

COUNCIL MINUTES

January 21, 2010

The Monte Vista City Council met in recessed session of their regular monthly meeting on Thursday, January 21, 2010 at 7:00 P.M. in the Council Room, 4 Chico Camino, Monte Vista, Colorado.

Call to Order

Mayor Medina called the meeting to order.

Pledge of Allegiance

Mayor Medina led in the Pledge of Allegiance.

Roll Call

Members present were Councilor Lynn Sandusky, Councilor Rose Wilson and Mayor Jose "Art" Medina. Record to indicate a quorum was present.

Others present were City Manager Don Van Wormer, Acting Chief Rick Needham, Community Development Director Alisha Reis, Finance Director Debbie Phillips, Public Works Director Randy Martinez, City Attorney Eugene Farish, Deputy City Clerk Rhonda Valdez, Member of the Press and guests.

Approval of Consent Agenda

Councilor Wilson made a motion and Councilor Sandusky seconded, to approve the Consent Agenda as submitted. Consent Agenda consisted of approval of the January 7, 2010 Council Minutes, and approval of Expenditures. Motion carried unanimously.

Proclamations, Communications and Appointments

Councilor Wilson made a motion and Councilor Sandusky seconded, to appoint Daniel Powell PC and Amanda Pearson PC as substitute Judges. Motion carried unanimously.

Councilor Debbie Garcia arrived.

Citizen Comments/Special Presentations

Bob Bryning – I am here on behalf of the Monte Vista Community Fund. The funds that the Rally in the Valley generated the first three years went to the Boys and Girls Club, now we have the Monte Vista Kids Connection. The funds that we have raised are in a restricted fund, and they are in with the City's money. We are going to business's around town, trying to raise money and they have asked us for financial statements. This year, we are raising money for a skateboard park plus the Monte Vista Kids Connection that's ongoing. If we can have those funds on paper moved over to the Monte Vista Community Fund, that would put us in a better position when we approach

businesses with our fund raising. If you could show your support now, that would really help us out. Don – The way this would work would be a purchase order would be filled out and we would write a check for your approval at the next meeting. Those funds are under a restricted category to only be used for the purpose of capital construction or capital projects.

Councilor Wilson made a motion and Councilor Sandusky seconded, to approve the separation of funds to the Monte Vista Community Fund and the funds are only to be used within the restricted category of capital projects. Councilor Garcia abstained, remaining Council Members voted in favor. Motion carried.

Mayor Medina thanked Don Van Wormer for his 5 years of service and Leonard Trujillo for his 15 years of service to the City of Monte Vista and both were awarded with a certificate. Employees not present but acknowledged for years of service to the City of Monte Vista and certificates were issued included Antonio Felix for 5 years, Andrew Valenzuela for 10 years, and Joe Kurys for 30 years.

Licenses/Liquor Renewals

Councilor Garcia made a motion and Councilor Wilson seconded, to approve the renewal of the Hotel and Restaurant Liquor License for the Mountain View Restaurant. Motion carried unanimously.

Resolutions

Councilor Wilson made a motion and Councilor Sandusky seconded, to approve Resolution 1-2010 A Resolution amending Resolution #9-2009 amending #14-2003 (water rates and fees), #8-2003 (wastewater and water user fees), #9-2001 (storm drain maintenance fees), #23-98 (pest control), and imposing a street lighting fee. Motion carried unanimously.

Mayor Medina - I want people to understand that if they are using 5,000 gallons of water, it's an increase of \$7.10 per month.

Councilor Garcia made a motion and Councilor Wilson seconded, to approve Resolution 2-2010 A Resolution rescinding Resolution #13-2003 vesting the City Council with temporary authority to assume all of the City Manager's supervisory duties since the then-existing City Manager had been placed on administrative leave. Motion carried unanimously.

Staff Reports

Don – Monday morning 7:00 A.M. meeting with the County Commissioners at the Movie Manor. Monday SLV Board of County Commissioners at 9:00 A.M. and at 11:30 they will be talking about Proposition 101 and Amendment 61. Cathy Garcia from Action 22 wants to set up a luncheon with Governor Bill Ritter; the purposed date is between May 1st – May 21st I have staffed this out; we do not want to let this opportunity to host this

pass us by. The City has been a recipient of a \$2,500.00 grant through the El Pomar Foundation for the Monte Vista Kids Club thanks to Don Schall; he had been a member of the El Pomar Foundation for years. The awards banquet is February 3 from 5 P.M. to 7:30 P.M. Attendees will be Don, Jay, Nick, and Mayor Medina. Legislative day at the Capital, Action 22 will host, the cost is \$45 which includes lunch; February 3 is the deadline to register. Next Tuesday night is the meeting in reference to the chlorination with representatives from the State, staff, engineering support staff and Council. We had scheduled the meeting at 6:00 PM, unfortunately, the State will not be here until 6:30 PM that gives us 15 – 20 minutes tops for them to discuss anything with City Council followed by the public meeting at 7:00 P.M. I met with the sellers of water rights today, if I may, I would like Councils' permission to amend the executive session format to allow the language to discuss contract negotiations. Tomorrow, at the Inn of the Rio Grande, the San Luis Valley Ground Water Committee will be meeting, our water attorney will be there not only representing us but other people. Don handed out draft copies of water acquisition feasibility study.

Eugene – Water will be one of our major topics. We will have a webinar at my office with all of the latest information on medical marijuana on February 17 at 8:30 for 2 or 3 hours. I would like Rick to join me on one program; he would be a good resource, that is coming up in March. We have an IGA with the county in reference to health care; we need to get that signed.

Don – Keith and Jennifer from the Journal have approached me. They would like the City to become a sponsor that will provide us with advertisement; it will be in the Courier and the Journal but the Journal would focus more on the City of Monte Vista. If we participate, the cost would be \$1,200.00 and the funds would be charged to the Main Street Program.

Councilor Wilson made a motion and Councilor Garcia seconded, to become a sponsor and participate with the Journal. Motion carried unanimously.

Rick – I have a meeting next week with the Neighborhood Watch program. What would you like for me to report on? Don – Would Council like a monthly crime report? Councilor Wilson – That would be terrific.

Randy – Clearview, the main storm drain line, has been installed and finished. We are going to replace the sewer line on San Juan in the next few weeks, depending on the frost. At Clearview, new catch basins (will be installed) and tie it into the existing storm drain, springtime- demo the old sidewalk, curb and gutter and get prepped for paving this spring.

Alisha – Grandstands update - the interior repairs on that wall that connected the grandstands to the multi-purpose room will be completed January 29th, next Friday. It's excellent work. We are working with James Pacheco and his crew, and they have done a great job. We have to continue with the outdoor repairs that will start in April, when it's 40 degrees consistently. Mid-to late February, they will start looking at constructing

some of the support structures, weather permitting. Councilor Wilson – What about our kitchen facility? Alisha – The kitchen equipment was officially put out for sale. There is a plan for a prep area but we will not be having a full scale commercial kitchen.

Don – I want to go on the record to say that City Council may have to take action after the executive session.

Councilor Garcia – I would like to ask City Council if the Rally in the Valley Committee can use Fullenwinder Park June 18th and 19th for camping, no fires, and activities for the kids that take place, bike safety; the National Guard will have the climbing wall, as we have done in the past. Consensus of the Council is to approve the use of the park for the Rally in the Valley.

Mayor Medina – How many letters of interest do we have for the position on council?
Don – we have received about 4 or 5, possibly more. Mayor Medina – And 1%? Rhonda – I have one letter of interest.

Executive Session

Councilor Wilson made a motion and Councilor Garcia seconded, to go into 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) and for the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S., Section 24-6-402(4)(e); to discuss the purchase, acquisition, lease, transfer, or sale of real, personal, or other property interest under C.R.S. Section 24-6-402(4)(a); For the discussion of a personnel matter under C.R.S. Section 24-6-402(2)(f) and not involving: any specific employees who have requested discussion of the matter in open session; any member of his body or any elected official; the appointment of any person to fill an office of this body or of an elected official; or personnel policies that do not require the discussion of matters personal to particular employees. Motion carried unanimously.

Upon adjournment from Executive Session.

Councilor Wilson made a motion and Councilor Garcia seconded, to appoint Rhonda Valdez as City Clerk. Motion carried unanimously.

Recess/Adjournment of Meeting

Meeting adjourned.

Jose "Art" Medina, Mayor

City Clerk

