

ALAMOSA CITY COUNCIL

Regular Meeting Agenda

Council Chambers, 300 Hunt Avenue
300 Hunt Avenue, Alamosa, CO
August 19, 2020

Mission Statement: We are committed to providing balanced, effective and efficient public services for our residents, visitors and businesses by cultivating a vibrant, resilient and livable city.

Any person needing reasonable accommodation to attend or participate in a public meeting, please contact the Alamosa City Clerk's office by telephone (719) 589-2593, by email cityclerk@ci.alamosa.co.us, in person at 300 Hunt Avenue, or by mail at POB 419, Alamosa, CO 81101.

6:30 PM - Work Session: Board Applicant Interview

7:00 PM - Regular Meeting

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

II. ROLL CALL

III. AGENDA APPROVAL

IV. CITIZEN COMMENT

Alamosa City Council welcomes your comments. Citizens wishing to speak may obtain and complete a speaker card through the City Clerk at the start of the meeting.

A. Audience Comments

B. Follow-Up

V. CEREMONIAL ITEMS

A. Introduction of Parks & Recreation Office Supervisor, Juan Lopez

B. Introduction of Communications & Project Specialist, Jasmine Husmann

C. 100th Anniversary of certification of the Nineteenth Amendment Proclamation

VI. CONSENT CALENDAR A

The Consent Calendar allows multiple actions with one motion. Consent Calendar A contains routine items which have been recommended for action by staff or advisory boards. Council may remove a consent calendar item for separate consideration.

C.7.a. Approve Minutes of Meeting August 5, 2020

C.8.a. Receive July 2020 Monthly Reports

VII. REGULAR BUSINESS

A. Presentations from Outside Agencies

1. ASU Presentation from Dr. Lovell and Kevin Daniel

B. Business Brought Forward by City Staff

1. Public Works

- a. Second Reading and Public Hearing, Ordinance No. 18-2020, An Ordinance Re-Zoning Tracts 3, 5 & 6 Of The Replat Of The Paterson Subdivision Located Generally West Of Highway 285 And Bounded Between West Eighth Street And West Tenth Street As Shown On The Attached Exhibit A, In The City Of Alamosa Colorado
- b. Second Reading and Public Hearing, Ordinance No. 16-2020, an ordinance vacating that portion of Twelfth Street between Alamosa Avenue and the platted alley bordering lots 32-35, block 100, Lakeview Subdivision.

2. Fire

- a. First Reading, Ordinance No. 20-2020, An Ordinance Approving an Intergovernmental agreement with Alamosa County and the San Luis Valley Regional Airport for Mutual Aid in the Provision of Aircraft Rescue and Firefighting Services at the San Luis Valley Regional Airport

3. City Manager/Legal

- a. First reading, Ordinance No. 21-2020, an ordinance approving an intergovernmental agreement with Water Activity Enterprise Special Improvement District No. 6 of the Rio Grande Water Conservation District to cover the City's municipal wells in the district's annual replacement plan(s) pending approval of the City's plan for augmentation
- b. Proclamation amending the March 18, 2020 Proclamation declaring COVID-19 local disaster emergency.
- c. Second Reading and Public Hearing, Ordinance No.19-2020, an ordinance making it unlawful willfully to violate a local, state, or federal order issued for the protection of public health

C. Committee Reports

D. Staff Announcements

VIII. LOCAL LIQUOR LICENSING AUTHORITY ACTIONS

A. CONSENT CALENDAR B

The Consent Calendar allows multiple actions with one motion. Consent Calendar B contains routine items which have been recommended for action by staff or advisory boards. Council may remove a consent calendar item for separate consideration.

- 1. Consideration of change of location of Juanito's Mexican Restaurant, LLC hotel/restaurant liquor license from 1019 Sixth Street to 2069 First Street.

COUNCIL COMMENT

ADJOURNMENT

**ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION**

Subject/Title:

100th Anniversary of certification of the Nineteenth Amendment Proclamation

ATTACHMENTS:

Description	Type
▢ 19th Amendment Anniversary Proclamation	Proclamations



PROCLAMATION/TRIBUTE

100th Anniversary of certification of the Nineteenth Amendment to the United States Constitution August 26, 2020

Whereas, the United States celebrates on August 26, 2020, the 100th anniversary of the certification of the Nineteenth Amendment to the United States Constitution, which states, “*The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of sex*”, and

Whereas, it was the culmination of a 70-year struggle by suffragists to gain the recognition that women are equally qualified to vote and participate in the shaping of the direction of their country, and

Whereas, by their accomplishments over the last 100 years, women have proven their commitment for equality under the law for all Americans through their efforts to ensure that freedom, liberty, and access to voting are the mainstays of our democracy, and

Whereas, like the suffragists of the past, today’s women, through their resolve, innovation, leadership, and passion, continue to inspire future generations of women working to bring this nation closer to its founding promise of full fairness and equality for all, and

Whereas, their efforts have strengthened our economy, our communities, and our families and enriched the American spirit, and

Whereas, voting rights continue to be threatened, and we must continue to protect and expand voting rights for all U.S. citizens, and

Whereas, we commemorate women’s remarkable achievements inspired by the fight for and passage of the Nineteenth Amendment and celebrate their commitment to inspire the women of the future,

Therefore, be it resolved by the Alamosa City Council, that we hereby proclaim August 26, 2020, as Nineteenth Amendment Day in the City of Alamosa, Colorado.

Given under my hand and seal of the City of Alamosa, this 19th day of August, 2020.

Ty Coleman, Mayor

**ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION**

Subject/Title:

Approve Minutes of Meeting August 5, 2020

ATTACHMENTS:

Description		Type
▢ Minutes of Meeting August 5, 2020		Minutes

ALAMOSA CITY COUNCIL
Regular Meeting Minutes
ZOOM VIDEO WEBINAR
300 Hunt Avenue, Alamosa, CO
August 5, 2020

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Regular Meeting of the Alamosa City Council was held via Zoom Webinar and called to order on the above date by Mayor Pro Tem Jan Vigil at 7:01 p.m. The Pledge of Allegiance was recited.

II. ROLL CALL

Present at roll call: Mayor Ty Coleman, Councilors Jan Vigil, Kristina Daniel, Michael Carson, Charles Griego, Liz Hensley, and David Broyles. Also present: City Manager Heather Brooks, City Attorney Erich Schwiesow, and City Clerk Holly Martinez.

III. AGENDA APPROVAL

Councilor Daniel moved, seconded by Councilor Griego to approve the agenda as presented. The motion carried unanimously.

IV. CITIZEN COMMENT

Alamosa City Council welcomes your comments. Citizens wishing to speak may obtain and complete a speaker card through the City Clerk at the start of the meeting.

A. Audience Comments

Joe (No last name mentioned) commented regarding the rezone ordinance stating that he does not recommend it.

Craig Rogers also spoke regarding the rezone ordinance and is in support of it.

Don Spencer also spoke on the rezone ordinance.

B. Follow-Up

None.

V. CEREMONIAL ITEMS

A. National Health Center Week Proclamation

Councilor Daniel read the proclamation and Council presented it to Jania Arnoldi, representative of Valley Wide Health Systems.

- B. A Proclamation Celebrating National Parks and Recreation Month and Parks and Recreation Professionals Day in the city of Alamosa.

Councilor Griego read the proclamation and Council presented it to Parks and Rec Director, Andy Rice, and staff who were in attendance at the meeting.

- C. Recognition of Councilor Hensley for CML Executive Board Service

Mayor Coleman and Council extended their appreciation and recognition to Councilor Hensley for her service to the CML Executive Board.

VI. CONSENT CALENDAR A

The Consent Calendar allows multiple actions with one motion. Consent Calendar A contains routine items which have been recommended for action by staff or advisory boards. Council may remove a consent calendar item for separate consideration.

Councilor Vigil moved, seconded by Councilor Broyles to approve Consent Calendar A as presented. The motion carried unanimously.

C.7.a. Approve Minutes of Meeting July 15, 2020

C.2.a. June Monthly Financial Statements & Expenditure Report

VII. REGULAR BUSINESS

D. Business Brought Forward by City Staff

1. Public Works

- a. First Reading, Ordinance No. 16-2020, an ordinance vacating that portion of Twelfth Street between Alamosa Avenue and the platted alley bordering lots 32-35, block 100, Lakeview Subdivision.

Heather Brooks provided information to Council.

Councilor Carson moved, seconded by Councilor Hensley to approve Ordinance No. 16-2020 on first reading and set for a public hearing on Wednesday, August 19, 2020 at 7:00 p.m. or as soon thereafter as the matter may be heard. The motion carried unanimously.

- b. First Reading, Ordinance No. 18-2020, An Ordinance Re-Zoning Tracts 3, 5 & 6 Of The Replat Of The Paterson Subdivision Located Generally West Of Highway 285 And Bounded Between West Eighth Street And West Tenth Street As Shown On The Attached Exhibit A, In The City Of Alamosa Colorado

Deacon Aspinwall presented information to Council. Council further discussed this

ordinance.

Councilor Hensley moved, seconded by Councilor Vigil to approve Ordinance No. 18-2020 on first reading and set for a public hearing on Wednesday, August 19, 2020 at 7:00 p.m. or as soon thereafter as the matter may be heard. The motion carried 5 to 2 with Councilor Carson and Griego casting the no votes.

2. Finance

- a. Discuss placing a Gallagher Amendment repeal question on the 2020 ballot

Counselor Schwiesow provided information to Council and asked for guidance on whether the City should put forward a Gallagher Amendment repeal question on the 2020 ballot.

After discussion, Council came to the consensus that more information and time would be needed to process and place a question like this before voters and decided not to place it on the 2020 ballot.

3. City Manager/Legal

- a. First Reading and Public Hearing, Ordinance No.19-2020, an ordinance making it unlawful willfully to violate a local, state, or federal order issued for the protection of public health

Counselor Schwiesow provided information on this ordinance to Council. Council further discussed this ordinance.

Since the ordinance was posted for a public hearing, a public hearing was required to be held. Mayor Coleman opened the public hearing at 9:16 p.m. and asked for those wishing to speak on this ordinance.

Dean Lee spoke in regards to this ordinance and was in favor of continuing the ordinance and setting it for a second public hearing.

There being no one else wishing to speak, the hearing closed at 9:19 p.m.

Council further discussed this ordinance and decided they'd like to have it go before them as a regular ordinance item and have a second hearing on the next meeting.

Councilor Broyles moved, seconded by Councilor Daniel to approve Ordinance No. 19-2020 on first reading and set for a second public hearing on Wednesday, August 19, 2020 at 7:00 p.m. or as soon after as the matter may be heard. The motion carried 6 to 1 with Councilor Carson casting the no vote.

4. Human Resources/Risk Management

- a. Public Hearing and Second Reading, Ordinance No. 17-2020, an ordinance amending the established pay plan for City officers and employees to address positions at the Golf Course and temporary positions for homeless housing due to COVID-19.

Heather Brooks reviewed this ordinance with Council.

Councilor Carson moved, seconded by Councilor Griego to finally adopt Ordinance No. 17-2020. The motion carried unanimously.

E. Committee Reports

Councilor Hensley reported on the Golf Board meeting she attended.

Councilor Daniel reported on the Alamosa Housing Authority Board and Homeless Coalition board meetings she attended.

Councilor Vigil reported on the Alamosa School District board meetings he attended.

Councilor Broyles reported on the Senior Citizens meeting he attended.

F. Staff Announcements

Heather Brooks informed Council that the school district decided that they are not going to be renewing the contract for a School Resource Officer. She also informed them that the housing committee agreed on a consultant and a contract has been signed.

Counselor Schwiesow informed Council that the city has filed a claim in the Purdue bankruptcy case.

Holly Martinez asked for direction from Council regarding the Board Appreciation dinner for this year. Council came to the consensus to postpone the board appreciation dinner for this year and hold it in 2021 making sure to invite everyone that served on the boards and would have been there for this year to be included on next year's invitation.

VIII. LOCAL LIQUOR LICENSING AUTHORITY ACTIONS

G. Liquor Licensing Items

- a. Needs and Desires Hearing for a Change of Location, Juanito's Mexican Restaurant, LLC d/b/a Juanito's Mexican Restaurant LLC, from 1019 6th Street to 2069 1st Street

The application for this change of location application is Juanito's Mexican Restaurant LLC d/b/a Juanito's Mexican Restaurant LLC. The registered manager on the application is Juan Rangel.

Counselor Schwiesow gave an overview of the hearing procedure, and the licensee's obligation to affirmatively prove the needs and desires of the neighborhood and the desires of the adult inhabitant of the neighborhood. The City's presumptive neighborhood is the city limits plus a one-mile radius. No request was made to consider different boundaries, so this neighborhood applies to this hearing.

Counselor Schwiesow asked the City Clerk to confirm that the property was posted with the notice on July 2nd and legal notice published on July 18, 2020 and done so as required by the Colorado Liquor Code. Ms. Martinez confirmed that they were.

Counselor Schwiesow stated that Juanito's provided Petitions and the Notice of Hearing was also provided. The posting is marked as Exhibit A and the Petitions would be marked as Exhibit

B. The rough count of the signatures on the petitions was around 73.

Counselor Schwiesow asked the applicants to speak and present the needs and desires for the hearing.

Juan Rangel spoke and stated the following:

- He has been open since 2011 and has almost ten years with no violations.
- Would like to fulfill his service at his restaurant, as it is full service and his customers usually ask for a beer or two with their meal.
- Has noticed loss of business due to having no alcohol available.

Councilor Daniel asked Mr. Rangel to confirm that he hasn't had any violations. Mr. Rangel confirmed that he does not believe he has any violations but does remember having one employee that failed to ID with an inspector around six years ago. Councilor Daniel also asked if he requires staff to go through any training. Mr. Rangel confirmed that he and his staff go through the training when it is required.

Councilor Griego asked Mr. Rangel to confirm hours of operation. Mr. Rangel confirmed that the restaurant is open 11:00 a.m. to 9:00 p.m. but he has plans to open the bowling alley later and the latest he'd have the bowling alley open is 10:00 p.m.

Councilor Broyles asked how many petitions Mr. Rangel had; Mr. Rangel stated he had about 4 or 5 pages of petitions. Counselor Schwiesow stated that he did a rough count and came up with about 73 signatures.

Councilor Hensley asked Mr. Rangel if he planned on running the bowling alley himself and if he was planning to serve from both sides as it had been before. He confirmed it was a family run business and he did plan to serve food and alcohol both ways for the bowling alley and the restaurant.

Counselor Schwiesow opened the public hearing at 10:03 p.m. and asked for those wishing to speak in favor of this license to speak at this time.

David and Carol Osborn spoke in support of this license.

Tony Maestas also spoke in favor and support of the granting of this license.

Counselor Schwiesow then asked for those wishing to speak in opposition of the granting of this license to speak. There being no one wishing to speak, the hearing then closed at 10:07 p.m.

Council further discussed the granting of this license. Councilor Griego spoke in support of the granting of this license. Councilor Hensley also spoke in support of the granting of this license. Mayor Coleman also spoke in support of the license and wished Juanito's much success at their new location.

Councilor Griego moved, seconded by Councilor Vigil to grant the change of location to Juanito's and to direct the City Attorney to provide written findings reflecting their vote at the next meeting. The motion carried unanimously.

COUNCIL COMMENT

Councilor Vigil commented on the passing of longtime resident, Lloyd Eagan and offered his condolences. He also asked Ms. Brooks to provide Council with information on what happened with the RoundUp rodeo and why the event is moved off of city property.

Councilor Daniel commented on First Street, gave thanks to Ms. Brooks for responding timely to a citizen

concern, and also mentioned her excitement for the training opportunities at the end of this week and the council retreat next week.

Councilors Carson and Griego also commented on the relationship with the Honeycutts.

ADJOURNMENT

The meeting adjourned at 10:24 p.m.

Holly C. Martinez, City Clerk

Ty Coleman, Mayor

**ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION**

Subject/Title:

Receive July 2020 Monthly Reports

ATTACHMENTS:

Description	Type
📎 July 2020 Monthly Reports	Reports

COUNCIL COMMUNICATION

DATE: August 19, 2020	AGENDA NO.	SUBJECT: City Manager Monthly Report for July 2020
Department Head:		
City Manager: Heather Brooks		
PRESENTED BY: Heather Brooks		

The following reports cover the activities of the City's various departments. Below is a statement regarding major issues covered by the City Manager's office. Additional information is provided in the bi-weekly updates from the City Manager to the Council.

JULY 2020 Report

- Bi-Weekly meeting with Police Chief
- Weekly State COVID-19 Local Government Coordination Calls
- National League of Cities Conversation on COVID and Inequality
- Meeting with Aaron Miltenberger, Boys & Girls Club
- State Local Government COVID-19 Financial Resources Webinar
- Monthly meeting with Councilor Broyles
- Monthly meeting with Public Works Director
- Water Augmentation meetings with City Attorney
- Meeting to discuss Downtown Design and maintenance considerations
- Lunch with Councilor Daniel
- Housing Needs Assessment meetings
- Monthly meeting with Councilor Carson
- Weekly County/City Joint COVID-19 Homeless Task Force
- Lunch with Councilor Hensley
- Monthly meeting with IT Director
- Weekly Leadership Team meetings
- Bi-Weekly meetings with Mayor and City Clerk
- Meeting with Kim Smoyer to discuss Council Retreat and evaluation of direct reports
- Local Foods Local Places meeting
- Monthly meeting with Councilor Griego
- Meeting with Xcel Energy team
- IEDC Webinar: Matchmaking workforce & Business Development
- Employee BBQ Committee meeting
- Monthly meeting with Councilor Vigil
- Meetings to review health insurance renewal rates
- Presentation of plaque for Councilor Hensley regarding service as President of CML
- LEAD meeting
- Meeting to discuss Rio Grande flood mitigation projects and levee project

- Meeting with County to discuss public health and enforcement
- La Puente Board Meeting
- Downtown Colorado call regarding SLV engagement
- Interviews for Communication/Project Specialist vacancy
- Meeting regarding groundwater rules
- Monthly meeting with Councilor Carson
- Art Committee meeting
- Meeting with Economic Development Director
- Homeless Coalition monthly meeting
- Monthly Economic Development Committee meeting
- Governor's Regional DOLA meeting

COUNCIL COMMUNICATION

DATE: August 7, 2020	AGENDA NO.	SUBJECT: Economic Development Report for July, 2020
Department Head: Kathy Woods, Economic Development		
City Manager: Heather Brooks		
PRESENTED BY: Heather Brooks		

July, 2020:

Meetings, Phone Conferences/Calls and Projects:

- Continuation of Business Support during COVID-19 event
 - o Multiple business visits
 - o Continued assistance and guidance with readiness for outdoor seating to expand occupancy capacity for businesses re-opening
 - o Continuation of projects with the Chamber in promoting business support
 - Weekly work on Business Blitz Campaign
 - Alternating businesses weekly – transporting signage and making contacts
 - Preparing for possible Brufest (2020 Style...pending)
 - o Continuation of work on professional Video Production promoting:
 - Alamosa Strong/Resilient and Open for Business theme.
 - o Continue contacts with 1 Bedroom Apartment Development meetings with Developer and Architects
 - o Continued Zoom Meetings and Informational Presentations on recovery and programs
 - Task Force groups
 - SLV Businesses
 - County
 - Southwest CO Business
 - Entrepreneurial and Small Business Development Strategies
 - Continued work with Downtown CO on a project they'd like to incubate in the SLV
 - Economic Development Meeting
 - COVID Recovery Discussions
 - o UPDATE from SLV Health on current status
 - Continuing meetings and follow up with Community Builders
 - Working on a possible project with Community Builders
 - o Toured JCPENNEY bldg. with possible Lessee or Buyer
 - Brainstorming ideas for filling the space
 - Conversations with Lionhart Capital – Purchaser of BLDG
 - o Contacts with Old Oscars Building Owner regarding future plans and possible available incentives
 - Finalizing plans for former Kirby location in downtown
 - Steven Copley inspected the building to advise on readiness for donut and ice cream shop

- o Meetings with Jennifer Jones regarding old Jones Jewelers, updating on downtown plan
- o Tour of many vacant land opportunities for future inquiries
- o Early Iron Brainstorm with EI, Kale, etc...
- o XCEL Energy meetings to discuss shovel and project ready possibilities in Alamosa
- o Weekly meetings with Kevin Wilkins and various Team members and invited developers/business guests
 - Mushroom Farm
 - Agriculture, etc.
- o Erwin Young on project south of town
- o A few new inquiries regarding possible new businesses
 - Research and many phone calls with them....
- o Melissa Wright, Dog Groomer
 - Follow up with a couple of potential developments and inquiries...
- o Multiple meetings with two potential lessees for Golf Course Restaurant
 - 1 very interested party
 - Final plans meeting scheduled
- o Follow up with Loan Program

COUNCIL COMMUNICATION

DATE: August 12, 2020	AGENDA NO.	SUBJECT: Communication Specialist Monthly Report for July 2020
Department Head: City Manager		
City Manager: Heather Brooks		
PRESENTED BY: Jasmine Husmann		

July 2020 Report

- Interviewed for Communication & Project Specialist position
- Accepted Communication & Project Specialist position July 23th
- Submitted DOLA quarterly grant report for Alamosa Washington Addition
- Attended Art Committee Meeting
- Attended Library Board Meeting
- Attended Staff Meetings
- Attended recycling pole barn/loading dock bid opening
- Started work for 2020 Art Festival
- Worked on transitioning from Public Works Administrative Assistant to new position

City of Alamosa
Monthly Activities Report
July 2020
Public Works Department

Streets:

Graded all gravel roads and downtown alleys
Work piles at 20th street yard
Began 2020 concrete replacement program
Hauled yard waste at recycling center
Painting Bike Lane Emblems, Centerlines and Bike Paths
Patched 290 Potholes
Finished Millings around Fire Training Center
Collected some Paver data collections
Trimmed weeds around shop and office
Remove Tree from First Street ROW that was in conflict with new Curb and Sidewalk
Remove dead and dangerous trees and limbs on a portion of the Levy
Continue with Concrete Removal program
Backfill behind new sidewalks on First St. Phase IV
Clean roads for PMSC to begin
Conduct Traffic control for Chip seal and PMSC programs
Attended Washing ton addition design meeting
Attend Downtown design meeting
Delivered cones to Farmers market
Oversee Paving of First Street Phase IV Monterey to LaVeta
Install signage on First
Grind stump and install posts for fence project on First Street Phase III
Clean inlets
Clear area for Recycle Shed
Install Pole and Mount Light at Homeless Camp
Repaired 2 Downtown lights
Repaired Art piece Downtown

Solid Waste:

Commercial Waste Hauled totaled 261.52 T.; Residential Waste Hauled totaled 231 T. Medical Waste totaled 1.86 T Thirty one special pick-ups were completed. Two 96 gal toters, one 64 gal toter and four yard waste toters were delivered. Six toters and five dumpsters were repaired.

Recycling:

A total of 85 bales of various materials were made. 44 bales were shipped. A total of 7.2 tons of glass was processed. Land fill savings totaled \$687.59.

Building Inspection:

17 building permits, of which:
3- new construction single family dwelling
3- remodel

3- utility (solar array)
1- commercial
3- roof
1- demo
3- other
total fees= \$47,554.11
total plan review= 159.75
C.O. issued= (4) permit #'s 9094, 9218, 9272, 9002

Water:

Water pumped for municipal use totaled 91,245,000 gallons. Water treatment plant production totaled 86,951,618 gallons. There were 25 meter re-reads. Turn on/ turn offs and occupant changes totaled 17. Cleaned out 27 curb stops. Three curb stops were repaired. Took Bac-T's for the State. Worked on flushing dead end water mains. Worked on painting Pump House at 12th Street Yard. Did locates for Bower Construction underground for fiber install. Meet with Xcel Energy on the Phase Five First Street Project. Needed to relocate four meter pits on First Street between West Avenue and Bell Avenue as part of Phase Four. Gardner Excavating had to repair 8" water main that was hit at First Street and West Avenue.

Water Treatment Facility:

Water produced= 86,951,618 gal. Average CL2= 1.24 mg/l Average Raw Arsenic= 37.7 ppb
Average Finished Arsenic= 6.8 ppb (MCL=10ppb) Coagulant used (Ferric Chloride) = 2,315 gal.
Sodium Hypochlorite Used (Chloride)= 1,263 gal. Average Recovery Ratio=92.0%

Wastewater:

Total discharge for the month was 37.8 million gallons. Biochemical Oxygen Demand Monthly Average: 97%. Total Suspended Solids Monthly Average: 97%. E.coli Monthly Average Effluent 1.0/100 mg. Ammonium Nitrogen (NH4) Monthly Average: 1/100ml. Collected and sent out all routine monthly samples. Cleaned and inspected screen and press. Attended weekly safety meetings.

Sewer:

Sixty seven sanitary sewers were inspected; 11were unplugged. Twenty five were checked at customer's requests. 13 were cleaned and flushed. All lift stations were checked daily. Hauled off grit and cleaned splitter box at Waste Water Treatment Plant. Pulled pumps at West 7th and Treamount Lift Stations.

East Alamosa:

Water supplied to East Alamosa totaled 6,389,918 gallons. Nine sanitary sewers were checked for plugs, two were unplugged. Cleaned out 5 manholes. Did re-reads for Jamie. Changed one of the floats at both Rodeo Lane and Sunny Side Lift Stations.

Fleet:

Performed 13 Preventive Maintenance Services (6-Police, 2-Water, 2-Parks, 1-City Hall, 2-Streets)
Serviced backup generators (1-City Hall, 1-Police, 1-Waste Water Treatment Plant)
Replaced 4 tires (4-Police)
Flat tire repair (1-Parks, 1-Police)

Replaced 6 batteries (2-Police, 1-Parks, 3-Streets)
Troubleshoot ABS system (1-Water)
Troubleshoot and repaired No Power/Smoking problem (2-Streets)
Replaced main sweeper broom (1-Streets)
Replaced brakes and rotors (3-Police)
Replaced door cable, blower resistor, blend door actuator (1-Water)
Replaced brake airline (1-Sanitation)
Replaced coolant hose (1-Police, 1-Sanitation)
Replaced engine oil dipstick (1-Sanitation)
Replaced hydraulic hoses on trash truck (1-Sanitation)
Replaced headlight (1-Sanitation, 1-Police)
Troubleshoot electrical problem with lights, siren, radio (1-Police)
Replaced wiper blades (1-Police)
Recharged A/C system (1-Streets)
Replaced seat covers (1-Water)
Repaired fuel leak (1-Streets)
Replaced pressure adjusting assembly and rebuilt pump on paint machine (1-Streets)

Alamosa Fire Department

Department Report for July 2020

The Alamosa Fire Department responded to 30 incidents within the City Limits and 16 incidents outside the City Limits. In addition to paged fire calls, Officers also responded to an additional 7 calls for assistance.

Call Comparisons

Year	Monthly Comparison	Total City Calls Year to Date W/O Flights	Total Flights Year to Date	Total County Calls Year to Date
2020	30*	129	32	110
2019	17**	107	75	84

* Includes 9 Airport Flight Standbys ** includes 2 Airport Flight Standbys

Inspections:

9 Commercial Building inspections were performed

Fire Prevention/Station Tours:

No station tours were given

Training:

Firefighters logged a combined total 96 hours of training during the month.

ALAMOSA

Incident Type Report (Summary)

Alarm Date Between {07/01/2020} And
{07/31/2020} and Station = "1"

Incident Type	Count	Pct of Incidents	Total Est Loss	Pct of Losses
1 Fire				
131 Passenger vehicle fire	1	3.33%	\$7,000	100.00%
141 Forest, woods or wildland fire	1	3.33%	\$0	0.00%
162 Outside equipment fire	1	3.33%	\$0	0.00%
	3	10.00%	\$7,000	100.00%
3 Rescue & Emergency Medical Service Incident				
311 Medical assist, assist EMS crew	1	3.33%	\$0	0.00%
322 Motor vehicle accident with injuries	1	3.33%	\$0	0.00%
	2	6.67%	\$0	0.00%
4 Hazardous Condition (No Fire)				
412 Gas leak (natural gas or LPG)	1	3.33%	\$0	0.00%
440 Electrical wiring/equipment problem, Other	1	3.33%	\$0	0.00%
	2	6.67%	\$0	0.00%
5 Service Call				
531 Smoke or odor removal	3	10.00%	\$0	0.00%
551 Assist police or other governmental agency	1	3.33%	\$0	0.00%
552 Police matter	3	10.00%	\$0	0.00%
571 Cover assignment, standby, moveup	9	30.00%	\$0	0.00%
	16	53.33%	\$0	0.00%
6 Good Intent Call				
611 Dispatched & cancelled en route	1	3.33%	\$0	0.00%
622 No Incident found on arrival at dispatch address	1	3.33%	\$0	0.00%
	2	6.67%	\$0	0.00%
7 False Alarm & False Call				
733 Smoke detector activation due to malfunction	1	3.33%	\$0	0.00%
735 Alarm system sounded due to malfunction	2	6.67%	\$0	0.00%
745 Alarm system activation, no fire - unintentional	2	6.67%	\$0	0.00%
	5	16.67%	\$0	0.00%

30

\$7,000

COUNCIL COMMUNICATION

DATE August 3, 2020	AGENDA NO.C. 8. a	SUBJECT: IT Director Monthly Report for July 2020
Department Head: 		
City Manager:		
PRESENTED BY: James A. Belknap		

Below is a statement regarding major issues covered by the City IT Department:

July 2020 Report

- Working with Tyler Technologies, IT replaced 2 credit card terminals and assisted in the software configurations to move the City to a new credit card processing company. In addition to the internal software rollover, the online payment processing was also changed to match the on-site processing.
- IT began deploying Morpho Identity scanners to the Sergeants in the Police Department. This will allow officers to do in-the-field ID scans that check local and national databases. This project began about a year ago and has demanded close cooperation with CBI to develop a plan for deployment, implement proper network security and configurations, and finally deploy the hardware and software to the officers.
- IT continued on a project to expand the City's security camera and public access networks to the scorebooth located at Lee Fields. The project began with a network buildout in the multi-use pavilion and rodeo grounds and ended with a fiber connection extending out to the scorebooth. Network equipment was installed and configured to permanently fix 3 network access points (providing

free wifi to the fields) as well as add 4 security cameras. All equipment was installed in a secure locking server rack. Network wiring and camera mounting was done by Rocky Mountain Fire and Security under IT's supervision.

- IT upgraded all APs for both the APL and COFA networks to ensure the latest performance upgrades and security patches are active.
- As a result of continuing issues with software on the Recreation Division Supervisor's computer, IT completed a total rebuild of the operating system on the machine. In addition to resolving the software error, IT replaced the dock with a failing fan that is paired with the laptop.
- IT worked with Facilities to mount a Logitech PTZ camera in council chambers. This camera allows for a high quality stream of video in council chambers to be added to any Zoom conference. As the camera is a "pan, tilt, zoom" camera, streaming will be available even when the divider is set up for a smaller conference.
- IT investigated an issue at the Wastewater Treatment Facility where the control computers were unable to communicate with the control devices. A power failure on a switch was discovered to have caused the issue. IT replaced the failed uninterrupted power supply unit and has been monitoring the issue.
- In a similar power failure situation, the network leg that extends out to Streets, Fleet Maintenance, and the Multi-Use Pavilion was interrupted when a separate UPS was depleted. Core network buildings like City Hall and the Water Treatment Plant all have power generators that successfully carried through the power event.
- Backups for both the Water Treatment Plant and Wastewater Treatment Facility were checked and confirmed.
- IT received a report from the Clerk's office that customers were not able to access online court payments. After investigating, IT discovered that online business license payments were also down. IT worked with Tyler to find the root cause of the issue. We found a duplication of a line of code in the configuration of an interconnecting service that allows information to be passed between the online payments website and our internal system. Removing the duplicate line resolved the issue. IT will continue to monitor the online payment functionality.

- IT worked with CBI to resolve a long experienced problem where CAD files were not properly imported from the State. A complete rebuild of the system was undertaken. The software that handles the SSH connections was upgraded on the RMS server. The configuration for the SSH server was changed to enforce a specific home directory for all connections and not just one user, the port was changed, the manner in which a session is created was changed to disallow the execution of programs remotely, and connection logging was enabled. The firewall and NAT policies were updated to the new port and restricted traffic to only allow connections from the States's IP and new account information was given to the CBI via encrypted email. All of these steps not only resolved the issues previously encountered but also dramatically increased the security of the system.
- IT assisted in the internal transition of an employee from the Public Works Department to the Projects Specialist / Communications position in the City Manager's office.
- A new computer was deployed to an investigator in the Police Department. The previous computer was repurposed within the department to allow for extra personnel to assist in investigative cases.
- By request of the Library, IT adjusted the time limits on the public computer in the Library. Along with a regular sanitation routine, the Library will be able to offer the use of public computers to patrons while maintaining safe practices.
- Patched all City owned computers to the latest patch and vulnerability fixes from Microsoft. This monthly patching helps protect our computers from malicious software, resolve general windows issues/bugs, and provide access to new windows features.

In Monte Vista, we performed the following items:

- IT prepared for the demolition of the Ski-Hi building by removing the cameras and other IT equipment from the building. The equipment will be stored and repurposed as seen fit.
- Worked with the Police Department and HR to provision accounts for a new hire.
- Assisted the Finance Director on various issues encountered on the Microsoft Surface issued by IT.
- IT provisioned a redundant connection on the City's secure network through Jade Communications. The redundant line supports active failover ensuring connectivity in the event the City's primary telecommunications line is unavailable.
- Worked with the City Clerk to restore PDF reading functionality after an update on Windows.
- Updated personnel names and extensions on the central phone system.
- IT worked with the Public Works and Recreation Department to transfer all Viaero phones to AT&T's FirstNet cell network. This is the same network used by other first responders and public safety personnel.
- Patched all City owned computers to the latest patch and vulnerability fixes from Microsoft. This monthly patching helps protect our computers from malicious software, resolve general windows issues/bugs, and provide access to new windows features.



Tickets

Ticket #	Summary	Created	Closed
8706	PHONE RECORDING	2020-07-01T16:41:28+00:00	2020-07-01T19:31:07+00:00
8707	Online Court Payments	2020-07-01T21:50:25+00:00	2020-07-08T22:04:40+00:00
8708	Install Webcam	2020-07-02T01:32:43+00:00	2020-07-02T15:10:37+00:00
8709	Upload video	2020-07-02T11:07:13+00:00	2020-07-02T16:08:31+00:00
8710	I keep getting this text messages and have been deleting. I want to verify that there is not a problem. Thank you.	2020-07-02T16:02:22+00:00	2020-07-02T16:06:05+00:00
8711	I was recently switched to unit 21, one of the Chargers, and am unable to login on the computer installed in it. Says the domain doesn't belong to me	2020-07-04T07:32:07+00:00	2020-07-08T10:49:46+00:00
8712	Chanel 10	2020-07-06T15:56:39+00:00	2020-07-06T16:03:35+00:00
8713	Animotica for Library	2020-07-06T18:07:45+00:00	2020-07-08T16:02:46+00:00
8714	asset tiger	2020-07-06T18:30:06+00:00	2020-07-07T22:58:09+00:00
8715	More	2020-07-06T18:37:57+00:00	2020-07-07T22:58:14+00:00
8716	AXON Dash Cam	2020-07-06T19:52:19+00:00	2020-07-06T22:30:00+00:00
8717	Keyboard for PC1199 (Report Writer)	2020-07-06T22:26:11+00:00	2020-07-08T16:02:29+00:00
8718	2501	2020-07-07T01:24:47+00:00	2020-07-08T22:31:10+00:00
8719	Website statistics - Google Analytics	2020-07-07T13:13:08+00:00	2020-07-07T15:55:32+00:00

Ticket #	Summary	Created	Closed
8720	Remove Computers so Desk can be moved	2020-07-07T14:40:19+00:00	2020-07-08T16:02:15+00:00
8722	ArcGIS Pro	2020-07-07T17:49:53+00:00	2020-07-07T20:04:22+00:00
8723	Remote connection on personal desktop	2020-07-07T18:07:42+00:00	2020-07-14T14:52:31+00:00
8724	Update Travel Forms on the Home Page	2020-07-07T21:11:56+00:00	2020-07-08T16:01:55+00:00
8726	Colorado Sales Tax Lookup Link	2020-07-08T15:12:49+00:00	2020-07-21T15:27:03+00:00
8728	Voicemail password	2020-07-08T18:18:38+00:00	2020-07-08T22:34:09+00:00
8729	GV Edge	2020-07-08T18:21:25+00:00	2020-07-10T16:27:16+00:00
8730	Update virtual council meeting information	2020-07-08T22:23:44+00:00	2020-07-08T22:37:10+00:00
8732	Word Error Message	2020-07-09T18:58:48+00:00	2020-07-15T20:13:08+00:00
8734	Unit 25 no network	2020-07-09T23:41:19+00:00	2020-07-09T23:41:58+00:00
8735	Card Reader for Court	2020-07-10T17:08:17+00:00	2020-07-15T16:36:44+00:00
8736	Training Center Internet Connection	2020-07-11T01:16:07+00:00	2020-07-11T16:09:01+00:00
8737	Please stop sending me your posts	2020-07-11T14:19:42+00:00	2020-07-13T22:00:48+00:00
8738	Unit 7 back camera is not working again.	2020-07-13T06:19:56+00:00	2020-08-04T15:56:40+00:00

Ticket #	Summary	Created	Closed
8739	MDT	2020-07-13T15:29:49+00:00	2020-07-13T17:58:36+00:00
8740	Change phone names for Daniels and Randy's phones	2020-07-13T15:49:56+00:00	2020-07-13T17:58:12+00:00
8741	Install Daniel's new desktop and change assigned user to Randy	2020-07-13T15:50:28+00:00	2020-07-13T17:57:53+00:00
8742	Keyless entry Latch replacment/upgrade pumphouse	2020-07-13T16:29:08+00:00	2020-07-13T17:58:03+00:00
8743	MIP	2020-07-13T19:34:47+00:00	2020-07-13T20:07:46+00:00
8744	recording of phone call	2020-07-13T20:21:59+00:00	2020-07-13T21:56:44+00:00
8745	RecPro support	2020-07-13T21:51:38+00:00	2020-07-15T12:58:41+00:00
8746	City of Alamosa Form Submission	2020-07-14T00:10:31+00:00	2020-07-14T16:39:46+00:00
8748	Remote login	2020-07-14T16:37:34+00:00	2020-07-14T16:42:47+00:00
8750	Press Release for Rec Opening	2020-07-15T16:05:37+00:00	2020-07-15T16:43:59+00:00
8751	City web site - Public bid notice- RFP waste water treatment plant re roof	2020-07-15T17:18:47+00:00	2020-07-15T17:21:41+00:00
8752	Phone recording	2020-07-15T20:01:09+00:00	2020-07-15T20:15:12+00:00
8753	ID Badge and email set-up for Juan Lopez	2020-07-15T22:06:12+00:00	2020-07-17T16:09:08+00:00
8754	Cloud Recording - Work Session & Regular City Council Meeting is now available	2020-07-16T14:29:51+00:00	2020-07-16T15:15:15+00:00

Ticket #	Summary	Created	Closed
8755	2019 Audit to City's Website.	2020-07-16T14:54:32+00:00	2020-07-16T15:14:53+00:00
8756	Audit	2020-07-16T14:56:14+00:00	2020-07-16T15:00:47+00:00
8757	Invitation to bid placed on website as Public Bid	2020-07-16T17:06:28+00:00	2020-07-17T15:12:03+00:00
8758	Adobe pro on laptop	2020-07-16T18:16:03+00:00	2020-07-16T19:23:00+00:00
8759	Need a new Police ID Card	2020-07-16T19:24:24+00:00	2020-07-27T14:08:40+00:00
8760	Press Release	2020-07-16T22:21:18+00:00	2020-07-17T14:12:18+00:00
8761	SCADA System not running.	2020-07-17T13:38:28+00:00	2020-07-17T15:53:11+00:00
8762	Contact Triplite about failing ups's	2020-07-17T15:26:11+00:00	2020-07-20T19:09:26+00:00
8763	Contact Tyler on the ???????????????? Issue with the card printers	2020-07-17T15:52:20+00:00	
8764	Court payments	2020-07-17T20:42:31+00:00	2020-07-17T21:09:42+00:00
8765	Computer	2020-07-17T21:11:17+00:00	2020-07-17T22:02:04+00:00
8766	Oriana Existing	2020-07-17T21:21:10+00:00	2020-07-27T22:02:59+00:00
8767	Help grandpa figure out why he cannot open file	2020-07-20T16:49:06+00:00	2020-07-24T16:32:24+00:00
8769	Training Center Camera	2020-07-20T18:41:43+00:00	2020-07-20T19:20:17+00:00

Ticket #	Summary	Created	Closed
8770	Ticket	2020-07-20T20:22:02+00:00	2020-07-21T14:29:16+00:00
8771	Printer/Copy/Fax Station 1	2020-07-20T21:11:41+00:00	2020-07-22T19:06:45+00:00
8772	Install Web Camera's	2020-07-21T14:36:21+00:00	2020-07-21T20:52:03+00:00
8773	Need Web Camera for ciurt	2020-07-21T15:38:31+00:00	2020-07-21T15:46:07+00:00
8774	Need to borrow a web camera	2020-07-21T18:33:17+00:00	2020-07-21T20:40:52+00:00
8775	Fax Machine not working. We have dial tone, when someone tries to fax to us they get a busy.	2020-07-22T14:14:36+00:00	2020-07-24T18:02:43+00:00
8776	Keyboard	2020-07-22T14:56:48+00:00	2020-07-24T16:32:36+00:00
8777	Michael Martinez is having issues with VPN on laptop	2020-07-22T15:54:37+00:00	2020-08-05T19:41:54+00:00
8778	City COVID webpage update	2020-07-22T21:29:22+00:00	2020-07-22T22:01:53+00:00
8779	Vehicle's Computer not connected to internet	2020-07-23T15:08:35+00:00	2020-07-23T15:52:19+00:00
8780	BPMS	2020-07-23T17:16:50+00:00	2020-07-23T20:10:55+00:00
8781	Phone Recording	2020-07-23T21:06:54+00:00	2020-07-24T16:35:51+00:00
8782	Phone Directory Updates	2020-07-23T22:01:21+00:00	2020-07-24T22:58:31+00:00
8783	COVID Press Release 7.24.20	2020-07-24T19:28:01+00:00	2020-07-24T22:50:17+00:00

Ticket #	Summary	Created	Closed
8784	Transition Items	2020-07-24T21:29:15+00:00	2020-07-27T22:55:51+00:00
8785	Remote connection	2020-07-27T14:07:41+00:00	2020-07-27T17:47:20+00:00
8786	CCIC on Investigator PC	2020-07-27T14:46:39+00:00	2020-07-27T15:28:12+00:00
8787	Password Reset	2020-07-27T17:26:32+00:00	2020-07-27T19:26:43+00:00
8788	Kelley Google contacts and H: drive access	2020-07-27T19:40:42+00:00	2020-07-27T23:03:59+00:00
8789	Adobe Digital Editions	2020-07-27T19:53:13+00:00	2020-07-29T21:22:08+00:00
8790	Access	2020-07-27T21:19:07+00:00	2020-08-03T14:55:04+00:00
8791	Google Spreadsheet	2020-07-28T14:49:10+00:00	2020-08-03T14:49:50+00:00
8792	Gmail issues on phone	2020-07-28T15:49:42+00:00	2020-07-30T16:32:51+00:00
8793	Change time limit on public computers	2020-07-28T16:45:03+00:00	2020-07-28T21:36:55+00:00
8794	Kirk's Battery Backup Kicked the Bucket	2020-07-28T20:11:51+00:00	2020-07-28T22:30:08+00:00
8796	Public Computer time limit	2020-07-28T21:18:25+00:00	2020-07-28T22:29:40+00:00
8797	New keyboard	2020-07-29T17:25:13+00:00	2020-08-06T16:22:27+00:00
8798	Recording of a phone call	2020-07-29T18:24:20+00:00	2020-07-29T18:31:31+00:00

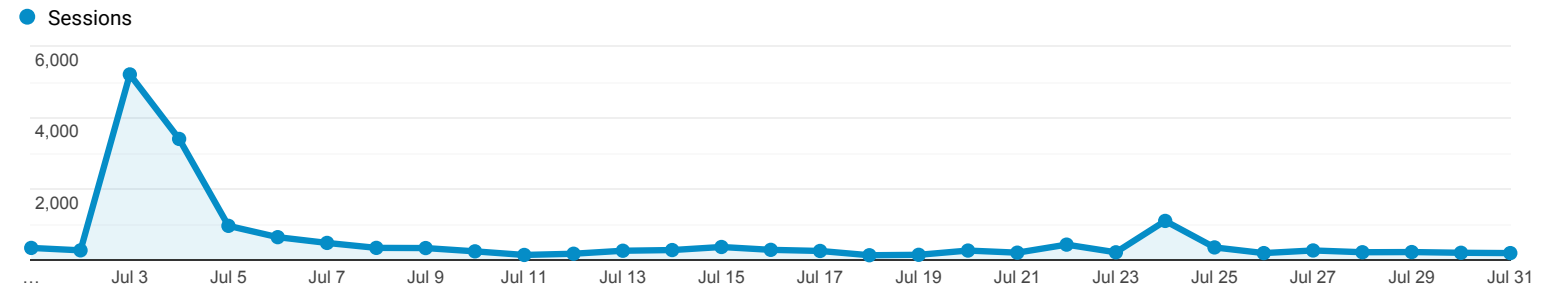
Ticket #	Summary	Created	Closed
8799	Login to your help desk portal	2020-07-29T19:38:37+00:00	2020-07-29T21:20:28+00:00
8800	2nd Monitor for Juan	2020-07-29T22:16:02+00:00	2020-07-31T19:55:05+00:00
8801	Forward Phone VM to email and reset VM password	2020-07-30T16:03:16+00:00	2020-07-30T16:07:56+00:00
8802	IT Request	2020-07-30T17:20:58+00:00	2020-07-30T17:50:29+00:00
8803	Incode	2020-07-30T19:28:53+00:00	2020-07-30T19:56:51+00:00
8804	online payments not working again	2020-07-30T21:07:28+00:00	2020-08-05T22:24:12+00:00
8805	Extension for UPS	2020-07-31T14:37:58+00:00	2020-07-31T16:52:43+00:00
8806	City Council Zoom Information	2020-07-31T18:27:09+00:00	2020-07-31T19:58:54+00:00
8807	Zoom Webinar subscription	2020-07-31T18:27:57+00:00	2020-07-31T19:54:28+00:00
8808	APL wifi and Cole Park not working.	2020-07-31T19:17:27+00:00	
8809	Confirm Incode 10 on Harry's PC	2020-07-31T19:56:25+00:00	2020-07-31T19:56:40+00:00
8810	Update document for Municipal Court Virtual Information	2020-07-31T21:15:48+00:00	2020-08-03T14:17:27+00:00
8811	Please update information on front page of Municipal Court page	2020-07-31T21:33:20+00:00	2020-08-05T20:28:48+00:00

Audience Overview

All Users
100.00% Sessions

Jul 1, 2020 - Jul 31, 2020

Overview



Sessions

18,378

Users

12,782

Pageviews

26,759

Pages / Session

1.46

Avg. Session Duration

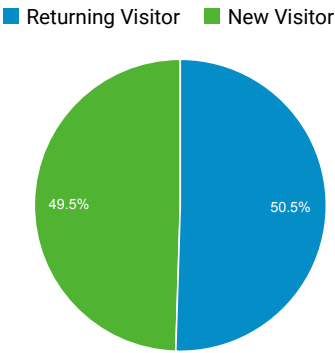
00:00:55

Bounce Rate

76.54%

% New Sessions

49.50%



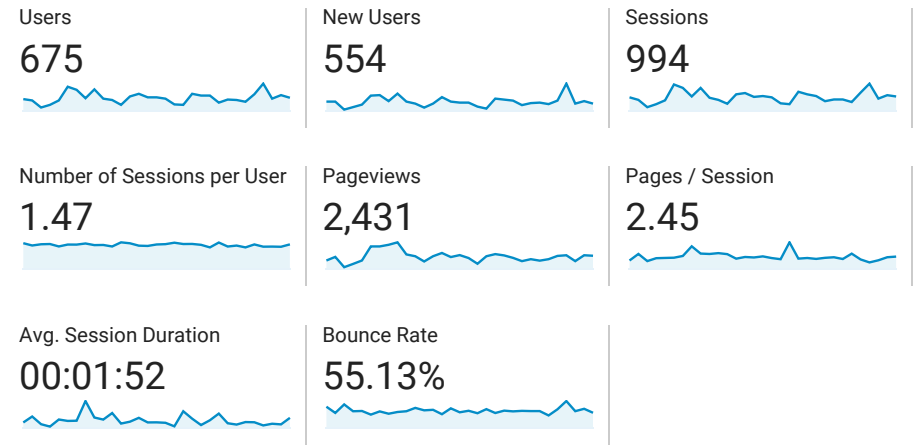
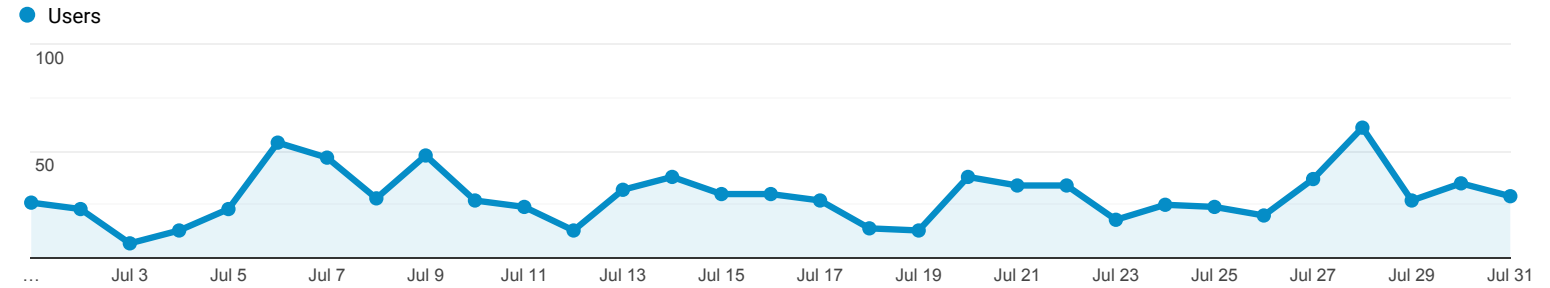
Language	Sessions	% Sessions
1. en-us	11,361	61.82%
2. en	6,749	36.72%
3. fr-fr	76	0.41%
4. en-gb	58	0.32%
5. es-us	25	0.14%
6. es-419	17	0.09%
7. zh-cn	10	0.05%
8. en-au	8	0.04%
9. es-es	7	0.04%
10. de	6	0.03%

Audience Overview

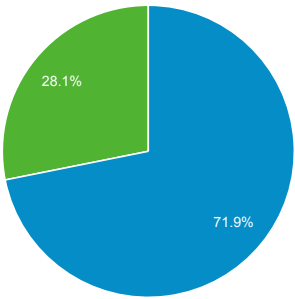
All Users
100.00% Users

Jul 1, 2020 - Jul 31, 2020

Overview



■ New Visitor ■ Returning Visitor



Language	Users	% Users
1. en-us	498	73.78%
2. en	164	24.30%
3. (not set)	2	0.30%
4. c	2	0.30%
5. en-ca	2	0.30%
6. en-gb	2	0.30%
7. af	1	0.15%
8. es-xl	1	0.15%
9. ka-ge	1	0.15%
10. mk-mk	1	0.15%

City Clerk/Municipal Court July 2020 Monthly Report

Prepared and distributed 18 birthday cards.

LIQUOR:

- Renewals:
 - o Woody's Q Shack
 - o Chili's
 - o City Market
 - o Knights of Columbus
- Special Events Permit:
 - o Christian Community Service Projects
- Liquor License Inspections:
 - o Woody's Q Shack
 - o Chili's
 - o Knights of Columbus
 - o City Market

COURT:

- Court held via Zoom Meetings July 1, 6, 14, 15, 20
- Meeting for Judge McDonald for interview regarding Court-related debt in Colorado
- Met with Court staff and Judge to discuss August court dates and in person court hearings
- Trained CAMCA Class Introduction to Court via Zoom Webinar for CAMCA members

TRAINING:

- Attended Institute Webinar Training: Reflective Leadership
- Attended Institute Webinar Training: Exploring Diversity and Inclusion
- Attended first session of 5-week mastermind: Everyone Communicates, Few Connect

OTHER:

- Attended weekly Leadership Team meetings.
- Attended Work Sessions & Regular Council meetings via Zoom Webinar.
- Attended Regular Meeting with Mayor Coleman and City Manager.



Filed Or Closed Cases Listing

ALAMOSA MUNICIPAL COURT

8/11/2020 9:06:01 AM

Totals For Filed Date From 07/01/2020 To 07/31/2020

Posted Fee Totals For Transaction Date From 07/01/2020 To 07/31/2020

Violations By Filed Date

CITY ORDINANCE	26
PARKING	11
TRAFFIC	39
Total Violations Filed:	76

Violations Completed-Paid Fines By Filed Date

CL-DOCKET CLOSED

CITY ORDINANCE	15
PARKING	10
TRAFFIC	26
CL	51

DENIED-DENIED FILING, CLOSED

CITY ORDINANCE	2
DENIED	2
Total Violations Completed-Paid Fines:	53

Violations Completed-Before Judge By Filed Date

CL-DOCKET CLOSED

CITY ORDINANCE	2
TRAFFIC	1
CL	3
Total Violations Completed-Before Judge:	3



Filed Or Closed Cases Listing

ALAMOSA MUNICIPAL COURT

8/11/2020 9:06:01 AM

Totals For Filed Date From 07/01/2020 To 07/31/2020

Posted Fee Totals For Transaction Date From 07/01/2020 To 07/31/2020

Violations Completed-Other By Filed Date

DI-DISMISSED/PRESENTED INSURANCE

TRAFFIC

1

DI

1

DP-DISMISSED BY PROSECUTOR

CITY ORDINANCE

2

DP

2

DV-DIVERSION VOID

CITY ORDINANCE

3

DV

3

UL-UNABLE TO LOCATE

PARKING

4

UL

4

Total Violations Completed-Paid Fines:

10

Total Violations Completed-Paid Fines:

53

Total Violations Completed-Before Judge:

3

Total Violations Completed-Before Jury:

0

Total Violations Completed-Before Teen Court:

0

Total Violations Completed-Other:

10

Total Violations Completed:

66

Total Violations Filed:

76

Net Difference Filed - Completed:

10

Warrants Cleared



Filed Or Closed Cases Listing

ALAMOSA MUNICIPAL COURT

8/11/2020 9:06:01 AM

Totals For Filed Date From 07/01/2020 To 07/31/2020

Posted Fee Totals For Transaction Date From 07/01/2020 To 07/31/2020

CITY ORDINANCE	8		
Total Warrants Cleared:	8	Total Violations:	8
Total Warrants Issued:	0		
Total Warrants Cleared:	8		
Net Difference:	-8		

Violations Completed-Other Paid By Filed Date

AJ-TRAFFIC DEFERRAL

TRAFFIC	1		
AJ		1	

CL-DOCKET CLOSED

CITY ORDINANCE	1		
CL		1	

CO-COLLECTIONS

CITY ORDINANCE	3		
CO		3	

LN-LIEN ON LICENSE - DEFAULT

TRAFFIC	2		
LN		2	

OD-ORDINANCE DEFERRAL

CITY ORDINANCE	1		
OD		1	

PD-PENDING



Filed Or Closed Cases Listing

ALAMOSA MUNICIPAL COURT

8/11/2020 9:06:01 AM

Totals For Filed Date From 07/01/2020 To 07/31/2020

Posted Fee Totals For Transaction Date From 07/01/2020 To 07/31/2020

Violations Completed-Other Paid By Filed Date

TRAFFIC	2	
PD		2
PP-PAYMENT PLAN		
CITY ORDINANCE	1	
TRAFFIC	1	
PP		2
RH-RESTITUTION HEARING		
CITY ORDINANCE	1	
RH		1
ST-STATUS HEARING		
CITY ORDINANCE	14	
TRAFFIC	3	
ST		17
TR-TRIAL - NON JURY		
TRAFFIC	1	
TR		1
UL-UNABLE TO LOCATE		
PARKING	1	
UL		1
WI-WARRANT ISSUED		
CITY ORDINANCE	7	
WI		7
Total Violations Completed-Other Paid:		39



Filed Or Closed Cases Listing

ALAMOSA MUNICIPAL COURT

8/11/2020 9:06:01 AM

Posted Fee Totals For Transaction Date From 07/01/2020 To 07/31/2020

Fee Code	Fee Description	Paid
		\$0.00
CCOST	COURT COSTS	\$225.00
DEFER	DEFERRED FEE	\$50.00
DFLT	DFLT JUDGMENT	\$150.00
FINE	Fine	\$4,450.13
LATE	LATE FEE	\$86.85
OJW	OUTSTANDING JUDGMENT WAR	\$30.00
PD SUR	PD SURCHARGE	\$795.00
REST	RESTITUTION	\$612.10
TP	SERVICE CHARGE	\$74.02
VA	VICTIMS ASSISTANCE	\$60.00
WF	WARRANT FEE	\$30.00

Report Totals: \$6,563.10

HUMAN RESOURCES MONTHLY REPORT

July 2020

New Employees:

Thomas Matson	Recreation	Outdoor Recreation Intern
Timothy Maytum	Police	Police Officer
Juan Lopez	Recreation	Office Supervisor

Exiting Employees:

Oriana Sanchez	Recreation	Office Supervisor
Kelley Baily	City Manager	Communications & Project Specialist
Corey Quinlan	Public Works	Water Wastewater Technician I

Workers Compensation:

New filings: 1

Alamosa Police Department

July 2020 Month End Report

Part 1 Crime Category	May-20	Jun-20	Jul-20	Jul-19	Raw # Change	Year to Date
Part 1 Violent Crimes						
Homicide	0	0	0	0	0	2
Sexual Assaults	2	0	6	2	4	16
Robbery	1	1	0	0	0	4
Aggravated Assault	5	2	3	4	-1	28
Total Violent Crimes	8	3	9	6	3	50
Part 1 Property Crimes						
Burglary	4	6	5	14	-9	45
Larceny	41	29	24	49	-25	228
Vehicle Theft	3	2	5	1	4	27
Total Property Crimes	48	37	34	64	-30	300
Total Part 1 Crimes	56	40	43	70	-27	350
Miscellaneous Offenses						
Domestic Violence	9	12	8	7	1	66
Simple Assault	5	7	2	8	-6	32
Drug Related	7	4	9	11	-2	37
Liquor Laws	0	1	1	0	1	7
Harassment	6	8	9	5	4	54
DUI/DWAI/DUID	5	2	6	1	5	22
Arson	0	0	1	1	0	6
Traffic Related						
Traffic Accidents	22	17	30	31	-1	167
Fatal	0	0	0	0	0	1
Injury	5	2	3	5	-2	24
Property Damage	17	15	27	26	1	142
Community Service Ofc						
Dogs picked up	15	11	24	7	17	104
Animal Bites	2	2	5	6	-1	13
Barking Dog Complaints	0	0	0	2	-2	0
Wildlife Calls	8	6	16	25	-9	46
Weed/Trash Removal	9	27	23	75	-52	90
Snow Removal	0	0	0	0	0	16
Towed Vehicles	1	1	4	1	3	13
Red Tagged Vehicles	1	2	1	8	-7	34
Summons Issued	11	11	12	15	-3	96
Calls for Service	236	186	294	239	55	1470

Submitted by: Ken Anderson, Chief of Police



THE CITY OF ALAMOSA

Parks and Recreation/Library

CREATING COMMUNITY THROUGH PEOPLE, PARKS, AND PROGRAMS

PARKS/CEMETERY

- **Cemetery Activities**

	<u>August</u>	<u>Total 2020</u>	<u>Total 2019</u>
Graves opened & closed	10	30	38
Graves set up services	10	30	38
Graves raised to grade	6	27	31
Cemetery single spaces sold	12	55	9
Stones leveled	30	30	17
Columbarium Niches sold	0	10	0
Disinterment	0	0	0

- **Tree Related Activities**

	<u>August</u>	<u>Total 2020</u>	<u>Total 2019</u>
Trees Pruned/Trimmed	93	274	127
Trees Planted	0	35	44
Dead Trees Removed	4	16	15
Trees Moved	0	0	0

- **Park Activities**

Cemetery computer work
 Funeral setups and the digging of graves
 Locates for the public and stone setters
 Playground inspections
 Daily trash runs and the sanitizing of bathrooms
 Sanitizing of playgrounds
 Disinfecting of high use areas
 Disinfecting of work trucks
 Daily trash runs in the parks, cemetery, and ranch
 River dike checks
 Inventory for parks and cemetery needs
 Fix broken sprinklers in parks and cemetery
 Mow and trim parks and cemetery
 Wash equipment
 Covid-19 screenings
 Washed tennis courts
 Mow north river road
 Mow South Craft
 Mow golf course area
 Mow fairgrounds
 Mow South State
 Load grass clippings at cemetery

Mow Jackson Ditch
Fix wind screens
Trim trees Blanca Vista
Mow west 10th street
Set up for car show
Drive T posts and mark water lines
Get Cole park ready mow, mark, and turn off water
Meet with Colorado weed state coordinator
Mow 9th and Denver lot
Mow roadsides and river dikes
Mow HWY 17
Spread crusher fines at Blanca Vista path
Spray Adcock way for street Dept.
Haul poly carts for event

Spring/Summer Activities Guide

Check out our activities guide for all the upcoming spring and summer events and programs. Our Facebook page - City of Alamosa Activities - is another great way to be informed of updates.

SPORTS & ACTIVITIES

Most organized recreation, including youth sports practices and games, and adult fitness/cultural enrichment classes, are temporarily suspended until further notice. Staff are hopeful to jumpstart programs with new safety protocols in August. Visit www.alamosarec.org for the most up to date information.

Check out our **Online Fitness** options, <https://alamosarec.org/Memberships.aspx?id=88>. Stay active and healthy; this resource is free to all.

Rec Center Membership (active as of March 17) will be extended for an equal number of days that the facility is closed. Punch passes are not time-sensitive; so no changes.

All of the City's 13 parks, 20+ miles of trails, as well as other outdoor public amenities, are open. Please follow the State's Safer at Home guidelines for **Personal Recreation**; specifically:

- • - Stay at home if sick or exhibiting COVID-19 symptoms.
- • - Practice good hygiene. Wash your hands frequently and don't touch your face. Bring hand sanitizer to clean hands when soap/water is not available.
- • - Wear a face covering or mask when you leave your home and while recreating.
- • - Continue to physically distance, staying at least 6 feet from members of other households.
- • - Limit non-household group sizes to 10 unless otherwise allowed as per the State's Safer at Home guidelines for **Personal Recreation**.
- • Attend a **FREE, Online fitness class or find a workout plan** hosted and/or prepared by AFRC Fitness Instructors.

- For Recreation News, visit www.alamosarec.org, or follow us on Facebook, the City of Alamosa Activities!
- For the most up to date information on the City of Alamosa's COVID-19 restrictions and preparedness plan.

Outdoor Recreation Activities

- **Alamosa Trail System:** Summer is a great time to explore our new trails, go to <https://alamosarec.org/CourseActivities.aspx?id=51&cat=7> to view trail maps and get out there!

Community Event News

Upcoming Community Events

- - ALMA's Sundays @ Six: August 9 (almaonline.org)
- - Great Northern Carnival: August TBD
- - Alamosa Round-Up Rodeo: August 27-30 (alamosaroundup.com)
- - SLV Pride Festival, August 29 (slvpride.org)
- - Alamosa ARTs Festival, September 18-19 (Alamosa ARTs Festival Facebook)
- - Cinco de Mayo Celebration: September 19 (sangreheritage.org)

RECREATION CENTER HOURS

The office at the Alamosa Family Recreation Center will be open Monday through Friday from 9:00 AM to 4:00 PM to visitors conducting official Parks and Recreation business, which may include program registrations, paying park fees, etc. The facility will not be open to visitors for exercising or recreating. Restrooms, water fountains, and the facility beyond the front desk will all remain closed until further notice. Visitors are required to properly wear a face mask and sanitize their hands upon entry of the Recreation Center. You may also conduct your business online, at www.alamosarec.org, or by phone, at (719) 589-2105. The Multi-Use Pavilion/Ice Rink is closed until further notice. Visit www.AlamosaRec.org for updates on open Parks and Recreation Amenities.

Rec Center Revenue

	Year to date	
	2020	2019
Courses	\$20,502.50	\$67,142.00
Facility Rentals	\$2,320.00	\$10,130.00
Membership	\$23,570.05	\$28,714.94
Merchandise	\$56,410.10	\$47,304.20
Total	\$102,697.65	\$153,291.14

Rec Center Door Count

January 2020	20,162	January 2019	19,755
February 2020	24,380	February 2019	20,272
March 2020	14,251	March 2019	23,314
April 2020	0	April 2019	19,780
May 2020	0	May 2019	13,294
June 2020	0	June 2019	15,899
July 2020	0	July 2019	21,818
		August 2019	13,145
		September 2019	15,893
		October 2019	22,261
		November 2019	21,132
		December 2019	<u>19,226</u>

Average per Month: 8,399

Average per Month: 18,815

Ice Rink Door Count

January 2020	22,717		
February 2020	11,102		
March 2020	6,387		
April 2020	0		
May 2020	0		
June 2020	0	November 2019	15,56
July 2020	0	December 2019	<u>11,580</u>

Average per Month: 5,743

Average per Month: 13,571

Cattails Golf Course July Report

Cattails Updates

We are having the Alex P. Kahler Memorial stroke play tournament with limited field and Covid restrictions. We have eliminated the meals to limit gathering.

We are still hosting the Joe I Vigil cross country meet. Myself and Coach Martin are working with the health department on restrictions and procedures. This field will also be limited and spectators will be restricted.

Through July 31st we have had over \$18,000 in food and beverage sales. That is over double what we budgeted for the year.

Membership/Pass Payments (YTD as of 6/30/20)

<u>Membership Type</u>	<u>Amount</u>	<u>2020 Budget</u>
------------------------	---------------	--------------------

Cart Shed	\$40,500
Original Family	\$33,517.50
Original Senior Family	\$21,233.50
Original Senior	\$28,935.00
Original Single	\$54,130
Premium Family	\$3,010
Twilight Senior	\$3,037.50
Twilight Single	\$8,775
Junior Pass	\$3,060
30 Day Pass	\$3,300
Range Passes	\$4,727.5

Total Membership/Pass Income	\$204,226	\$217,500
-------------------------------------	------------------	------------------

Golf Rounds YTD Through July 31, 2020

Yearly Avg

Member Rounds-	5,943	
Daily Fee Rounds-	2,960	
Total	8,903	16,000

Current Maintenance Work

- Working on conserving water with the hot and dry weather. Front 9 usage through July is 45.08 acre feet of allowed 80. On the back 9 we have used 67.95 acre feet of the allowed 110.
- The clock installation on the back 9 is complete. We no longer have to manually water at night.
- The crew is getting ready to aerate the greens and top dress them for the fall.
- Colin Schrader has donated a bunch of sod that we used to repair different marks from the irrigation install on the front as well as other damaged areas from the flood.

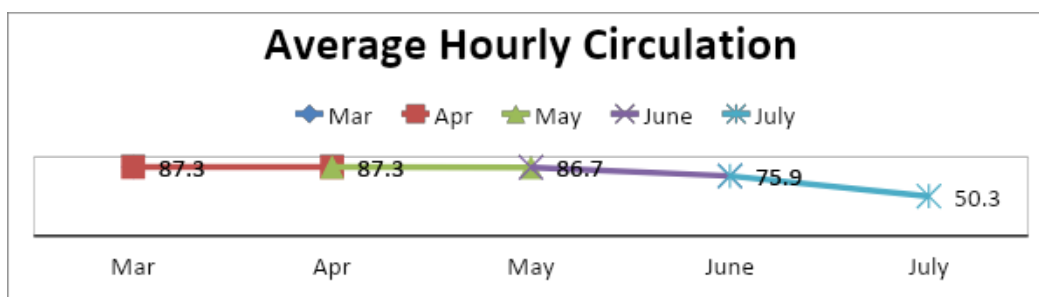
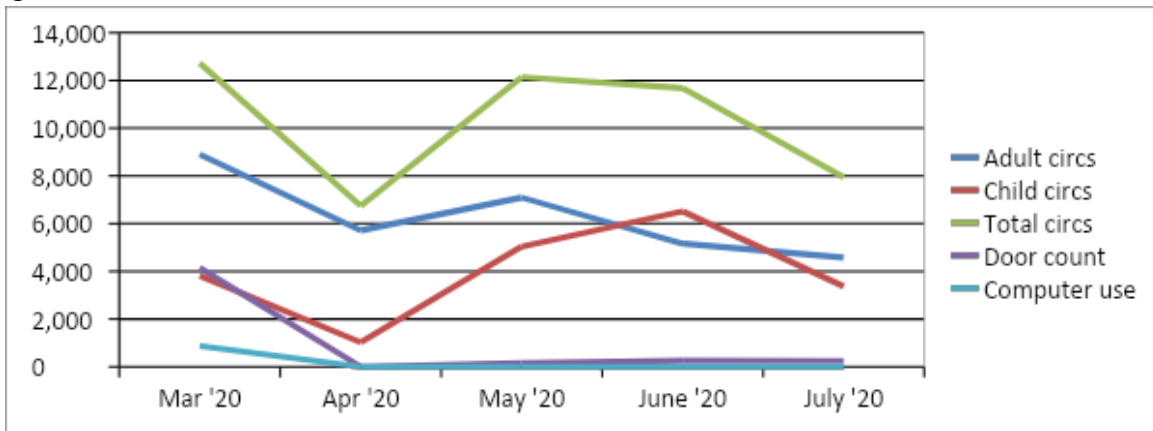
Library Manager Report – July 2020

Library Stats

Website Counter					
	July	June	May	April	March
Page views	2,431	3,061	3,575	1,686	2,373
Sessions	994	1,174	1,097	703	1,046
1 st Time Visitors	554	614	589	449	618
Returning Visitors	121	121	103	74	99

MONTHLY STATISTICS SUMMARY					
	July	June	May	April	March
Adult Cirs	4,578	5,164	7,094	5,714	8,905
Child Cirs	3,369	6,518	5,042	1,028	3,820
Total Cirs	7,947	11,682	12,136	6,742	12,725
Hours Open	158	154	140	COVID closure	143 Closed
Cirs per hour	50.3	75.9	86.7	Not calculable	87.3
CLC Cirs		298	527	14	924
Door Count	242 (curbside)	254 (curbside)	140 (curbside)	0	4,150
Computer Use	0	0	0	0	870
Aspen e-books	218	262	266	198	247
Overdrive	289	259	346	316	187

+ WIFI usage is inaccessible



Collection Development:

July: Staff added 317 new materials to the library collection: 226 books, 47 magazines, 17 audiobooks, and 27 DVD/Blu-Rays. This process includes purchasing, cataloging, and material processing. 436 items were discarded for damaged condition or old non-used items. (421 books (weeding unused Easy Non-Fiction books) and 15 magazines)

Staff announcements.

July: Volunteers: Our volunteers are few but they work hard and follow same protocol as our staff members. We had 1 teen volunteer, Haylee Coffman. She worked 8 hours helping with the Summer Reading Packets compilation. Patty Campbell volunteered 3 day in July for 9 hours. Patty has been steady to help us with inventory.

Staff Opened Curbside Service in May. It has been going smoothly and the # of patrons serviced seems to have leveled off. 242 appointments for curbside pick-up were made in July.

COMMUNITY KITS:

We have 25 Community Interest Kits for checkout:

- 
- 16 "Storytime to Go" Kits – 1 checkout in July
 - 1 Toy Cars Kit (for in-library usage) 0 checkouts in July
 - 1 Colorado State Park backpacks - 1 checkouts in July
 - 2 Bird Watching Backpack – 2 checkouts in July
 - 1 Alamosa Trails Backpack – 0 checkouts in July
 - 1 300 Library Lane Dollhouse Kit (for in-library usage) 0 checkouts in July
 - 1 Typing Kit – 0 checkouts in July
 - 1 Art and Drawing Bag – 0 checkouts in July
 - 1 Reiki Touch (complete home learning system) - 0 checkouts in July

Temporary Cards:

We have 113 temporary card holders that are using our online resources.

Comments from patrons with temporary cards:

"I wish to renew, I have utilized Libby and have greatly appreciated the access"

This is Karen Melgares and I appreciate the email regarding my card. I recently was checking if you had opened the Library to the public and when I found you had not I explored your website and was so pleased to find that your services are still so dynamic and robust despite the limitations we now have regarding this pandemic.

I had wanted to use curbside pickup for some of your materials but thought my card had expired already. So, if it is possible, I would greatly appreciate a renewal of my card. The number is 27333000090053.

Thanks again so very much. You guys are great and I look forward to someday being able to come into the Library again. 😊

Community Involvement



July:

<https://www.alamosalibrary.org/newsevents/summer/heres-larry/>

Week 5 reveal explanation

In Larry's first clue, the word "coffee" is written in bold letters, which is a hint that Larry is hiding at a place associated with coffee (a clue within a clue)!

Larry's second clue has the words "mills", "all" and "groves" in bold letters. Together, when said aloud, those three words sound very much like Milagros, which is where Larry was hiding this week. And doesn't the coffee pot on Milagros's sign looks big enough for a giant to use?



Larry will be at Milagros all weekend, so head on over there and take a picture with him! Be sure to post your photo on social media with the hashtag #ifoundlarry



Week 6 reveal explanation

This week's clues are a bit funny, but very revealing! The names of Larry's family members in his first clue are actually pizza ingredients (Pepper + Roni = pepperoni, Motsy + Rella = mozzarella), so we know that he's someplace where pizza is served. Rumphy is an anagram, or a word formed by rearranging the letters of another word, of Murphy, which is another big clue. "Papa" is written in bold letters and capitalized, so it's most likely a part of the location's name.

"Pete's a pie" sounds an awful lot like "pizza pie", doesn't it? And the words "bakes" and "takes" are both highlighted in the second clue. So, what place has pizza that you take home to bake? That's right, it's Papa Murphy's!

Larry will be at Papa Murphy's all weekend, so head on over there and take a picture with him! Be sure to post your photo on social media with the hashtag #ifoundlarry.



- **Week 7 reveal explanation**

The first clue for this week was pretty difficult as it didn't offer as many disguised hints as last week, but the words "untamed flowers" in bold was actually a cryptograph, or coded message, of the place where Larry was hiding (untamed = wild, flowers = roses). The second clue has the word "Roses" written twice in bold with the first letter capitalized, meaning that it's very important and part of the location's name. With all that said, we can conclude that Larry was skulking around Wild Roses all week.

Larry will continue to be at Wild Roses all weekend, so head on over there and take a picture with him! Be sure to post your photo on social media with the hashtag #ifoundlarry.



- **Week 8 reveal explanation**

A "shop for my gifts" is one way of saying a "gift shop" since it's a place for one to shop for small items intended to be given as presents, whether for yourself or to someone else. The word "Alley" is a big clue, as is "Treasure", and "Retail" is another indicator that Larry is at a place that sells things. So, what retail store "downtown in the valley" has the words "Alley" and "Treasure" in it's name that sells souvenirs and other small gifts? Treasure Alley, of course!

Larry will be at Treasure Alley all weekend, so head on over there and take a picture with him! Be sure to post your photo on social media with the hashtag #ifoundlarry.



- **Week 9 reveal explanation**

It was bound to happen that Larry would eventually run out of places to run to and hide in, but he sure had a great time exploring Alamosa and we hope you did too!



- **Weekends on the RIO**

July

We are listed as a partner with Weekends on the Rio with our youtube page <https://www.youtube.com/playlist?list=PL9k42S7nU5NXj3frl6OwrQBvDeeqUiZG> on the schedule of events.

Holly created weekly outdoor themed storytimes. Hidden talents from among our staff were revealed in the making of these new videos. You have to watch!



- **July:** We have 136 children signed up for our Planting Seeds, 1,000 books program. In this program, as each child reads 100 books, they receive 1 free book. At completion, each child receives a free T-Shirt with the Planting Seeds logo on it. 18 children/parents have completed the program. I personally took a call from a mother one day that called to make curbside arrangement because her daughter had finished another 100 books. So the participants are definitely working hard to accomplish the feat of reading 1,000 books!



- **July:** Family, Friends and Neighbors (FFN) program - 27 caregivers are signed up and all received Early Literacy Kits containing EL books, music, toys. We have 9 Spanish Literacy Kits in the community. No contact or changes made at this time. But this project is not off of our radar.



July

There were a total of 125 children registered for our Summer Reading Program this year. 215 project packets were issued on Monday mornings.

Children completed 49 challenges. Prizes were given out each week to all participants from the Raffle drawing.

We had 164 views of Holly's Story Time sessions. There were a total of 383 views of our youtube channel which includes the videos of Larry, the Library Gnome (24 views), "Imagine Your Puppet Show" (11 views) and all of the other special videos. See our Alamosa Public Library YouTube Channel. We have 46 subscribers. <https://www.youtube.com/channel/UCroCfnSYcrI3rNFU-94rQWA>



16 Little Free Libraries in Alamosa are sponsored by the Alamosa Public Library and the Friends of the Library. Each of these has different stewards that maintain the structure and keep them supplied with books, donated by Friends of the Library.

July Stewardship for LFL at:

Boys & Girls Club – 25 books and Summer Reading Logs

Cole Park (library staff) refilled with 20 books and Summer Reading Logs

Food Bank – WCC added 0 books – entrance to the Foodbank is blocked and no access to the Little Free Library has been allowed.

Housing Authority (5) – no news

La Puente – FOL (Friends of the Library) refilled with 15 books

Mosca Pit Stop – no news

Nancy Cutters Office (Nancy Cutter) – Nancy Cutter has relinquished her office near Les Glass. The LFL is under the Optimist Club's registration. She (Nancy) gave the official plaque and the books to club president Dawn Melgares. They will meet and decide where the LFL will be placed.

Senior Center – KREBS 8 books

SLV Immigrant Resource Center (Allyn Lewis) – 0 books

Zapata Park – Jan Oen & Don Thompson – not yet re-installed

Rio Grande Farm Park 2 Little Free Libraries – added 10 books



Friends of the Alamosa Public Library

July

- The book sales for May, June and July were canceled due to the COVID-19 “Safer at Home” executive orders. Since most of our volunteers are over 60 years of age and the ‘Spines’ book shed being very tight quarters the Library Manager and the Friends of the Library president have asked them to not have sales just yet. Their largest sale was usually during the Summerfest on Rio. But that event was canceled too.

2020 Summerfest on the Rio – Festival News – Monday, July 2, 2020

Dear Summerfest Friends and Family,

Due to ongoing Covid 19 pandemic concerns, the Summerfest on the Rio Committee has made the difficult decision to cancel this year's edition of the Festival. All paid arts and crafts/food vendor applicants will be refunded in full. The Summerfest Committee would like to thank you for your support, wish you and yours the best and we look forward to future events. See you next year on the Rio!

- Membership of Friends of the Library is at 79 members.
- July Book Nook proceeds: no sales - COVID-19 closure
- Narrow Gauge book store COOP – \$ (info currently unavailable)
- Friends’ meeting was July 21, 2020. The meeting was conducted via email responses with 7 members in attendance. Next scheduled meeting is August 18, 2020. Minutes for the meetings can be found on the library website:

<https://www.alamosalibrary.org/volunteer/join-friends/>

ALAMOSA CITY COUNCIL COUNCIL COMMUNICATION

Subject/Title:

Second Reading and Public Hearing, Ordinance No. 18-2020, An Ordinance Re-Zoning Tracts 3, 5 & 6 Of The Replat Of The Paterson Subdivision Located Generally West Of Highway 285 And Bounded Between West Eighth Street And West Tenth Street As Shown On The Attached Exhibit A, In The City Of Alamosa Colorado

Recommended Action:

Staff recommends that Council adopt Ordinance No. 18-2020 for the re-zoning Tracts 3, 5 & 6 of the Replat of the Paterson Subdivision

Background:

The subject properties are located generally west of Highway 285 South and bounded between West Eighth Street and West Tenth Street. A map of the area is attached. The properties are currently zoned Commercial Business.

The parent parcel, formerly known as the remainder tract of the Paterson Subdivision was recently subdivided into 5 new lots in order to further develop the property and facilitate the rezoning request. A copy of the subdivision plat is attached.

The petitioner wishes to rezone Tract 3 from Commercial Business (CB) to Residential High (RH), so as to allow for the immediate construction of a new 16-unit apartment building which would include a gym for all Kiva Apartment tenants. This kind of use is not permitted in a CB zone, but is permitted by right within a RH zone. Pending the approval of this request, the applicant intends to combine Tract 3 with the existing Tract 1 so that all the apartment buildings are on the same parcel; this necessitates the two lots be the same zone.

The petitioner further wishes to rezone Tracts 5 & 6 from CB to Mixed Use (MU). This zoning designation opens up multiple development opportunities, including new rental housing, such as townhomes or apartments, "big box" stores, and a new solar farm. This rezoning would be consistent with the direction that City Council provided in 2019 during a work session to rezone several areas of the community from CB to MU to allow for more uses including residential.

Modern planning theory has seen a shift from the segregation of land uses to an integration of land uses. These mixed-use developments provide a great deal of benefits, such as:

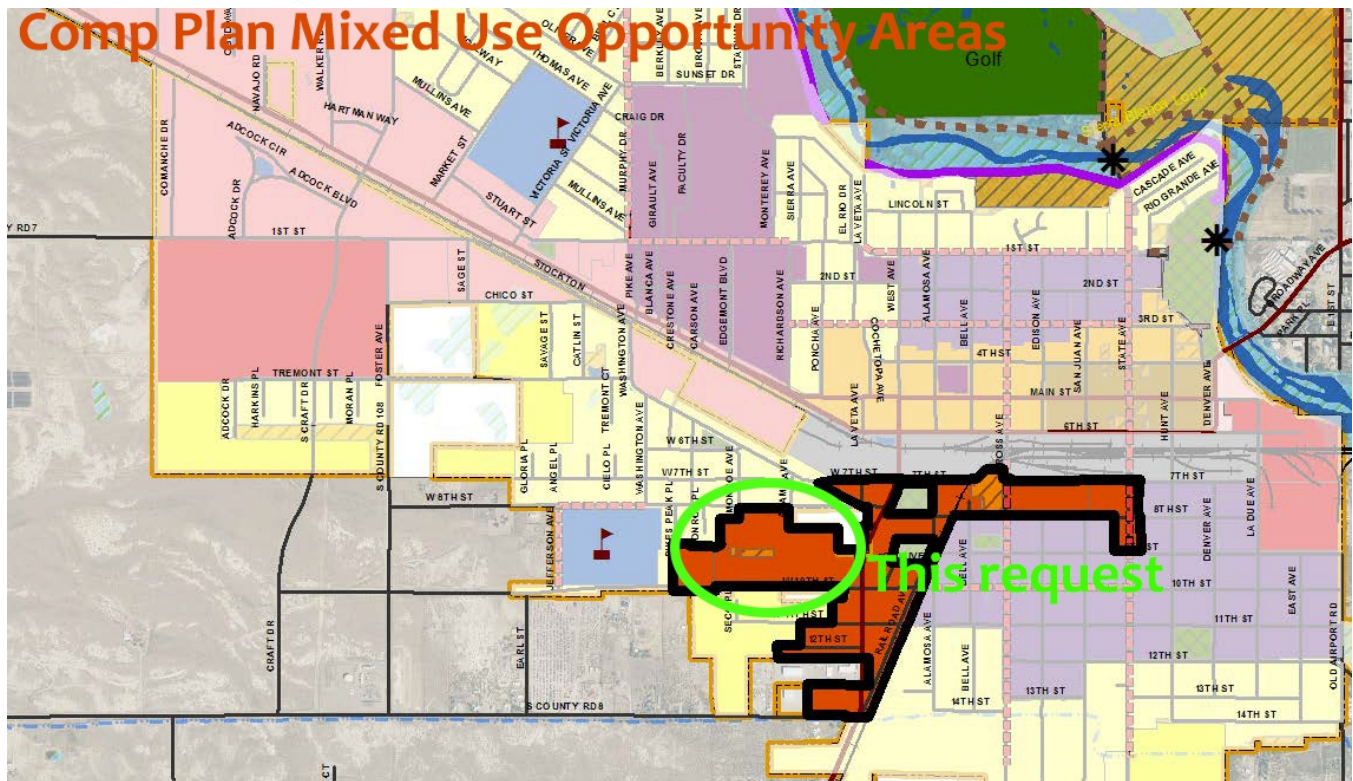
- Greater housing variety and density, more affordable housing (smaller units)
- More walkable neighborhoods
- Reduced distances between housing, workplaces, retail businesses, and other amenities and destinations
- Increasing socioeconomic diversity, equality, and the reduction of NIMBYism
- More compact development, land-use synergy (e.g. residents provide customers for retail which provide amenities for residents)
- Stronger neighborhood character, "sense of place", community identity

The City's 2017 Comprehensive Plan (Comp Plan), highly derived from public input, reflects the community's desire for this philosophical shift.

Pages 87 and 88 specifically highlight the area being requested for rezoning as a mixed use opportunity zone:

"A combination of mixed residential densities, highway commercial and local oriented commercial make sense in this location. This mixed use area presents an opportunity to rethink existing zoning and approvals. The area extending along State Avenue from 6th Street (Highway 160) south to 9th Street is a unique area consisting of a mix of neighborhood commercial uses, regional businesses, residential units, churches and non-profit facilities. This mixed use area represents an opportunity for developing a commercial hub to serve neighborhoods in the southern portion of the Historic Town Site Residential designation. This is also an area where live-work format development with work spaces and living spaces in the same unit would be viable and present an attractive option for small businesses and start-

ups. The residential uses in this area may to transition incrementally to commercial uses, but pockets of mixed residential and commercial uses will also likely continue for many decades. Landscape screening and buffer fences/walls will be of key importance for adjacent commercial and residential uses to coexist.”



To this end and consistent with Council direction, City Staff has been working on a proposal to bring forward to the public a bulk rezoning of the City to better align with the Comp Plan. Due to the COVID-19 outbreak, this proposal has been put on hold until such time that substantial public input may be received.

It is important to note that as opposed to the previous land use code, any development that is either permitted or limited use is handled at the staff level. This sort of review includes site layout, grading, drainage, parking, utilities, etc. and is site-specific. Conditional uses require approval by Planning Commission and ratification by City Council. These uses (and their permissions) are tethered to the underlying zone. Any zone change needs to be evaluated not only by any proposed uses, but also the potential uses, and any potential impact they may have on the surrounding area. Mixed use would allow for Rezoning this area would open up more options for development, such as those uses discussed above. With the Uniform Development Code, mixed use development does contain many ways to mitigate adverse impacts between commercial and residential development in close proximity. All development must be able to be served by the existing infrastructure, and any additional infrastructure that is needed must be installed by the developer.

Currently, the property owner must install Monroe Avenue between W Eighth Street and W Tenth Street for any development along Monroe Avenue or by 2030, whichever comes first. Additionally, future development will likely require a solution for conveying stormwater. As this area continues to develop, those needs will be further evaluated based on the projected impact of specific development and uses. However, existing City infrastructure can more easily satisfy infill development than sprawl.

All rezone requests are to be handled pursuant to the standards set forth in **Sec. 21-2-106** of the UDC. This means that all rezoning requests **MUST** 1) protect historic resources and mitigate natural hazards, 2) have compatibility and provide public benefits, and 3) meet at least one of the alternative standards.

Staff finds that the request meets **Sec. 21-2-106(b) Historic Resource Protection and Hazard**

Mitigation because it does not reduce the level of protection for significant historical resources that exist on the Property, and it does not expose additional people or personal property to unmitigated natural or man-made hazards that are present on the Property. Staff finds that the request meets **Sec. 21-2-106(c) Compatibility and Public Benefits** because the proposed zone is in conformance with the Comp Plan, and that due to housing needs within the city, the proposed zone will provide a benefit that cannot be provided in the CB existing zone, and that reasonable assurances (in the form of a required improvement agreement) are provided that adequate facilities will be made available to serve new development by the time the new development places demands on the facilities. This is always required by ordinance. And finally, staff finds that the request meets *Alternative Standards #1 and #3* of **Sec. 21-2-106(d) Alternative Standards** because the rezone would implement the vision for the area as set forth in the Comp Plan and that there is a greater need for MU and residential property, which promotes a balance of land uses in the City that will improve economic opportunity for City residents.

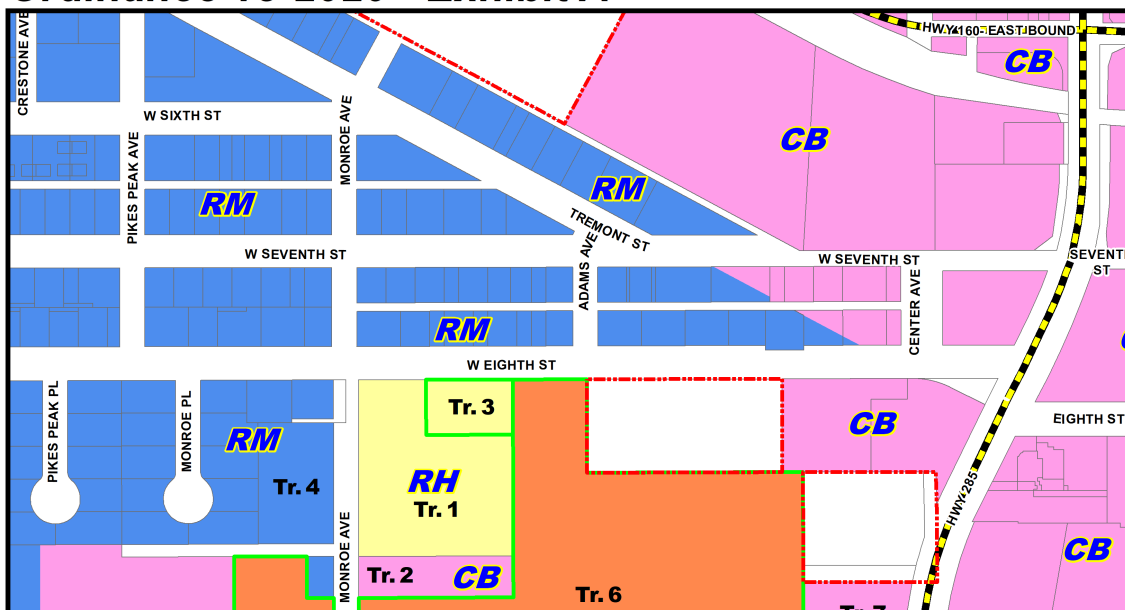
The completed Land Use Application and required Request Narrative (attached) were delivered to the Public Works Department on 6/30/2020. Pursuant to Table 21-8-203(b), rezoning requests are heard by Planning Commission, which then makes a recommendation to City Council. Council Chooses to adopt or decline the rezoning by passing or failing an ordinance.

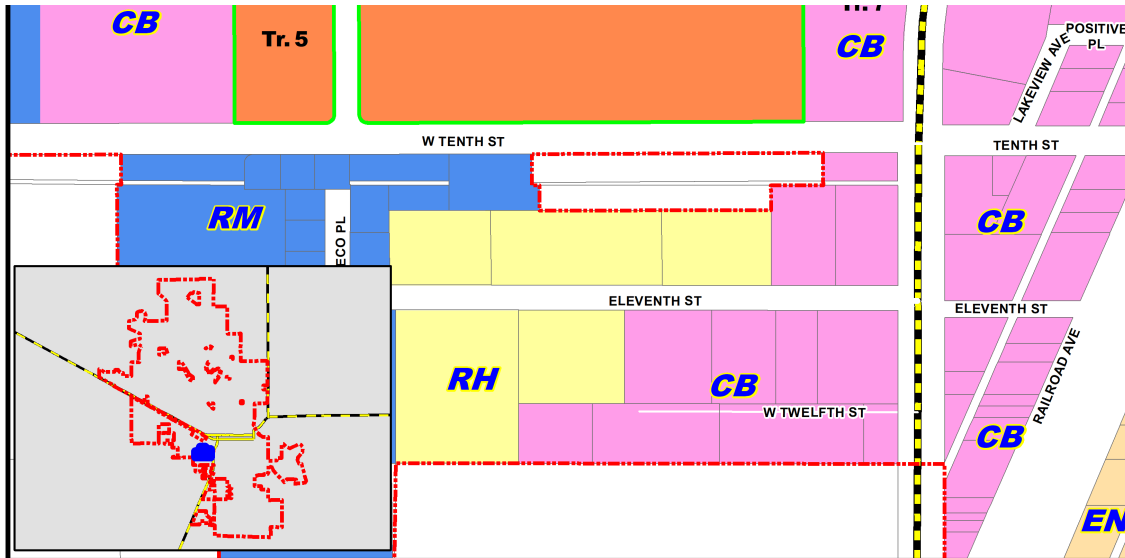
During the hearing before the Planning Commission on July 22nd, Planning Commission took public comment on the matter and decided to recommend to Council that they deny the rezone request with a 4-1 vote.

Following Council feedback from the first reading of this ordinance, staff reached out to Planning Commission to receive individual thoughts on the request. Those who voted no had concerns about the impact of the future development that close to the elementary school, lack of local support, and concerns about some of the potential negative impacts of college students. Increased traffic and noise were also cited. One voiced concerns that they believed the applicant has not lived up to past promises. It is unfortunate that a decision would be based on the false idea that the applicant has not met past promises when that is absolutely not true as evidenced with the Council approved agreement. The one who voted for approval wanted to reiterate that it was not a unanimous decision, and that it fits with the City's adopted code and plans.

According to the US Census 2018 American Community Survey, 44.3% of households in Alamosa County are renters. That number is undoubtedly higher in the city. Approximately 78% of rental units are considered affordable (less than 30% of gross monthly income). A snapshot of Alamosa housing is included in the background material.

Ordinance 18-2020 - Exhibit A





Legend

 Current City Limits	 A= AGRICULTURAL	 RM=RESIDENTIAL MEDIUM
 Requested Rezoning Parcels	 CA=CAMPUS	 RH=RESIDENTIAL HIGH
 Parcels	 CB=COMMERCIAL BUSINESS	 EN=ESTABLISHED NEIGHBORHOOD
	 CBD=CENTRAL BUSINESS DISTRICT	 RE= RESIDENTIAL ESTATE
	 MU=MIXED USE	 I=INDUSTRIAL
	 RL=RESIDENTIAL LOW	

Date: 8/11/2020



Issue Before the Council:

Does Council wish to adopt Ordinance No. 18-2020, re-zoning Tracts 3, 5 & 6 of the Replat of the Paterson Subdivision?

Alternatives:

-(**staff recommendation**) Adopt Ordinance No. 18-2020 on second reading, re-zoning Tracts 3, 5 & 6 of the Replat of the Paterson Subdivision.

-Approve the rezone request for Tracts 3 & 5 and remove Tract 6 from the rezone ordinance. If the primary objection to the rezone request is that Tract 6 (the largest tract, 13.7 ac.±) may be developed only as high-density housing instead of a mix of residential and commercial, then it may be more appropriate to wait to rezone Tract 6 until such time as there is a more detailed proposal of development. Currently, the applicant has immediate plans for Tract 3 and Tract 5 that are in conformance with the Comp Plan and the City's housing needs. Should Tract 3 be rezoned, it would be the last available site for residential development in this subdivision until Monroe Avenue is constructed between W Eighth and W Tenth.

-(**Planning Commission recommendation**) Deny Ordinance No. 18-2020 on second reading.

Fiscal Impact:

While no direct fiscal impact is associated with rezoning this land, it is believed that the new zoning will lead to increased opportunities for economic development.

Legal Opinion:

The City Attorney will be present for any questions.

Conclusion:

Rezoning this land will further implement the vision of the Comprehensive Plan and promote the development of this long-vacant land. It is also consistent with the direction that Council provided during a work session in 2019 to rezone several parcels of CR to MLI.

rezoning several parcels of CD to MRO.

No development is without certain impacts, and leaving land vacant brings its own impacts. Under the current zone, bars, night clubs, RV parks, theme parks, certain industrial uses and many other land perceived as especially high-impact uses could develop on this property without any special approvals.

As City Council has heard from this request and other development throughout town, many residents will be vocal about any development that occurs in their neighborhood. As the City grapples with these tough conversations, it is important to ask if the alternative of leaving this property vacant is more beneficial to the community than adding much-needed housing and opening up other development opportunities that otherwise have not occurred under the existing zone.

ATTACHMENTS:

Description	Type
2020 ord 18 Rezone of Tracts 3, 5 & 6 of the Replat of the Paterson Subdivision Final Draft	Ordinance
Exhibit A - Rezone Map	Exhibit
Existing Vs Proposed Zoning	Backup Material
Replat of Paterson Subdivision R#377089	Backup Material
Land Use Application and Property Disclosure	Backup Material
Owner Request Narrative	Backup Material
Comprehensive Plan Pgs. 87&88	Backup Material
Planning Commission Minutes	Minutes
Housing Snapshot of Alamosa	Backup Material

Ordinance No. 18 - 2020

**AN ORDINANCE RE-ZONING TRACTS 3, 5 & 6 OF THE REPLAT OF THE
PATERSON SUBDIVISION LOCATED GENERALLY WEST OF HIGHWAY 285 AND
BOUNDED BETWEEN WEST EIGHTH STREET AND WEST TENTH STREET AS
SHOWN ON THE ATTACHED EXHIBIT A, IN THE CITY OF ALAMOSA
COLORADO**

WHEREAS, the property owners of the subject property as shown on the attached exhibit A have filed an application to have Tract 3 re-zoned from CB (Commercial Business) to RH (Residential High) and for Tracts 5 & 6 to be rezoned from CB (Commercial Business) to MU (Mixed Use); and

WHEREAS, RH zoning for Tract 3 is logical and necessary for the consolidation of said Tract 3 with Tract 1, allowing for consistent rectangular parcels and uniform development; and

WHEREAS, MU zoning allows for multiple development opportunities within Tracts 5 & 6, including new rental housing, such as townhomes or apartments, “big box” stores, and photovoltaic power generation; and

WHEREAS, the zoning change offers an increase in socioeconomic diversity, more compact development, land-use synergy, and stronger neighborhood character; and

WHEREAS, the rezoning request meets the requirements set forth in Code of Ordinances of the City of Alamosa, Colorado (the “Code”) Sec. 21-2-106(b) “Historic Resource Protection and Hazard Mitigation” because it does not a reduce the level of protection for significant historical resources that exist on the Property, and it does not expose additional people or personal property to unmitigated natural or man-made hazards that are present on the Property; and

WHEREAS, the rezoning request meets the requirements set forth in *Code* Sec. 21-2-106(c) “Compatibility and Public Benefits” because the proposed zone is in conformance with the City’s Comprehensive Plan, and that due to housing needs within the city, the proposed zones will provide a benefit that cannot be provided solely in the CB existing zone; and

WHEREAS, the rezoning request meets *Alternative Standards #1 and #3* of *Code* Sec. 21-2-106(d) “Alternative Standards” because the rezone is more appropriate than the existing zoning to implement the vision for the area as set forth in the Comprehensive Plan, and that there is a greater need for MU and residential property, which promotes a balance of land uses in the City that will improve economic opportunity for City residents;

NOW, THEREFORE, IT IS HEREBY ORDAINED by the City Council of the City of Alamosa, Colorado:

Section 1. The Zoning District map for the City of Alamosa shall be and is hereby amended to re-zone the subject properties as depicted on the attached exhibit A, City of Alamosa, Colorado,

from CB to RH for Tract 3 of the Replat of the Paterson Subdivision and from CB to MU for Tracts 5 & 6 of the Replat of the Paterson Subdivision.

Section 2. General Repealer. All acts, orders, ordinances, resolutions, or portions thereof in conflict herewith, are hereby repealed to the extent of such conflict.

Section 3. Recording and Authentication. This ordinance, immediately upon its passage, shall be authenticated by the signatures of the Mayor and City Clerk, recorded in the City Book of Ordinances kept for that purposes, and published according to law. This Ordinance, including its attached Exhibit A, shall additionally be recorded in the records of the Alamosa County Clerk and Recorder.

Section 4. NON-Codification. The City Clerk is directed to ensure that the provisions of this ordinance **ARE NOT** codified in the *Code of Ordinances of the City of Alamosa*

Section 5. Publication and Effective Date. This ordinance shall take effect ten (10) days after publication following final passage. Publication both before and after final passage shall be by the title of this ordinance, which Council determines constitutes a sufficient summary of the ordinance, together with the statement that the full text of the ordinance is available for public inspection and acquisition on the City's website and in the office of the City Clerk.

Section 6 Declaration of Public Interest. This ordinance is necessary to preserve the peace, health, safety, welfare, and to serve the best interest of the citizens of the City of Alamosa, Colorado.

INTRODUCED, READ, AND ORDERED PUBLISHED this 5th day of August, 2020 and a public hearing hereon fixed for August 19, 2020 or as soon thereafter as the matter may be heard.

APPROVED, PASSED, ADOPTED AND SIGNED after public hearing this ____ day of _____, 2020.

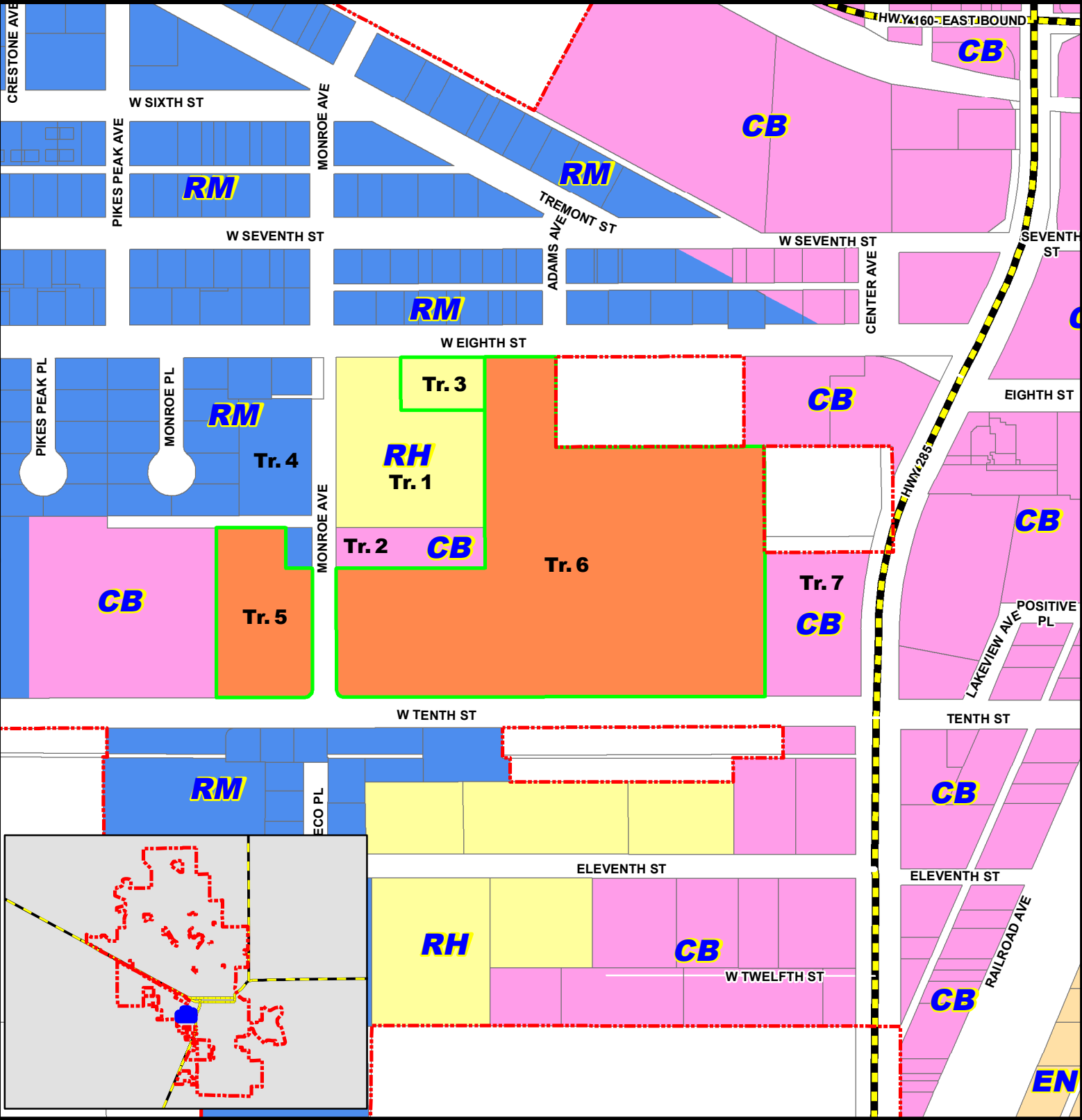
CITY OF ALAMOSA

By _____
Ty Coleman, Mayor

ATTEST:

Holly C. Martinez, City Clerk

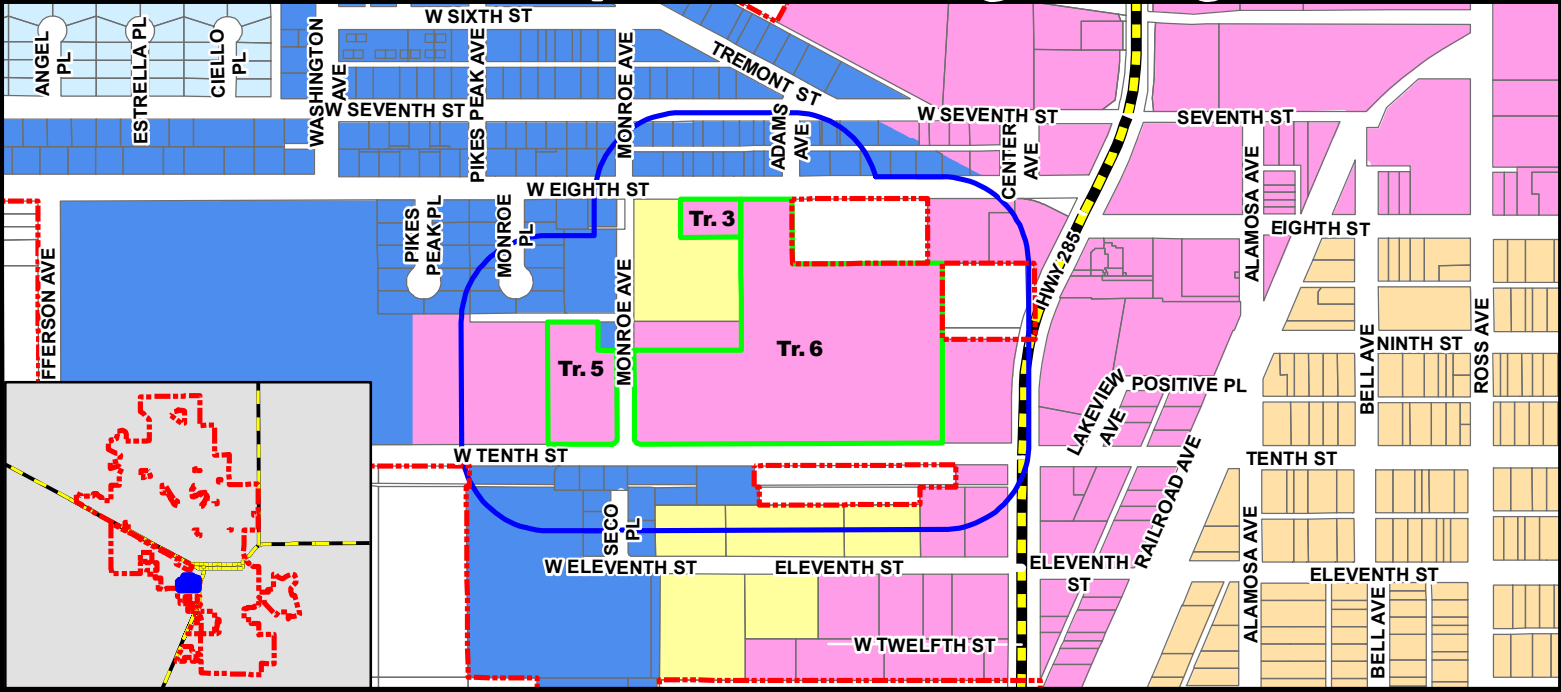
Ordinance 18-2020 - Exhibit A



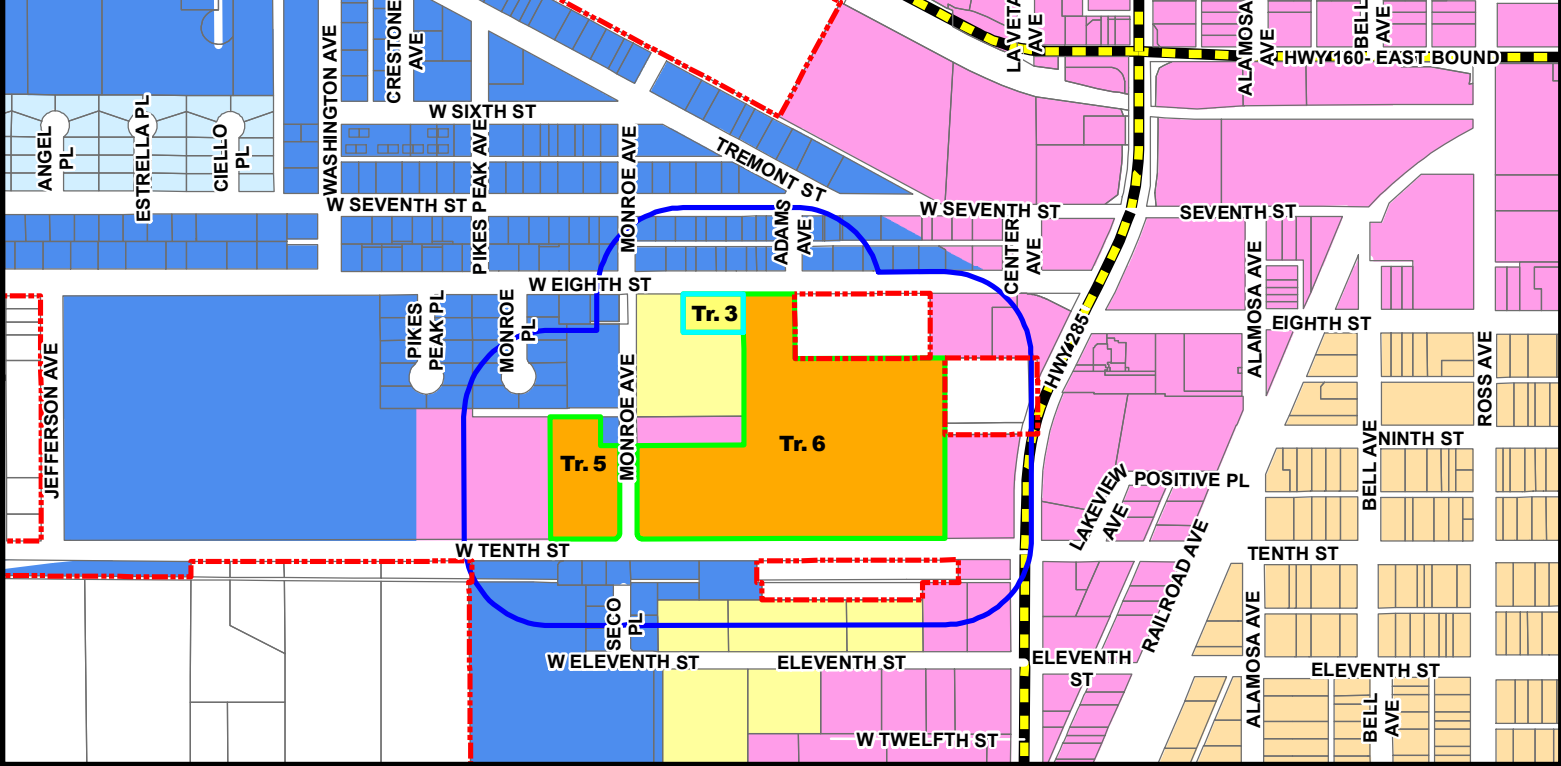
Legend

- | | | |
|----------------------------|-------------------------------|-----------------------------|
| Current City Limits | A= AGRICULTURAL | RM=RESIDENTIAL MEDIUM |
| Requested Rezoning Parcels | CA=CAMPUS | RH=RESIDENTIAL HIGH |
| Parcels | CB=COMMERCIAL BUSINESS | EN=ESTABLISHED NEIGHBORHOOD |
| | CBD=CENTRAL BUSINESS DISTRICT | RE= RESIDENTIAL ESTATE |
| | MU=MIXED USE | I=INDUSTRIAL |
| | RL=RESIDENTIAL LOW | |

Paterson Rezone Request - Existing Zoning



Paterson Rezone Request - Requested Zoning



Legend

Current City Limits	A= AGRICULTURAL	RM=RESIDENTIAL MEDIUM
Requested Rezoning Parcels	CA=CAMPUS	RH=RESIDENTIAL HIGH
300' Notification Buffer	CB=COMMERCIAL BUSINESS	EN=ESTABLISHED NEIGHBORHOOD
Parcels	CBD=CENTRAL BUSINESS DISTRICT	RE= RESIDENTIAL ESTATE
	MU=MIXED USE	I=INDUSTRIAL
	RL=RESIDENTIAL LOW	

0 300 600 1,200 1,800 2,400 Feet

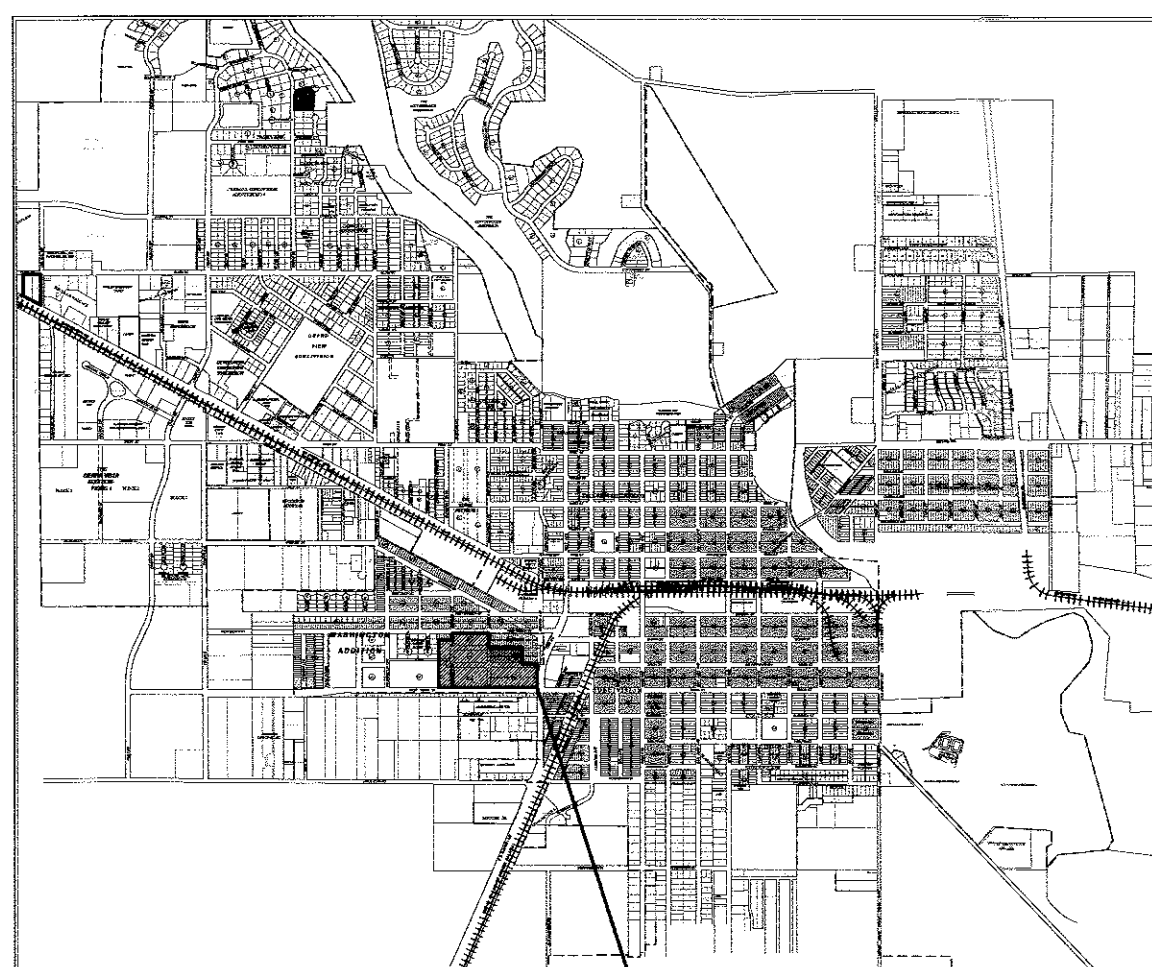
Page 64 of 92

THE CITY OF ALAMOSA

Date: 8/11/2020

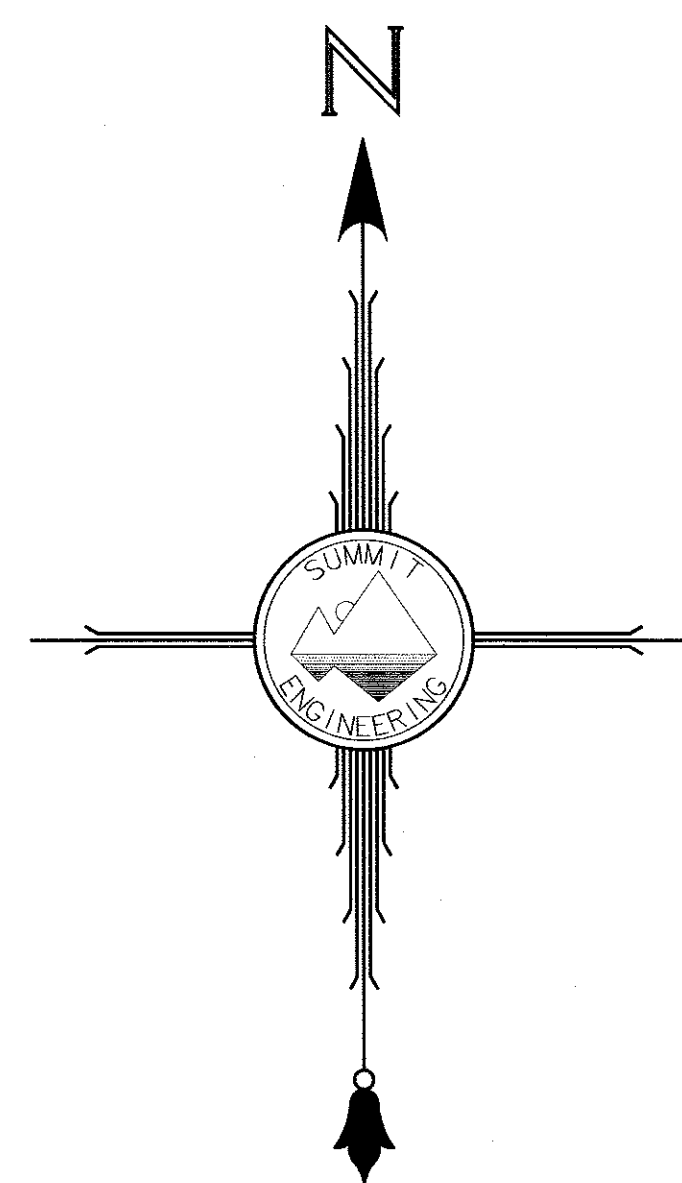
REPLAT OF THE PATERSON SUBDIVISION LOCATED IN

A FRACTION OF BLOCKS 220-221, 225-227, AND 230-232 -AND- A FRACTION OF VACATED 8TH, 9TH, ADAMS,
AND PARK STREETS IN THE WASHINGTON ADDITION TO THE CITY OF ALAMOSA, SITUATED IN THE
NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 37 NORTH, RANGE 10 EAST,
NEW MEXICO PRINCIPAL MERIDIAN
CITY OF ALAMOSA, ALAMOSA COUNTY, COLORADO



VICINITY MAP
SCALE: N.T.S.

THIS SURVEY



SCALE
1" = 100'

BEARING BASIS

An assumed bearing of S89°47'09"E along the South R.O.W.
line of West 8th Street, also being the North line of Tract-1 of
the Paterson Subdivision and monumented as shown hereon.

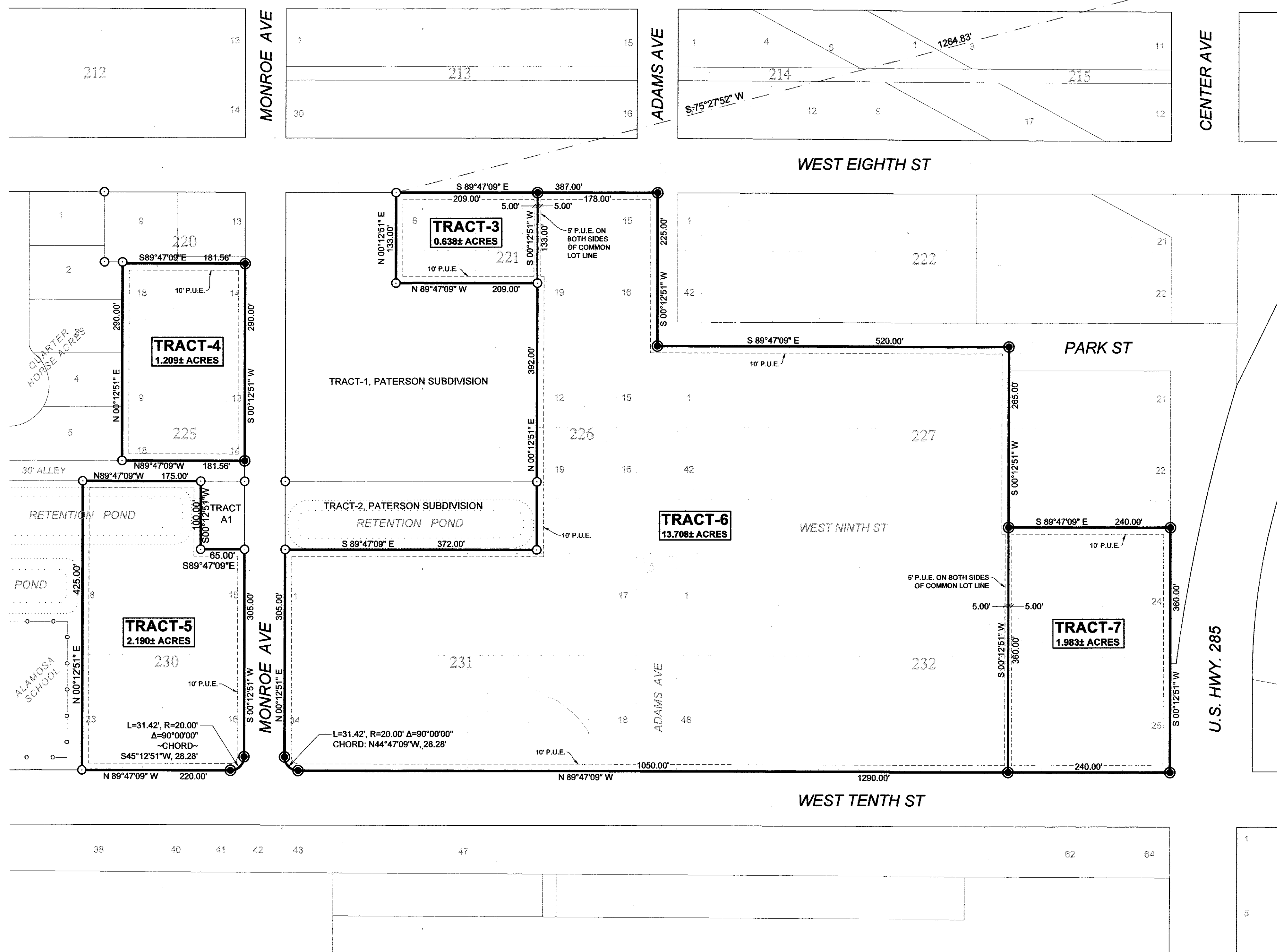
LEGEND

(NOT ALL MAY BE USED)

- PROPERTY BOUNDARY
- SUBDIVISION LOT LINE
- PUBLIC UTILITY EASEMENT (P.U.E.)
- ADJACENT PROPERTY LINE
- RETENTION POND BANK EDGE
- METAL FENCE
- FOUND #4 REBAR WITH 2" ALUM. CAP
SET BY PLS 23847
- SET #5 REBAR WITH 1.5" ALUM. CAP
MARKED "SUMMIT 14840"
- FOUND MONUMENT AS DESCRIBED
HEREON

ACREAGE SUMMARY

AREA DESCRIPTION	ACREAGE (±)
TRACT-A1, PATERSON SUB. (UNALTERED)	0.149
TRACT-1, PATERSON SUB. (UNALTERED)	2.991
TRACT-2, PATERSON SUB. (UNALTERED)	0.854
TRACT-3	0.638
TRACT-4	1.209
TRACT-5	2.190
TRACT-6	13.708
TRACT-7	1.983
TOTAL ACREAGE =	23.722



DEDICATION

KNOW ALL MEN BY THESE PRESENTS:

THAT, the undersigned are the owners of that real property shown on this plat situated in the City of Alamosa, Alamosa County, Colorado, and lying within A fraction of Blocks 220-221, 225-227, and 230-232 -and- a fraction of vacated 8th, 9th, Adams, and Park Streets in the Washington Addition to the City of Alamosa, Situated in the North half of the Southeast Quarter of Section 9, Township 37 North, Range 10 East, New Mexico Principal Meridian.

THAT, they have caused said real property to be laid out and surveyed as the "Replat of the Paterson Subdivision" and do hereby dedicate and set apart all of the streets, alleys, and other public ways and places as shown on the accompanying plat to the use of the public forever, and do hereby dedicate those portions of said real property which are indicated as easements on the accompanying plat as easements.

IN WITNESS WHEREOF the undersigned have caused their names to be hereunto subscribed
this 29 day of June, 2020, A.D.

Signed: Michael T. Paterson, Partner
Kiva Apartments, LLC

Signed: Patricia T. Paterson, Partner
Kiva Apartments, LLC

STATE OF COLORADO }
COUNTY OF ALAMOSA }

The foregoing instrument was acknowledged before me this 29 day of June, A.D. 2020, by
Michael T. Paterson and Patricia T. Paterson, equal partners of Kiva Apartments, LLC witness my hand and seal.

Signed: Dan P. A. A.
Notary Address 2020 Mullins Ave

My commission expires: 8 MAY 2024

DEACON P. ASPINWALL
NOTARY PUBLIC
STATE OF COLORADO
NOTARY ID: 20204019195
MY COMMISSION EXPIRES: MAY 8, 2024

SURVEYOR'S CERTIFICATE

I, Scott E. Johnson, a duly registered Land Surveyor in the State of Colorado, do hereby certify that this plat truly and correctly represents the results of a survey made by me or under my direct supervision.

Scott E. Johnson, P.E. & P.L.S. 14840

CODE ADMINISTRATOR CERTIFICATE

Approved this 29 day of June, A.D. 2020, Director of Public Works,
City of Alamosa, Alamosa County, Colorado.

Signed: Harry Reynolds
Director of Public Works

Attest: Holly C. Martinez
City Clerk

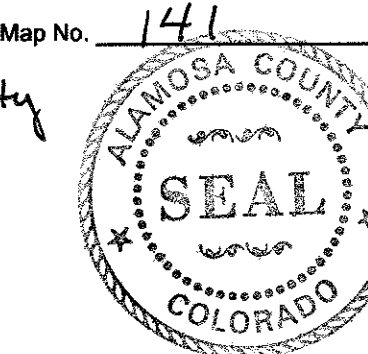
CLERK AND RECORDER'S CERTIFICATE

STATE OF COLORADO }
COUNTY OF ALAMOSA }

I hereby certify that this instrument was filed in my office at 2:25 o'clock P.M. this 29th day of June, A.D. 2020, and is duly recorded at

Reception No. 377089, Map Cabinet No. E, Map No. 141

Recorder: Dixie Lee Heiman by self deputy

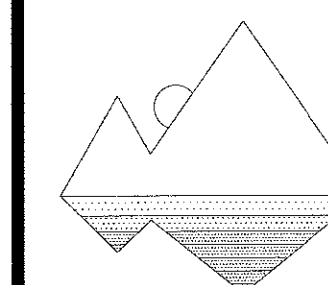


NOTE

All vacated streets and alleys are as depicted on the Paterson Subdivision
plat as filed at the Office of the Clerk and Recorder for the County of
Alamosa under reception number 349943

SHEET 1 OF 1

SUMMIT ENGINEERING CO. ENGINEERS & LAND SURVEYORS



LOCATED AT
1317 STATE AVENUE ALAMOSA, CO 81101
MAIL: P.O. BOX 1897 ALAMOSA, CO 81101
PHONE: 719-589-6147 FAX: 719-589-6633
summitengco@gmail.com

DATE: 06-26-2020 DRAWN BY: KFA DRAFT: C JOB NO. 200613

REPLAT OF THE PATERSON SUBDIVISION

A FRACTION OF BLOCKS 220-221, 225-227, AND 230-232 -AND- A FRACTION OF VACATED 8TH,
9TH, ADAMS, AND PARK STREETS IN THE WASHINGTON ADDITION TO THE CITY OF ALAMOSA,
SITUATED IN THE NORTH HALF OF THE SOUTHEAST QUARTER OF SECTION 9, TOWNSHIP 37
NORTH, RANGE 10 EAST, NEW MEXICO PRINCIPAL MERIDIAN
CITY OF ALAMOSA, ALAMOSA COUNTY, COLORADO



City of Alamosa
Public Works Department
300 Hunt Avenue
Alamosa, Colorado, 81101
(719) 589-6631
daspinwall@ci.alamosa.co.us

LAND USE APPLICATION

This form provides the basic information about a project proposal. This application form is only one of the items required for a complete project submittal. It is the responsibility of the applicant to ensure that all other required materials are submitted. A checklist of submittal items is attached for your use. It is also the responsibility of the applicant to clearly demonstrate through narrative, visual representations, and other materials that the proposed activity complies with the City of Alamosa's Unified Development Code. Incomplete or substandard applications may cause delays. All applications shall include digital files as well as the hard copy unless otherwise determined by staff.

Project Type	
☐ Annexation and Initial Zoning (\$750+\$25/acre up to \$3,000)	☐ Enclave Annexation and Initial Zoning (\$375+\$12.50/acre up to \$1,500)
☐ Conditional Use Permit (\$100)	☐ Cost Recovery Zone Application (\$50/hour + recording and publishing fees)
☒ Rezoning (\$100)	☐ Variance (\$100)
☐ Home Occupation Permit (\$50)	☐ Planned Development/Campus Master Plan
☐ Site Plan Review	☐ Preliminary/Final (\$1,200)
☐ Residential (\$0)	☐ Modification or Amendment (\$500)
☐ Non-Residential or Multifamily (\$50)	☐ Subdivision, Minor
☐ Subdivision, Major (>5 lots)	☐ 2-5 New Lots (\$150)
☐ Preliminary (\$500)	☐ Lot Line Vacation/Adjustment (\$150)
☐ Final (\$0)	☐ Replat (\$150)
☐ Encroachment Application (\$50)	☐ Vested Property Rights Plan (\$50/hour + recording and publishing fees)
☐ Temporary Use Permit (\$50)	☐ Zoning Verification (\$0)
☐ Outdoor Dining (\$50)	☐ Limited Use Permit (\$0)
☐ Other: (\$50/hour + recording and publishing fees)	☐ Non-Conforming To Conforming Special Review (\$100)

Site Information

Legal Description: Tr 3, 5, 7, 6 Paterson

Project Name: Paterson

Project Address: N/A Current Zoning: Commercial Business

Project Description: Replat of the Paterson Sub Rezone

Project Contact Information

Applicant Name: MICHAEL PATENSON **Mailing Address:** 237 SMOADWAY AVE
Phone: 719 588 1400 **Email:** MIKE LEADMAN@MSJ.COM
Agent Name: Spencer Architecture **Mailing Address:** 415 San Juan Ave
studio LLC
Phone: (208) 867-7929 **Email:** andkeabbachman@gmail.com
Property Owner Name: Applicant **Mailing Address:** _____
Phone: _____ **Email:** _____

ACKNOWLEDGEMENT AND AUTHORIZATION

The undersigned authorizes the Public Works Department to proceed with processing this application under the requirements of the City of Alamosa Uniform Development Code (UDC). The undersigned acknowledges that the information provided herein is accurate to the fullest extent of their knowledge. Further, it is understood that any documentation required or submitted in conjunction with this application process may become part of the public record and public domain. A complete application may require a disclosure of property ownership and agency affidavit.

Applicant:  **Date:** 6/30/20

DEPARTMENT USE ONLY

Application Received By: Deacon Aspinwall **Date:** 6/30/2020
Fee Required: \$100 **Paid On:** 6/30/2020 **Receipt #:** _____
Application accepted as complete on for processing: 6/30/2020



City of Alamosa
Public Works Department
300 Hunt Avenue
Alamosa, Colorado, 81101
(719) 589-6631
daspinwall@ci.alamosa.co.us

DISCLOSURE OF PROPERTY OWNERSHIP

Owner must provide ownership and encumbrance report

- If owner is an individual; indicate name exactly as it appears on the deed.
- If owner is a corporation, partnership, limited partnership, or other business entity, name principals on a separate page. Please include the articles of organization.
- Partnership agreement, etc., as applicable. If owner is a land trust, name beneficiaries on a separate page.
- If applicant is a lessee, indicate the owner(s) on a separate page, and execute the authorized agent affidavit.
- If applicant is a contract purchaser, attach a copy of the contract, indicate the owner(s) on a separate page, and execute the authorized agent affidavit.

Please provide the name(s), mailing address(es), street address(es), and phone number(s) for all owners.

PROPERTY OWNERSHIP AFFIDAVIT TO BE SIGNED BY ALL OWNERS OF RECORD

I/We hereby certify and affirm that I am (we are) the owner(s) of the property described as Trs. 3, 5, 36
Replat of Paterson Subdivision, which is the subject of the application for
Re Zone. I (we) acknowledge that until paid, ALL LAND USE APPLICATION FEES, INCLUDING FEES
FOR PROFESSIONAL REVIEW SERVICE (S), SHALL BECOME AND REMAIN A FIRST AND PERPETUAL LIEN ON OR AGAINST
THE SUBJECT PREMISES.

Executed this 30 day of June 20 20. (To be signed by all record owners. Attach additional sheets as necessary)

Name/Title: Michael Paterson Signature: [Signature]

Address: _____ Phone: _____ Email: _____

Name/Title: Patricia Paterson Signature: [Signature]

Address: _____ Phone: _____ Email: _____

Name/Title: _____ Signature: _____

Address: _____ Phone: _____ Email: _____

AUTHORIZED AGENT AFFIDAVIT

The above signed hereby grant the following people authority to act as agent for the property with respect to this application.

Executed this _____ day of _____ 20 _____. (List all authorized agents. Attach additional sheets as necessary)

Name/Title: Spencer Architecture Studio LLC

Address: 415 San Juan Ave Phone: 208-867-7929 Email: andreaabbachman@gmail.com

Name/Title: Summit Engineering

Address: 1317 State Ave Phone: 719-589-6147 Email: summitengco@gmail.com

Name/Title: _____

Address: _____ Phone: _____ Email: _____

Paterson Rezone

The proposed property for rezoning is located in South Alamosa and owned by Michael and Patricia Paterson. It consists of a portion of several blocks, numbers 221, 226, 227, 230, 231, and 232. Block 221(replatted as tract 3) includes portions of lots 5-11 and 20-26 (see Exhibit A), and will be rezoned from Commercial Business to Residential High to accommodate a new 11,944 square foot apartment building with an incorporated manager's office and health club for use only by residents from the Kiva Apartments and Southside Rentals. This new apartment building would be an expansion of the existing adjacent Kiva Apartment complex, already zoned as Residential High.

The other portion of the property, including lots in blocks 221, 226, 227, 230, 231, and 232 (replatted as tracts 6 and 5) and seen in the attached Exhibit A, will be rezoned from Commercial Business to Mixed Use Opportunity Area (Mixed Use). This portion of the property is being rezoned to accommodate *potential* new uses, such as:

- New rental housing
 - Townhomes or apartments
- New "Big Box" Store
- New solar farm to service uses on site

While the lots under consideration for rezoning are currently designated as Commercial Business, the Alamosa Comprehensive Plan (Comp Plan) recommends that these particular parcels be rezoned as Mixed Use in the future. The Comp Plan describes this as the "area along the southern edge of the railroad right of way extending southward along US Highway 285." pg. 16. Additionally, the map titled "Future Land Use Designations", on page 17 in the Comp Plan, shows this area as future Mixed Use. Furthermore, the Alamosa Comprehensive Plan states that "this [particular] mixed use area represents an opportunity for developing a commercial hub to serve neighborhoods in the southern portion of the Historic Town Site Residential designation." pg. 87. The rezoning from Commercial Business to Mixed Use would allow new kinds of potential development, adding vibrancy and diversity in business and housing opportunities to south Alamosa.

With potential new development granted by the rezone, new public facilities will also be addressed and provided as necessary in the development of this property as described in the UDC, Sec. 21-2-106. As additional development occurs along the platted Monroe Ave, the Patersons are required to pay for the paving of Monroe Ave. Additionally, stormwater management, as well as electricity, sewage and water lines will also be considered and designed by a licensed civil engineer when new development occurs, as is required by all development.

Finally, this application to rezone meets alternatives #1 and #3 from §21-2-106 (d) Standard for Rezoning in the UDC:

Alternative #1. *The proposed zone is more appropriate than the existing zone to implement the most recent adopted city plan that:*

A. Was developed with public input (e.g., the comprehensive plan or a special area, corridor, redevelopment, or strategic plan); and

B. Includes the subject property.

As stated above, the rezone of this area from Commercial Business to Mixed Use Opportunity Area is laid out in the Alamosa Comprehensive Plan future land use. Pg 16-17.

Alternative #3. *The proposed zone is more appropriate than the existing zone because:*

A. There is greater need in the city for land in the proposed zone than the existing zone; and

B. The proposed zone will promote a balance of land uses in the city that will improve economic opportunity for city residents.

The new Mixed Use designation would give the landowner and City more opportunities to diversify the kinds of businesses and uses for the land, while also providing residents with convenience to easily walk or bike from home to new potential businesses in the area. According to the Comp Plan on page 87, "The residential uses in this area may transition incrementally to commercial uses, but pockets of mixed residential and commercial uses will also likely continue for many decades." With the new land use map (Comp Plan pg. 17), there are still many places in the City where Commercial Opportunity Areas will continue to exist, however the community has decided that in this particular area, the Mixed Use designation fits with the future needs of Alamosa.

MIXED USE OPPORTUNITY AREAS (SOUTH CENTRAL AREA)

Existing Conditions – The second mixed use opportunity area is located south of the railroad tracks. This area extends out along Highway 285, with a large piece of vacant land to the north of 10th Street. The current use in this area is interspersed residential and commercial and the land surrounding this area is primarily residential. Although many dwelling units exist in this area, the current zoning for this area is Commercial Business (CB).

Vision – A combination of mixed residential densities, highway commercial and local-oriented commercial make sense in this location. This mixed use area presents an opportunity to rethink existing zoning and approvals. The area extending along State Avenue from 6th Street (Highway 160) south to 9th Street is a unique area consisting of a mix of neighborhood commercial uses, regional businesses, residential units, churches and non-profit facilities. This mixed use area represents an opportunity for developing a commercial hub to serve neighborhoods in the southern portion of the Historic Town Site Residential designation. This is also an area where live-work format development with work spaces and living spaces in the same unit would be viable and present an attractive option for small businesses and start-ups. The residential uses in this area may to transition incrementally to commercial uses, but pockets of mixed residential and commercial uses will also likely continue for many decades. Landscape screening and buffer fences/walls will be of key importance for adjacent commercial and residential uses to coexist.

Infrastructure – Because this is a mixed use area, pedestrian and bike facilities, sidewalks and safe street/highway crossings will be of key importance. As this area builds out, commercial water users may strain the existing water and sewer capacity and line and service upgrades may be necessary. Utilization of the alleys in the northern portion of this opportunity area will provide additional parking and rear access to outbuildings.



Mixed Use Opportunity Area – Looking West on 10th Street at West Avenue



Mixed Use Opportunity Area –South on State Avenue at 7th Street

**City of Alamosa
Planning Commission
July 22, 2020
6:00 p.m.
Minutes of the Meeting**

The regular meeting of the Planning Commission was called to order on the above date at 6:00p.m. by Mark Manzanares. Also present via Zoom (due to Corona Virus Outbreak) were the following members: Darrell Cooper, David Mize, Christopher Lopez and Kindra Lambert and Reyna Martinez. A quorum was declared. Staff present: Harry Reynolds, Deacon Aspinwall, Nicole Valdez, and Steve Copley.

Agenda Approval: M/S/C. Lopez/Cooper. Motion approved to approve agenda as presented. All approved, none opposed.

Approval of the Minutes: M/S/C. Mize/Lopez. Motion approved to approve minutes of the March 25, 2020 meeting as presented. All approved, none opposed.

Public Comments: None

Regular Business:

A) Introduction of New Member, Reyna Martinez.

**B) Request for Front Setback Variance at 513 Foster Ave.
Ernesto Lopez speaks about his application and request for variance.**

Aspinwall reads staff report. Staff recommends denial of the variance request.

No Public Comments against request.

Rebecca Gomez, a neighbor speaks and states that she was not approached by Lopez about the variance.

Public Comments closed at 6:22p.m.

Mize makes recommendation to approve the variance with the stipulation that the structure be updated and to make sure that the run off from the structure does not encroach onto the right of way and maintains itself within the property line and if such adjustments to the structure aren't made in 3 months, it would lead to denial of the variance and the structure would have to be removed.

Martinez seconds motion, 2 approved, 3 opposed. Motion Fails.

Lopez makes motion to deny the variance request. Seconded by Lambert
Motion carries. 3 approved, 2 opposed.
Variance has been denied by Planning Commission.

Lopez makes recommendation that the structure be removed within 30 days of the hearing.

Lambert seconds. Motion carries. (4-1)

C) Rezone Request for Tracts 3,5 & 6 of the Replat of the Paterson Subdivision by Kiva Apartments, LLC

Andrea Bachman, 211 Edison Ave. Alamosa, CO 81101 speaks on behalf of Michael Patterson regarding application.

Aspinwall reads staff report. Staff recommends approval of the rezoning request since it meets the requirements of the UDC and Comp Plan.

Michael Patterson, 7506 South Brook Forest Rd. Evergreen, CO, Owner of Kiva Apartments explains application in detail.

Dr. Joe Madrid, 1502 8th Street Alamosa, CO 81101 speaks against application.

Helen Taylor, 1913 Estrella Alamosa, CO 81101 speaks against application.

Public Comments closed at 7:00 p.m.

Mize makes a motion. Mize recommends Planning Commission accepts the application for rezoning request as presented.

Lopez seconds, 1 approved, 4 opposed.

Motion fails.

Lopez makes motion to recommend denial of the zoning change to City Council.

Lambert seconds. 4 approved, 1 opposed.

Recommendation for denial to City Council has been passed.

D) Variance for reduction of parking requirements for the Flats at Iron Horse Multifamily Development.

John Vance, 210 West Mallard Dr. Suite A Boise, ID 83706, Property Developer with Northwest Real Estate Capital Corporation. (Developer of The Iron Horse Apartments)

Aspinwall reads Staff Report. Staff recommends denial of the variance request.

No one speaking in support of Application.

Nicole Clark, 1333 Lakewood Dr. Alamosa, CO 81101, speaks against application.

Helen, 2905 Mimi Lane, speaks against application.

Jordan Wehe and Alan Wehe, 431 Lakewood Drive Alamosa, CO 81101 speaks against application.

Public Comments closed at 7:27 p.m.

Lopez makes motion to deny Variance for reduction of parking requirements for The Flat Irons Horse Multifamily Apartments.

Martinez seconds. All approved, none opposed.

Other Business: None

Correspondence:

After no further business, the meeting was adjourned at 7:50 p.m.

Respectfully Submitted,

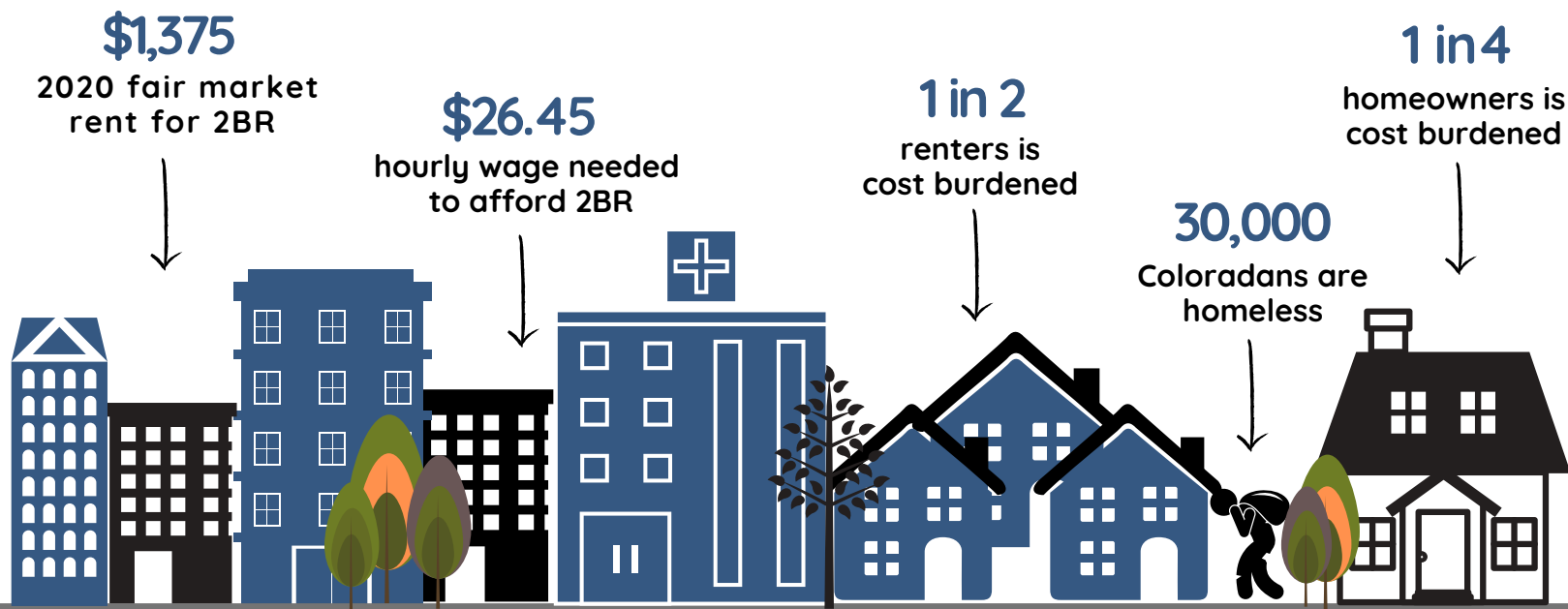
Nicole Valdez
Recording Secretary

AFFORDABLE HOUSING

BUILDING HEALTHY COMMUNITIES

THE COLORADO WAY OF LIFE IS BUILT ON THE FOUNDATION OF HOME.
BUT IT HAS GOTTEN HARDER TO FIND AN AFFORDABLE HOME.

Housing in Colorado



Housing in Alamosa County

Coloradans in all parts of the state are facing a housing crisis. Skyrocketing housing costs and stagnant wages force Alamosa County residents to spend more of their limited income on rent.

Who can afford to live in Alamosa County?

Child Care Worker: **\$11.40**
Cashiers: **\$11.70**
Food Prep Worker: **\$11.87**



Wage needed to afford 1BR
\$10.42/hr

Police Officer: **\$20.23**



Wage needed to afford 2BR
\$13.73/hr

Firefighter: **\$21.35**
Nurse (LPN): **\$21.61**
Elementary Teacher: **\$28.68**



Wage needed to afford 3BR
\$18/hr

Alamosa Profile

- Total pop: **16,233**
- Fair Market Rent: **\$749/month**
- Rent affordable at minimum wage: **\$624/month**
- **44%** of renters are cost burdened
- **30%** of homeowners are cost burdened

ALAMOSA CITY COUNCIL COUNCIL COMMUNICATION

Subject/Title:

Second Reading and Public Hearing, Ordinance No. 16-2020, an ordinance vacating that portion of Twelfth Street between Alamosa Avenue and the platted alley bordering lots 32-35, block 100, Lakeview Subdivision.

Recommended Action:

Conduct a public hearing and unless information is provided to the contrary, approve Ordinance No. 16-2020 on second reading.

Background:

The Lakeview Subdivision was originally platted in 1910 by Conejos County (before Alamosa County was established as a separate county in 1913). See the attached plat for historical interest.

Twelfth Street as platted has never been developed as a street between Alamosa Avenue and the railroad, and indeed suffers an encroachment of over one half its width from an apartment building built in 1972 and located on lots 4-8, Block 111, Lakeview Subdivision. See Exhibit A, attached to the ordinance.

The encroaching apartment building destroys the utility of platted Twelfth Street as a street. However, that portion of platted Twelfth Street north of the apartment building has been used as an informal driveway access to the west side of the apartment building. Being unpaved and pushed north to the property boundary, such use causes dust and disturbance to the neighboring property, and is not necessary for such access, which can just as easily be had to the south of the apartment building on land in common ownership with the land on which the apartment building is located.

The owners of both properties abutting the portion of Twelfth Street to be vacated have in the past petitioned to have Twelfth Street vacated, and, under the land use code in place prior to the City's adoption of the UDC in 2018, the Planning Commission had recommended such vacation, conditioned upon the abutting property owners coming to an agreement on how to adjust the resulting property division to accommodate apparent encroachment by the apartment building on the resulting land that would be added to Lot 12, Block 100, by the vacation, but no such agreement was reached. It is not in the City's interest to retain a platted but unused and practically unusable street, nor to require the apartment building to be torn down to make the street usable.

The City does not maintain any utilities in this portion of Twelfth Street, but other utility providers may, and there may be need of future utilities in this location, therefore a reservation of easements for utilities pursuant to C.R.S. § 43-2-303(3) is necessary.

In order to vacate a platted street, Council must find that the provisions of C.R.S. § 43-2-303(2) and Section 21-8-520(c) of the *Code of Ordinances of the City of Alamosa* have been met, and specifically that:

1. *Vacation of this segment of Twelfth Street will not leave any land adjoining Twelfth Street without an established public road or private access easement connecting that land with another established public road.* With respect to this provision, staff notes that Lots 1, 2, and 3, Block 111, Lakeview Subdivision, are not

separately developable due to their size and configuration, and that therefor they have access considered as a single parcel to Thirteenth Street through the platted alley on which Lot 1 fronts. These lots are all under common ownership within this block, however it is possible that the owner would be able to sell these lots but still require access through Lot 1. Attached are two previous letters from City administration to Sadie Martinez offering methods to assure access by the lots without resort to the alley or unimproved Broadway Avenue. Ms. Martinez has not responded. It is more appropriate to vacate Twelfth Street, leaving access to these lots as described above, than to require the removal of the encroaching portion of the apartment building, hence this proposed vacation.

2. *Vacation of this segment of Twelfth Street does not conflict with the UDC or the City's Comprehensive Plan.* Staff concludes that, in fact, the vacation accommodates development that has occurred in a way inconsistent with the plat over the last 50 years so as to facilitate the continued existence of such development.

3. *The vacation does not landlock any parcel, nor unreasonably restrict access in a way to be economically prohibitive.* This standard is met; see the comment to 1, above.

4. *The vacation will not result in adverse impacts on the health, safety, or welfare of city residents and business owners, or reduce the quality of public facilities or public services (including emergency response services) provided to any parcel of land.* This standard is also met. Emergency response to all existing development is established on Alamosa Avenue. Should the undeveloped parcels develop, access would be obtained through Thirteenth Street, unimproved but platted Broadway, and the unimproved but platted alley. It should also be noted that any subsequent development of these lots would require the improvement of these platted right-of-ways.

Staff believes all the requirements for vacation are met, and vacating the street will serve the public interest in accommodating development that has, for almost 50 years, been inconsistent with the unneeded street.

Issue Before the Council:

Does Council wish to approve Ordinance No. 16-2020 vacating that portion of Twelfth Street between Alamosa Avenue and the platted alley bordering lots 32-35, block 100, Lakeview Subdivision on second reading?

Alternatives:

1) Approve the Ordinance on second reading and set for public hearing;

2) Decline to approve the Ordinance in whole or in part, and give staff further direction on what to do about the encroachment.

Fiscal Impact:

None.

Legal Opinion:

City Attorney will be available for comment if necessary.

Conclusion:

Approval of this Ordinance recognizes the development that has occurred and the non-utility of this platted street segment.

ATTACHMENTS:

Description	Type
▣ Ordinance 16-2020 vacating a portion of Twelfth Street	Ordinance
▣ Exhibit A to ordinance - map of vacation	Exhibit
▣ 1910 plat of Lakeview Subdivision	Backup Material
▣ July 19 2018 letter from Wright to Martinez	Backup Material
▣ October 1 2018 letter from Brooks to Martinez	Backup Material

Ordinance No. 16 - 2020

AN ORDINANCE VACATING THAT PORTION OF TWELFTH STREET BETWEEN ALAMOSA AVENUE AND THE PLATTED ALLEY BORDERING LOTS 32-35, BLOCK 100, LAKEVIEW SUBDIVISION,

WHEREAS, the plat for Lakeview Subdivision shows Twelfth Street as an approximately 200 foot long stub street between Alamosa Avenue and an unplatted alley to the west; and

WHEREAS, Twelfth Street as platted has never been developed as a street, and indeed suffers an encroachment of over one half its width from an apartment building located on lots 4-8, Block 111, Lakeview Subdivision; and

WHEREAS, the encroaching apartment building, which has been in place since 1972, destroys the utility of platted Twelfth street as a street; and

WHEREAS, that portion of platted Twelfth Street north of the apartment building has been used as an informal driveway access to the west side of the apartment building, but, being unpaved and pushed north to the property boundary, causes dust and disturbance to the neighboring property, and is not necessary for such access, which can just as easily be had to the south of the apartment building on land in common ownership with the land on which the apartment building is located; and

WHEREAS, the owners of both properties abutting the portion of Twelfth Street to be vacated have in the past petitioned to have Twelfth Street vacated, and, under the land use code in place prior to the City's adoption of the UDC in 2018, the Planning Commission had recommended such vacation, conditioned upon the abutting property owners coming to an agreement on how to adjust the resulting property division to accommodate apparent encroachment by the apartment building on the resulting land that would be added to Lot 12, Block 100, by the vacation, but no such agreement was reached; and

WHEREAS, it is not in the City's interest to retain a platted but unused and practically unusable street, nor to require the apartment building to be torn down to make the street usable; and

WHEREAS, the City does not maintain any utilities in this portion of Twelfth Street, but other utility providers may, and there may be need of future utilities in this location, therefore a reservation of easements for utilities pursuant to C.R.S. § 43-2-303(3) is necessary; and

WHEREAS, the City Council of the City of Alamosa finds that the provisions of C.R.S. § 43-2-303(2) and Section 21-8-520(c) of the *Code of Ordinances of the City of Alamosa* have been met, and specifically that

1. Vacation of this segment of Twelfth Street will not leave any land adjoining Twelfth Street without an established public road or private access easement connecting that land with another established public road.
 - a. In particular, Council finds that Lots 1, 2, and 3, Block 111, Lakeview Subdivision, are not separately developable due to their size and

configuration, and that therefor they have access considered as a single parcel to Thirteenth Street through the platted alley on which Lot 1 fronts.

2. Vacation of this segment of Twelfth Street does not conflict with the UDC or the City's Comprehensive Plan. In fact, the vacation accommodates development that has occurred in a way inconsistent with the plat over the last 50 years so as to facilitate the continued existence of such development.
3. The vacation does not landlock any parcel, nor unreasonably restrict access in a way to be economically prohibitive.
4. The vacation will not result in adverse impacts on the health, safety, or welfare of city residents and business owners, or reduce the quality of public facilities or public services (including emergency response services) provided to any parcel of land; and

WHEREAS, the vacation of this portion of Twelfth Street will contribute to the safe and effective use of the adjoining properties, and no purpose is served by the existence of that portion of Twelfth Street to be vacated herein;

NOW, THEREFORE, IT IS HEREBY ORDAINED by the City Council of the City of Alamosa, Colorado:

Section 1. That that portion of Twelfth Street defined by Alamosa Avenue on the east and the platted alley abutting Lots 32-35, Block 100, Lakeview Subdivision on the west as shown on the plat as originally filed for record in the Office of the Conejos County Clerk and Recorder, May 6, 1910, under Reception Number 33581 is hereby vacated, as shown on the attached Exhibit A.

Section 2 A utility easement for public utilities, including but not limited to water, sanitary sewer, gas and electric utilities is hereby reserved.

Section 3. Pursuant to operation of C.R.S. § 43-2-302(1)(d), the vacated portion shall accrue to the lands adjacent to the vacated portion, as shown on the attached Exhibit A, subject to the reserved utility easement.

Section 4. General Repealer. All acts, orders, ordinances, resolutions, or portions thereof in conflict herewith, are hereby repealed to the extent of such conflict.

Section 5. Recording and Authentication. This ordinance, immediately upon its passage, shall be authenticated by the signatures of the Mayor and City Clerk, recorded in the City Book of Ordinances kept for that purposes, and published according to law. This Ordinance, including its attached Exhibit A, shall additionally be recorded in the records of the Alamosa County Clerk and Recorder.

Section 6. NON-Codification. The City Clerk is directed to ensure that the provisions of this ordinance **ARE NOT** codified in the *Code of Ordinances of the City of Alamosa*

Section 7. Publication and Effective Date. This ordinance shall take effect ten days after publication following final passage. Publication both before and after final passage shall be by the title of this ordinance, which Council determines constitutes a sufficient summary of the ordinance,

together with the statement that the full text of the ordinance is available for public inspection and acquisition on the City's website and in the office of the City Clerk.

Section 8. Declaration of Public Interest. This ordinance is necessary to preserve the peace, health, safety, welfare, and to serve the best interest of the citizens of the City of Alamosa, Colorado.

INTRODUCED, READ AND APPROVED on first reading the 5th day of August, 2020, and ordered published as provided by law with notice of a public hearing to be held for consideration of the adoption of said ordinance on the 19th day of August, 2020, at 7:00 p.m., or as soon thereafter as the matter may be heard, or on such subsequent date to which the public hearing or Council consideration may be continued.

APPROVED, PASSED, ADOPTED AND SIGNED after public hearing this 19th day of August, 2020.

CITY OF ALAMOSA

By _____
Ty Coleman, Mayor

ATTEST:

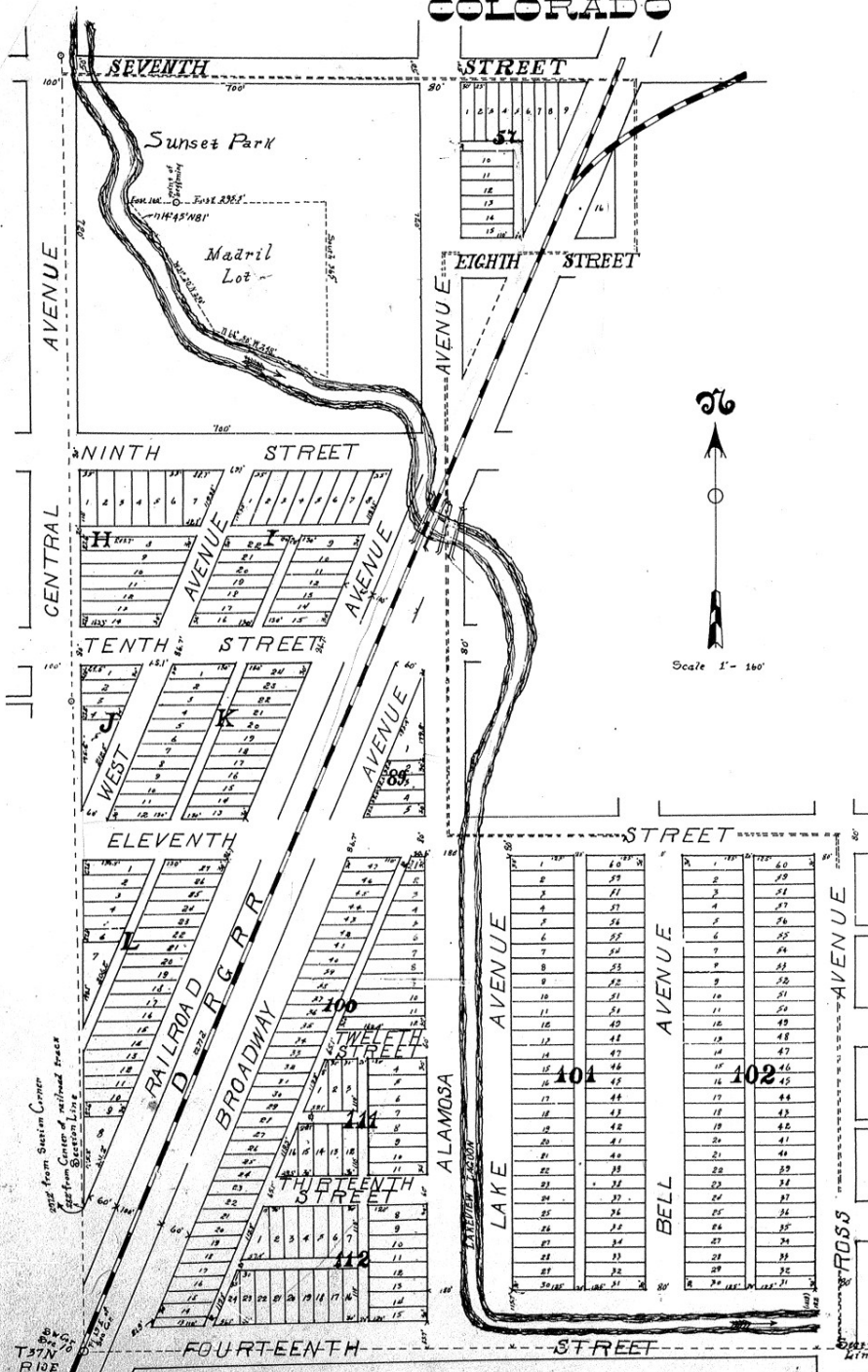
Holly C. Martinez, City Clerk

EXHIBIT A: VACATION OF A PORTION OF TWELFTH ST



MAP OF LAKEVIEW.

SUB-DIVISION
ALAMOSA
CONEJOS COUNTY
COLORADO

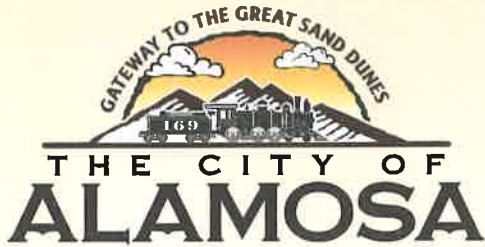


No 33581
STATE OF COLORADO
County of Conejos
I hereby certify that this instrument was filed
for record in my office at 10:25 o'clock A.M.
May 15 A.D. 1910, and is duly recorded
in Book One Page 35
E.S. Christensen, Recorder.
Per [Signature] Deputy
File No 805

State of Colorado } ss.
County of Conejos }
I, Pier E. Benson a Notary
Public in and for said Conejos County, do hereby
certify that S. B. Scholz, and S. B. Scholz Jr.
who are personally known to me to be
the persons whose names are subscribed to
the foregoing dedication as having executed
the same respectively as proprietors and
Secretary of The Colorado Home Building
Company, a Corporation, and are known
to me to be such officers respectively appeared
before this day in person, and subscribed
their names hereto, and severally acknowledged
the execution of said dedication as officers
of the said Company as the free and vol-
untary act of the said Company for the
use and purposes therein set forth.
Given under my hand and Notarial
Seal this 5th day of May A.D. 1910.
Pier E. Benson
Notary Public
My Commission Expires February 20, 1912.



Dedication on Life Page.



July 19, 2018

Sadie Martinez

1113 Alamosa Ave.

Alamosa, CO

Dear Ms. Martinez,

It has come to my attention that you have constructed a structure in the southwest quadrant of Alamosa Avenue and 12th Street that encroaches approximately thirty feet into the City of Alamosa 12th Street Right of Way (ROW). I offer you two options;

1. Vacate and / or adjust lot lines in a manner such that all lots within the block bounded by 12th Street, Alamosa Avenue, 13th Street and the alley have access from either Alamosa Avenue or 13th street, in order that the City may vacate that portion of 12th street and solve the encroachment problem.
2. Move your structure out of the 12th Street ROW and into a location that complies with the proper setbacks per the City of Alamosa Uniform Development Code.

Please respond in writing within 30 days which of these two options you select. You will have 30 days to (60 days from the date of this letter) to comply with the requirements of the option you select. Failure to respond to this notice within 30 days or complete the requirements of your selected option within the allotted time will result in the City of Alamosa Red Tagging this structure.

Sincerely,

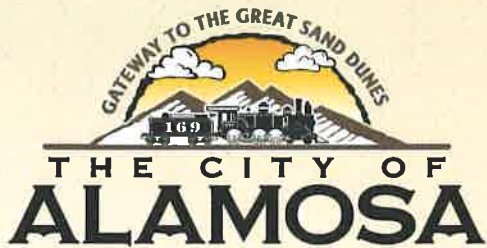

Mark Wright

City of Alamosa

Public Works Director

Public Works Department

P.O. Box 419, Alamosa, CO 81101 • Phone: (719) 589-6631 • Fax: (719) 589-3640 • www.cityofalamosa.org



City Manager's Office
300 Hunt Avenue
PO Box 419
Alamosa, CO 81101
Phone (719) 589-2593

October 1, 2018

Ms. Sadie Martinez
816 Weber Drive
Alamosa, CO 81101

Dear Ms. Martinez,

As we discussed at our meeting on September 20th, your apartment building at 1113 Alamosa Avenue encroaches by more than 30 feet onto the 60 foot wide Twelfth Street easement (there is no street constructed). This makes construction of Twelfth Street in that block impossible, and works as a de facto taking of public property on your part. The City does not require construction of Twelfth Street in that block for any current purpose. The only need for Twelfth Street would be to serve the lots you own in the northwest corner of that block. Since you own the entire block, it would be a simple matter for you to replat those lots such that all your lots have access off of Alamosa Avenue, Thirteenth Street, or access easements that you otherwise set forth on your property in that block. This will allow the City to vacate Twelfth Street in that block and solve the encroachment problem. As I mentioned to you, the City is more than happy to have our planner, Dan Vaughn, work with you as to how you might want to address that issue, and will waive any applicable application fees.

If you do not cooperate to replat or provide other access for those lots, the City will issue an order to you to remove that portion of your building that encroaches onto Twelfth Street, so that the future ability to access those lots can be maintained. I do not believe that method of resolving the issue is in the best interests of anyone, but you may not, by maintaining that encroachment, take public property for your own use. I encourage you to set up an appointment with Mr. Vaughn as soon as possible. If you have not filed an application for replat, or designated other means of providing alternate access to those three lots, by November 30, 2018, the City will issue its order requiring you to remove the building, and will diligently enforce that order through the courts if necessary.

Sincerely,

Heather Brooks
City Manager



ALAMOSA CITY COUNCIL COUNCIL COMMUNICATION

Subject/Title:

Consideration of change of location of Juanito's Mexican Restaurant, LLC hotel/restaurant liquor license from 1019 Sixth Street to 2069 First Street.

Recommended Action:

Review the proposed rulings and discuss any modifications to make.

Background:

Council held the public hearing on the application of Juanito's Mexican Restaurant, LLC for a change in location of hotel restaurant liquor license from 1019 Sixth Street to 2069 First Street on August 5, 2019, and voted to approve the change, and have the City Attorney prepare proposed findings consistent with that approval. Those proposed findings are attached.

Issue Before the Council:

Does Council approve the proposed findings showing that the needs and desires of the adult inhabitants of the neighborhood would be served by the proposed change in location for the license?

Alternatives:

- 1) Adopt the proposed findings GRANTING the license as written.
- 2) Adopt the proposed findings with any desired modification.

Fiscal Impact:

None.

Legal Opinion:

The City Attorney prepared the drafts of the findings, and will be available for comment at the meeting.

ATTACHMENTS:

Description	Type
▣ Proposed findings GRANTING change in location for Juanito'	Exhibit

**FINDINGS OF FACT AND CONCLUSIONS;
GRANT OF HOTEL AND RESTAURANT LIQUOR LICENSE CHANGE OF LOCATION
APPLICATION**

In Re the Matter of the Public Hearing Concerning Juanito's Mexican Restaurant, LLC, at 2069 First Street

I. THE HEARING

This Application for change of location of a Hotel and Restaurant license from 1019 6th Street to 2069 1st Street came on for public hearing at a regularly scheduled meeting of the Alamosa City Council sitting as the Local Licensing Authority (the Authority) on August 5, 2020. Notice of the hearing was given pursuant to §44-3-311, C.R.S. All Councilmembers were present.

A. Preliminary Issues.

The Authority considered the contents of the application and the results of its own investigation as part of the hearing record.

In Resolution 3, 1986, the Authority established a presumptive neighborhood applicable to any liquor license application to be the entire City of Alamosa, plus a one-mile radius surrounding the City's perimeter. An applicant or any opponent to an application may rebut the presumption as to the definition of the applicable neighborhood by providing evidence that another definition of neighborhood applies to the particular application. No party proposed a different definition of the neighborhood for this application.

City Clerk Holly Martinez confirmed the poster giving notice of the hearing was originally posted on July 2, 2020, and remained posted through the date of the hearing. The poster was marked as Exhibit A. Legal notice was published in the Valley Courier on July 18, 2020.

The Authority takes administrative notice of the existence and location of the 14 hotel and restaurant licenses granted by the Authority for premises within the City, and of the total of 44 liquor licenses of all types granted by the Authority for premises within the City. The Authority takes administrative notice that the central commercially zoned corridor in Alamosa generally runs from east to west, one block north and south of Main Street; that additionally there is an intermittent (i.e. mixed zoning) corridor north and south along U.S. Highway 285, and along State Avenue.

B. Applicant. Juanito's Mexican Restaurant, LLC.

C. Documentary Evidence. Petition sheets containing approximately 74 signatures were presented by the Applicant electronically prior to the hearing and admitted as Exhibit B. No verification was done with respect to the addresses, as to whether or not the signatories were inhabitants within the definition in the *Colorado Liquor Code*, C.R.S. § 44-3-103, or parties in interest, as defined in C.R.S. 44-3-311(5). No Petitions opposed to the Application were presented. The Authority takes into account the infeasibility of it verifying the signatures, and the

lack of verification tendered as part of the exhibit, when it considers the weight to be given the petitions.

D. Witnesses. At the public hearing, Juan Rangel, Manager of the Applicant, provided Council with a brief background. It has been the Applicant's experience that customers desire alcohol with their meals. The applicant has extensive experience with liquor license, having operated this license in its prior location since 2011 without incident.

David Osborn and Tony Maestas both spoke in favor of issuing the license, extolling the character and commitment of the Applicant and its staff in providing the City with a valuable asset in the restaurant.

No other persons spoke either in favor of or against the application.

II. APPLICABLE LAW

A hotel and restaurant liquor license, under the *Colorado Liquor Code*, may be issued to persons selling malt and vinous liquors for consumption on the premises may be issued to persons selling only malt, vinous and spirituous liquors in the place where such liquors are to be consumed. In addition, a Hotel/Restaurant shall sell such liquors only if meals are actually and regularly served, and provide not less than 25% of the gross income from sales of food and drink of the business of the licensed premises. C.R.S. § 44-3-413.

Before entering any decision approving or denying the application for a liquor license, the Local Licensing Authority shall consider the reasonable requirements of the neighborhood for the type of license for which the application has been made and the desires of the adult inhabitants of the neighborhood (as evidenced by petitions, testimony, or otherwise), and all reasonable restrictions that are or may be placed upon the neighborhood by the local licensing authority. C.R.S. § 44-3-301(2). A local licensing authority may deny the issuance of any new license whenever such authority determines that the issuance of the license would result in or add to an undue concentration of the same class of license and, as a result, require the use of additional law enforcement resources. *Id.*

Whether a license should be granted or denied is a matter resting within the discretion of the licensing authority. *Harvey v. Schooley*, 383 P.2d 189 (Colo. 1963). The burden is on the applicant to establish a *prima facie* showing of facts which satisfy the requirements of the liquor code. *Geer v. Hall*, 333 P.2d 1040 (Colo. 1959). The local licensing authority has no authority to regulate the sale of alcohol, but only to grant, deny, suspend, or revoke licenses as provided in the liquor code. *Gettman v. Board of County Commissioners*, 221 P.2d 363 (Colo., 1950). A city council may not prejudice any application by trying to legislate a limitation of the number of licenses based on population. Each application must be considered on its own merits. *City of Colorado Springs v. Graham*, 352 P.2d 273 (Colo. 1960). Unless a second or additional license is applied for by the same licensee, no consideration of the effect on competition of the granting or disapproving of the license shall be made. See C.R.S. § 44-3-301(2)(a). However, with respect to a second or additional license described in sections C.R.S. §§ 44-3-401(1)(j) to (1)(t), (1)(v), or (1)(w) or 44-3-412(1) or in a financial institution referred to in section 44-3-308(4) for the same licensee, the licensing authority *shall* consider the effect on competition of the granting or disapproving of additional licenses to such licensee and shall not approve an application for a second or additional license that would have the effect of restraining competition.

The number of persons signing or testifying for or against a license is not wholly determinative of either the reasonable requirements or the desires of the neighborhood. *Vigil v. Burress*, 404 P.2d 147 (Colo. 1965). Similarly, the mere existence of other outlets in the neighborhood, although a factor to be considered by the licensing authority, is not in itself a sufficient ground for denying a license. *Nat'l Convenience Stores, Inc. v. City of Englewood*, 556 P.2d 476 (Colo. 1976). Denial of a license because of traffic and parking problems alone is not justified. *Mobell v. Meyer*, 469 P.2d 414 (Colo. 1970). The same rule applies to speculative reasons such as possible vandalism, noise, or disturbances. *Id.*

Pursuant to Colorado liquor regulation 47-310(E), when considering whether or not an applicant is of good moral character, the licensing authority may consider, among other factors, whether the applicant or licensee has a criminal history of crimes of moral turpitude. By way of example, crimes of moral turpitude shall include but not be limited to, murder, burglary, robbery, arson, kidnapping, sexual assault, illegal drugs or narcotics convictions. Furthermore, if criminal history is considered, then pursuant to C.R.S. § 24-5-101, the licensing authority shall also consider evidence of rehabilitation. Such evidence may include, but not be limited to, evidence of no criminal history record information, educational achievements, financial solvency, community standing, lack of additional arrests or convictions, or the lack of parole or probation violations since the date of last conviction. The intent of this section is to expand employment opportunities for persons who, notwithstanding that fact of conviction of an offense, have been rehabilitated and are ready to accept the responsibilities of a law-abiding and productive member of society.

III. FINDINGS

The location of the premises for which the change of location for the license is sought is 2069 First Street in Alamosa, Colorado. This location is within the Alamosa City Limits and falls under the jurisdiction of the Alamosa City Council sitting as the Local Licensing Authority.

It appears from the application documents that Applicant is entitled to possession of the premises where it proposes to exercise the license applied for, and that the possession will continue throughout the initial term of the license, if granted.

The sale of liquor on the proposed premises is not a violation of City of Alamosa zoning, building, and fire laws or regulations.

The premises, 2069 First Street, is not within 400 feet of a primary or secondary school. See *Code of Ordinances of the City of Alamosa* Section 10-28.

The evidence presented at the public hearing supports the proposition that there is a need and desire for the issuance of this liquor license. The restaurant has successfully operated for many years under its hotel/restaurant license at the prior location, and the business would be enhanced by the continued ability to provide alcohol with the meals it offers. There have been numerous and constant requests from patrons for serving of alcohol with the other beverage and food offerings available at Juanito's, and a significant number of persons have signed a petition to that effect.

Council takes note of the synergy provided by anchor restaurant venues in the Highway 160 corridor, and believes that a hotel/restaurant license in this location will increase business traffic in the corridor.

IV. CONCLUSIONS

Applicant has satisfied Council that there is a need and desire in the neighborhood for the issuance of the hotel and restaurant license applied for. Therefore, the Alamosa City Council acting as the Local Licensing Authority hereby GRANTS the Application submitted by Juanito's Mexican Restaurant, LLC, for a change of location for its hotel/restaurant liquor license from 1019 Sixth Street to 2069 First Street, Alamosa, Colorado.

Dated this 19th day of August, 2020.

Mayor Ty Coleman
City of Alamosa
Local Licensing Authority

Attest:
(SEAL)

Holly C. Martinez, City Clerk