

ALAMOSA CITY COUNCIL
Regular Meeting Minutes
ZOOM VIDEO WEBINAR
300 Hunt Avenue, Alamosa, CO
October 7, 2020

Zoom Webinar Link: <https://us02web.zoom.us/j/84520304868>

5:30 PM - Work Session: Advisory Board Interview

6:00 PM - Work Session: Ironhorse Development & Homeless Campsite

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 7:05 p.m. The Pledge of Allegiance was recited.

II. ROLL CALL

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

III. AGENDA APPROVAL

Heather Brooks asked Council to move Item 1.a. to occur immediately following the presentation for the SLV Habitat Conservation Program and Item 3.c. immediately following the presentation from the Alamosa County Health Department.

Councilor Daniel moved, seconded by Councilor Griego to approve the agenda as amended. 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

Kyle Woodward commented in regards to the restrictions to restaurants due to COVID asking Council to lift the restrictions to 100% capacity for restaurants.

B. Follow-Up

None.

V. CEREMONIAL ITEMS

A. Introduction of Lisa Sandoval, Finance Director

Judy Kelloff introduced Lisa Sandoval, who was welcomed by Council.

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

C.2.a. August 2020 Monthly Financial Statements and Expenditure Report

C.7.a. Approve Minutes of Meeting September 16, 2020

C.7.b. Approve Minutes of Special Meeting August 12, 2020

C.7.c. Appointment of Melissa Freeman to the Tree Board.

C.8.a. Approve City Attorney contract for 11/1/20 to 10/31/21 consistent with evaluation conducted on September 30, 2020.

C.8.b. Motion authorizing Lisa Sandoval as the City's Finance Director to have signatory authority on all banking and investment accounts.

VII. REGULAR BUSINESS

A. Presentations from Outside Agencies

1. SLV Habitat Conservation Program Presentation

Tim Carden, Plan Coordinator with the SLV Habitat Conservation Program presented information to Council. Council thanked him for all the information and his presence tonight.

B. Business Brought Forward by City Staff

1. Parks and Recreation

a. Motion to Authorize the City to Enroll the Alamosa Riparian Park in the San Luis Valley Habitat Conservation Plan

Councilor Daniel moved, seconded by Councilor Vigil to authorize the City to enroll the Alamosa Riparian Park in the San Luis Valley Regional Habitat Conservation Plan (SLVHCP). The motion carried unanimously.

A. Presentations from Outside Agencies

3. Presentation from Alamosa County Health Department on Protect Your Neighbor Application

Della Viera presented information on the application being prepared by the Alamosa County Health Department to submit in order for Alamosa County to move forward into the next phase of the pandemic for Colorado, Protect Your Neighbor.

B. Business Brought Forward by City Staff

3. City Manager/Legal

- c. Motion authorizing the Mayor and Police Chief to sign a letter of support for the Alamosa Department of Public Health's application for the Protect Your Neighbor status.**

Councilor Griego moved, seconded by Councilor Daniel to authorize the Mayor and Police Chief to sign a letter of support for the submission of an application by the Alamosa County Health Department for the Protect Your Neighbor status.

B. Business Brought Forward by City Staff

1. Parks and Recreation

- b. Resolution No. 12-2020, A Resolution supporting a grant application for a Colorado Parks and Wildlife Non-Motorized Trail Grant from the State Department of Natural Resources to support planning the Riparian Park to Refuge Trail Project**

Andy Rice presented information to Council.

Councilor Daniel moved, seconded by Councilor Hensley to approve Resolution No. 12-2020. The motion carried unanimously.

2. Finance

- a. First Reading, Ordinance No. 25-2020, an ordinance amending the established pay plan for City officers and employees in accordance with article III, section 11 of the Charter and as referred to in section 15-2 of the Code of Ordinances, concerning personnel rules and regulations and pay plan for City officers and employees.**

Heather Brooks provided information regarding this ordinance to Council.

Councilor Daniel moved, seconded by Councilor Griego to approve Ordinance No. 25-2020 and set it for public hearing on Wednesday, October 21, 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. 24-2020, An Ordinance making the annual appropriations for fiscal year 2021.**

Ms. Brooks provided information to Council on this ordinance.

Councilor Griego moved, seconded by Councilor Daniel to approve Ordinance No. 24-2020 on first reading and set it for a public hearing on Wednesday, October 21, 2020 at 7:00 p.m. or as soon thereafter as the matter may be heard. The motion carried unanimously.

3. City Manager/Legal

- a. Public Hearing and Second Reading, Ordinance No. 22- 2020 Adopting 2020 Model Traffic Code. An ordinance for the regulation of traffic by the City Of Alamosa, Colorado; adopting by reference the 2020 edition of the "*Model Traffic Code*" with certain deletions and additions, and repealing all ordinances in conflict therewith.

Counselor Schwiesow reviewed this ordinance with Council.

Mayor Coleman opened the public hearing at 8:53 p.m. and asked for those wishing to speak on this ordinance.

There being no one wishing to speak, the hearing closed at 8:54 p.m.

Councilor Griego moved, seconded by Councilor Daniel to finally adopt Ordinance No. 22-2020. The motion carried unanimously.

- b. Public Hearing and Second Reading, Ordinance No. 23- 2020, an ordinance adding a new article IV to chapter 7 of the *Code of Ordinances of The City of Alamosa* to regulate fireworks in the city of Alamosa in a way that mirrors state code.

Counselor Schwiesow reviewed this ordinance with Council.

Mayor Coleman opened the public hearing at 8:56 p.m. and asked for those wishing to speak on this ordinance.

There being no one wishing to speak, the hearing closed at 8:57 p.m.

Councilor Daniel moved, seconded by Councilor Vigil to finally adopt Ordinance No. 23-2020. The motion carried unanimously.

C. Committee Reports

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

D. Staff Announcements

Heather Brooks provided clarification on the information presented in the recent Channel 9 News interview regarding Alamosa. She also provided information regarding the parklets, providing visuals.

VIII. LOCAL LIQUOR LICENSING AUTHORITY ACTIONS

E. Liquor Licensing Items

- a. Needs and Desires Hearing: New application for a Hotel/Restaurant License, My Brothers Place LLC d/b/a My Brothers Place, 613 Main Street

The application for this new Hotel/Restaurant License is My Brothers Place LLC d/b/a My Brothers Place. The registered manager on the application is Andrew Lukondi.

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. A request was made to change those boundaries but withdrawn prior to the hearing. The presumptive neighborhood applies to this hearing.

Counselor Schwiesow opened the public hearing at 9:13 p.m. He asked the City Clerk, Holly Martinez, to confirm that the property was posted with the notice and the legal notice was published as required. Ms. Martinez confirmed that they were.

Counselor Schwiesow marked the photo of the posting that is attached to the materials as Exhibit A. The petitions that were attached to the materials are marked as Exhibit B, which contain 84 signatures. He then turned over the hearing to the applicant.

Mr. Andrew Lukondi thanked Ms. Martinez for all the work on helping them with the preparation on the application prior to this hearing. He then provided the following details in regards to the application:

- My Brothers Place is a restaurant that opened on March 3rd and had about a week and a half of actual opening and then COVID hit and shut them down to just take out, which was hard and pretty trying but the support of the community helped to keep them open.
- It's been a lot of hard work and they feel that this license would be very helpful for them, what goes better with pizza than beer? They would like to expand and continue their growth of what they have.

Mr. Schwiesow asked if Council had any questions for Mr. Lukondi. Councilor Griego asked Mr. Lukondi the hours of operation for the restaurant.

Mr. Lukondi stated the hours of operation for the restaurant are 11 a.m. - 8 p.m., Tuesday through Saturday, closing Sunday and Monday to the public.

Councilor Daniel thanked Mr. Lukondi for being here tonight and asked if he has ever had a liquor license previously. He stated he did not. Councilor Daniel proceeded to ask him what his plan was to ensure compliance with the liquor code and regulations for himself and his staff.

Mr. Lukondi stated that him and his brother are going to follow all the guidelines very strictly and all servers will card everyone. Councilor Daniel stated that there is access to TIPS training and other trainings and the City could provide those resources to them if they cannot find other training.

Councilor Broyles asked the applicant how they established need for this application. Mr. Lukondi stated that it was through the customers, many finding the restaurant through Google passing through and calling in and asking if they have a liquor license. Councilor Broyles also asked for confirmation of the signatures on the petitions. Mr. Lukondi stated yes and how the signatures on the petitions were obtained, which was hard to get that many during this trying time.

Councilor Broyles further asked what types of food they serve and Mr. Lukondi provided that information.

The applicant further stated that the restaurant is a family owned and operated business and they would like to expand their menu once they obtain their liquor license.

With there being no more questions from Council, Counselor Schwiesow opened the hearing up to attendees wishing to speak regarding this application.

Mr. Darrel Cooper spoke stating that he believes the City at some point should limit the number of liquor licenses of whatever type they are. He appreciates Mr. Lukondi needing this to expand and grow his business but feels as the City, there should only be so many of each.

There being no one else wishing to speak, the hearing closed at 9:22 p.m. Councilor Vigil and Councilor Griego spoke in support of the license.

Councilor Broyles spoke regarding information on the number of total liquor licenses within the city; Councilor Daniel stated she would have liked to have seen more signatures but understands how hard it was during this time, and Mayor Coleman applauded the applicant for opening a new restaurant in these challenging times.

Councilor Griego moved, seconded by Councilor Vigil to approve the license and direct the City Attorney to prepare written findings reflecting their vote at the next meeting. The motion carried unanimously.

COUNCIL COMMENT

Councilor Daniel reminded Council of the Boys and Girls Club Gala happening on October 24th.

Councilor Vigil commented in regards to high school football starting up again and wished all the athletes good luck. Mayor Coleman also mentioned the Alamosa Youth Football will be playing this weekend as well.

EXECUTIVE SESSIONS

1. Executive session pursuant to CRS § 24-60402(4)(a) and (4)(e) to discuss sale of City property along Highway 17 and instruct negotiators.

Councilor Daniel moved, seconded by Councilor Hensley to move into Executive Session (9:13 p.m.) pursuant to C.R.S. 24-60402(4)(a) and (4)(e) to discuss sale of City property along Highway 17 and instruct negotiators. The motion carried unanimously.

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

ADJOURNMENT

The meeting adjourned immediately following the executive session.

Holly C. Martinez, City Clerk

Ty Coleman, Mayor