

ALAMOSA CITY COUNCIL

Regular Meeting Agenda

Council Chambers & Zoom Video Webinar
300 Hunt Avenue, Alamosa, CO
September 6, 2023

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.

Zoom Webinar Link: <https://us02web.zoom.us/j/85753492744>

Dial-In Number: +1 719 359 4580 US | Webinar ID: 857 5349 2744

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 new Police Officers: Fabian Juarez, Leonel Sarmiento and Tristen Crowther.

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 16, 2023
- C.7.b. Approve Minutes of Special Meeting August 23, 2023
- C.8.a. First Reading, Ordinance No. 16-2023, an ordinance approving an intergovernmental agreement with Adams State University to provide Fire protection services

VII. REGULAR BUSINESS

A. Presentations from Outside Agencies

- 1. LEAD & Co-Responder Update

2. SLV GO! Heart of the Valley Trail Project Update

B. Board/Commission Business

1. Main Street Committee Update

C. Business Brought Forward by City Staff

D. Committee Reports

E. Staff Announcements

COUNCIL COMMENT

ADJOURNMENT

**ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION**

Subject/Title:

Approve Minutes of Meeting August 16, 2023

ATTACHMENTS:

Description	Type
☐ Minutes of Meeting August 16, 2023	Minutes

ALAMOSA CITY COUNCIL

Regular Meeting Minutes

Council Chambers & Zoom Video Webinar
300 Hunt Avenue, Alamosa, CO
August 16, 2023

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Council Calendar

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The Regular Meeting of the Alamosa City Council was called to order on the above date by Mayor Ty Coleman at 7:00 p.m. The Pledge of Allegiance was recited.

II. ROLL CALL

Present at roll call: Mayor Ty Coleman, Councilors Michael Carson, Dawn Krebs, Jan Vigil, Charles Griego, Kristina Daniel, and Liz Hensley. Also present: City Manager Heather Brooks, City Attorney Erich Schwiesow, and Deputy City Clerk Susanna Gallegos.

III. AGENDA APPROVAL

Councilor Vigil moved, seconded by Councilor Daniel, 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

John Adams announced his candidacy for the Ward 3 Council vacancy for the upcoming election.

B. Follow-Up

Mayor Coleman acknowledged and welcomed Senator Cleave Simpson to the meeting.

V. 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 Griego moved, seconded by Councilor Vigil, to approve Consent Calendar A. The motion carried unanimously.

C.7.a. Approve Minutes of Meeting August 2, 2023

C.8.a. Receive July 2023 Monthly Reports

VI. REGULAR BUSINESS

C. Business Brought Forward by City Staff

1. Development Services

- a. Second Reading and Public Hearing, Ordinance No. 15-2023, An Ordinance Amending the Unified Development Code to Expand Certain Uses, Fix Minor Inconsistencies, and to Provide a Mechanism to Administratively Vacate a Public Utility Easement

Deacon Aspinwall reviewed this ordinance with Council.

Mayor Coleman opened the public hearing at 7:05 p.m. and asked for those wishing to speak on this ordinance.

There being no one wishing to speak, the hearing closed at 7:06 p.m.

Councilor Vigil moved, seconded by Councilor Hensley, to finally adopt Ordinance No. 15-2023.

The motion carried unanimously with Councilor Daniel abstaining from the vote.

2. Finance

- a. Resolution No. 14-2023, 1st Budget Amendment for 2023 Annual Budget

Heather Brooks provided information on this resolution to Council.

Further discussion was held by Council.

Councilor Vigil moved, seconded by Councilor Griego, to pass Resolution No. 14-2023. The motion carried unanimously.

3. City Clerk/Municipal Court

- a. Second Reading and Public Hearing, Ordinance No. 14-2023, an ordinance approving an intergovernmental agreement with Alamosa County for conduct of the November 7, 2023 Coordinated Election

Deputy City Clerk Susanna Gallegos reviewed this ordinance with Council.

Mayor Coleman opened the public hearing at 7:29 p.m. and asked for those wishing to speak on this ordinance.

There being no one wishing to speak, the hearing closed at 7:29 p.m.

Councilor Vigil moved, seconded by Councilor Daniel, to finally adopt Ordinance No. 14-2023. The motion carried unanimously.

4. City Manager/Legal

- a. Second Reading and Public Hearing, Ordinance No. 12-2023, an ordinance approving an intergovernmental agreement between and among the counties and municipalities of the San Luis Valley to protect water resources

Counselor Schwiesow reviewed this ordinance, along with Ordinance No. 13-2023 with Council.

Mayor Coleman opened the public hearing at 7:31 p.m. and asked for those wishing to speak on this ordinance.

Sarah Stoeber, Senator Cleave Simpson and Andy Rice all spoke in favor of Ordinance No. 12-2023 and Ordinance No. 13-2023.

The hearing closed at 7:42 p.m.

Councilor Carson moved, seconded by Councilor Vigil, to finally adopt Ordinance No. 12-2023. The motion carried unanimously

- b. Second Reading and Public Hearing, Ordinance No. 13-2023, an ordinance designating site selection and construction of major new domestic water systems and major extensions of existing domestic water systems and municipal and industrial water projects as activities of state interest

Erich Schwiesow reviewed this ordinance, along with Ordinance No. 12-2023 with Council.

Mayor Coleman opened the public hearing at 7:31 p.m. and asked for those wishing to speak on this ordinance.

Sarah Stoeber, Senator Cleave Simpson and Andy Rice all spoke in favor of Ordinance No. 12-2023 and Ordinance No. 13-2023.

The hearing closed at 7:42 p.m.

Councilor Carson moved, seconded by Councilor Vigil to finally adopt Ordinance No. 13-2023. The motion carried unanimously

D. Committee Reports

Councilor Hensley provided an update on the Marketing Board.

E. Staff Announcements

Andy Rice provided an update on the Riverfront project.

COUNCIL COMMENT

Councilor Hensley commented on the Ribbon Cutting on Victoria Avenue. She also commented on back to school for K-12 and ASU students.

Councilor Daniel commented on Councilor Connections and the good turnout from the community. She also commented on the mental health first responders for veterans.

Councilor Krebs commented on the Beat the Heat BBQ competition. She also gave a kudos to staff for the completion of Victoria Avenue.

Councilor Griego thanked the Streets Department for their work on the roads.

Mayor Coleman commented on the public restrooms and the work that is being done. He also thanked the Streets Department on their work on Victoria Avenue and gave kudos to Kathy Woods on economic development for the City.

EXECUTIVE SESSIONS

1. Executive session pursuant to C.R.S. § 24-6-402(4)(e) to determine positions and instruct negotiators concerning downtown hotel incentives.

Councilor Vigil moved, seconded by Council Daniel, to move into executive session (8:11 p.m.) pursuant to C.R.S. § 24-6-402(4)(b) and (4)(e) to receive legal advice from the City Attorney and determine negotiation strategies for a potential claim. The motion carried unanimously.

Mayor Coleman affirmed that after the executive session, no further business will be discussed.

ADJOURNMENT

The meeting adjourned immediately following the executive session at 8:55 p.m.

Susanna Gallegos, Deputy City Clerk

Ty Coleman, Mayor

**ALAMOSA CITY COUNCIL
COUNCIL COMMUNICATION**

Subject/Title:

Approve Minutes of Special Meeting August 23, 2023

ATTACHMENTS:

Description	Type
▢ Minutes of Special Meeting August 23, 2023	Cover Memo

ALAMOSA CITY COUNCIL

Special Meeting Minutes

Jury Conference Room

August 23, 2023

6:00 PM - Special Meeting

I. CALL TO ORDER

The Special Meeting of the Alamosa City Council was called to order on the above date by Mayor Ty Coleman at 6:00 p.m.

Present at roll call: Mayor Ty Coleman, Councilors Jan Vigil, Charles Griego, Dawn Krebs, and Liz Hensley. Councilor Kristina Daniel was present via Zoom Webinar. Councilor Michael Carson arrived late. Also present: Facilitator Kim Smoyer, and their designated times in the meeting, City Clerk Holly Martinez and City Manager Heather Brooks.

EXECUTIVE SESSIONS

Executive Session pursuant to C.R.S. § 24-6-402(4)(f) to conduct annual evaluations of the City Manager and City Clerk

Councilor Vigil moved, seconded by Councilor Hensley to move into Executive Session pursuant to C.R.S. § 24-6-402(4)(f) to conduct annual evaluations of the City Manager and City Clerk. The motion carried unanimously.

Mayor Coleman affirmed that after the executive session, no further business will be discussed.

ADJOURNMENT

The meeting adjourned immediately following the executive session (8:54 p.m.)

Holly C. Martinez, City Clerk

Ty Coleman, Mayor

ALAMOSA CITY COUNCIL COUNCIL COMMUNICATION

Subject/Title:

First Reading, Ordinance No. 16-2023, an ordinance approving an intergovernmental agreement with Adams State University to provide Fire protection services

Recommended Action:

Approve Ordinance No. 16-2023 on first reading and set for public hearing on September 20, 2023, at 7:00 p.m. or as soon thereafter as the matter may be heard.

Background:

The Fire Department has always responded to Fires, Alarm Calls, Rescue and Hazardous Material Response calls at the Adams State University properties. The City has continually provided the services on a no charge basis. As part of the State of Colorado Facilities Management Division, MOU's with outside agencies who respond to the Campus for various reasons are required to be on file. This agreement is essentially the same form as that approved in Ordinance No. 27-2017. This is an update with no major changes.

The MOU clarifies both parties' responsibilities and expectations in regards to emergency response, code enforcement, code compliance and Hazardous Materials Reporting.

Issue Before the Council:

Does Council wish to approve Ordinance 16-2023, approving an intergovernmental agreement with Adams State University to provide Fire protection services, and authorize the Fire Chief to sign the agreement?

Alternatives:

- 1) Approve the Ordinance on first reading and set for public hearing.
- 2) Decline to approve the Ordinance in whole or in part, and give staff further direction.

Fiscal Impact:

None

Legal Opinion:

City Attorney will be available for questions.

Conclusion:

The MOU simply reaffirms the existing working relationship between the City of Alamosa and Adams State University.

ATTACHMENTS:

Description	Type
▣ Ordinance No. 16-2023 Fire Protection IGA with Adams State	Ordinance
▣ Fire Protection IGA with Adams State	Exhibit

ORDINANCE NO. 16-2023

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH ADAMS STATE UNIVERSITY TO PROVIDE FIRE PROTECTION SERVICES

WHEREAS, the City of Alamosa Fire Department and Adams State University have a long-standing agreement for the City to provide fire protection and prevention services for the campus and grounds of ASU (see Ordinance No. 27-2017), and wish to update and reaffirm that agreement; and

WHEREAS: Article XIV, Section 18 of the Colorado Constitution and C.R.S. Section 29-1-201, *et seq.*, encourage, permit and authorize intergovernmental agreements to accomplish mutually beneficial objectives such as fire protection;

NOW, THEREFORE, BE IT ORDAINED by the City Council of Alamosa as follows:

Section 1. Approval of Intergovernmental Agreement. The Intergovernmental Agreement between the City of Alamosa Fire Department and Adams State University attached to this Ordinance is hereby adopted and approved, and the Fire Chief is directed to execute Agreement on behalf of the City of Alamosa;

Section 2. General Repealer. All other acts, orders, ordinances, resolutions, or portions thereof in conflict with the sections adopted in this Ordinance, 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.

Section 4. 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 5. 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.

Section 6. Non-Codification. The City Clerk is directed not to codify the provisions of this ordinance in the *Code of Ordinances of the City of Alamosa*.

INTRODUCED, READ AND APPROVED on first reading the 6th day of September, 2023, and ordered published by title and reference as provided by law with notice of a public hearing to be held for consideration of the adoption of said ordinance on the 20th day of

September, 2023, 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, AND ADOPTED after public hearing the 20th day of September, 2023.

CITY OF ALAMOSA

By _____
Ty Coleman, Mayor

ATTEST:

Holly C. Martinez, City Clerk

MEMORANDUM OF UNDERSTANDING
BETWEEN
THE CITY OF ALAMOSA FIRE DEPARTMENT
AND
ADAMS STATE UNIVERSITY

WHEREAS Adams State University (“ASU”) is a political subdivision of the State of Colorado established pursuant to the provisions of C.R.S. § 23-51-101 *et seq.*; and

WHEREAS the Adams State University facilities located within the City of Alamosa fall under the jurisdiction of the City of Alamosa Fire Department; and

WHEREAS Local governments are authorized and encouraged to contract with one another to provide any function, service, or facility, including the sharing of costs, C.R.S. Section 29-1-201 — 29-1-206; and

WHEREAS, the City may, enter into contracts or agreements with other governmental units or special districts for the joint use of buildings, equipment or facilities, or for furnishing or receiving commodities or services, and

WHEREAS, ASU desires to receive services from the City of Alamosa Fire Department for performance of fire protection and prevention services for the campus and grounds of ASU, and the City desires to ensure that such fire protection services are available to ASU in order to further the fire safety of the City;

NOW, THEREFORE, in consideration of the foregoing recital and the mutual covenants contained herein, the parties hereby agree as follows:

1. Purpose. Adams State University and The Alamosa Fire Department enter into this Memorandum of Understanding to define services provided by the Alamosa Fire Department for fire protection and to acknowledge that Adams State University has an obligation to abide by decisions made by the Alamosa Fire Department regarding Fire and Life Safety Codes.

2. Alamosa’s responsibilities. The Alamosa Fire Department will provide the following:

1. Fire Suppression, Alarm Response, and Rescue Response to all Adams State University properties.
2. Review of Construction Documents prior to starting construction
3. Review of Fire Alarm, Smoke and Fire Suppression system shop drawings.
4. Fire and Life Safety Inspections during construction or renovation of any facilities
5. Fire and Life Safety Inspections of all facilities on an annual basis

3. ASU’s responsibilities. Adams State University agrees to submit construction documents to the Alamosa Fire Department for review and approval prior to construction, and to obtain Fire and Life Safety inspections during construction or renovation of any facilities, and on an annual basis for all facilities. ASU acknowledges the Alamosa Fire Department may use The Colorado Division of Fire Prevention and Control and/or a third party contractor for plan reviews and Inspections of Fire

Suppression Systems during construction. Any costs associated with these services will be paid by Adams State University on a pass-through basis.

This Memorandum of Understanding will remain in effect unless an agreement to terminate all or part of the services provided is issued 120 days prior to the termination date.

This Memorandum of Understanding is entered into this _____ day of _____ 2023 by The City of Alamosa Fire Department and Adams State University.

Adams State University

City of Alamosa Fire Department

David Tandberg, President

Bill Stone, Chief