

**CENTER TOWN BOARD  
REGULAR MEETING  
APRIL 23, 2024  
5:30 P.M.**

A financial workshop was held at 5:30 p.m.

The meeting was called to order at 6:17 p.m. by Mayor Garcia

**ROLL CALL**

**ROLL CALL**

Mayor Garcia	P
Mayor Pro-Tem Martinez	
Trustee Beiriger	P
Trustee Gonzales	P
Trustee Gallegos	P
Trustee Barela	P
Trustee McClure	P

**APPROVAL OF AGENDA**

A motion to approve the agenda with an addition was made by Trustee McClure, seconded by Trustee Gallegos. Roll Call – All in favor. Motion Carries.

**SWEAR IN NEW BOARD MEMBERS**

The new Board Members were sworn in by Town Clerk Rose Marie DeHerrera.

A motion to elect as Mayor Pro-Tem Trustee Beiriger was made by Trustee Barela, seconded by Trustee McClure. Roll Call –Trustee Gonzales – y, Trustee Barela – y, Trustee Lopez – y, Trustee Beiriger – Abstain, Trustee Sanchez – n, Trustee McClure - Abstain.

A motion to elect as Mayor Pro-Tem Trustee McClure was made by Trustee Sanchez, seconded by Trustee Beiriger. Roll Call –Trustee Gonzales – n, Trustee Barela – n, Trustee Lopez – n, Trustee Beiriger – Abstain, Trustee Sanchez – y, Trustee McClure - Abstain.

The motion to elect Trustee Beiriger as the New Mayor Pro-tem carries.

**CITIZEN COMMENTS**

Rick McCormick – Mr. McCormick is present about the water fees and the water usage. The trees are dying. Would like a better rate for the water so that it wouldn't be so high.

Nadine Martinez – Ms. Martinez is present at the meeting on behalf of Mitch. Ms. Martinez said that now that the election is done and the Town is heading in a new direction. Mutual success is community effort. Questions involving funds needs attention. Police Department – dysfunctional.

Mona Garcia – Ms. Garcia said Rose is going on vacation and Natalia will be in charge of Town Hall. April 12<sup>th</sup>, and April 17<sup>th</sup>. Judge Zollars took her payment the judge admonished her about not being nice. Mona said she called four times when Rose had left for the day. What if it is an emergency?  
Audrey Chavez – Ms. Chavez congratulated the New Board members. Would like to get back into customer service go back to Fridays. North 90 – provide ownership and be courteous.  
Joseph Montoya – Building variances – came last year to get a building permit. Gerald Garcia is built a new Garage. Joaquin Dominguez is building close to the road. Treat him like the people from Mexico.

#### FINANCIALS

A motion to approve the March Financials with the understanding that the ED fund is removed from the GF immediately was made by Trustee McClure, seconded by Mayor Pro-Tem Beiriger. Roll Call – All in favor. Motion Carries.

#### PAYABLES

A motion to approve the payables and to cancel and try to get a lower cost the Sirius bill was made by Trustee McClure, seconded by Trustee Sanchez. Roll Call – All in favor. Motion Carries.

#### NEW BUSINESS

##### Variance Approvals –

Claudia and Carlos Garcia – The Garcia's want to give 4 ft. of their property to their Mother. The current trailer that is owned by their Mom is sitting on the Garcia Property. The Garcia's will need to get a surveyor for that property. Trustee McClure what would be the follow up from the Town? Mitch Garcia asked why they are going against policy and have a bunch of odd size properties. Trustee McClure said that the Town is not going against policy that's why they are asking for a variance. A motion to approve the variance with the stipulation that everything that is needed is done in 90 days with the follow up was made by Trustee McClure, seconded by Trustee Sanchez. Roll Call – All in favor. Motion Carries.

Adrian and Della Duran – The Duran's have a concrete slab that has been there, they would like to put a gazebo type canopy. The issue is they go right up to the fence. A motion to postpone the application until further investigation into the situation as recommended by Attorney Trujillo is done was made by Trustee Gonzales, seconded by Trustee Lopez. Roll call – All in favor. Motion Carries.

Jaime Hurtado – The Hurtado would like to put up six ft. pillars block fence in between with a possible metal fence on top of the fence to keep out weeds. The property sits back far enough so it won't impact being able to see from traffic. A motion to approve the variance for the fence was made by Trustee Gonzales, seconded by Trustee Barela. Roll Call – All in favor. Motion Carries.

Mike Martinez – The fence on Anna Martinez property is not in compliance with the policy. Trustee McClure felt that this should come before the Planning Commission. The Martinez's would like a letter from the Town that the fence is okay where it. It has a 10 ½ ft. encroachment. Anna Martinez who currently owns the house would like to renovate the house and cannot do it until the issue is settled with the Town. Trustee Sanchez recommends that the Town give him a letter. The current fence is in line with the other houses. A motion to provide the letter to Ann Martinez after she gets the variance and pays the fee was made by Trustee Gonzales, seconded by Trustee Barela. Roll Call – All in favor. Motion Carries.

Rio Grande Weed Management – Armando and Lowell helped last year with the goat heads. \$4149 to spray all the parks and 8000 gallons of water. Armando would like it to be tabled so the new Board can review the contract. They use non-restrictive chemicals to rid of all obnoxious weeds. A motion to postpone approving the contract until the next meeting was made by Trustee McClure, seconded by

Mayor Pro-Tem Beiriger. Roll Call –All in favor. Motion Carries.

Ed Fund – May 1<sup>st</sup> Motion to \$300 out of the fund and put into Colorado Trust. Leave \$25,000 in the bank. The ½ % - take it directly to the Colorado Trust was made by Trustee McClure, seconded by Trustee Sanchez. Roll Call – All in favor. Motion Carries. The Board needs to set a financial policy.

Tower Lease – A motion to postpone the Tower Lease monies was made by Mayor Gallegos, seconded by Trustee Sanchez. Roll Call – All in favor. Motion Carries.

#### OLD BUSINESS

Xcel Gas Bill – When the Town received the bill, Jaime and Brian contacted Xcel and they started the investigation into the pricing. The explanation is that the Town of Center is the only Municipality that is unregulated via back up sales. Xcel can raise our prices but they cannot change our tariffs. Xcel are going to provide to the Utility Commission a new proposal or the Town can find a 3<sup>rd</sup> party seller.

Trustee McClure said that this has happened a few times. In January the cost went up to \$3.50 due to a high demand in the winter. The Town needs a representative from Xcel that we can go to. We need to file a complaint from the Town of Center on how they could raise the rate so high. Attorney Trujillo can file the report. Michelle McKnight is the representative and can come and talk with the Board.

Authorize Jaime to work with Attorney Trujillo and write a letter to governor Polis also. Trustee McClure would like to also be involved. A motion to file a complaint with Governor Polis from Trustee McClure, Attorney Trujillo and Jaime was made by Trustee Sanchez, seconded by Trustee Lopez. Roll Call –All in favor. Motion Carries.

Dispatch – Made arrangements with Saguache temporarily - Paying \$1000 a month for dispatch, original plan is still to move them to CSP. The plan is for June or July cost may be \$10,000 a year.

#### ORDINANCE 571 –

Keith read the Ordinance out loud. A motion to approve Ordinance 571 was made by Trustee Gonzales, seconded by Trustee McClure. Roll Call – All in favor. Motion Carries.

#### PUBLIC WORKS – UPDATE

Jaime Hurtado introduced all the department workers to the Board – Jaime gave the Board a copy of CRS and our policy. Jaime said that they have had issues with the Board contacting individuals on their days off. The New contract for Mean contract will end March 2025. CIRSA was here last week. There are a lot of things that we need to take care of. The Auditors were here also. Back flow was installed last week at the Town. Tierra Nueva installed 25 new water meters. Clean up was successful, although they were filled up by ten. Solar systems – are coming into Town. The Town has no policies for the Solar system, Mean is recommending a policy.

CALENDAR ITEMS

May 7<sup>th</sup> @ 5:30 p.m.– ED Workshop with DCI – Rio Grande Weed

May 15<sup>th</sup> at 5:30 p.m. URA meeting –

ITEMS FOR NEXT MEETING

Rio Grande Weed

Variance for Duran

ADJOURNMENT

A motion to adjourn the meeting was made by Trustee Gonzales, seconded by Trustee Sanchez. Roll Call

– All in favor. Motion Carries. The meeting adjourned at 8:34 p.m.

Submitted by,

Rose Marie DeHerrera-CMC  
Town Clerk

Archie Gallegos  
Mayor