

The City Council of the City of Trinidad, Colorado met in Special Session on Monday, June 30, 2014, at 5:30 p.m. in City Council Chambers at City Hall pursuant to the following call:

CITY OF TRINIDAD  
TRINIDAD, COLORADO

SPECIAL MEETING

There will be a Special Meeting of the City Council of the City of Trinidad, Colorado, on Monday, June 30, 2014, at 5:30 p.m. in the Council Chambers at City Hall

The following item is on file for consideration of City Council:

- 1) Consideration of finance software acquisition

The meeting was called to order at 5:30 p.m.

Roll call was taken.

There were present:	Mayor	Reorda, presiding
	Councilmembers	Bolton, Bonato, Fletcher, Mattie, Miles
Also present:	City Manager	Acre
	City Attorney	Downs
	City Clerk	Garrett
Absent:	Councilmember	Torres

Roll call was taken and Mayor Reorda called the meeting to order. Councilmember Bonato stated that he wanted it to go on record that he was objecting to going forward with the meeting. He said Section 5.12 of the Home Rule Charter states that business can only be transacted at a special meeting if all members present consent to the meeting. He said he does not consent to going forward with the meeting. Mayor Reorda argued that all of Council consented and Councilmember Bolton agreed that they did in their motion to table this item to this special meeting. Councilmember Bonato said he didn't have to have a reason. City Attorney Downs read Section 5.12 of the Home Rule Charter aloud "No business shall be transacted at any special meeting of the Council unless the same has been stated in the notice of such meeting. Any business which may lawfully come before a regular meeting may be transacted at a special meeting if all the members present consent thereto and all members absent file their written consent." He opined that Councilmember Bonato can consent at any time. Councilmember Bonato referred Council to the minutes of March 13, 2012 for another example of this. He said he just has to be present and say he doesn't agree to the special meeting. Mayor Reorda asked if he knew about this before. Councilmember Bonato said he found the language after the item was tabled. He added that he was not going to stay and attend an illegal meeting. Councilmember Bolton said it seems this is a continuation of a prior meeting and a motion was made to table and everyone agreed to vote on this matter today. Councilmember Bonato disagreed. Mayor Reorda agreed with Councilmember Bolton's assessment of this being a continuation of a prior meeting. City Attorney Downs reiterated that Councilmember Bonato can object to the meeting, however clarified that this is not an illegal meeting. City Manager Acre added that the meeting is not illegal but Councilmember Bonato can object to the business at hand. City Attorney Downs said all members present have to consent and Councilmember Bonato does not consent. Also absent members must give written consent and Councilmember Torres did not do so. For both of those reasons, he said the business can't be transacted. He noted that he was unaware that Councilmember Torres was going to be absent. Mayor Reorda told Councilmember Bonato he could leave and thanked him for bringing this to Council's attention and not going against the Home Rule Charter. Mayor Reorda called for a motion to adjourn. Councilmember Miles asked City Attorney Downs if he is confident that business cannot be conducted without Councilmember Torres's written consent and Councilmember Bonato's consent. City Attorney Downs said the Charter doesn't say anything about a prior consent. It says any business that may lawfully come before a regular meeting may be transacted if all members consent and absent members file their written consent. A Councilmember doesn't have to agree to a meeting, just to the business. Councilmember Miles commented that it seems City Attorney Down is clear on what we can and can't be done. She made a motion to adjourn the meeting. Councilmember Fletcher seconded the motion, which carried unanimously upon roll call vote.

Consideration of finance software acquisition. This item was not considered.

ATTEST:

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JOSEPH A. REORDA, Mayor

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AUDRA GARRETT, City Clerk