

The regular meeting of the City Council of the City of Trinidad, Colorado, was held on Tuesday, July 2, 2013 at 7:00 p.m. in City Council Chambers at City Hall.

There were present:	Mayor	Baca Gonzalez, presiding
	Councilmembers	Bolton, Bonato, Mattie, Miles, Shew, Velasquez
Also present:	City Manager	Acre
	City Attorney	Downs
	City Clerk	Garrett

The pledge of allegiance was recited.

Mayor Baca Gonzalez told Council she would be asking them to consider moving the executive session out of order after preliminary items on the agenda are addressed.

At the request of Councilmember Mattie a few moments of silence was taken to recognize and honor the 19 firefighters who lost their lives in Arizona recently.

APPROVAL OF THE MINUTES. Regular Meeting of June 18, 2013 and Special Meeting of June 25, 2013. A motion to approve the minutes as presented was made by Councilmember Mattie and seconded by Councilmember Bolton. The motion carried with all Council members voting aye except Councilmember Velasquez who abstained from the vote and Mayor Baca Gonzalez who voted aye on the June 18th minutes and who abstained from the vote on the June 25th minutes due to her absence from that meeting.

PETITIONS OR COMMUNICATIONS, ORAL OR WRITTEN. 2012 Audit report by Dixon, Waller & Associates. Mike Dixon addressed Council to present their opinion of the City's financial statement for the year ended December 31, 2012. He said their opinion can be found in the audit on pages one and two and their opinion has stayed the same as it has in the past which is that the City's financial statements presents fairly the results of operation and the financial position of the City as of December 31, 2012. He told Council that the opinion has a new look. The clarified audit standards were passed a few years ago and became effective. Council is getting the same report and opinion as they have in the past, he said, but they are attempting to present it more clearly. The opinion says what they, as the City's auditors, have done and what management's responsibilities were in preparing, creating and overseeing the financial statements. It talks about the auditor's responsibility for purposes of auditing the City, for considering internal control and the level at which they do those things. It expresses their opinion on those financial statements and talks about other things that are needed in the audit, such as required supplementary information, like pension trend fund data and management's discussion and analysis which is drafted by the City's financial management. Mr. Dixon said the management's discussion and analysis is the narrative at the front of the financial statements that condenses the financial information and gives a narrative of the financial activity for the year. There are also individual financial statements that give budgets-to-actual for every fund and other individual information. He pointed to new headings for some of the paragraphs, and said they've expanded the opinion, but it is the same opinion that the City's financial statements are fairly presented from a results-of-operation and a financial position standpoint. Mr. Dixon continued that there were some new accounting standards that also had to be implemented. Things that were called assets previously were considered to be no longer viable financial items for financial statement purposes. The City of Trinidad had one. The standard change said disallowed taking bond issue cost when you do debt, bonded debt or a loan with the Colorado Water and Power Authority, where the City pays underwriters, attorneys, and people like that. There were issue costs that accrued. He provided an example that under the previous standards if the City did a loan and paid issue costs to underwriters of \$20,000 for a 20-year loan, we would have capitalized that and put it on the balance sheet. It would not have been written off in the year the City spent the money. Then it would have been taken off at \$1,000 per year for the 20 years the City is paying it. Issue costs on the financial statements couldn't be spent, the City couldn't get anything for it, it didn't affect the result of operations of those future years. In the City's sewer fund there was about \$20,000 in issue costs that had to be removed from the beginning net position of that fund to adhere to the new standards. Mr. Dixon told Council that the quality of the City's financial statements is such that there didn't have to be any audit adjustments proposed. The only changes that had to be made were for the new standard that was implemented. He said that bodes well for Council. It means they are looking at good financial information on a regular basis to enable them to make appropriate decisions and not be guessing as to what the City's financial position is. Mr. Dixon asked Council to take a look at page 7 of their audit reports. He said that it shows the operations of all of the governmental fund types of the City of Trinidad. It shows the major funds individually and the aggregate of the smaller funds. It shows that within the General Fund the City had \$7.2 million in revenue, of which \$5.4 million was from taxes of all types. It also shows expenditures for governmental purposes such as police, fire, landfill, in the approximate amount of \$8.7 million, or \$1.4 million of excess expenditures for the period. There were transfers in from the utility funds for service adjustments and assessments, and payment in lieu of taxes to the General Fund in the amount of \$1.1 million. Mr. Dixon said you can see for the General Fund operations for the year ended December 31, 2012, the City started with a \$4.9 million fund balance, had excess expenditures of about \$336,000 for an ending fund balance of \$4.6 million. He next called to Council's attention page 5 to illustrate how the fund balance is sorted out. He said it is made up of \$21,000 in inventory, an emergency reserve of at least 3% of annual expenditures required by TABOR of \$356,000, monies dedicated for landfill purposes and parklands and also for the library, resulting in an unassigned fund balance of \$3.9 million in the General Fund, amounts available for operational support in the upcoming periods. Mr. Dixon pointed to the Capital Project Fund which went from \$2.1 million to \$2.065 million. He said the Tourism and Lottery Fund started with a fund balance of \$369,000 and ended at about \$198,000. On page 11, Mr. Dixon pointed to the operations of the four utility funds. Operating revenues were about \$16 million and expenses were about \$14.6 million for a net income of \$1.7 million in the utility funds. He said there were some interest income expenses and operating transfers to the General Fund so the change in net position for the year was about \$960,000. It went from a net position that was restated as previously explained of \$30 million to \$31 million. Mr. Dixon asked Council to look at page 37 which showed the standard that had to be implemented this year. The net assets

were shown entity wide. None of them had to be restated except for the Sewer Fund which had some of those issue costs that had to be removed to adhere to the standard. They were removed from the beginning balances resulting in a restated new net position. The only disclosure item from a statutory standpoint was within the Tourism Fund whereby they exceeded their budgetary authority by about \$43,000. Mr. Dixon said it happens, but it is something the City might hear back from the State Auditor on to say not to do that again. Mr. Dixon invited Council to contact him for questions at any time. He told Council that as required by standards, at the end of their field work they conducted an exit conference with the City Manager and Mayor to cover financial controls and processes. Councilmember Mattie complimented Rose Blatnik for having good financial statements. He noted that she has been trying to retire and the City will soon have a new Finance Director. He asked what Council needs to do to better prepare the new financial officer to adjust to the new accounting standards. Mr. Dixon said the accounting issues aren't significantly different. It is mostly the financial reporting and audit standards and applications which are on the auditor's end that have changed. He suggested that it would be critical that Ms. Blatnik provide some transitional assistance to the new Finance Director. Mayor Baca Gonzalez asked Council to look at the middle of page 17. It says that ordinances require the City to adjust consumers' gas bills for changes between estimated and actual cost of gas purchased. An under-recovery of \$63,946 for purchase natural gas adjustment was recorded at December 31, 2012. She asked how that happened. Mr. Dixon said the City is the rate-setting body for gas rates. The City went to a standard about four years ago, hiring a consultant following a suit against the City. It worked out to where the City is now adhering to a strange but wonderful standard that is allowed for utilities that says 'when we estimate what our gas cost are going to be for the year, we set our rates and we only charge expense to the extent that we are recovering those rates'. He exemplified that gas is going to cost \$3 and the City is going to charge \$3.50. Even if the City starts paying \$4 and \$5 it would only recognize \$3 a unit through that year because that is what the standard says - only recognize the expense in the period you are recognizing the revenues. Because of that, there is a deferral. It was over \$600,000 last year that was under-recovered. In November of each year City Council revisits it to determine what the estimated gas cost will be for the upcoming year and reset the gas rates to cover the current amount plus the underfunded amounts. At the end of each period there will be some amount either under or over recovered due to gas cost fluctuations and because it only gets adjusted annually, it gets carried in the financial statements and then an attempt is made to set the rates to recover that in the future. Mayor Baca Gonzalez said her concern was about the error that occurred with the rates and didn't know if that was linked or not. Councilmember Bonato in looking at page 37, expenditures in excess of amounts budgeted in the Tourism Fund, said it seems like a large sum of money and asked where that money went. Tara Marshall said that she is not on the Board but has attended some of the meetings as the Welcome Center Manager, so while she can't answer those questions, Pat Patrick she was sure could provide him with an ample answer. Councilmember Bonato asked if it was for signage. Ms. Marshall said they have a match set aside for the CDOT grant for signage. However, the bulk of their funding, recalling that the average annually is about \$170,000, is spent on the marketing plan. She recalled that the annual collection was down this year to about \$150,000. Mr. Dixon referred Council to page 46 which depicts the actual budget to actual statement for that fund. The budget was \$197,000 to start with, they expected to receive \$180,000 in tax revenue, and estimated they would spend \$284,000 to end up with \$93,000. They had a beginning fund balance of \$211,000; \$166,000 came in against the estimated \$180,000 expected and \$327,000 was spent in the period compared to the estimated \$284,000 they intended to spend. Therefore, they spent more than what was budgeted because they had money to start with. It comes back to budgetary oversight. Mr. Dixon said he spoke with Rose Blatnik about it and you can't watch everything. If there's an invoice that comes in late in the year it has to be paid, but whoever is charged with doing those things has to be tracking the financial statements, especially as you get into the second half of the period. City Manager Acre added Executive Assistant Anna Ridolfi helps with the Tourism Board and monitoring their budget because there's been a reduction in what has been collected. He said it was attributed to a late incoming bill and said they are paying attention to it. Councilmember Bolton recalled Mr. Patrick having told Council that the Tourism Board was making some major expenditures last year that they had been waiting to make for several years, but couldn't recall the particulars of it. Mr. Dixon said he's sure nothing was done inappropriately, the budget just wasn't revisited.

Rachel Theler, Watershed Coordinator for the Purgatoire Watershed Partnership, addressed Council. She thanked Council for their time to allow her to introduce this partnership to them. She said that it officially got started this past September when the Spanish Peaks Conservation District received a grant from the Bureau of Reclamation to start a watershed partnership to address watershed issues. That enabled them to get their start. Mr. Theler said the Mayor is currently on their board, which is comprised of eleven members. Ms. Theler said she came on as the Watershed Coordinator in the middle of March and since then they have made a lot of strides, including getting a website up at www.purgatoirepartnership.org, shown on the end of the summary sheet provided to Council in their agenda packets. The main goal of the partnership is to create a watershed plan to enable stakeholders to come forward with their concerns, such as soil erosion, water quality, evasive weeds, etc. Those stakeholders in the watershed can become a voting member of the Purgatoire Watershed Partnership for \$10 annually. That money goes toward meeting expenses such as room rentals and refreshments. She pointed out that a person could become a member free of charge, however would not have voting rights. That would enable that person to come forward to the Partnership and make their concerns known. Ms. Theler said they will eventually be hiring a watershed consultant who will draft this watershed plan. He or she will come into the community and with her help will incorporate all of the stakeholder concerns that have been voiced. The plan doesn't have to be only used by the Partnership once done; it will be available to any entity that wishes to use it and doesn't have to be used in its entirety. Ms. Theler said their next meeting will be held on July 11th at 6:30 p.m. at the NRCS office where they will be going over applications for the watershed consultant. They will also be going over grant funding that one of their members brought up that is available to people whose wells have dried up that are not on the City's water. She said their meetings consist not only of business, but they also have presentations from people from all over the state. At their last meeting they had a joint meeting with Trout Unlimited where they talked about abandoned mines and their effect on water quality. She concluded that all of their meetings are open to the public.

Councilmember Bolton moved to take the Executive Session out of order and hold it at this point in the meeting. The motion was seconded by Councilmember Shew. Councilmember Miles asked the reason for moving it. Mayor Baca Gonzalez said it was due to the availability of legal counsel and to be able to transact that business without unnecessary delays to Attorney Newnam. Roll call was taken and the motion carried unanimously.

EXECUTIVE SESSION. For a conference with the City's attorney for the purpose of receiving legal advice on specific legal questions under C.R.S. Section 24-6-402-(4)(b) - Discussion of Syncora Answer and ARPA litigation. A motion to enter into executive session for the stated purpose was made by Councilmember Bonato and seconded by

Councilmember Miles. Upon roll call vote the motion carried unanimously. The executive session ensued at approximately 7:30 p.m.

JULY 2, 2013

I, Les S. Downs, City Attorney for the City of Trinidad, do hereby attest that the executive session held on this 2nd day of July, 2013, was permissible under CRS Section 24-6-402 (4)(b).

As City Attorney, it is my opinion that the discussion of the matter announced in the motion to enter into executive session constituted a privileged attorney-client communication. Therefore, it is my recommendation that no further record be kept of this executive session.

Les S. Downs
City Attorney

Upon conclusion of the executive session at 7:44 p.m., the meeting resumed.

COUNCIL REPORTS. Councilmember Bolton reported that she was pleased to have attended the Women's Network in Walsenburg recently hosted by Senator Mark Udall's Administrative Assistant, Gloria Gutierrez. The attendees exchanged ideas of what was important for the Senator to focus on from a woman's viewpoint. She said a lot of good suggestions were elicited from the group.

Councilmember Shew told Council that at the Tourism Board work session a suggestion was made by board members that on the Art Trek evenings, which are the last Friday of each month from five to seven o'clock through the season, a member of Council volunteer to man the Tourism Board trailer. A number of Council members expressed interest. City Manager Acre told Council that Executive Assistant Anna Ridolfi would facilitate Council members signing up.

Councilmember Mattie said he participated in Art Trek. He also reported on his attendance at the last Southern Colorado Council of Governments meeting held the previous Thursday. They considered foregoing the Early Learning Center Summer Program. They had anticipated 70 students but had only 35, so it is not cost effective for the short time that it runs. He said it will probably be cancelled for the summer and it will resume in August. His understanding was that this program served a different group of kids, not the regular school year kids.

Councilmember Miles reported that she attended the meeting with the state and federal representatives Larry Crowder, Cory Gardner, and Tim Dore this morning, as did Council members Bolton, Bonato and Mayor Baca Gonzalez. She said she and Councilmember Bolton addressed them concerning saving the Amtrak route through Trinidad and they spent a fair amount of time discussing it. She said she thinks they enlisted some support. Representative Gardner has a connection with the Chairman of the BNSF and will meet with him and will raise Trinidad's concerns. Senator Crowder she thought to be a little more skeptical but generally supportive of rail. He's offered to get the City involved with more senior people with the Federal Department of Transportation (DOT). City Manager Acre is going to work on a letter to send to them showing the pros and cons. DOT has been a tough nut to crack and it would be very important as far as funding what we need to keep Amtrak on board. Representative Dore may have an opportunity to get the Governor in the loop this fall. She said there were quite a few things discussed. Additionally Councilmember Miles reported that the Economic Development office held a work session recently and have been meeting at least twice a month. She said she wasn't in attendance at their work session but there is further progress being made on the strategic plan. A board meeting is scheduled for tomorrow. Finally, she reminded Council that they had no attendance at their last Conversations with Council session and asked if they should try scheduling another session. Mayor Baca Gonzalez suggested it was probably due to the number of other meetings that day. Councilmember Miles suggested they schedule one again prior to their regular work session and asked Council to contact her with any conflicts, otherwise she would coordinate with Executive Secretary Anna Ridolfi. Council concurred to conduct the next session at the Pioneer Room at Trinidad State Junior College because of favorable turnout previously.

Councilmember Bonato also reported on the meeting today with state and federal representatives. He said it was very interesting and he felt there are a lot of people getting involved in helping the City. Councilmember Miles commended Councilmember Bonato's comments regarding thinning of the forest. Councilmember Bonato said he wished the US Forest Service would thin the forest, realizing it takes the cooperation of the landowners. He said it would help mitigate some of the fire potential. He said they need to get more involved with the Senators and Congressmen to push the landowners. We need to clean up the forest.

Mayor Baca Gonzalez said with the two major fires that occurred up north we need to look at whether we have the tools in our ordinances to take care of abatement of dead trees. She said her home backs up to a hill that has dead trees. A fire could take out a number of homes in that subdivision. The City needs to look at our perimeters. Councilmember Bonato said he called City Clerk Garrett to inquire about whether our ordinances cover dead trees and said it can be found in the section that requires removal of weeds. City Manager Acre said it falls under code enforcement and he said he would talk to the Police Chief to do a concerted effort. Mayor Baca Gonzalez told Council that she had the privilege to attend the Colorado Municipal League conference. There were wonderful presentations and a number of them had to do with economic development and unique takes on that, including quality of life as a driver for economic development. A lot of people look for relocation opportunities. Quality of life is being given more emphasis.

REPORT BY CITY MANAGER. Finance Director. City Manager Acre announced that Lonny Medina will be joining the City mid month as the new Finance Director. Mr. Medina resigned from SCCOG today where he had been employed for approximately the past six years as their finance director. Mr. Medina is excited to be here as part of the team and he will be an asset when the City upgrades its software system and in budget preparation. City Manager Acre said he will introduce Mr. Medina to Council shortly.

Fire Chief. City Manager Acre advised Council that the advertisement to fill the Fire Chief position is out. He said there has been some interest internally and he has received one application thus far. He said he will advertise in-house as well as out in hopes to get applications from both to consider. City Manager Acre said he met with some of the Fire Department employees recently.

Public Works Director. City Council was informed by City Manager Acre that he's had interest from four individuals for the Public Works Director position but has only received one application. He said the City is competing with other cities in the state. He said there is good interest but he would like to see more interest. The one applicant has good qualifications.

North Lake Dam Project. City Manager Acre told Council that the North Lake Dam Project is on schedule. He said he took a drive up to the project over the weekend and was impressed with the site and the work being done. There are ongoing discussions with the City's project engineer and consultant and the contractor over the alternative pipe and the resulting credit the City should receive because of the cost savings. Utilities Superintendent Jim Fernandez thinks the issue will be resolved and the project will continue to be on schedule.

Paving. City Manager Acre advised Council that the paving program's bids are in. He said he and Engineering Tech. Brad Mincic will be refining the list of streets and will see if they need to mill instead of pave some of the streets. He said the project includes Freedom Road in Industrial Park which is in dire need of reconstruction and he will be asking Economic Development to help with the cost.

Commercial Street Project. City Manager Acre told Council that the Department of Local Affairs' representative told him last week at the CML conference that he will be getting the contract to the City within the next couple of weeks for the Commercial Street Project. He knows the City is waiting on the contract to get started.

Main Street Program. City Manager Acre advised Council the City received word today from CDOT that the additional \$100,000 the City has been looking for is going to be forthcoming. As soon as the City gets that letter we can start on some of the right-of-way and easement issues.

Way-Finding Signage. City Manager Acre informed Council that the City has the RFP responses in place for the Way-Finding Signage Project. Staff will meet to evaluate the bids and see how we can split up the work. Some of it can be done by City crews.

Kit Carson Band Shelter. City Manager Acre said staff has met with potential contractors on-site regarding the Kit Carson Band Shelter and the project is out for bid.

Swimming Pool. Council was informed by City Manager Acre that the shade shelters for the swimming pool are scheduled for installation mid month.

Paving, Streets, & Mosquitoes. Mayor Baca Gonzalez suggested that as we move forward with the paving project a walking inventory be done, being mindful of those who are mobility impaired. She said she has heard complaints about places where there are breaks or holes in the sidewalks, in particular between the Corazon Center and Safeway. She said it would be good to keep our eyes open for mitigation of those issues. Councilmember Mattie added that people have mentioned to him that the lane lines and turn arrows in the streets need to be remarked. City Manager Acre said he would work with Street & Bridge staff on painting the crosswalks and curbs and look for paint that stands up better. He said he'd also look into accessibility issues and if there are property owners involved he'd talk to them. Councilmember Shew asked if this isn't part of the downtown project. City Manager Acre said it is but there are other areas of town that we need to pay attention to as well. Councilmember Mattie commented that a greater number of people are using the motorized wheelchairs to get around. Mayor Baca Gonzalez asked that the concern Richard Sawaya brought up recently not be forgotten about at the intersection of Commercial and Cedar Streets with people running the stop sign. Councilmember Bonato recalled that former Public Works Director Mike Valentine used to furnish a priority list of streets to be paved. He asked if there is such a list this year. City Manager Acre said it would be shared at next week's work session. Councilmember Bonato asked about Colorado Avenue drainage. City Manager Acre said he's asked staff to get a quote from the contractor to mill the street. He said he thought they needed to look at Colorado Avenue as a Capital Improvement Project on its own. The street needs reconstruction, as do potentially the curbs and median. It would be a large CIP project. Councilmember Bonato asked if the City would be responsible. City Manager Acre said it is a City right-of-way. It could be funded through the 1% sales tax as a multi-year project or they could ask residents of that area to share the cost. However, with the sales tax already in place, those residents are already sharing the cost. The road surface is good but the drainage needs to be addressed. Mayor Baca Gonzalez asked if they could get a record of accidents and problem areas. She said it would behoove them to look at that information to see if there are streets or intersections that need to be improved because of accidents or other issues. Councilmember Mattie complimented the City for the work on Maple Street between Second and Third Streets. He said it is very nice. City Manager Acre told Council that instead of asphalt outside of the historic preservation district they used red, stamped concrete. There are not enough bricks and staff likes it and it is relatively easy to stamp. Councilmember Bolton said she had been asked to inquire whether the City was spraying mosquitoes this year. City Manager Acre answered that it was not budgeted. There is some spray available. Around Central Park the last couple of weeks the aerators were down and so the City did spray that area. He added that to his knowledge the City hasn't sprayed for several years. If there are areas that need to be addressed, he said he'd talk to staff.

REPORT BY CITY ATTORNEY. Recreational Marijuana Regulations. City Attorney Downs pointed to a copy of the Emergency Regulations developed by the Colorado Department of Revenue for Recreational Marijuana. He suggested that they are emergency regulations because they didn't have a lot of time to come up with them. Amendment 64 required workable regulations by July 1st. They are expected to issue new, more comprehensive regulations by October 1st. It is the intent that the Department of Revenue will accept applications for these facilities only at medicinal marijuana facilities. They will be taking applications by October and issuing licenses after January 1, 2014. A problem they had was they tried to implement a procedure for accountability from seed to sale. They ran out of money and were unable to follow up with it. Because of the tie of recreational marijuana to medicinal marijuana facilities, people between the ages of 18 to 21 will not be able to buy marijuana, only those over the age of 21 will be able to. With a doctor's prescription a person currently can get medical marijuana from the age of 18 and up, but because of the recreational marijuana regulations it would only permit those over the age of 21 the ability to buy marijuana.

UNFINISHED BUSINESS. None.

MISCELLANEOUS BUSINESS. Special events Permit (malt, vinous and spirituous) request by Arthur Roy Mitchell Memorial, Inc. at 150 E. Main Street for July 20, 2013 (Quick Draw Event). Cy Michaels, member of the Arthur Roy Mitchell Memorial Board, addressed Council. She said the Quick Draw event is comprised of 20 local and non-local artists who will set up at the Courthouse lawn and create artworks in one hour's time. There will be girls and horses to be sketched and mariachis will perform. All of the artwork is then auctioned off at the Mitchell Museum with a \$250 starting price. The money goes to the museum. Ms. Michaels said they like to serve mimosas to get people in the spirit to bid. She said it is a great day and there is an amazing amount of other things going on that weekend. A motion to approve the permit was made by Councilmember Bolton and seconded by Councilmember Shew. The motion carried unanimously excepting Mayor Baca Gonzalez who abstained from the vote due to her membership on the board.

Resolution determining that an election is required to consider one or more ballot issues and to elect the Mayor and four City Council Members and that such election should be held as a coordinated election. City Manager Acre told Council that this is a resolution that is required to be passed to set the coordinated election to elect the Mayor and four City Council members. He recommended approval of the resolution to set the election calendar in motion. A motion to adopt the resolution was made by Councilmember Velasquez and seconded by Councilmember Bonato. The motion carried unanimously upon roll call vote.

RESOLUTION NO. 1415

RESOLUTION DETERMINING THAT AN ELECTION IS REQUIRED TO CONSIDER ONE OR MORE BALLOT ISSUES AND TO ELECT THE MAYOR AND FOUR CITY COUNCIL MEMBERS AND THAT SUCH ELECTION SHOULD BE HELD AS A COORDINATED ELECTION

Renewal of Intergovernmental Agreement with Las Animas County for the conduct of the November 5, 2013 Regular Election as a Coordinated Election. City Manager Acre told Council this is the second half of items Council needs to take action on to get the election process going for this year. Coordinated elections are more cost effective. This IGA renews the existing agreement. Notice has to be given to the County 100 days prior to the election, by July 26th. He added that at a work session next week staff will present language for Council to consider for Charter changes to be included in this election. He recommended approval of the renewal of the IGA. A motion to approve renewal of the Intergovernmental Agreement with Las Animas County for the conduct of the November 5, 2013 Regular Election as a Coordinated Election was made by Councilmember Miles. Councilmember Velasquez seconded the motion, which upon roll call vote carried unanimously.

Consideration of First Amendment to the City Attorney's employment contract. Mayor Baca Gonzalez reminded that Council recently had held an informal evaluation with City Attorney Downs where modifications to his contract were discussed. She said this First Amendment has been reviewed by Tami Tanoue of CIRSA and a clean copy of the Amendment with the suggested changes she provided was prepared and placed at Council's seating places. A motion to approve the First Amendment as presented was made by Councilmember Bolton. The motion was seconded by Councilmember Velasquez. Councilmember Bolton asked City Attorney Downs if he was satisfied with the new requirements. City Attorney Downs said he is and that he has no problems with the new requirements. He added that he's looking forward to being evaluated and appreciated the annual leave and Council's consideration on this. Councilmember Bolton asked the status of certain representation he referenced in an e-mail to Council. City Attorney Downs said that he agrees with the stipulation, but those four cases have not been resolved but he is trying very hard to resolve them. Roll call was taken on the motion and it carried unanimously.

BILLS. Councilmember Bolton questioned a payment to Farmers' Market in the amount of \$500. She said her understanding was that Council did not approve that payment because they did not apply. City Manager Acre advised that the check was not supposed to be issued and didn't think it was. Mayor Baca Gonzalez said Mrs. Potter is in charge of Farmers' Market and she could be contacted directly to resolve the issue. Councilmember Bolton asked City Manager Acre about a reimbursement to him for travel to Fort Carson. She noted that he didn't report on a meeting he had at Fort Carson, and asked the purpose. City Manager Acre said he believed that reimbursement was for a coordination meeting about joint working that he had reported on a few weeks ago. He said he would confirm that to be true. A motion to approve payment of the bills was made by Councilmember Velasquez. The motion was seconded by Councilmember Bolton. Roll call was taken on the motion and it carried unanimously.

PAYROLL, June 22, 2013 through July 5, 2013. A motion to approve the payroll was made by Councilmember Bonato and seconded by Councilmember Bolton. The motion carried unanimously.

Councilmember Miles raised an issue that came up at a previous meeting whereby Council thought it should be discussed in the Mayor's presence. She said it is about whether Council can have some procedures to prevent the situation where letters are being created without the entire Council knowing. City Manager Acre said it is termed 'norms.' He said he's been working on something they can develop easily for a process when Council wants any staff to take some action. He said he'd get them out to Council. Councilmember Miles said she thought there are broader issues. City Manager Acre said he's seen how other City's handle situations and they can have a work session on this in the future. Mayor Baca Gonzalez said she has no issue with systems being put into place. City Manager Acre added that he and City Attorney Downs are talking with Tami Tanoue about talking with City Council and it is tentatively set for a work session in July. This could be one of the topics. He reminded Council that Ms. Tanoue will be providing staff with supervisor training as well.

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

ATTEST:

BERNADETTE BACA GONZALEZ,
Mayor

AUDRA GARRETT, City Clerk