



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
#1 CITY HALL PLACE**

**TUESDAY, OCTOBER 11, 2022
7:00 PM**

Individuals Requiring Special Accommodations Should Notify the City's ADA Coordinator at (719) 553-2295 by Noon on the Friday Preceding the Meeting.

- A. CALL TO ORDER** President Heather Graham
- B. INVOCATION** Pastor Rob Reyes, Praise Assembly of God
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL**
- E. SPECIAL RECOGNITIONS**
- F. PUBLIC FORUM**
- G. COUNCIL MEMBER AND MAYOR COMMENTARY**
- H. REVIEW OF AGENDA**

Review Agenda page by page.

I. APPROVAL OF AGENDA

Motion to Amend the Agenda or Motion to Approve the Agenda as distributed.

J. READING AND APPROVAL OF MINUTES

Motion to dispense with the reading and approve the Minutes of the Regular Meeting dated September 26, 2022, as distributed.

J1 City Council Minutes for September 26, 2022

K. COMMUNICATIONS

K1 Submission of the Mayor's Recommended Budget for the Fiscal Year 2023

Required Council Action: Motion to Receive the 2023 Proposed Budget, Set the Budget Public Hearing for **Monday, October 24, 2022**, and Order the *Notice of Budget Public Hearing* to be Published.

L. CONSENT AGENDA

All items listed in this portion of the agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilperson so requests; in which event, the item will be removed from the Consent Agenda and considered under the Regular Agenda. Unless otherwise indicated, titles are self-

explanatory.

M. RESOLUTIONS

- M1 A Resolution awarding a construction contract in the amount of \$91,385 to Industrial Constructors Managers, Inc., for Project Number 22-066 (WWAN04) FY2022 James R. Dilorio Water Reclamation Facility Secondary Clarifier #1 Rehabilitation, setting forth \$18,277 for contingencies and authorizing the Purchasing Agent to execute same
- M2 A Resolution awarding a construction contract in the amount of \$43,514.66 to GWP Inc. dba Colorado Boiler, for Project No. 22-072 (WWAN04) FY2022 James R. Dilorio Water Reclamation Facility Refurbishment of Boiler #33, setting forth \$4,351.47 for contingencies and authorizing the Purchasing Agent to execute same
- M3 A Resolution authorizing the City of Pueblo to refund sanitary sewer fees of \$226.40 to Delma Alvarez
- M4 A Resolution awarding a construction contract in the amount of \$421,688.63 to Merriman Land Works dba Flat & Fancy for Project No. 22-026R, Arkansas River Trail Phase 4 - Rebid, setting forth \$200,000 for contingencies, and authorizing the Purchasing Agent to execute same
- M5 A Resolution awarding a construction contract in the amount of \$133,347.21 to Merriman Land Works dba Flat & Fancy for Project No. 22-083, Grove Neighborhood Sidewalks and Curb Ramps (CDBG), setting forth \$41,652.79 for contingencies, and authorizing the Purchasing Agent to execute same
- M6 A Resolution amending Resolution No. 14962 regarding a donation of property and release of claims between the City of Pueblo, a municipal corporation, and the City of Lamar, Colorado relating to a CRAFCO crack fill machine located at the Pueblo Memorial Airport
- M7 A Resolution in support of the City of Pueblo's application for the FY2023 Safe Routes to School Grant Program
- M8 A Resolution confirming the appointment by the Mayor of Mindy Armijo to the El Centro del Quinto Sol Recreation Center Board of Directors
- M9 A Resolution approving and authorizing City of Pueblo employee participation in the United Way of Pueblo County Middle School Mentoring Program

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance approving and authorizing the Mayor to sign a subrecipient agreement between the City of Pueblo, a Colorado Municipal Corporation and the Pueblo Performing Arts Guild, inc. d/b/a the Pueblo Arts Alliance, a Colorado Nonprofit Corporation, as authorized by Section 603 of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6 and authorizing the payment of thirty-six thousand dollars (\$36,000) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof
- N2 An Ordinance approving and authorizing the Mayor to sign a subrecipient agreement between the City of Pueblo, a Colorado Municipal Corporation and the Crazy Faith Street Ministry, a Colorado Nonprofit Corporation, as authorized by Section 603 of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6 and authorizing the payment of fifty thousand two hundred dollars (\$50,200) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof

- N3 An Ordinance approving and accepting a grant in the amount of \$461,538 from the Colorado Department of Labor and Employment for the Just Transitions Strategic Planning Project, authorizing the Mayor to execute the award letter, creating Project No. CI2209, and budgeting and appropriating \$461,538 to Project No. CI2209
- N4 An Ordinance approving the 1st amendment and restatement to the Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation ("City"), and the State of Colorado, acting by and through the Colorado Department of Transportation ("CDOT"), Project MTF M086-088 (24024)/TAP M086-091 (24079) for Prairie Avenue to Minnequa Lake Trail Project, budgeting and appropriating funds in the amount of \$1,022,542 for said project and authorizing the Mayor to execute same
- N5 An Ordinance approving a 3rd amendment and restatement to an intergovernmental agreement between the City of Pueblo ("City"), a Colorado Municipal Corporation, and the State of Colorado, acting by and through the Colorado Department of Transportation ("CDOT"), Project: TAP M086-082 (22971) relating to the Northern Ave Trail Phase III Project, budgeting and appropriating funds in the amount of \$693,494 for said project and authorizing the Mayor to execute same
- N6 An Ordinance approving a deposit agreement between the City of Pueblo, a Municipal Corporation, and Sky Creek Homes, LTD, LLC, a Colorado Limited Liability Company, related to the installation and construction of required public improvements within Settlers Village Filing Five Subdivision and authorizing the Mayor to execute said agreement
- N7 An Ordinance approving an agreement between the City of Pueblo, a Municipal Corporation, and Pueblo Development Company, LLC, a Colorado Limited Liability Company, related to the completion of the West 18th Street Extension project and authorizing the Mayor to execute said agreement
- N8 An Ordinance approving a license agreement between the City of Pueblo, a Municipal Corporation, and the Colorado State Fair Authority, a subdivision of the State of Colorado, and authorizing the Mayor to execute same
- N9 An Ordinance approving a memorandum of understanding between the City of Pueblo, the Colorado Department of Public Health and Environment, and the Colorado State University to monitor for SARS-CoV-2 and other pathogens of concern and authorizing the Mayor to execute same
- N10 An Ordinance approving a cooperation agreement between the City of Pueblo, a Municipal Corporation, and the Historic Arkansas Riverwalk of Pueblo Authority, a body politic and corporate established pursuant to C.R.S. 29-1-203 for the payment of professional services related to the subdivision of City-Owned property for the Historic Arkansas Riverwalk extension and authorizing the Mayor to execute same
- N11 An Ordinance amending the Fiscal Year 2022 Staffing Ordinance by adding one (1) full-time position entitled Trash Removal Coordinator to the authorized staffing of the Parks and Recreation Department
- N12 An Ordinance amending Section 6-5-16 of Chapter 5 of Title VI of the Pueblo Municipal Code relating to the FY 2022 Classification and Pay Plan by establishing the pay scale for Trash Removal Coordinator
- N13 An Ordinance approving and accepting a U.S. Department of Justice 2022 Edward Byrne Memorial Justice Assistance (2022 JAG) Grant, Award No. 15PBJA-22-GG-02214-JAGX, and applicable conditions pertaining thereto, establishing project number PS2213, budgeting and appropriating funds not to exceed \$101,117, authorizing the Mayor to execute same and related certifications, assurances and other documents, approving and

ratifying the July 26, 2022 Memorandum of Understanding concerning receipt and disbursement of funds, and authorizing the Mayor to execute same and ratifying his signature thereto

- N14 An Ordinance approving two cost reimbursement agreements, delineating the responsibilities of the Southern Colorado Violent Gang Safe Streets Task Force (SCVGSSTF) and the Southern Colorado TOC-W Task Force (SCTOCWTF), between the Federal Bureau of Investigation (FBI) and the City of Pueblo, and ratifying the Mayor's signature thereof

O. APPROVAL OF CONSENT AGENDA

I move to approve all Resolutions Set Forth in the Consent Agenda; Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for October 24, 2022, and Order the Ordinances to be published BY TITLE.

P. REGULAR AGENDA

Q. RESOLUTIONS

- Q1 A Resolution authorizing payment in the amount of one million dollars (\$1,000,000) from Project CI2113 - American Rescue Plan Act for neighborhood cleanup projects in qualified census tracts of the City of Pueblo and to provide employment to low-income unemployed and underemployed individuals who were disproportionately impacted by the COVID-19 pandemic, as authorized by section 603 of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6
- Q2 A Resolution authorizing payment from the council contingencies account in the 2022 general fund budget to the Parkview Medical Center in the amount of \$350 to sponsor a table at the Mammos & Mimosas event at 11:30 am on October 20, 2022 in the Occhiato Ballroom at CSU Pueblo
- Q3 A Resolution authorizing payment from the council contingencies account in the 2022 general fund budget to the Pueblo Choral Society, Inc. in the amount of \$5,000 to support the "Jubilation" holiday concert on December 8, 2022, at 7 pm in Memorial Hall
- Q4 A Resolution authorizing payment from the council contingencies account in the 2022 general fund budget to El Movimiento Sigue in the amount of \$1,500 to support the Multicultural Festival on October 8, 2022 at 11 am in Mineral Palace Park
- Q5 A Resolution authorizing the President of City Council to negotiate a proposed agreement for professional services between the City of Pueblo, a Colorado Municipal Corporation and a reputable accounting firm, to perform a forensic audit, subject to subsequent approval of said agreement by ordinance

R. ORDINANCES – FINAL PRESENTATION

- R1 An Ordinance approving and authorizing the Mayor to sign a Grant Agreement between the City Of Pueblo, a Colorado Municipal Corporation and the Southeastern Colorado Heritage Center, Inc., d/b/a the Pueblo Heritage Museum, a Colorado Nonprofit Corporation, as authorized by Section 603 of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6 and authorizing the payment of ten thousand dollars (\$10,000) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof - *Introduced September 26, 2022 by Dennis Flores*
- R2 An Ordinance approving and authorizing the Mayor to sign a Grant Agreement between the City of Pueblo, a Colorado Municipal Corporation and the State Historic Society of Colorado d/b/a the El Pueblo History Museum, a Colorado Nonprofit Corporation, as

authorized by Section 603 of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6 and authorizing the payment of five thousand dollars (\$5,000) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof - *Introduced September 26, 2022 by Dennis Flores*

- R3 An Ordinance approving and authorizing the Mayor to sign a Grant Agreement between the City of Pueblo, a Colorado Municipal Corporation and the Colorado Archaeological Society, Inc. d/b/a the Pueblo Archeological and Historical Society, a Colorado Nonprofit Corporation, as authorized by Section 603 of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6 and authorizing the payment of five thousand dollars (\$5,000) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof - *Introduced September 26, 2022 by Dennis Flores*
- R4 An Ordinance approving and accepting a subgrant in the amount of \$44,000 from One Colorado Education Fund for the Pueblo Food Project, authorizing the Mayor to sign the grant agreement, creating Project No. CI2213, and budgeting and appropriating \$44,000 to Project No. CI2213 - *Introduced September 26, 2022 by Dennis Flores*
- R5 An Ordinance approving and accepting a grant in the amount of \$20,000 from the Colorado Housing and Finance Authority for the Pueblo Food Project, authorizing the Mayor to sign the award letter, creating Project No. CI2214, and budgeting and appropriating \$20,000 to Project No. CI2214 - *Introduced September 26, 2022 by Dennis Flores*
- R6 An Ordinance approving and accepting a grant in the amount of \$400,000 from the Colorado Health Foundation for the Pueblo Food Project, authorizing the Mayor to sign the grant agreement, establishing Project No. CI2216, and budgeting and appropriating \$400,000 to Project No. CI2216 - *Introduced September 26, 2022 by Dennis Flores*
- R7 An Ordinance approving and accepting a grant agreement and applicable conditions pertaining thereto with the Colorado Department of Transportation (CDOT) for the "A Step Towards Reducing Traffic Fatalities" grant, in the amount of \$75,000, from October 1st, 2022 through September 30th, 2023, establishing project number PS2209, budgeting and appropriating funds into project PS2209, and authorizing the Mayor to execute same - *Introduced September 26, 2022 by Dennis Flores*
- R8 An Ordinance approving Amendment No. 1 to the Lease and Management Agreement between the City of Pueblo, a Municipal Corporation, and Bregar Golf, LLC, relating to the Elmwood Golf Course Restaurant, and authorizing the Mayor to execute same - *Introduced September 26, 2022 by Dennis Flores*
- R9 An Ordinance approving an agreement between Pueblo Corporate College, a division of Pueblo Community College, ("PCC") and the City of Pueblo, a Municipal Corporation, for use of a parking lot at the Pueblo Memorial Airport, and authorizing the Mayor to execute same - *Introduced September 26, 2022 by Dennis Flores*
- R10 An Ordinance electing to certify Abatement Assessment Roll No. 2022-1 to the County Treasurer and to have the County Treasurer collect in the same manner as other taxes - *Introduced September 26, 2022 by Dennis Flores*
- R11 An Ordinance budgeting and appropriating funds from the unappropriated fund balance of the general fund in the amount of \$15,000 to council contingencies to reimburse payment to Goodnight Barn Foundation - *Introduced June 27, 2022 by Sarah Martinez*

S. ADJOURN