

## Town of Norwood Board of Trustees

Wednesday, May 8, 2024

Regular Session 7:00pm

NORWOOD COMMUNITY CENTER 1670 Naturita St, Norwood, CO 81423- And - Via Zoom

### CALL TO ORDER:

The regular meeting of the Town of Norwood Board of Trustees, San Miguel County, and State of Colorado was called to order by Mayor Candy Meehan at 7:00pm.

### ATTENDANCE:

Mayor, Candy Meehan	PRESENT	Trustee, Shawn Fallon	PRESENT
Trustee, Michael Grady	PRESENT	Trustee, Morgan Rummel	PRESENT
Trustee, Niven Drybrough	PRESENT	Town Clerk, Amanda Pierce	PRESENT
Town Manager, Deana Sherriff	PRESENT	Deputy Town Clerk, Becky Hannigan	PRESENT
Public Works Director, Randy Harris	PRESENT		

**Others:** Multiple community members via Zoom. Those in person are asked to sign in on the sign in sheet.

### PUBLIC COMMENT:

**Mike Grafmyer, as a taxpayer** – Mr. Grafmyer handed out papers to the board. He stated after last month's board meeting, he gave the mayor the benefit of the doubt but did more research on the attorney bills. He pointed out the following facts that he found: fact one, the Mayor began conversations with the attorney in October of 2023 and did not have permission from the board of trustees until the November meeting at which time she asked for the boards consent to engage with David Reed about updating the IGA (Intergovernmental Agreement) with the Norwood Water Commission and the Norwood Sanitation District, the November minutes do not show that she had consent but the attorney bill for \$405 before the Mayor had verbal consent. Fact two, \$4,460 was spent with the attorney before there was even a mention of an IGA which did not occur until 12-14 (he pointed out to the board the documents he handed out with highlights showing the facts that he was speaking about). Fact three, a total of \$7,077 was spent on researching dissolution of the Sanitation District. Fact four, the mayor stated she had discussion in hopes of gaining knowledge on what would need to be done if the Norwood Sanitation District had a large failure or financial need yet the first mention of the Norwood Sanitation District with the attorney on March 6<sup>th</sup> was not "what needs to be done" but it was "Potential to absorb Norwood Sanitation District and is it even legally constituted". Fact five, at last month's meeting concerning the memo sent from the attorney regarding the dissolution of the sewer district she said she had not saw the document, yet all the board members had received the document on 3-22 and the mayo spent two days on March 18<sup>th</sup> and March 20<sup>th</sup> reviewing and revising the document. Fact six, only \$3,772.50 were spent on the IGA. Mr. Grafmyer stated that the attorney bills through the months of March total \$13,996.50. Grafmyer stated the mayor had the bill presented to you under the line item of Law Firm for the IGA. Mr. Grafmyer stated that this is very unethical as the trustees were kept in the dark on what was being discussed with the attorney. He encouraged the board members to look very hard at the attorney bills as he was unable to analyze \$5,705 as there was no subject to what was being discussed. Mr. Grafmyer stated that he believes we have witnessed a breach of faith and trust and an impeachable offense and showed where he listed the state statutes on the papers he had given the board.

- Mayor Meehan called on Nancy Willis, but Nancy stated she did not want to speak.
- Mayor Meehan asked if Mr. Nelson wanted to speak and he said no.
- Mayor Meehan called on Kerry Welch, but Kerry stated that she would like to speak in stakeholders report.

**Bernice White** – She stated she wanted to answer Shawn's questions, but Mayor Meehan stated in public comment the board is not allowed to ask "you" questions. Bernice stated, "well I just wanted to answer his questions." Mrs. White stated at the last meeting, or two meetings ago, she was gone due to her heart, but she got better. When she got better she saw the proclamation and she called everyone on her board and asked "why? What are we doing? what is the documentation?" and she stated she was told that the documents would be

brought to her and show her the proof and they did not have time for her. She then had time to review the minutes from the meeting that she was not able to attend, at which point she then felt that it made sense after reviewing the minutes. She stated she was nervous about signing something like that since she did not agree with all of it. Mrs. White then contacted her lawyer that she personally pays for and asked, "is this legal"? And her attorney told her "No. Who wrote this, a third grader?" and she responded to her attorney "I don't know who wrote it because no one will tell me." Her attorney advised her that "they should of wrote three or four things that they didn't like and documented it and placed that with the no confidence letter." She then called her niece who is also a lawyer, but does not charge her, who stated "This is not legal at all. They are just making you sign it because you are the president of the board. Just sign it, Bernice White – under duress per lawyer." Bernice then explained that she had asked to understand and said that no one would tell her anything except that she was stupid, and they would show her later (explained as she looked into the gallery). Bernice continued to state that since then she has done a ton of work and she said she think "we have some problems." Mr. Grafmyer then responded that he never called her stupid, she told him that he did, and he stated again that he did not. Bernice then sat down and stated that is all she has.

- Mayor Meehan then asked for a point of decorum.
- Mayor Meehan then asked if there was anyone else in the gallery who would like to speak but would like to speak under public comment. She also turned around to ask the online gallery if there was anyone that would like to speak. Ask if there was then to raise their hand and give a moment to get them unmuted.

Alex Pape then unmuted himself and asked to speak and Mayor Meehan told him to "go ahead."

**Alex Pape** – He stated, "at that last board meeting it seemed to me that despite we had pretty strong support for Mayor Meehan there it seemed like a lot of the board members already had their minds made up and that kind of rubbed him the wrong way." He stated the meeting minutes recorded a unanimous vote against the mayor last time and that was factually incorrect, and he hopes that has been corrected. Alex stated that some of the statements made by certain board members are concerning to him. He stated that one member said, "if you want to recall me go ahead" and he did not think that was productive. Another statement he said was made was "it has been like this for 20 years, so that's the way it should be" and Alex does not agree with that sentiment and felt that indicates some of change we need, which he said Bernice also indicated. Alex also brought up the "whole not recording the meeting last time and I don't think I even need to go into that" and he felt that was "kind of suspicious." Mr. Pape stated the public support during the meeting for Mayor Meehan during that meeting was just to pose for a pre-determined outcome. He then finalized with "that is all I have to say."

- Mayor Meehan asked again if the online gallery if anyone needed to speak and no one spoke up.
- Morgan Rummel asked what meeting Alex Pape was referring to in his comments and Mayor Meehan responded that it was the Norwood Sanitation Meeting.
- Kris Holstrum then raised her hand to speak online.

**Kris Holstrum** – Kris Holstrum stated that she would like to agree with what Alex said. She was also at the meeting, and she stated that he expressed what she expressed in the letter.

- Mayor Meehan asked one more time if anyone wanted to speak and no one spoke up.
- Mayor Meehan wanted to remind the board "public comment is the opportunity for the community to talk to us, for us to listen, and not for us to respond. I appreciate your document submission and I will take it under advisement." She stated that they will now move onto the consent agenda.

#### CONSENT AGENDA:

- a) Minutes of April 10, 2024
- b) Minutes of April 23, 2024
- c) April Financials
- d) Sexual Assault Awareness Month Proclamation
- e) Mental Health Awareness Proclamation
- f) Apraxia Awareness Day May 14th Proclamation
- g) FRESH Foundation MOU Letter of Commitment
- h) Legal Service Agreement Approval, Dufford and Waldeck
- i) Intergovernmental Agreement (IGA) with San Miguel County for Weed Mitigation
- j) Letter of Agreement for Town Manager

**MOTION:** Shawn Fallon motioned to move item D into board business.

- a. Niven Drybrough seconded.
- b. All approved. Motion Passed

**MOTION:** Mike Grady motioned to move item H into board business.

- a. Niven Drybrough seconded.
- b. All approved. Motion Passed

**MOTION:** Morgan Rummel motioned to move item J into board business.

- a. Shawn Fallon seconded.
- b. All approved. Motion Passed

**MOTION:** Shawn Fallon motioned to approve items A, B, C, D, F, G, and I on the consent agenda.

- a. Morgan Rummel seconded.
- b. All approved. Motion Passed

#### **BOARD BUSINESS:**

##### **Item E moved from consent agenda, Mental Health Awareness Proclamation**

Read by Mayor Candy Meehan, Tri County Health's staff were appreciative for the reading and acknowledgement.

##### **Item H moved from consent agenda, Legal Service Agreement Approval, Dufford and Waldeck**

Michael Grady would like to have a work session to discuss this further. The board gave staff directions to get a work session scheduled.

##### **Item J moved from consent agenda, Letter of Agreement for Town Manager**

**MOTION:** Micheal Grady motioned to approve the letter of agreement for the Town Manager.

- a. Niven Drybrough seconded.
- b. All approved. Motion passed.

##### **Technical Assistance Grant Funding Request of \$1000 for West End Sustainability Plan**

**MOTION:** Shawn Fallon motioned to approve the Technical Assistance Grant funding request of \$1000. For the West End Sustainability Plan.

- a. Michael Grady seconded.
- b. All approved. Motion passed.

##### **Sponsorship Request of \$500 for Norwood Wrestling Camp**

Mason Harris, Lakota Barringer, and Coulter Shumway presented the request for \$500 for the summer wrestling camp in June that they are bringing to the Town of Norwood. Should have 50 to 60 people in attendance with the kids registered.

**MOTION:** Morgan Rummel motioned to approve the \$500 for the Norwood Youth Wrestling camp.

- a. Niven Drybrough seconded.
- b. All approved. Motion passed.

##### **Request for Proposal Approval on Drainage Study**

**MOTION:** Micheal Grady motioned to approve the request for proposal on the drainage study with SGM.

- a. Morgan Rummel seconded.
- b. All approved. Motion passed.

##### **Trap, Neuter, and Release (TNR) Agreement and Town Responsibility, Hoof and Paw**

Presented by Laura Denny with Hoof and Paw. TNR date set for June and July with Second Chance in Ridgway amount of ask is now \$1000 matching and not \$1500. Amanda Pierce shared facility and staff concerns and thought vouchers May be an option. The community had concerns about their cats being trapped and taken in

when they were not stray. Laura Denny stated it happens, but cats will be released in the same place they were trapped. Additionally, Hoof and Paw would do extensive community outreach to ensure everyone was knowledgeable about when they would be trapping.

**MOTION:** Shawn Fallon motioned to table the Trap, Neuter, and Release Agreement.

- a. Niven Drybrough seconded.
- b. All approved. Motion passed.

The board gave staff direction to work out the details of the agreement with Hoof and Paw. Laura Denny stated she would reach out to staff once a discussion was had with her team.

#### **Waiver of Conflict of Interest – NWC hiring of Rob Pierce from Dufford & Waldeck**

**MOTION:** Michael Grady motioned to approve the waiver of conflict of interest for Norwood Water Commission hiring Rob Pierce from Dufford and Waldeck.

- a. Morgan Rummel seconded.
- b. All approved. Motion passed.

#### **Letter of Opposition for Wright’s Mesa Rural Agriculture Large Scale Solar Development to San Miguel County Commissioners, Candy Meehan**

**MOTION:** Morgan Rummel motioned to table the letter of opposition for the Wright’s Mesa Rural Agriculture large scale solar development to San Miguel County Commissioners.

- a. Shawn Fallon seconded.
- b. All approved. Motion passed.

#### **RESOLUTION NO. 0508 SERIES 2024: A RESOLUTION AUTHORIZING TOWN OF NORWOOD TO JOIN WITH OTHER LOCAL GOVERNMENTS AS A PARTICIPANT TO POOL FUNDS FOR INVESTMENTS**

**MOTION:** Shawn Fallon motioned to approve Resolution No. 0508 Series 2024, Authorizing the Town of Norwood to join with other local governments as a participant to pool funds for investments.

- a. Niven Drybrough seconded.
- b. All approved. Motion passed.

#### **Retail Fermented Malt Beverage and Wine Liquor License Renewal, Norwood Grocery LLC dba Clarks Market at 1435 Grand Ave Norwood, CO 81423**

**MOTION:** Morgan Rummel motioned to approve the Retail Fermented Malt beverage and Wine Liquor License Renewal Norwood Grocery LLC dba Clark’s Market contingent on the payment fee.

- a. Shawn Fallon seconded.
- b. All approved. Motion passed.

#### **Mayor Pro Tem Appointment**

Niven Drybrough nominated Shawn Fallon. Michael Grady nominated Morgan Rummel. Votes for Shawn Fallon were Michael Grady, Niven Drybrough, Candy Meehan, and himself. Votes for Morgan Rummel - himself. Candy Meehan declares Shawn Fallon as Mayor Pro Tem.

#### **SPECIAL DISTRICT AND STAKEHOLDER REPORTS:**

**Liza with Norwood Parks and Rec** - All the activities they are working on, a Dance Party this weekend, Saturday night at the Livery is back Honky Tonk Hissy Fit play is June 7<sup>th</sup> and eighth and ninth, Music on the Mesa June 16<sup>th</sup>, and working on building of the Kiosk with the school. Still working on the Kiosk MOU and would like Kiosk to be up by the end of June.

**Mike Grafmyer, Norwood Sanitation District representative** – Mr. Grafmyer read Resolution NO. 0123 series 2024 Vote of No Confidence in the Norwood Town Mayor. Grafmyer stated the vote from NSD was 3 to 1, chair does not vote unless there is a tie.

Also asked about the work session that was mentioned in the last board meeting and not seeing anything scheduled yet. Deana spoke to that and said she was sending out a doodle poll to get the date worked out.

Mayor Meehan had documentation stating that direction went to Patti Grafmyer (then Town Manager) to have the request put on an agenda, was in the mayor's report, and summary minutes from November meeting that Mayor Meehan was given permission by the board to talk to the attorney about the IGA.

Kerry Welch requested that the last Cora request she made of the attorney bills be given to the board.

**MOTION:** Morgan Rummel motioned to get a work session scheduled sooner than later to get an IGA drafted with the Norwood Water Commission and Norwood Sanitation District.

- a. Michael Grady seconded.
- b. Discussion no vote.

#### **STAFF REPORTS:**

**San Miguel Sheriff's Office Calls for Service – None**

**Public Works Director, Randy Harris –**

- Bought a used Mini Excavator.
- Replacing culverts going outside on town
- Town has planted grass around Pinion to take care of the dirt.
- Will be working on alleys with road base to fill the potholes.

**Town Clerk, Amanda Pierce – written report and wanted to point out the following.**

- Applying for a grant for better audio / visual for board meeting to be more ADA compliant.
- The board needs to decide who is presenting the high school scholarship at graduation on May 25th.
  - The board decided that Shawn Fallon will present the scholarship at graduation on May 25th.

**Town Manager, Deana Sherriff – written report**

- Deana read the 120 Day Accomplishment Report, and it was a written report.
- Motion Sense Therapy Lease Agreement expiring June 30, 2024, will need to be on next month's agenda and she will send out recommendations.

#### **MAYOR AND TRUSTEE REPORTS:**

**Mayor Meehan – Full written report was reviewed.**

- Talked to the CAFY group about helping with the Star-Spangled Saturday with the town.
- Club 20 will be hosting a policy conference in Nucla and Naturita on the 25<sup>th</sup> and 26<sup>th</sup> of July.

**Shawn Fallon –**

- Going to Sanitation meetings to learn more.

**Morgan Rummel –**

- Will find out next Wednesday if the school received the BEST grant.
- Put out a request for an Interim Superintendent.

**Michael Grady –**

- Wanted to thank the staff for all their hard work.

**Niven Drybrough –**

- Worked on the high school scholarship committee. They had so many great applicants.

#### **EXECUTIVE SESSION**

None

**ADJOURN:**

**MOTION:** Shawn Fallon made a motion to adjourn at 9:22pm

- a. Niven Drybrough seconded.
- b. All others approved. Motion Passed.

APPROVED

APPROVED AS CORRECTED

DATE APPROVED: *July 10, 2024*



Minutes Taken by: Becky Hannigan, Deputy Town Clerk



Amanda Pierce, Town Clerk