



Board of County Commissioners

Terry A. Hart, District 1

Garrison M. Ortiz, District 2

Chris Wiseman, District 3

Tuesday December 1, 2020
(Previous Meeting November 24, 2020)

AMENDED

AGENDA

NOTICE REGARDING COVID-19 (Novel Coronavirus): The Board of County Commissioners implemented temporary operational directives on November 14, 2020 to limit public access to county-owned facilities. Beginning on November 14, 2020, the Board of County Commissioners meetings will be held virtually. The meetings will still be streamed live on the County's Facebook Page <https://www.facebook.com/PuebloCounty/> and the public may make any public comments by email to Adam Uhernik, Public Information Officer, at uhernik@pueblounty.us.

Notice to Readers: This agenda is for informational purposes only and is subject to change. Please be advised that this meeting is streaming live over social media. Accommodations for individuals with sight or hearing impairments may be made by contacting Patsy Cresswell at 583-6500 or TDD at 583-6550.

9:00 AM CALL TO ORDER

- Pledge of Allegiance
- Attendance/Excused
- Approve the minutes from November 5, 10, and 17, 2020. *(An entire copy of the minutes has been posted and is available for public viewing in the Courthouse Rotunda.)*
- Approve Agenda of December 1, 2020

9:05 AM PUBLIC COMMENTS

1. Citizen Comments **(Comments limited to 5 minutes per speaker)**
2. Commissioners' Comments

9:15 AM CONSENT AGENDA ITEMS *(The Chair will remove any Consent Agenda item upon request by any Commissioner or assigned staff. Items removed upon request will be considered separately by the Board immediately following the action on the remaining Consent Agenda, be continued to another meeting date, or handled in a manner otherwise determined at the discretion of the Board.)*

3. Abatements

- a. Lease Corp of America; Parcel No. 250,954; 2018/2019 Tax Year(s); 2019 Original Value: \$17,339; Abated Value: \$1,194; Abated Taxes: \$120.84; 2018 Original Value: \$18,252; Abated Value: \$1,258; Abated Taxes: \$127.38; Colorado allows exemption from sales and use tax for manufacturing machinery if certain criteria are met. Customer qualified for exemption, so we subtracted the amount of sales tax paid from the original cost of the equipment. (C.R.S. 39-26-709).
- b. Pueblo County School Dist. 70; Parcel No. 06-113-09-019; 2019 Tax Year(s); 2019 Original Value: \$68,050; Abated Value: \$62,300; Abated Taxes: \$6,146.06; Property was purchased by School Dist. 70 on January 28, 2019 and should have received exempt status at that time. Improvements have been pro-rated to be taxable 27 days.
- c. Skylee Shafer & Jose M. Ruelas Ramirez; Parcel No. 05-263-18-012; 2019 Tax Year(s); 2019 Original Value: \$870; Abated Value: \$660; Abated Taxes: \$65.40; Parcel changed from a 100 land code to 1114 which changed the assessment rate from 29% to 7.15%.
- d. Subway c/o Tony Cruz; Parcel No. 291,556; 2019 Tax Year(s); 2019 Original Value: \$8,477; Abated Value: \$8,447; Abated Taxes: \$827.34; Business closed in 2018 and the Assessor's Office was not notified. Our office discovered the closure in 2019 and inactivated the account for 2020.
- e. William E. & Joanna L. Taylor; Parcel No. 35-000-14-047; 2019 Tax Year(s); 2019 Original Value: \$11,407; Abated Value: \$5,257; Abated Taxes: \$489.18; Incorrect square footage of living space.

TOTAL ABATED VALUE:	\$79,116.00
TOTAL ABATED TAXES:	\$ 7,776.20

9:20 AM REGULAR AGENDA ITEMS

4. Hearing – Proposed budget for fiscal year 2021
(continued from November 24, 2020)
5. Contracts/Resolutions
 - a. SUMMARIZING EXPENDITURES AND REVENUES FOR EACH FUND AND ADOPTING A BUDGET FOR THE COUNTY OF PUEBLO, COLORADO, FOR THE CALENDAR/BUDGET YEAR BEGINNING ON THE FIRST DAY OF JANUARY 2021 AND ENDING THE LAST DAY OF DECEMBER 2021
Presented by: Ashley Huggins, Director, Budget & Finance: **(5 minutes)**
 - b. ESTABLISHING APPROPRIATIONS BY FUND AND ELECTED OFFICIAL FOR PUEBLO COUNTY, COLORADO, OPERATIONS IN CALENDAR YEAR 2021
Presented by: Ashley Huggins, Director, Budget & Finance: **(5 minutes)**

c. APPOINTING MEMBERS TO THE PUEBLO COUNTY FAIR BOARD

Presented by: Board of County Commissioners: **(5 minutes)**

d. APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN LOGAN SIMPSON DESIGNS, INC., AND PUEBLO COUNTY FOR A NEEDS ASSESSMENT AND MASTER PLAN FOR THE DOWNTOWN YOUTH SPORTS COMPLEX

Presented by: Mike Ricottone, 1A Project Manager: **(5 minutes)**

e. SUPPORTING A COUNTYWIDE VARIANCE PROTECTION PROGRAM AND REQUESTING APPROVAL THEREOF BY COLORADO DEPARTMENT OF PUBLIC HEALTH AND ENVIRONMENT AND GOVERNOR JARED POLIS

Presented by: Board of County Commissioners: **(5 minutes)**

9:55 AM **ADJOURN**

The next BOCC Meeting will be held on **December 3rd, 2020 at 9:00 AM**

*Any items that cannot be addressed within the allotted time may be heard at the next BOCC meeting on **December 3, 2020**.

RESOLUTION NO. 20-_____

**THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO**

APPOINTING MEMBERS TO THE PUEBLO COUNTY FAIR BOARD

WHEREAS, the Pueblo County Fair Board was created to provide an entity for management of the Pueblo County Fair, which would be a binding force outside the restrictions of government, dedicated to the exchange of information, correction of deficiencies in the management of the Pueblo County Fair, and continuous improvement of the fair through a unified community effort; and

WHEREAS, the Pueblo County Fair Board consists of eleven (11) voting members, who are appointed by the Board of County Commissioners of Pueblo County, Colorado, for three (3) year terms and who serve at the pleasure of the Board of County Commissioners of Pueblo County, Colorado; and

WHEREAS, there are four (4) vacancies due to term expirations, Public Notice of the vacancies was published in *The Pueblo Chieftain*, on the Pueblo County website, on the Government Channel on cable television, as well as Facebook and Twitter; and

WHEREAS, six (6) applicants have responded, and the current Pueblo County Fair Board members have reviewed the resumes received and has made recommendations to fill the vacancies.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pueblo County, Colorado, that the following reappointments and appointments to the Pueblo County Fair Board are hereby approved, and the staff to the Board is authorized to provide the members with notice of such appointments by providing them with a copy of this Resolution:

<u>NAME</u>	<u>TERM</u>
Greg Parker	Beginning 01/01/2021 and Ending 12/31/2023
Shane Roberts	Beginning 01/01/2021 and Ending 12/31/2023
Mary Garrison	Beginning 01/01/2021 and Ending 12/31/2023
Wesley Stribling	Beginning 01/01/2021 and Ending 12/31/2023

RESOLUTION NO. 20-____(CONTINUED)

Said appointed and/or reappointed members will serve at the pleasure of the Board of County Commissioners of Pueblo County, Colorado.

PASSED AND ADOPTED this 1st day of December 2020, in Pueblo County, Colorado.

**THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO**

By: _____
Garrison M. Ortiz, Chair

ATTEST:

By: _____
Gilbert Ortiz, County Clerk

RESOLUTION NO. 20-_____

**THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO**

**APPROVING THE PROFESSIONAL SERVICES AGREEMENT BETWEEN LOGAN SIMPSON
DESIGNS, INC., AND PUEBLO COUNTY FOR A NEEDS ASSESSMENT AND MASTER PLAN
FOR THE DOWNTOWN YOUTH SPORTS COMPLEX**

WHEREAS, at the 2016 November Election, the voters approved County Ballot Issue No. 1A that committed revenues from expiring Tax Incentive Agreements to community improvement projects such as the Downtown Youth Sports Complex project; and

WHEREAS, this Board desires to obtain professional consulting services to prepare a Needs Assessment and Master Plan for the Runyon Youth Sports Complex located at 400 Stanton Ave., Pueblo, Colorado 81003; and

WHEREAS, the Pueblo County Purchasing Department sought and received proposals by RFP NO. 20-13: Professional Consulting Services for the Needs Assessment and Master Planning for the Downtown Youth Sports Complex Project. Logan Simpson Designs, Inc. submitted the best proposal and the Pueblo County Project 1A Project Manager recommends that the Board of County Commissioners enter into a Professional Services Agreement with Logan Simpson Designs, Inc.; and

WHEREAS, this Board concurs with the aforementioned recommendation and desires to enter into a Professional Services Agreement with Logan Simpson Designs, Inc., for the Needs Assessment and Master Plan for the Downtown Youth Sports Complex Project at the Runyon Youth Sports Complex located 400 Stanton Ave., Pueblo, Colorado, subject to the appropriation of funds for this project.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Pueblo County, Colorado, that the Agreement between Logan Simpson Designs, Inc., and Pueblo County for the Needs Assessment and Master Plan for the Downtown Youth Sports Complex Project at the Runyon Sports Complex located 400 Stanton Ave., Pueblo, Colorado, the terms and conditions of which are incorporated herein by this reference, is hereby approved and the Chair of the Board of County Commissioners is hereby authorized to execute the same on behalf of Pueblo County.

PASSED AND ADOPTED this 1st of December 2020, in Pueblo County, Colorado.

**THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO**

By: _____
Garrison Ortiz, Chair

ATTEST:

By: _____
Gilbert Ortiz, County Clerk

RESOLUTION NO. 20-_____

**THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO**

**SUPPORTING A COUNTYWIDE VARIANCE PROTECTION PROGRAM AND REQUESTING
APPROVAL THEREOF BY COLORADO DEPARTMENT OF PUBLIC HEALTH AND
ENVIRONMENT AND GOVERNOR JARED POLIS**

WHEREAS, on November 19, 2020, the Colorado Department of Public Health and Environment (“CDPHE”) sent a letter to Pueblo County (“County”) informing the County that it would be moved on the COVID-19 Dial Level from Orange to Red commencing at 5:00pm on November 22, 2020. The County permanently lost its sector variance from certain public health order restrictions when it was moved to Level Orange on November 14, 2020; and

WHEREAS, COVID-19 Dial Level Red (“Level Red”) requires the County to implement further restrictions across many sectors as described in Section II. F. of CDPHE’s Public Health Order No. 20-36, as amended. Significantly, such restrictions include, but are not limited to, the closure of bars, the prohibition on indoor dining and the reduction of gym capacity to 10% of the facility’s capacity; and

WHEREAS, the severe restrictions imposed by Level Red has been devastating to numerous small businesses in Pueblo County, many of which have strictly followed the COVID-19 protocols to operate safely; and

WHEREAS, while the Pueblo Board of County Commissioners (“BOCC”) endorses CDPHE’s orders disallowing businesses from operating in an unsafe manner during the pandemic, the BOCC believes to further restrict or close down businesses that have a proven track record of complying with the health and safety protocols required by federal, state and local public health authorities where there is no evidence that virus transmission is coming from these business does not further the goal of restricting growth of virus transmission in Pueblo County; and

WHEREAS, the BOCC recognizes the plight of small businesses during the pandemic and has committed \$1.5 million of its CARES funding allocation to provide economic relief grants to small businesses and non-profit organizations. However, even with financial assistance from Pueblo County and other governmental organizations and entities, many small businesses in our community still face the looming possibility of permanent closures and loss of livelihoods; and

WHEREAS, Mesa County has developed a Variance Protection Program, also referred to as the 5 Star Certification Program, that allows qualifying businesses who demonstrate a commitment to following certain health and safety protocols to operate at 50% of capacity, which may be allowed as an exception to the Level Red restrictions pending the State’s review; and

WHEREAS, the BOCC desires to develop and implement a similar variance protection program countywide as soon as practicable to allow responsible small businesses to continue to operate in a capacity that will allow them to maintain their livelihoods while the County is on Level Red of the COVID-19 Dial; and

WHEREAS, Pueblo County is committed to working with the City of Pueblo and the Pueblo Department of Public Health and Environment to develop a meaningful plan to allow the owners and employees of conscientious businesses that are suffering due to the shutdown to continue to operate under less restrictive rules and desires to submit that plan to the Governor and CDPHE for approval; and

WHEREAS, the BOCC respectfully requests the Governor and CDPHE to consider and approve

RESOLUTION NO. 20-_____ (CONTINUED)

Pueblo County's variance protection program proposal that will be developed pursuant to this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Pueblo County, Colorado hereby directs its staff to work with the City of Pueblo and the Pueblo Department of Public Health and Environment forthwith to develop a variance protection program for Pueblo County that would allow qualifying small businesses to continue to operate while maintaining public safety during the period Pueblo County is placed under Level Red of the COVID-19 Dial.

BE IT FURTHER RESOLVED by the Board of County Commissioners of Pueblo County, Colorado that upon its finalization said variance protection program proposal shall be submitted to Governor Jared Polis and the Colorado Department of Public Health and Department for consideration.

PASSED AND ADOPTED this 1st day of December 2020, in Pueblo County, Colorado

**THE BOARD OF COUNTY COMMISSIONERS
OF PUEBLO COUNTY, COLORADO**

BY: _____
Garrison M. Ortiz, Chairman

ATTEST:

BY: _____
Gilbert Ortiz, County Clerk