

STATE OF COLORADO
COUNTY OF HUERFANO
CITY OF WALSENBURG
Special City Council Meeting
May 10, 2010 5:30 p.m.

Mayor Quintana called the meeting to order at 5:30 p.m. The Pledge of Allegiance was recited. Council members present were: Rick Jennings, Silvana Lind, James England, Craig Lessar, and James Moore. Also present were City Administrator Alan Hein, Assistant Administrator Beth Neece, City Clerk Lori Sheldon and Chamber of Commerce President Nancy Lave.

Unfinished Business

New Business

Chamber of Council President Nancy Lave answered questions regarding the location of the beer garden and security (Chief Chamberlain has said there will be an officer present during all times when beer is being served). Mayor Quintana encouraged Ms. Lave to get an earlier start on the liquor license application next year. James England moved, seconded by Rick Jennings, that the Special Event Permit application for the Chamber of Commerce Black Diamond Jubilee be approved. Motion passed on a roll call vote of 6-0.

In answer to a question from Mayor Quintana about the amount that has been invested so far in the grocery store project, Mr. Hein said that in removal of structures and cutting of trees there is quite a bit invested in labor as far as the City's portion. He stated that in several months of negotiations with Qwest to move their phone lines this is the best price they have come up with. It is \$3,000.00 less than the last quote. In response to a question from Mayor Quintana he stated that part of it is in-kind work which is why the price had dropped so significantly. The in-kind is the trenching of it, controlling the final grade, etc. Councilperson Moore asked about the cost coming from the paving fund. Mr. Hein replied that, since it is part of the relocation and it will be moved to the City's right-of-way, it falls under the criteria to do that. Mr. England asked if there were any other hurdles to getting this project started. Mr. Hein replied that the only other one would be the relocation of the cable. He has talked to Bresnan but not recently. After discussion about the costs involved in moving the phone lines (the current quote is over \$4,000.00 less than the original quote due to the City's commitment to doing a significant portion of the work), and the subsequent relocation of Bresnan's cable also, James England moved, seconded by James Moore, that the Special Construction proposal for the relocation of existing Qwest cables between Maple and Pine on Walsen be accepted and that the Mayor be authorized to sign any documents pertaining thereto. Motion passed on a roll call vote of 6-0.

A recess was called until the attorney arrives.

James England moved, seconded by Craig Lessar, that Council 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). Motion passed on a roll call vote of 6-0.

At the conclusion of the Executive Session, Mayor Quintana stated: The time is now (not on the tape), and the executive session has been concluded. The participants in the executive session were: Councilperson Rick Jennings, Councilperson Silvana Lind, Mayor pro tem James England, Mayor Bruce Quintana, Councilperson Craig Lessar, Councilperson James Moore, City Attorney Dan Hyatt and City Administrator Alan Hein. For the record, if any person who

participated in the executive session believes that any substantial discussion of any matters not included in the motion to go into the executive session occurred during the executive session, or that any improper action occurred during the executive session in violation of the Open Meetings Law, I would ask that you state your concerns for the record.

Adjournment

City Council meeting adjourned at (unknown) p.m.

CITY OF WALSENBURG

ATTEST:

Bruce A. Quintana, Mayor

Loretta Sheldon, City Clerk

The preceding minutes were prepared according to §47 of Robert's Rules of Order, i.e. they contain a record of what was *done* at the meeting, not what was *said* by the members. Tape recordings of the meeting are available for 6 months thereafter only for listening in the City Clerk's Office as well as copies of Ordinances and Resolutions.