks 1 & 6 all of said Addition.

A strip of land 20 feet wide and 140 feet long adjacent to Lot 10, Block 10, R. Chacon's Addition, Trinidad, Colorado be vacated and acquired from street and added to said adjacent landowner.

A strip of land 10 feet wide and 140 feet long adjacent to Lot 1, Block 5, R. Chacon's Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 1, Block 4, R. Chacon's Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 140 feet long adjacent to Lot 9, Block 3, R. Chacon's Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 115 feet long adjacent to Lot 12, Block 17, ^{SANTA FE} Railroad North Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner.

A strip of land 15 feet wide and 115 feet long adjacent to Lot 1, Block 24, ^{SANTA FE} Railroad North Addition, Trinidad, Colorado be vacated from street and added to said adjacent landowner,

be, and the same are hereby vacated,

Section 2. That there shall be and hereby is reserved to said City of Trinidad, Colorado, the right to go in, upon, through, on or under said vacated alleyway for the purpose of renewing, removing and repairing utilities; together with the right of ingress and egress to go in and upon said lands for the purpose herein specified. This right-of-way is granted for so long a time as the City of Trinidad, Colorado, its successors and/or assigns, shall own and operate a utility system within the City of Trinidad, Colorado, and Las Animas County, Colorado.

Section 3. In the opinion of the City Council, an emergency exists and this Ordinance is necessary for the immediate preservation of the public peace, health, safety, convenience and general welfare. Therefore, this Ordinance shall be in full force and effect upon the expiration of five (5) days from and after its final passage and publication.

INTRODUCED, READ AND ORDERED PUBLISHED this 2nd day of September, A.D., 1975.

FINALLY PASSED AND APPROVED this 15th day of September, A.D., 1975.

ATTEST


City Clerk

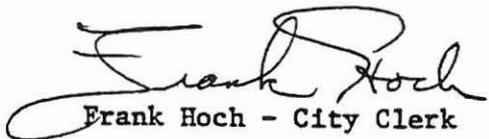

John Cha, Mayor

STATE OF COLORADO)
COUNTY OF LAS ANIMAS) SS
CITY OF TRINIDAD)

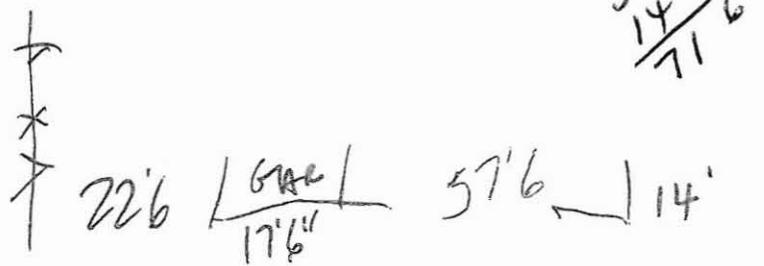
I, Frank Hoch, City Clerk of the City of Trinidad, in the County and State aforesaid, do hereby certify that the above and foregoing ordinance was introduced, read and ordered published at a regular meeting thereof on the 2nd day of September, A.D. 1975, and that thereafter, to-wit; I caused the same to be published on the 11th day of September, 1975, in the Chronicle News of said City, the same being an newspaper of general circulation and that said publication was made ten days before passage of said ordinance.

I further certify that the foregoing ordinance was afterwards duly and regularly passed by the City Council of the City of Trinidad, Colorado, at a regular meeting thereof held on the 15th day of September, A.D. 1975.

WITNESS my hand and the official seal of said City of Trinidad, this 5th day of November, A.D. 1975.


Frank Hoch - City Clerk

(S E A L)



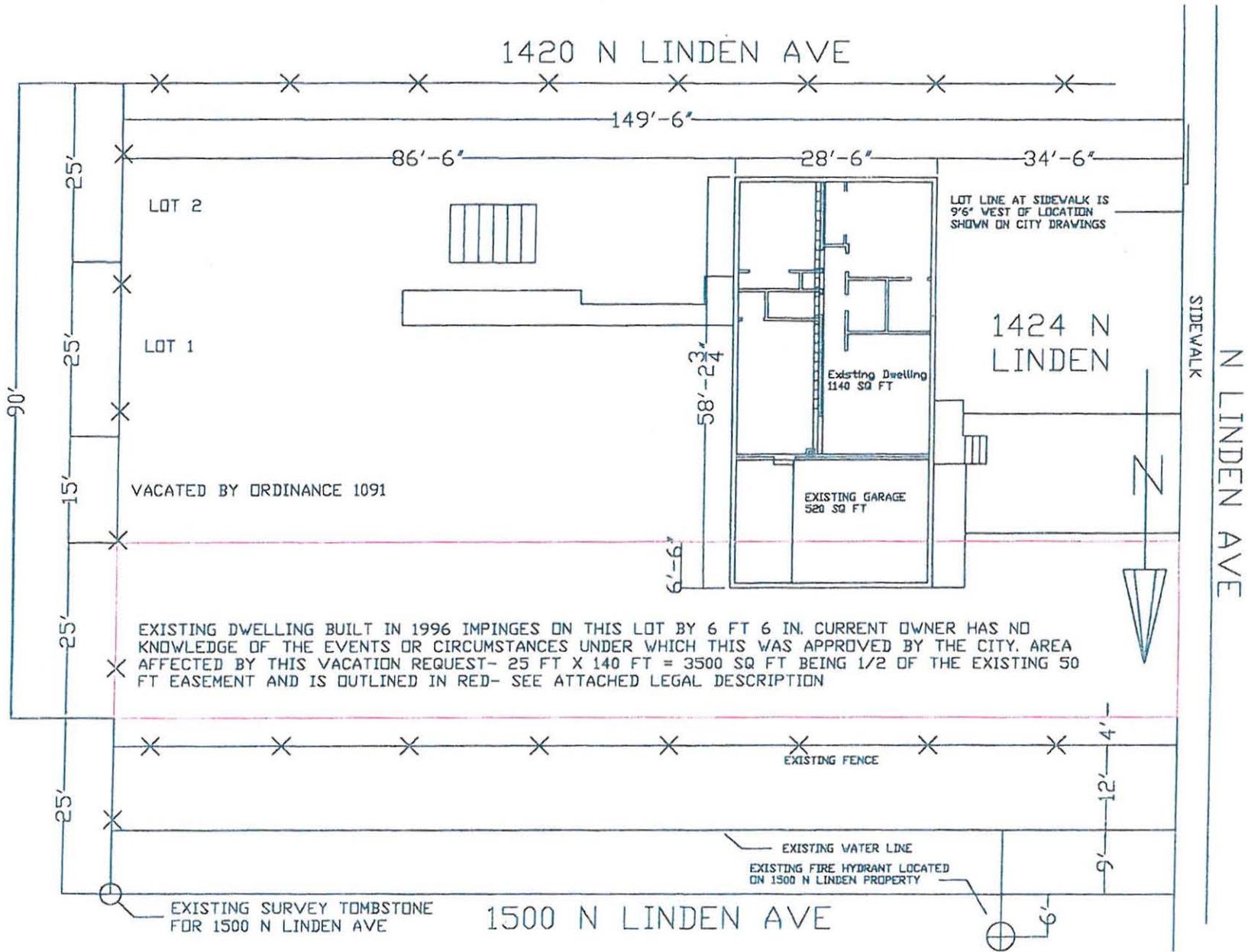
1-Acre
43,560

13,16

1302 Ac

94'

$57.5 \times 29 = 1667.5$
 $17.5 \times 29 = 507.5$
 $40 \times 29 = 1160$



1424 North Linden Ave

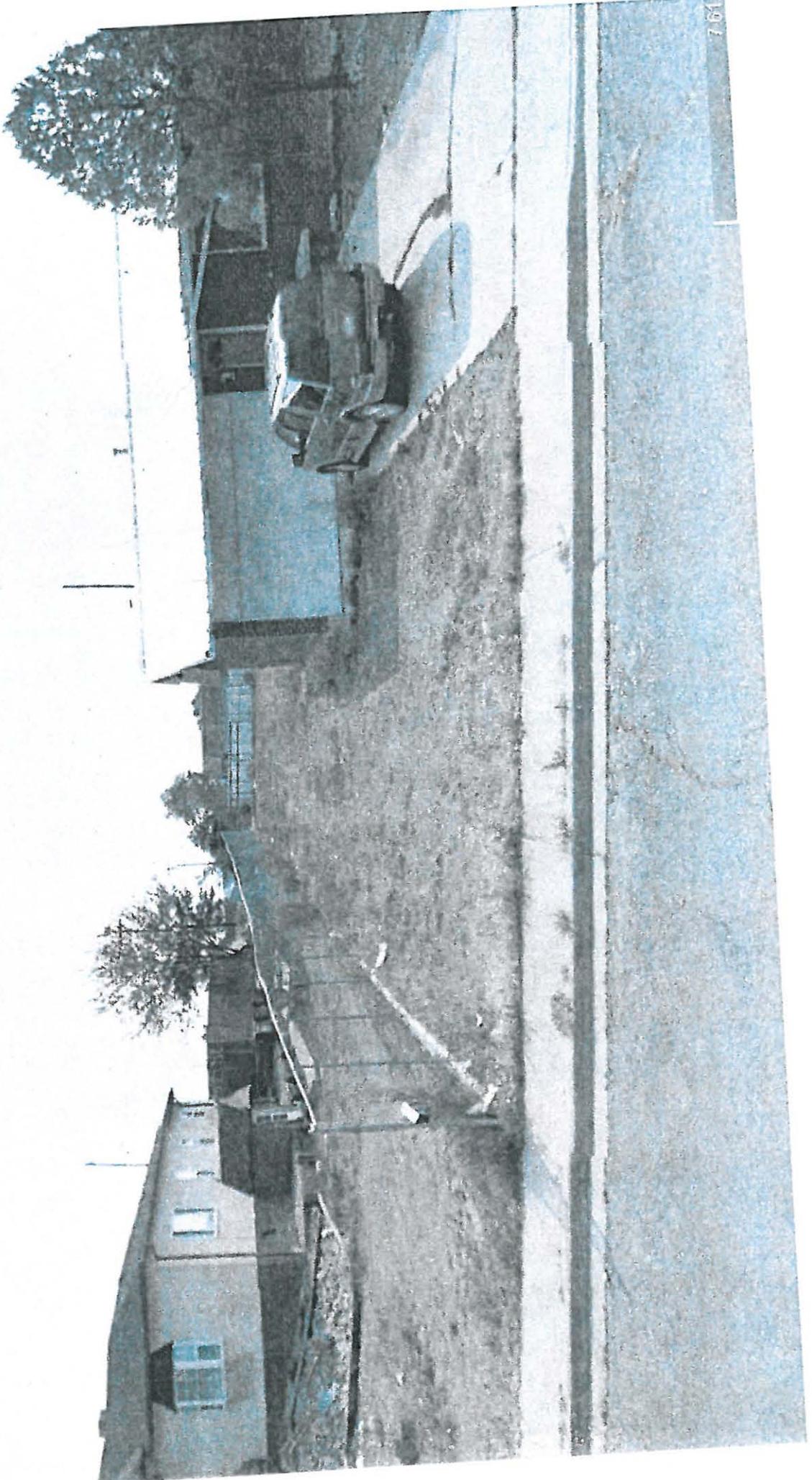
VACATE

Legend

1424 N Linden Ave



nden Ave



761

6



CITY OF TRINIDAD, COLORADO
1876

COUNCIL COMMUNICATION

CITY COUNCIL MEETING: June 23, 2015
PREPARED BY: Tara Marshall
DEPT. HEAD SIGNATURE: *T.M.*
OF ATTACHMENTS: 1

SUBJECT: 2015-2016 Welcome Center Contract

PRESENTER: Barbara Howard, Welcome Center Manager

RECOMMENDED CITY COUNCIL ACTION:

Approval of the 2015-2016 Welcome Center Contract between the City of Trinidad and the Colorado Tourism Office.

SUMMARY STATEMENT:

Annually the City of Trinidad enters into a Statement of Work for the management of the Colorado Welcome Center. This IGA is between the Colorado Tourism Office and the City of Trinidad and it in compliance with the State's fiscal year, beginning July 1, 2015 and ending June 30, 2016. The budget amount has not changed from the previous year and remains at \$64,278 which represents 78% of the Welcome Centers annual funding.

EXPENDITURE REQUIRED: This is an ongoing General Fund expense of \$17,500 per year, which is the City's portion of the Colorado Welcome Center Budget.

SOURCE OF FUNDS: City of Trinidad - \$17,500 from General Fund
Colorado Tourism Office - \$64,278 from State

POLICY ISSUE: Management of the Colorado Welcome Center, Trinidad

ALTERNATIVE: N/A

ATTACHMENTS:

1. 2015-2016 Welcome Center Statement of Work

6

STATEMENT OF WORK

- **General description of project:**

The contractor shall operate as a State of Colorado Welcome Center, as referred to as, "CWC" and offer customer service and Colorado travel information to visitors.

- **Justification:**

Official Colorado Welcome Centers are located throughout the state. They are easily accessed from every major highway leading into Colorado. These visitor services sites provide indispensable local and statewide travel information. Colorado Welcome Center volunteer experts provide area-specific brochures, detailed maps and face-to-face travel consultation and advice, free of charge.

- **Definitions:**

The State of Colorado Welcome Center is defined as the building located at:

309 Nevada Avenue
Trinidad, CO 81082

The Colorado Tourism Office is referred to as, "CTO"

State of Colorado Welcome Center, is referred to as, "CWC"

Visitors are defined as any person(s) stopping at a CWC

The Manager of the State of Colorado Welcome Center is referred to as, "CWC Manager"

The State of Colorado Welcome Center Director is referred to as, "CWC Director"

- **Deliverables (Goods/Services):**

Operations

The CWC, WC Manager, staff and volunteers will operate the Welcome Center from 8:00 A.M. until 6:00 P.M. during the summer season (beginning Memorial Day weekend in May through Labor Day) and from 8:00 A.M. until 5:00 P.M. during the winter season (the Tuesday after Labor Day through the Friday before Memorial Day weekend in May); unless circumstances do not allow and prior notice is provided and agreed upon.

The CWC, WC manager, staff and volunteers will interact with travelers in such a way as to provide information on events, attractions, activities and accommodations throughout the state without bias to any community, organization, association or business. This is not intended to prohibit the CWC from providing information on local and regional events, attractions, activities and accommodations.

The CWC will comply with the CWC Brochure Distribution Guidelines by maintaining a minimum of 90 percent of the required brochures listed in the policy as "Required Brochures for Display at a Colorado Welcome Center." The CWC will obtain WC Director approval for all brochures and pamphlets prior to display or distribution. State approval will be based on the brochure distribution guidelines contained in the Managers Operation Manual for the Colorado Welcome Center Program.

The CWC will prohibit advertising displays, signs, or posters, solicitations or sales transactions of any kind on those portions of the premises used for Welcome Center operations; unless approved by the CTO.

The CWC and the WC Manager will comply with the policy and procedures contained in the "Manager's Operations Manual", provided by the CTO.

The WC Manager and staff will maintain the Welcome Center property in good condition, keeping the premises accessible and clean.

The WC Manager will communicate with the CWC Director concerning any building closings or emergency situations.

The WC Manager will obtain approval from the CWC Director to use the Welcome Center facilities for any purpose other than standard operations, i.e. non-CTO sponsored surveys and activities.

CWC will provide all liability insurance for the premises and workers compensation insurance for the employees of the WC and shall provide the State with a certificate of insurance.

The CWC will participate fully in an annual assessment of Colorado Welcome Center services and operations and implement assessment findings and suggestions. The WC Manager will participate in an annual performance evaluation. The CWC and the WC Program Manager will work together to develop an implementation plan and timeline.

The CWC or the WC manager will contact the CTO for approval before releasing any information to the media on behalf of the CTO or the CWC.

Staffing

CWC will recruit, select and employ a WC Manager and any paid or volunteer staff necessary to operate the Welcome Center as CWC's employees. The Welcome Center Director shall have the right to approve the employees CWC has selected as manager and staff to perform work as outlined. If work is performed unsatisfactorily by any CWCC employee, the State may require that CWC take appropriate corrective action or require CWC to select different employee(s) to perform the work. The State shall have the right to closely monitor CWC's performance and to require the submission of monthly reports in the manner and form directed by the State.

Training & Events

The WC manager will attend and participate in all Welcome Center Manager's Meetings, Welcome Center promotional programs, and the annual Colorado Governor's Tourism Conference unless prior notice is provided and agreed upon.

The WC manager will provide official CWC training to all new travel counselors. This training program and material will be provided by the CTO and includes an overview of all official state travel resources including the Official State Vacation Guide, www.Colorado.com, and the Official State Map.

The WC Manager will hold at least six meetings per year for the volunteer travel counselors, presenting CTO updates and offering opportunities to the travel industry to make presentations to the travel counselors.

Twice a year, the WC Manager will host an informational study tour for travel counselors, visiting a designated travel region. The number and duration of study tours may vary at the discretion of the CWC Manager and the CWC Director.

- **Personnel:**
Barbara Howard – Trinidad CWC Manager

- **Amount: \$64,278**

Welcome Center Salary and Benefits	\$29,834
Welcome Center Operations	\$23,944
Volunteer Enhancement	\$9,000
Travel	\$1,500
Total	\$64,278

- **Time Frames and Deadlines:**

Payments

The State, in consideration for the services to be provided by the CWC during the term of this SOW, shall pay the CWC upon receipt and approval of invoices from the CWC summarizing personnel, volunteer training and enhancement, travel, and major categories of operating and capital outlay expenses incurred for the operation of the Welcome Center. A letter requesting reimbursement payments for expenditures to operate a CWC for a specific period of time should be sent to the CWC Program Manager. This letter should be accompanied with copies of all invoices, including backup documentation. These should be sent electronically. CWC should request payment at least quarterly and no more frequently than monthly.

Reporting

The WC Manager shall submit to the WC Director the monthly visitation (domestic and foreign) reports, origination reports, written updates on activities with staff and volunteers and any special promotion inventory by 12 p.m. on the first Tuesday of each month, unless other arrangements are specified in advance.

Please add a start and end date 7/1/2015 - 6/30/2016

Vendor Contact Information:

Gabriel Engeland
 Trinidad City Manager
 719-846-9843 x133
 @trinidad.co.gov

Please enter the Funding/Grant you want to use to Encumber Funds
 13N0/CTOW/ECFBC5210/WTRI

THE PARTIES HERETO HAVE EXECUTED THIS STATEMENT OF WORK

**Contractor
City of Trinidad**

By: Gabriel Engeland
Title: City Manager, Trinidad

*Signature

Date: _____

**STATE OF COLORADO
Office of Economic Development & International Trade
Colorado Tourism Office**

By: Fiona Arnold
Title: Executive Director, OEDIT

*Signature

Date: _____