

ALAMOSA CITY COUNCIL
Wednesday June 4, 2014
Minutes of the Meeting

The Regular Meeting of the Alamosa City Council was called to order on the above date by Mayor Josef Lucero at 7:00 p.m. The Pledge of Allegiance was recited. Present at roll call: Mayor Lucero, Councilors Greg Gillespie, Jan Vigil, Rusty Johnson, Charles Griego, Ty Coleman and Michael Stefano. A quorum was declared. Also present: City Manager Heather Brooks, City Attorney Erich Schwiesow, and City Clerk Kristi Duarte.

AGENDA APPROVAL. It was moved by Councilor Coleman and seconded by Councilor Johnson to approve the agenda as presented. The motion carried unanimously.

CITIZEN COMMENT

A. Audience Comments

Dan McCann, Alamosa – Commented about the sporting events in New York.

B. Follow-Up

None.

CONSENT CALENDAR A. It was moved by Councilor Griego and seconded by Councilor Coleman to approve Consent Calendar A as presented. The motion carried unanimously. Items:

C. 1. c. Approve Bid, Sunset Drainage

C. 7. a. Approve Minutes of Regular Meeting May 21, 2014

C. 7. b. Appoint Advisory Board Members

REGULAR BUSINESS

A. Presentations from Outside Agencies

Randy Wright presented plans to hold the 2nd Annual SLV Beat the Heat BBQ Challenge. He is asking the City about what could possibly be done financially in the amount of \$5000 to help fund this event.

Council discussed the City sponsorship request for funding.

Councilor Johnson moved, seconded by Councilor Gillaspie to grant the SLV Beat the Heat BBQ Competition \$5000. The motion carried unanimously.

C. Business Brought Forward by City Staff

1. Public Works

- A. Public Hearing, Ordinance No. 4, 2014, An Ordinance Granting a Franchise to Public Service Company, of Colorado, its affiliates, successors and assigns the right to use the streets within the City to furnish, sell, transmit and distribute electricity and natural gas to the City and to all residents of the City, granting the right to acquire, construct, install, locate, maintain, operate and extend into, within and through the city all facilities reasonably necessary to furnish, sell, transmit and distribute electricity and natural gas within and through the City of Alamosa.

Mayor Lucero opened the Public Hearing at 7:36 p.m. and asked for those wishing to speak on this matter.

There being no one wishing to speak, the hearing closed at 7:36 p.m.

Councilor Johnson moved, seconded by Councilor Stefano that Ordinance No. 4, 2014 be finally adopted. The motion carried unanimously.

B. Public Hearing, Ordinance No. 5, 2014, An Ordinance Providing for the Designation of Blanca Vista Pond as Youth Fishing Lake.

Mayor Lucero opened the public hearing at 7:45 p.m. and asked for those wishing to speak on the matter.

Dan McCann spoke regarding how important is it to keep the kids safe while they are near water.

There being no one further wishing to speak, the hearing closed at 7:47 p.m.

Councilor Vigil moved, seconded by Councilor Coleman that Ordinance No. 5, 2014 be finally adopted. The motion carried unanimously.

C. Habitat for Humanity Request for Fee Relief.

Habitat for Humanity has requested fee relief for the project at 1507 Edison Avenue. The fees include building permit, water tap and sewer tap for a total of \$4056.00

Councilor Coleman moved, seconded by Councilor Griego to enter into an agreement for services with Habitat for Humanity in the amount of \$4056. This motion carried unanimously.

8. City Manager/Legal

A. First Reading of an Ordinance amending Chapter 1, Section 1-18(a) of the Alamosa Code of Ordinances to conform sentences for violation of criminal ordinances to correspond to state standards for sentences for violation of corresponding state criminal statutes.

Counselor Schwiesow discussed the possible options regarding this ordinance. Discussion was held in regard to keeping discretion with the Judge. Counselor Schwiesow advised that there is a house keeping element to this and that there is a confusingly written ordinance section right now, he suggested that if Council wants to keep that discretion to exceed what the State corresponding's things would be is to make a motion to not pass this ordinance on first reading and direct staff to come back with a motion that would clarify that that discretion is retained by the Municipal Court Judge.

It was moved by Councilor Gillaspie, seconded by Councilor Johnson to not approve Ordinance No. 6, 2014 as presented and to direct staff to come back with a motion that would clarify that the discretion is retained by the Municipal Court Judge. The motion carried unanimously.

E. Committee Reports

Councilor Vigil gave an update on the Board of Education.

Councilor Gillaspie gave an update on the Library Board. He also thanked Pat Gilmore for her years of service on the Library Board.

Councilor Stefano gave an update on the Senior Citizen Board.

Councilor Stefano encouraged everyone to go out and support the Train.

F. Staff Announcements

Ms. Brooks gave an update on the meeting with the Board of Educators. There is still discussion to have with them. At the next meeting they will be presenting their ideas to them in writing for future documentation. Mayor Lucero thanked everyone involved for working together for the safety of our kids.

Ms. Brooks presented to Council a letter of thank you from Dawn Honeycutt and the Rodeo.

Ms. Brooks gave an update on the recent ICS Global Retail Convention she attended with Randy Wright.

LOCAL LIQUOR LICENSING AUTHORITY ACTIONS

A. Consent Calendar B

It was moved by Councilor Coleman and seconded by Councilor Vigil to approve Consent Calendar B as presented. The motion carried unanimously. Item:

B.1. Approve Special Events Permit application for Alamosa County Chamber of Commerce Rodeo events on June 19, 20, and 21.

COUNCIL COMMENT

Councilor Vigil thanked Staff for their work on the retreat last weekend.

Mayor Lucero attended the FFA banquet and was presented an appreciation plaque. Mayor Lucero presented this plaque to the City Manager and staff.

EXECUTIVE SESSIONS

Pursuant to CRS 24-6-402(4)(a) to Discuss Potential Real Estate Acquisition; CRS 24-6-402(4)(b) To Receive Legal Advice from the City Attorney on condemnation issues; and CRS 24-6-402(4)(e) To Discuss Matters Subject to Negotiations, Develop Strategies For Negotiations, and Instruct Negotiators. Specific topic to be discussed in the executive session is the Pink Elephant Project.

Pursuant to CRS 24-6-402 (4)(f) to discuss personnel matters relating to City Manager job performance and Pursuant CRS 24-6-402 (4)(b) to receive legal advice from the City Attorney relating to the legal implications of a Council/Manager form of government as referred in the Charter.

It was moved by Councilor Griego and seconded by Councilor Johnson to enter into two Executive Sessions at 8:31 p.m. pursuant to CRS 24-6-402(4)(a) to Discuss Potential Real Estate Acquisition; CRS 24-6-402(4)(b) To Receive Legal Advice from the City Attorney on condemnation issues; and CRS 24-6-402(4)(e) To Discuss Matters Subject to Negotiations, Develop Strategies For Negotiations, and Instruct Negotiators. Specific topic to be discussed in the executive session is the Pink Elephant Project.

Pursuant to CRS 24-6-402 (4)(f) to discuss personnel matters relating to City Manager job performance and Pursuant CRS 24-6-402 (4)(b) to receive legal advice from the City Attorney relating to the legal implications of a Council/Manager form of government as referred in the Charter

When back in regular session, Mayor Lucero confirmed that the Executive Sessions were held solely for the stated purpose.

ADJOURNMENT. The meeting adjourned at 10:30 p.m.

Kristi Duarte, City Clerk

Josef P. Lucero, Mayor