

Del Norte Regular Town Board Meeting

January 11, 2023

The Board of Trustees of the Town of Del Norte, Rio Grande County, State of Colorado, met in regular session on January 11, 2023, in the Board Meeting Room, 140 Spruce Street, Del Norte, Colorado at the hour of 6:00 p.m. There being present at the **CALL OF THE ROLL** the following persons:

ROLL CALL:

Town Board present: Mayor Pro tem Bob Muncy, Trustee Leigh Anne Lobato, Trustee Shelly Burnett, Mayor Chris Trujillo, Trustee Louie Velasquez and Trustee Brenton Williams. Mayor declared a quorum present.

MINUTES:

Motion was made by Trustee Leigh Anne Lobato and seconded by Trustee Brenton Williams to approve the December 14, 2022, Regular Board meeting. Roll call: All ayes. Mayor declared motion carried.

CITIZEN'S COMMENTS- Dennie Witmore- approached the Town Board and asked about the vacancy on Town Board. Administrator Martinez stated that the vacancy for the Town Board was advertised in the newspaper and Town website and posted in the office. The deadline to submit letters of interest was at 5:00 p.m. this evening and we received two letters of interest before the deadline.

CONSENT AGENDA

Kevin mentioned to the Board that Mike from Element Engineering was in and stated we will be going to bid for the Ninth Street project at the end of this month. The CDOT project had some delays from Xcel Energy, but he will have all documents submitted to CDOT by the end of next week. The lower reservoir had some issues a couple of weeks ago, it didn't shut off and the water overflowed on County Road 14. He has been working on the sensors and hopes to have it taken care of. Frank mentioned burglaries are still increasing. Motion was made by Trustee Shelly Burnett and seconded by Trustee Brenton Williams to approve consent agenda. Roll call: All ayes, Mayor declared motion carried.

NEW BUSINESS

Discussion on Affordable Housing– Amy DeWitt and Martha Williams-Both introduced themselves along with Andrew Atchley, Division of Housing. They wanted to let the Board know they are on board to have any conversation on affordable housing. Martha mentioned that she and others have started a non-profit Rio Grande Community Trust and have been talking with banks on the funding mechanisms to help with affordable housing, and wanted to know what avenues the Town has undertaken. Administrator Martinez mention to Martha the Town's role with the road to recovery grant with DOLA, and the Rominger/Brown property a grant was awarded to the Town for analysis on infrastructure, and the vacant housing registry that is still in draft infancy. The Town Board thanked Martha, Andrew and Amy for attending.

Resolution 1-2023- Appointments and set date and time of meetings- Mayor Trujillo brought the suggestion of changing the time on the regular scheduled meetings to 5 p.m. instead of starting at 6 p.m. Discussion was held on changing the meeting time and that Judge Zollar's appointment state on the resolution interim. The motion was made by Trustee Shelly Burnett to approve Resolution 1-2023 with the noted changes, seconded by Trustee Louie Velasquez. Roll call: All ayes, Mayor Trujillo declared motion carried.

COMMITTEE/OTHER BUSINESS

Chamber Update – no members of Chamber present

Set Work Session -D Mountain Parks and Recreation – Grace Young and Kari Litchenfield presented the Town Board with the concept design for the Town hall Park and the Voss field. Grace mentioned that she submitted the information to Major League Baseball Youth foundation, and they have requested that she submit a full application with budget for the baseball field, MLBYF will only fund the baseball field improvements not the Town Hall Park, picnic tables or the restrooms. She stated that getting the news on the MLBYF funding will help out with Goco application and reducing the funding amount. With some discussion motion was made by Trustee Shelly Burnett to approve \$9000 cash match and \$6300 in-kind towards the total grant of amount of \$29000 for the MLBYF grant, and to approve \$20000 cash match toward the Goco grant with \$10300 being in-kind, for the Town Park restrooms. Motion was then seconded by Mayor Pro tem Bob Muncy. Roll call: All ayes, Mayor declared motion carried. Town Board stated to Grace if the Goco is awarded the Town would like to be involved in what playground equipment will be placed in the Town Park, since their design doesn't show set of swings, Grace stated certainly work session will be set up to get Town Board and the community involved.

Set Work Session for Town policy reviews – Administrator Martinez mentioned that she would like to set up a work session to go over some of the policies in the Town Code book that need to be updated. At this time Police Officer Donaldson spoke up and made the Town Board aware that he and the officer are possibly looking for another employment elsewhere, due to the lack of benefits (perks) we offer, and our current policies need to change, or the Town will not be able to fill the open police officer position. He stated the Town needs to have a more competitive edge with the other municipalities. Chief Archuleta stated this is needs a work session to address these concerns. Work Session is scheduled for January 18, 2023, at 6:00 p.m.

Set Work Session/Special Board meeting for Interviews of Town Board Vacancy Positions – Administrator Martinez stated that we have received two letters of interest and will need to set up a special board meeting for interviews. January 18, 2023, at 5:00 p.m. date to hold interviews.

ATTORNEY REPORT

Discussion on draft ordinance accessory dwelling units (ADU's) - Attorney Farish reviewed the draft with the Board and asked if any comments addition or deletions need to be made to let him know.

Executive Session

Motion was made by Trustee Shelly Burnett and seconded by Trustee Brenton Williams to go into executive session for a *Conference with the Town Attorney for local public body for the purpose of receiving legal advice on specific legal questions, under CRS Section 24-6-402 (4)(b) and to discuss the purchase of real property, acquisition, lease, transfer, or sale of any real, personal, or other property interest under CRS Section 24-6-402 (4)(2)(b). And for the purpose of receiving legal advice on pending court litigation of Laura Anzalone C.R.S. 24-6-402(4) (b).* Roll call; All ayes, Mayor declared motion passed. Mayor Chris Trujillo stated it is January 11, 2023, the time is approximately 7:55 p.m. as required by open meeting law; this executive session is being electronically recorded. Also present at this executive session are the following persons. Trustee Leigh Anne Lobato, Trustee Brenton Williams, Mayor Pro Tem Bob Muncy, Trustee Shelly Burnett, Myself Chris Trujillo, Trustee Louie Velasquez, Town Attorney Gene Farish, Town Administrator Bernadette Martinez. This is an executive session for the following purpose; *under CRS Section 24-6-402 (4)(b) and to discuss the purchase of real property, acquisition, lease, transfer, or sale of any real, personal, or other property interest under CRS Section 24-6-402 (4)(2)(b). And for the purpose of receiving legal advice on pending court litigation of Laura Anzalone C.R.S. 24-6-402(4) (b).* I caution each participant to confine all discussion to the stated purpose of the executive session, and that no formal action may occur in the executive session. If at any point in the executive session any participant believes that the discussion is going outside the proper scope of the executive session, please interrupt the discussion and make an objection. Attorney Eugene Farish stated his opinion that this is an executive session for Attorney Client communication. So, I am therefore recommending that the recording of executive session is to be turned off. The Executive Session took place, until a motion was made and carried to exit the executive session. Motion was made by Leigh Anne Lobato and seconded by Mayor Pro tem Bob Muncy to come out of executive session at approximately 8:19 p.m., Mayor Chris Trujillo stated those present in executive session was Trustee Leigh Anne Lobato, Trustee Brenton Williams, Mayor Pro Tem Bob Muncy, Trustee Shelly Burnett, Myself Chris Trujillo, Trustee Louie Velasquez, Town Attorney Gene Farish, Town Administrator Bernadette Martinez. For the record, if any person who participated in the executive session believes that any substantial discussion of any matter does not include in the motion to into executive session occurred during executive session, of that any improper action occurred during executive session in violation of the Open meeting law, I would ask that you stated your concerns for the record. Hearing none the next item is action of the results of the executive session, no action taken.

With nothing further motion made Trustee Shelly Burnett and seconded by Mayor Pro tem Bob Muncy to adjourn.

Submitted this 8th day of February 2023