

The regular meeting of the City Council of the City of Trinidad, Colorado, was held on Tuesday, August 21, 2012 at 7:00 p.m. in City Council Chambers at City Hall.

There were present:	Mayor Pro-Tem	Shew, presiding
	Councilmembers	Baca Gonzalez, Bolton, Bonato, Mattie, Velasquez
Also present:	Acting City Manager	Gagliardi
	City Attorney	Beatty
	City Clerk	Garrett

The pledge of allegiance was recited.

READING OF THE MINUTES. Regular Meeting of August 7, 2012 & Special Meeting of August 14, 2012. A motion to approve the minutes as presented was made by Councilmember Baca Gonzalez and seconded by Councilmember Mattie. The motion carried by a unanimous roll call vote.

Proclamation. Mayor Pro-Tem Shew read aloud and presented to members of the Trinidadio Blues Fest non-profit organization a proclamation in support of the Blues Break event slated for August 25th. Rusty Goodall and Jerry Campbell, Vice Chair and Chair of the Board of Directors, respectively, accepted the proclamation on behalf of the organization. Mayor Pro-Tem Shew said the City appreciates what they have done in the past and he hopes someday to get it back in full swing again. Mr. Campbell responded that they are certainly of a like mind and expressed appreciation to the City for its past support. Mr. Goodall said they are looking forward to moving forward and bringing back in full force and this community profiting from the event. Councilmember Baca Gonzalez said in the meantime she'd attend this event and support those two charities.

PETITIONS OR COMMUNICATIONS, ORAL OR WRITTEN. **Coroner/Mortuary Records.** Ken Fletcher addressed Council. He said he wanted this issue to be on public record in case he is charged with stealing because that's not what he was going to be doing. He explained that 12 years ago he met Ralph and Jamie Sue Gagliardi, and they became good friends. He said he and Jamie Sue especially were close as they enjoyed the same things, old buildings and the people who lived in them. She passed away two and one-half years ago. He said he learned last year that if something should happen to her the mortuary records and coroner records that belonged to her family would belong to him. On June 30, 2011, her husband Ralph wrote him a letter to advise him that she wished for the records to be given to him. A copy of that letter had been provided to the then-City Manager. Mr. Fletcher read aloud the letter he received from Ralph Gagliardi. He tendered a notarized copy to the City Clerk for inclusion in the record. The letter read: "June 30, 2011; Re. Sipe Mortuary and Coroner Records; Dear Ken: Please be advised that the Gagliardi family have given you full authority to be in charge of all mortuary and coroner records which we owned by Jamie Sue Gagliardi. It had always been her wish to for you to do what you see fit with them. Sincerely, Ralph Gagliardi". Mr. Fletcher said that unfortunately in April and May of last year the rugs were replaced in the library all of the things in the history room were removed. Things have since been in disarray. Some records are falling apart that he referred to and one of the books is missing. He said he has contacted History Colorado in Denver which used to be the Colorado Historical Society to take the records. He said he is getting ready to move them to History Colorado because otherwise they will get in worse shape and he doesn't want them ruined. Some or all of these records are available digitally in the history room so they are available to the public. He said the records will be on permanent loan to History Colorado where they were on temporary loan here. Upon inquiry he clarified that they are large, heavy ledgers that used to be accessible to patrons but are now moved way in the back of the room because the original bookshelves that held them were replaced with smaller ones. Mayor Pro-Tem Shew asked if the library has a record that the books belong to him, to avoid conflict. Mr. Fletcher answered that Mr. Gagliardi gave him the authority. Acting City Manager Gagliardi said he thought the books had been moved a year ago. Councilmember Mattie verified that the ledgers were the personal property of Jamie Sue Gagliardi. Acting City Manager Gagliardi said that they were from the Sipe Mortuary which was Jamie Sue's relatives and her family property. She loaned them to the library. He said he had no interest in retaining them, however Mr. Fletcher does. Councilmember Bolton verified that they are available digitally. Mr. Fletcher said they are on the computer in the history room. Upon inquiry from Councilmember Mattie, Mr. Fletcher said people visiting the library will have access to the records digitally. Councilmember Baca Gonzalez recalled Mr. Fletcher having helped her locate records in the past. She asked Mr. Fletcher if he had any objection to the City retaining one or more electronic versions of those records. Mr. Fletcher said he did not. Councilmember Baca Gonzalez said so there are no claims of violation of a property or royalty interest, the City should prepare a release permitting use of the copies in electronic format by the City. Mr. Fletcher said there is no copyright to those records. Acting City Manager Gagliardi reiterated that the records belonged to Jamie Sue Gagliardi and they were lent to the library. He said if she were alive she would have taken them home and given them to Ken Fletcher. The Gagliardi family gave them to Mr. Fletcher after her passing. Councilmember Baca Gonzalez explained her interest is protecting the interest of the City and patrons going to the library. She suggested the City through City Attorney Beatty could look into getting documentation verifying that it is permissible for the library to have electronic copies of the records. She added that these records are too important to allow to chance. Mr. Fletcher said he's saying they can use the electronic records now and urged that this be made simple. Councilmember Baca Gonzalez said she's represented political subdivisions and has seen friendly agreements go south. She asked him to authorize the use of the records by the City in writing and Mr. Fletcher agreed.

Blue Ribbon Board. Sophie Leone addressed Council. Ms. Leone said she was reading the paper and got upset. She explained that she wanted to make something clear – their objective was to be a suggestive authority. That's all it was. She said people on the board worked hard and some of them very hard. Richard Compton and Jesse Manzanares set out the objectives and the board followed them. They worked for the benefit of all citizens. Council wanted community input and they got it. There were fabulous ideas, she said and suggested they look at the minutes of the meetings. The consensus was made to fix the many assets we currently have rather than to build new ones. Any City Manager should know what our town perceives important to the citizens. The City Manager is not an elected office and no City Manager should have more

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control than City Council, micromanaged or not, he should know what the citizens want. Ms. Leone told Council that the Blue Ribbon Advisory Committee was the City's roundtable and they never even realized it. Everyone worked together and all of the issues going on didn't matter. Everyone worked together for one goal. It was its own roundtable with its own magic. She continued that Council has said they wanted to put the City back together, but now are talking about getting rid of the committee. There was never any animosity and most of the members didn't even vote for their own ideas they brought to the table. There was a good variety of people from all walks on the board and she said she never felt uncomfortable or unwanted at any of the meetings and didn't believe anyone else did either. However, Ms. Leone said the biggest insult came about two weeks before they were done when they were brought the idea of widening Topeka Street. That idea wasn't going to help any other citizens except those people on Topeka Street. She opined that to be micromanaging. She said they can abolish this committee and it wouldn't bother any of them, adding that she's worked on many, but said she never had been on one more productive. They worked well and if they disagreed they did so kindly. She urged Council to not get rid of their advisory board as it offers great input. She concluded that City Council needs to stay in touch with citizens and this is a good way to do it. Everyone is welcome to come to Council and offer suggestions; however this was a new way to get different ideas from different people.

North Lake Project. Charlie Gagliardi addressed Council. He explained that following the August 7th meeting he was a little worried and made some phone calls hastily to a couple of Council Members that he apologized for. He thanked Council for working together so hard and getting the North Lake Project going. He also thanked City Attorney Beatty and Acting City Manager Gagliardi for their hard work. He reiterated that he was worried and thought it would take another year to get the dam fixed.

REPORT BY CITY MANAGER. CML District 7/14 Meeting. Acting City Manager Gagliardi pointed to an invitation contained in Council's information packet for the CML District Meeting. He said an RSVP by September 4th is in order and noted that it is being held in Trinidad at the Clubhouse Grille.

June, 2012, Sales Tax. Acting City Manager Gagliardi reported that the June sales tax report reflected an increase as compared to June, 2011, of 6.2%, which equates to about \$27,000. Comparatively through the same time in 2011, the City has yielded a 4% increase equating to about \$93,000.

Public Works Director Interviews. Acting City Manager Gagliardi told Council that staff members are finalizing the Public Works Director interviews. They have one more tomorrow. That final interview is with an applicant they conducted a phone interview with earlier who will be traveling to Trinidad on Friday.

Finance Director Position. Acting City Manager Gagliardi said the posting for the Finance Director's position was initiated a couple of days ago.

Opera House. Acting City Manager Gagliardi told Council that he was asked to look into the Opera House. He said he learned that there was no performance bond secured for the work as it was not required because the project was under \$30,000. The work is about 98% complete. The contractor sent the City a bill for the work that was completed, however no payment has been made, nor will it be until they finish the job. He continued that the fire escape on the west side of the building has to be removed which should only take about one to two hours. Also the mesh (wire fencing) was started on the corner of the building, but the plans call for about 30 feet over where the pawn shop was located and wraps around the corner of the building and up the alleyway 30 to 40 feet. Upon inquiry, he clarified that the plans don't call for the fire escape to come down completely, rather to be cut off half way. However, he said he would make sure it all comes down instead. The doorway will have to be paneled over to prevent people from access to the building. Acting City Manager Gagliardi said the bill was received one week ago and at that point he halted payment and called the contractor's headquarters and asked to speak with one of the principals, who wasn't there. He then tried calling the person (foreman) who did the job a couple of times and didn't get to talk to him until today. The foreman who oversaw the work didn't know he wasn't finished. When he was asked about the plans he said he didn't have a set. The owner of the company is out of the country until this Friday. Acting City Manager Gagliardi said the foreman said he'd talk to the owner (Murphy) and see to it that the job is completed. What is left to do will probably take one day at the most. Mayor Pro-Tem Shew asked if the City has had any contact with the owner of the building and if there are any new developments with him. City Attorney Beatty said the owner of the building has a contract with the public adjuster to dispute the insurance settlement for the property. It is the intent of the owner to fight the battle and use the proceeds to establish a new ownership entity to rehabilitate the building. As explained to the City, a new Limited Liability Company would be formed and the current owner would be a member of the LLC along with other individuals. Councilmember Bonato said he didn't understand how the contractor could pull out of town without the building inspector seeing if the job was done. He questioned how it happened. City Attorney Beatty explained that the City hasn't accepted the completion of the project and it's really not a problem yet. There is continued dialogue with the contractor. Acting City Manager Gagliardi added that the building inspector has been inspecting the work. Councilmember Bonato said he couldn't see how all of this is possible. The contractor said he was done and we shouldn't be in this position and with the owner out of the country. Acting City Manager Gagliardi reiterated that the contractor hasn't been paid and noted that we could keep money and have the work finished by a local contractor. He opined that since it has been called to the attention of the foreman he'll straighten it out. Councilmember Baca Gonzalez asked if the City has given the contractor a firm deadline to finish the project. Acting City Manager Gagliardi said he told them today a deadline and will follow it up in writing to the contractor tomorrow. They are past the due date already. He said he told them they have until Monday to get here and start on the remaining work. The owner is supposed to be back on Tuesday. Councilmember Baca Gonzalez asked if the mesh covering is intended to provide protection to pedestrians. Acting City Manager Gagliardi answered that will not supply any protection to people in the alley, but the alley is blocked off. If the block work falls it will fall on the walkway roof. Councilmember Baca Gonzalez asked then what the purpose of the mesh is. Acting City Manager Gagliardi said it is to catch debris. Councilmember Baca Gonzalez surmised that the covered walkway is to protect pedestrians and the mesh is to prevent the debris from falling. Acting City Manager Gagliardi concluded that he hopes to see the contractor here on Monday.

REPORT BY CITY ATTORNEY. ARPA Litigation. City Attorney Beatty reminded Council that ARPA had previously filed a motion to change venue to Prowers County that was denied some months ago. Recently they filed a motion to change the place of trial within the Third Judicial District from Trinidad to Walsenburg. He advised that this

afternoon the Las Animas County District Court Judge ruled on that motion and denied it. Therefore the trial will occur in Trinidad, however the date has not yet been set.

Bond requirements. Councilmember Baca Gonzalez recalled a comment made this evening that a performance bond is not required if the work is valued under \$30,000. She asked if that is set out in the Charter. City Attorney Beatty answered that the City's procurement policy sets forth those parameters. Councilmember Baca Gonzalez commented that it may be something the City wants to look at to have another layer of protection.

ARPA. Mayor Pro-Tem Shew asked if the motion was filed in respect to the all claims. City Attorney Beatty answered that the claims are separate.

COMMITTEE REPORTS. Recognition of Capital Improvement Projects Advisory Board members. Mayor Pro-Tem Franklin Shew thanked the members of the board for their effort and ideas. He announced the names of the members from Certificates of Appreciation to be presented to them – Deborah Bernhardt, Mary Cress, Luis Lopez II, Pat Patrick, Duane Roy, Carlos Chacon, Jennie Garduno, Jesse Manzanares, Darrel Lee Phelan, Charlene Tortorice, Richard Compton, Sophie Leone, Anthony Mattie, Phil Rico, and Peggy Westmoreland. He extended appreciation on behalf of the City Council for the fine projects they brought forth. He said he felt Council would look to a more permanent advisory board to garner public input in the future.

UNFINISHED BUSINESS. Resolution establishing procedures for public petitions and communications at all public meetings of the City Council. City Attorney Beatty pointed to the red-line version and clean version of the resolution within the Council's packet which incorporated comments discussed at the last work session. He said revisions or additions could be made at this time. Councilmember Baca Gonzalez complimented the summarization of their suggestions. She suggested however that #3 of the list that reads "Citizens shall be limited to three minutes each, unless otherwise authorized by the Mayor or presiding Chairperson in advance of the designated time period for Petitions" be amended. In studying the Charter she didn't think there was any designated period prior to petitions. She suggested the section be changed to read "Citizens shall be limited to three minutes each, unless otherwise authorized by the Mayor or presiding Chairperson". Councilmember Bonato verified that this resolution would not be contrary to Roberts Rules of Order. City Attorney Beatty added that this will just set forth additional rules for City Council. Councilmember Bolton moved to approve the resolution as amended (striking the language in section #3 as recommended by Councilmember Baca Gonzalez). The motion was seconded by Councilmember Baca Gonzalez, and carried unanimously upon roll call vote.

RESOLUTION NO. 1394

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO,
ESTABLISHING PROCEDURES FOR PUBLIC PETITIONS AND COMMUNICATIONS
AT ALL PUBLIC MEETINGS OF THE CITY COUNCIL

MISCELLANEOUS BUSINESS. Special Event Permit request (malt, vinous and spirituous) by Trinidad Round-Up Association at 206 N. Animas Street for September 1, 2012 (Labor Day Queen's Dance). Councilmember Baca Gonzalez moved for approval of the Special Event Permit as presented. The motion was seconded by Councilmember Bonato and carried by a unanimous roll call vote.

Hotel and restaurant liquor license renewal request by Image Hospitality, LLC d/b/a Quality Inn at 3125 Toupal Drive. A motion to approve the license renewal was made by Councilmember Velasquez and the motion was seconded by Councilmember Baca Gonzalez. The motion carried by a unanimous roll call vote.

Authorization to proceed with Priority #1 of the Way-finding Signage Plan through FY 2012 Capital Improvement Funds in the amount of \$95,500. Mayor Pro-Tem Shew stated that this is the first step of three the City wants to take. He added that it is important to the City, not only to the Blue Ribbon Committee and Tourism, but also the Welcome Center. The signs would direct people to different areas of the City. Councilmember Bolton made a motion to authorize Priority #1 of the Way-finding Signage Plan to proceed with the funding as requested in the amount of \$95,500. Councilmember Baca Gonzalez seconded the motion, which carried unanimously upon roll call vote.

Resolution supporting application to the Great Outdoors Colorado Local Parks and Outdoor Recreation land Acquisition Grant Program to obtain funding to acquire approximately 28 acres of land in and adjacent to the Boulevard Addition for the purpose of establishing the City's first nature park along the Purgatoire River. A motion to adopt the resolution was made by Councilmember Bolton and Councilmember Baca Gonzalez seconded the motion. Roll call was taken, and the motion carried unanimously.

RESOLUTION NO. 1395

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO,
SUPPORTING APPLICATION TO THE GREAT OUTDOORS COLORADO LOCAL PARKS AND
OUTDOOR RECREATION LAND ACQUISITION GRANT PROGRAM TO OBTAIN FUNDING
TO ACQUIRE APPROXIMATELY 28 ACRES OF LAND IN AND ADJACENT TO THE
BOULEVARD ADDITION FOR THE PURPOSE OF ESTABLISHING THE CITY'S FIRST
NATURE PARK ALONG THE PURGATOIRE RIVER

Resolution supporting the development of a Downtown and Strategic Plan for the Corazon de Trinidad Creative District and dedicating funding for the purpose of retaining professional services for the development of said assessment and plan. Mayor Pro-Tem Shew reminded that some of the money was to be donated by the Tourism Board, some will come from the State and the City would fund the balance. Councilmember Bonato called on Planning Director Louis Fineberg to advise the people about it. Planning Director Fineberg addressed Council. He explained that this project came about partly

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as a result of the City's initiative to establish the City as a Creative District. As part of becoming an Emerging Creative District the City received a small amount of funding, \$2,000 from Colorado Creative Industries (CCI) and approximately \$1,800 in technical assistance to help the City in its planning effort to advance the Creative District. The City is in the process of retaining Downtown Colorado, Inc., to perform a downtown assessment to give the City advice on how to advance development in the district. The total amount of that package is approximately \$13,000. He further explained that the cost breakdown will be \$2,000 from CCI; \$1,800 in technical assistance; Downtown Colorado, Inc. has a block grant from the State to provide an additional \$3,500 toward this effort; \$3,000 is being considered by the Tourism Board, leaving approximately \$3,000 for the City to fund. The result will be a downtown assessment and strategic plan. The City's intent is to then use the plan to reapply to CCI in January to become a Prospective Creative District which would come with an award of \$8,000 and 120 hours of technical assistance. Councilmember Baca Gonzalez made a motion to approve the resolution as presented and the motion was seconded by Councilmember Bonato. The motion carried unanimously upon roll call vote.

RESOLUTION NO. 1396

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO,
SUPPORTING THE DEVELOPMENT OF A DOWNTOWN AND STRATEGIC PLAN FOR THE
CORAZON DE TRINIDAD CREATIVE DISTRICT AND DEDICATING FUNDING FOR THE
PURPOSE OF RETAINING PROFESSIONAL SERVICES FOR THE DEVELOPMENT OF SAID
ASSESSMENT AND PLAN

Resolution amending the fee schedule for fees in lieu of park land dedication. A motion to approve the resolution amending the fee schedule was made by Councilmember Bolton. Councilmember Baca Gonzalez seconded the motion. Upon roll call vote, the motion carried with all Council Members voting aye.

RESOLUTION NO. 1397

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO,
AMENDING THE FEE SCHEDULE FOR FEES IN LIEU OF PARK LAND DEDICATION

Consideration of contract between the Colorado Historical Society and the City of Trinidad for Project #2013-M1-032 Construction Documents of Hughes Lumber Company-Trinidad Lumber-O.L. Davis Lumber. Councilmember Baca Gonzalez made a motion for approval of the contract between the Colorado Historical Society and the City for the project as presented and the motion was seconded by Councilmember Bolton. Roll call was taken on the motion, which carried unanimously.

Consideration of rescheduling the Regular Meeting date from September 18, 2012 to September 19, 2012. Mayor Pro-Tem Shew advised that the request is because of the Special Election on September 18th. Councilmember Bolton moved to reschedule the Regular Meeting of September 18th to September 19th, 2012. The motion was seconded by Councilmember Baca Gonzalez and carried by a unanimous roll call vote.

Resolution acknowledging the contributions of the temporary advisory board established to advise the City Council regarding the expenditure of revenues from the one percent (1%) sales tax dedicated for Capital Improvement Projects of the City; and abolishing said advisory board to relieve its members from any further duties or obligations to the City Council. Mayor Pro-Tem Shew said he wanted everyone to understand that the board was going to be disbanded at the end of the year. Councilmember Bonato commented that the committee had great individuals on it and they did an excellent job. He said he realizes it was supposed to be in place for a year, but felt it would be a big mistake to abolish this committee. It will hurt because we want to reunite the City and the people on this committee worked together as one and that it would be a starting point for the City to come together. If the committee is abolished right now he thought it would be a slap in the face to the members. Also, he thought it would hurt the City in filling vacancies on the other boards, adding that we've had a hard time for years filling them. Currently there are four vacancies on the Parks & Recreation Advisory Committee and two on the Arts and Culture Advisory Commission. With all the turmoil he felt this to be a first step in uniting this community. If Council disbands it he said he felt we would be taking a step in the wrong direction. It is Council's job to consider what people want. These people worked hard. They hit the streets and did everything possible to talk to people. Council was only presented with six ideas in the end, but he said he'd like to see all of the other ideas they had as well. Although it was adopted as a temporary committee, it was for one year and he said he didn't want to see it disbanded. He reiterated that they all did a great job and that it would take unity out of our town and will be a step backwards. Councilmember Bolton disagreed. She said Council wants community input from all of our community. These people did a spectacular job and she thanked the members. She continued that contrary to common belief, there's no animosity, at least not on her part. She said her line of thought is to allow these people to know that they did a great job, Council appreciates what they've done for them, but release them so hopefully they can join other boards and not be afraid of being pulled back in to a committee that has served its purpose and served it well. Councilmember Bonato said there were people serving on this board, and there was a lot of disagreement on different sides, but this group proved that we can work together regardless of the side they were on. That's a starting point we need right now. There are things coming up, an election coming up, and it is a starting point. He reiterated that he thought it important to keep this group in place. Councilmember Mattie told Councilmember Bonato that his points were well made and taken. He said as a member of that committee he agreed with the impassioned presentation of Ms. Leone in that there was a unified work effort whereby collectively they all brought forth a number of ideas and they were able to work through them. There was no animosity. They each had different suggestions, they made their case and narrowed down the suggestions to a more manageable list and voted then on the priorities to put forth as suggestions to Council. He continued that as he understood it was an ad hoc committee instituted by the previous mayor for the sole purpose of dealing with this particular issue during this particular fiscal year. The committee has completed that job. He agreed with Councilmember Bonato that it is necessary and important to have continued citizen participation, particularly in the expenditure of funds for the benefit of the City. However, he said where he disagrees and where he supports the termination of this committee is that those members who were appointed were chosen by the sitting Council

Members, with each Council Member picking two people and the Mayor picking three people. He added that he felt fortunate to have caught the eye of Councilmember Baca Gonzalez to think he was worthy to sit on that committee and represent the interest of the local community. He opined that the committee having been composed in that manner eliminated a lot of other people who had equally good or better ideas. He clarified that he is not suggesting that they do away with the concept of citizen participation; rather he is suggesting that instead of continuing with an appointed committee, they start a new committee where people can write a letter indicating why they want to be on the board and what they can bring to it and then Council can pick a working committee from the number of people who have applied. That would open it up to all of the citizenry to participate in government, rather than the people chosen by each member of Council totaling 15. This other way, Council may see 40 to 50 applications. It engages a more broad and vast number of applicants who have equally good ideas to serve the same benefit and same purpose as did this present committee. Councilmember Bonato agreed but argued that they can't even get six to fill a board. Councilmember Mattie said in that instance they can each call the people who they think should sit on this committee and ask them to apply. He reiterated that by each of the Council Members picking two people it eliminated a lot of other people who might have been interested. Councilmember Bonato said before this committee was formed fewer people came to the Council meetings. Now there are a number of them to hear about the committee. Councilmember Mattie pointed out that they were invited tonight to be recognized. Councilmember Bonato reiterated his position that it is a slap in the face to those committee members and is wrong. Councilmember Mattie said he didn't regard it as a member of that committee as a slap in the face, rather as a thank you from the City for his efforts and his work and appreciation and another opportunity to broaden our horizons and engage more people. Councilmember Velasquez commented that she understands wanting to open it up to more people, but it is hard to go back to these committee members and asked if they'd like to put in a letter of intent to be on a committee. She said she sees a number of them present who are looking at Council like 'why are you going to take me off of this committee?' Councilmember Mattie said they are doing well to recognize those who have served. However, in his mind there are a lot of people who want to serve who are not included tonight. Council is doing that group of people a disservice by limiting participation to the 15 members. Councilmember Velasquez added that it bothers her because the City has a hard time filling boards and we will turn around and eliminate this board hoping that maybe they will jump onto another one. Councilmember Mattie suggested that maybe the reason they are having a hard time filling boards is because people may be thinking Council will just pick who they want and it wouldn't help them to even apply. Whereas if they open it up people will know they have an equal chance in participating in City government rather than limiting it to hand-picked individuals. Councilmember Bonato said he sat on Council many years and saw what the boards consist of. The City had a Parks & Recreation board that was terrific, just like this committee. Pretty soon it started withering down. The City would advertise and only get one letter when we needed four or five. He said he's not limiting the group - everybody is welcome - but we can't fill boards. Councilmember Mattie asked how it is not being limited if they preclude the opportunity for others to apply by continuing with the group that already exists. Councilmember Bonato said he's saying for the year. Phil Rico, one of the committee members, addressed Council. He said there's a simple solution. His understanding was that this was a trial thing. He said he felt the panel made some very good decisions. But, if Council really wants to do something for the community, when the amount of money available is determined, get a panel together for 90 days and repeat the process annually. People who sit month after month on boards get tired. That's why they don't want to participate. Make it short and sweet and Council might have better access and get good decisions. Councilmember Baca Gonzalez opined that it is very important that Council focuses on the key point - this committee completed its job. The Charter places the responsibility for preparing the budget, including capital improvement projects on the City Manager's shoulders. Council should allow the City Manager and his/her staff to prepare a list of projects and then allow him to offer a recommendation to Council on how else to obtain community input. That's the City Manager's job. We need to get away from Council's regular bad habit of micromanaging the City Manager as has been occurring for years. She suggested they follow the Charter that provides a very good mechanism for public input via public hearings. She added that maybe when the new City Manager comes on board that person will have an idea on involving the community and other methods to gather citizen input. She said she's confident that anyone who steps into the role of City Manager and every member of City Council wants community input. Where there may be disagreement is in the method. She reiterated that they should allow the City Manager to provide the leadership and direction on how they can get more diverse community input. Councilmember Baca Gonzalez made a motion to approve the resolution as presented. Councilmember Bolton seconded the motion, which carried by majority with the following votes being cast:

Aye - Baca Gonzales, Bolton, Mattie, Shew
Nay - Bonato, Velasquez

Mayor Pro-Tem Shew commented that he didn't like the word abolish. It should be reorganization. Council doesn't want to destroy any avenues or cut off communication. He commended the members of the board and said Council needs input from citizens. People have the option to come to any Council Member with an idea to bring back to Council. That's what Council wants and it's important to make City Council work. He thanked the members again and asked them to come back.

RESOLUTION NO. 1398

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF TRINIDAD, COLORADO, ACKNOWLEDGING THE CONTRIBUTIONS OF THE TEMPORARY ADVISORY BOARD ESTABLISHED TO ADVISE THE CITY COUNCIL REGARDING THE EXPENDITURE OF REVENUES FROM THE ONE PERCENT (1%) SALES TAX DEDICATED FOR CAPITAL IMPROVEMENT PROJECTS OF THE CITY; AND ABOLISHING SAID ADVISORY BOARD TO RELIEVE ITS MEMBERS FROM ANY FURTHER DUTIES OR OBLIGATIONS TO THE CITY COUNCIL.

BILLS. A motion to approve the bills as presented was made by Councilmember Velasquez. The motion was seconded by Councilmember Baca Gonzalez. Roll call was taken on the motion to approve the bills and it carried unanimously.

PAYROLL, August 4, 2012 through August 17, 2012. A motion to approve the payroll was made by Councilmember Bolton and seconded by Councilmember Baca Gonzalez. The motion carried unanimously.

Parks Superintendent. Terry Sears complimented the Parks Superintendent. He explained that he spotted an issue at

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Central Park while he was participating in the cancer fundraising event. He said he called the Superintendent who took care of the issue within hours.

West Nile. Terry Sears suggested City Council ask the City Manager to have staff scrupulously look for standing water due to West Nile disease being found all around. Staff needs to do good inspections to mitigate the potential problem.

ADJOURNMENT. There being no further business to come before Council, a motion to adjourn the regular meeting was made by Councilmember Mattie and seconded by Councilmember Bolton. The meeting was adjourned by unanimous voice vote of Council.

ATTEST:

FRANKLIN SHEW, Mayor Pro-Tem

AUDRA GARRETT, City Clerk