



**Background Paper for Proposed Ordinance  
Of the Pueblo Street Repair Utility Enterprise**

**COUNCIL MEETING DATE:** September 24, 2018

**TO:** President Christopher A. Nicoll and Members of City Council

**CC:** Sam Azad, City Manager

**VIA:** Brenda Armijo, Acting City Clerk

**FROM:** Jeff Bailey, Acting Public Works Director

**SUBJECT:** AN ORDINANCE AMENDING CHAPTER 11 OF TITLE XII OF THE PUEBLO MUNICIPAL CODE BY THE ADDITION OF A NEW SECTION 6 (f) RELATING TO THE ESTABLISHMENT OF MONTHLY STREET REPAIR UTILITY SERVICE CHARGES FOR THE PUEBLO STREET REPAIR UTILITY ENTERPRISE

**SUMMARY:**

This Ordinance amends the Pueblo Municipal Code to establish monthly street repair utility service charges beginning January 1, 2019.

**PREVIOUS COUNCIL ACTION:**

The Pueblo Street Repair Utility Enterprise ("Enterprise") was created on December 26, 2017 by Ordinance No. 9217. On May 14, 2018, by Ordinance No. 9278, the City entered into an intergovernmental agreement with the Board of Water Works regarding the billing and collection of the Enterprise's monthly service fees.

**BACKGROUND:**

Section 12-11-6 Pueblo's Municipal Code authorizes City Council, as the *ex officio* governing board of the Enterprise, to establish monthly street repair utility service charges. The Enterprise's service fees have not been previously set by Council.

**FINANCIAL IMPLICATIONS:**

The proposed Ordinance will establish street repair rates which are estimated to generate annual revenue of approximately \$1,000,000 in 2019.

**BOARD/COMMISSION RECOMMENDATION:**

Not applicable.

**STAKEHOLDER PROCESS:**

Not applicable.

**ALTERNATIVES:**

A no-action alternative would leave the Enterprise with no revenue to make street repairs in 2019.

**RECOMMENDATION:**

Approval of this Ordinance.

**Attachments:** Proposed Ordinance.

ORDINANCE NO. 9353

AN ORDINANCE AMENDING CHAPTER 11 OF TITLE XII OF THE PUEBLO MUNICIPAL CODE BY THE ADDITION OF A NEW SECTION 6 (f) RELATING TO THE ESTABLISHMENT OF MONTHLY STREET REPAIR UTILITY SERVICE CHARGES FOR THE PUEBLO STREET REPAIR UTILITY ENTERPRISE

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO, that: (brackets indicate matter being deleted, underscore indicates matter being added)

SECTION 1.

Section 6 of Chapter 11, Title XII of the Pueblo Municipal Code is hereby amended by the addition of a new Section 6 (f) as follows:

**Sec. 12-11-6. Determination of street repair utility service charges.**

**(f) The monthly street repair utility service charge is hereby established and shall be computed as follows:**

<b>Category</b>	<b>Monthly Service Charge</b>
Residential (Per Dwelling Unit)	<b>\$ 2.00</b>
Small Service Business	<b>10.00</b>
Restaurant, Small Retail, Small Institutional and Small Industrial	<b>50.00</b>
Large Retail, Large Institutional, Large Industrial, and Large Service Business	<b>100.00</b>

SECTION 2.

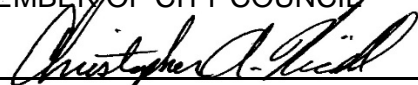
The officers of the City are authorized and directed to perform any and all acts consistent with this Ordinance to implement the policies and procedures described herein.

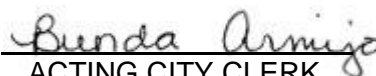
SECTION 3.

This Ordinance shall become effective January 1, 2019.

INTRODUCED: September 24, 2018

BY: Ed Brown  
MEMBER OF CITY COUNCIL

APPROVED:   
PRESIDENT OF CITY COUNCIL

ATTESTED BY:   
ACTING CITY CLERK

PASSED AND APPROVED: October 9, 2018