



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

**MONDAY, OCTOBER 24, 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 Ken Wood, The Avenue Church
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL**
- E. SPECIAL RECOGNITIONS**
- F. PUBLIC FORUM**
- G. COUNCIL MEMBER AND MAYOR COMMENTARY**
- H. REVIEW OF AGENDA**
- 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 October 11, 2022, as distributed.

J1 City Council Minutes for October 11, 2022

K. PUBLIC HEARINGS

K1 PROPOSED 2023 ANNUAL BUDGET

This Public Hearing is held for the purpose of receiving public testimony as it pertains to the 2023 Proposed Annual Budget per the requirements of Section 7-9 of the Charter for the City of Pueblo.

Required Council Action: Open the Hearing, Receive Public Testimony, and Close the Hearing. **Council discussion is not required and there is no Council action at this time.**

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 ratifying an emergency construction contract in the amount of \$96,105.86 with K.R. Swerdfeger Construction, Inc. for emergency sanitary sewer point repair at 701 Court St, Project No. 20-059 (WWAN03) and approving the Purchasing Agent's execution of same
- M2 A Resolution authorizing the transfer of \$500,000 to Project ED0801, lease proceeds Escrow/RMS, previously established in the 1992 – 2026 Sales and Use Tax Capital Improvements Projects Fund
- M3 A Resolution approving and accepting a General Warranty Deed with respect to the future construction of Sun Mountain Boulevard and associated public improvements from James H. Butcher totaling approximately 4.39 acres of land
- M4 A Resolution ratifying PACOG's joint appointment of Brian Gray to the Pueblo Regional Building Commission's Board of Appeals as a general contractor
- M5 A Resolution ratifying PACOG's joint appointment of Clara Trautman to the Community Services Advisory Commission (CSAC)
- M6 A Resolution confirming the appointment by the Mayor of Rebecca Knapp to the Streetscape Advisory Committee

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance amending Section 14-4-76 of the Pueblo Municipal Code relating to sales and use tax and exempting from sales tax all sales of period products, incontinence products and diapers purchased on and after January 1, 2023
- N2 An Ordinance budgeting and appropriating an additional \$391,593 in PACOG FY-2022-2023 consolidated planning grant funds for transportation planning services related to the City of Pueblo and Pueblo Area Council of Governments 2023 delegation agreement for Transportation Planning Services
- N3 An Ordinance approving a delegation agreement between the City of Pueblo, a Municipal Corporation, and the Pueblo Area Council of Governments for 2023 transportation planning services and authorizing the Mayor to execute same
- N4 An Ordinance amending zoning restrictions to rezone a portion of lots 15, 16, 17, and all of 18 to 21, block 2, Delavan Place Subdivision from B-4, Central Business District to R-5, Multiple Residential and Office District
- N5 An Ordinance vacating a portion of Sumner Avenue, Pearl Street and Burdette Avenue generally located at Sumner Avenue and Pearl Street
- N6 An Ordinance approving a hangar lease agreement for 530 Skyway Street at Pueblo Memorial Airport between the City of Pueblo, a Municipal Corporation, and James Spitzer, and authorizing the Mayor to execute same
- N7 An Ordinance creating a new Section 14 of Chapter 1 of Title XV of the Pueblo Municipal Code relating to pedestrian safety and access to sidewalks and public rights of way in the Downtown Business Area of the City
- N8 An Ordinance amending Chapter 4 of Title XI of the Pueblo Municipal Code to allow animal

shelter personnel to administer animal vaccinations

- N9 An Ordinance amending Chapter 3 of Title XI of the Pueblo Municipal Code to allow the City Clerk to administratively approve certain liquor license matters designated by the Liquor Board when allowed by State Law

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 November 14, 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

R. ORDINANCES – FINAL PRESENTATION

- R1 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 - *Introduced October 11, 2022 by Dennis Flores*
- R2 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 - *Introduced October 11, 2022 by Dennis Flores*
- R3 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 - *Introduced October 11, 2022 by Dennis Flores*
- R4 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 - *Introduced October 11, 2022 by Dennis Flores*
- R5 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 - *Introduced October 11, 2022 by Dennis Flores*

- R6 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 - *Introduced October 11, 2022 by Dennis Flores*
- R7 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 - *Introduced October 11, 2022 by Dennis Flores*
- R8 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 - *Introduced October 11, 2022 by Dennis Flores*
- R9 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 - *Introduced October 11, 2022 by Dennis Flores*
- R10 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 - *Introduced October 11, 2022 by Dennis Flores*
- R11 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 - *Introduced October 11, 2022 by Dennis Flores*
- R12 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 - *Introduced October 11, 2022 by Dennis Flores*
- R13 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 - *Introduced October 11, 2022 by Dennis Flores*
- R14 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 - *Introduced October 11, 2022 by Dennis Flores*

S. ADJOURN

