



Background Paper for Proposed Ordinance

COUNCIL MEETING DATE: June 27, 2022

TO: President Heather Graham and Members of City Council
CC: Mayor Nicholas A. Gradisar
VIA: Marisa Stoller, City Clerk
FROM: Carla Sikes, Municipal Court Judge
SUBJECT: AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, AND THE COLORADO DEPARTMENT OF LABOR AND EMPLOYMENT, BY AND THROUGH THE DIVISION OF WORKERS' COMPENSATION, FOR THE RENTAL OF COURTROOM NO. 2 IN PUEBLO MUNICIPAL COURT

SUMMARY:

This Ordinance approves an intergovernmental agreement ("IGA") with the Division of Workers' Compensation of the Colorado Department of Labor and Employment for the rental of Courtroom No. 2 of the Pueblo Municipal Court.

PREVIOUS COUNCIL ACTION:

There has been no previous Council action with regards to this subject matter.

BACKGROUND:

The Municipal Court has two courtrooms. Courtroom No. 1 is the large courtroom used on a daily basis. Courtroom No. 2 is the smaller courtroom and is used every other Friday and on an as-needed basis by the Municipal Court. The IGA will allow the Division of Workers' Compensation to use Courtroom No. 2 on certain Tuesdays from 8:00 a.m. to 5:00 p.m. for workers' compensation hearings on an as-needed and as-available basis. The Division of Workers' Compensation will provide the Municipal Court with thirty (30) days advance notice of its desired use of the courtroom and will pay to the City one hundred and fifty dollars (\$150) for each use. The use of Courtroom No. 2 by the Division of Workers' Compensation will not interfere with the operation of Municipal Court.

FINANCIAL IMPLICATIONS:

The IGA will provide a small amount of revenue to the City. All revenue will be paid into the City's General Fund. The Municipal Court does not anticipate any additional expenses as a result of the IGA.

BOARD/COMMISSION RECOMMENDATION:

Municipal Court recommends approval of the ordinance.

STAKEHOLDER PROCESS:

Not applicable to this Ordinance.

ALTERNATIVES:

City Council may choose not to approve the Ordinance in which case Courtroom No. 2 will not be rented and the small amount of revenue available will not be realized by the City.

RECOMMENDATION:

Attachments:

Proposed Ordinance

Proposed Courtroom Rental Agreement

ORDINANCE NO. _____

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, AND THE COLORADO DEPARTMENT OF LABOR AND EMPLOYMENT, BY AND THROUGH THE DIVISION OF WORKERS' COMPENSATION, FOR THE RENTAL OF COURTROOM NO. 2 IN PUEBLO MUNICIPAL COURT

WHEREAS, the Colorado Department of Labor and Employment, by and through its Division of Worker's Compensation, wishes to rent space at the Pueblo Municipal Court on an as-needed and as-available basis to conduct local workers' compensation hearings; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO, that:

SECTION 1.

The Courtroom Rental Agreement ("Agreement") between the City of Pueblo, a Municipal Corporation, and the Colorado Department of Labor and Employment, by and through the Division of Workers' Compensation, for the rental of Courtroom No. 2 in Pueblo Municipal Court, attached hereto, having been approved as to form by the City Attorney, is hereby approved.

SECTION 2.

The Mayor is hereby authorized to execute the Agreement on behalf of the City of Pueblo, where the Mayor may execute the Agreement by electronic signature and such electronic signature shall be attributable to the Mayor and the City of Pueblo, and the City Clerk shall affix the Seal of the City thereto and attest same, as appropriate.

SECTION 3.

The officers and staff of the City are authorized to perform any and all acts consistent with the intent of this Ordinance and the attached Agreement to implement the policies and procedures described therein.

SECTION 4.

This Ordinance shall become effective on the date of final action by the Mayor and City Council.

Action by City Council:

Introduced and initial adoption of Ordinance by City Council on _____.

Final adoption of Ordinance by City Council on _____.

President of City Council

Action by the Mayor:

☐ Approved on _____.

☐ Disapproved on _____ based on the following objections:

Mayor

Action by City Council After Disapproval by the Mayor:

☐ Council did not act to override the Mayor's veto.

☐ Ordinance re-adopted on a vote of _____, on _____

☐ Council action on _____ failed to override the Mayor's veto.

President of City Council

ATTEST

City Clerk