



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

**MONDAY, APRIL 24, 2023
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 Jim Urie, Praise Assembly
- 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 April 10, 2023, as distributed.

J1 City Council Minutes April 10, 2023

K. 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.

L. COMMUNICATIONS

M. RESOLUTIONS

- M1 A Resolution transferring \$12,858.33 from CD2101, \$200.00 from CD2002, \$390.00 from CD1810, \$45,000.00 from CD2010, \$2,174.38 from CD2016, \$2,010.17 from CD2017, and \$878.00 from CD2019, all together totaling \$63,510.88, into project no. CD2009 for the

purposes of ADA curb ramps and miscellaneous infrastructure improvements on Fountain Avenue and Union Avenue between E. 5th and E. 6th Streets and Bates Lane and Abriendo Avenue, respectively

- M2 A Resolution waiving rates and charges for Transportation Services for students and 1 adult accompanying a grade school student to and from school through June 1, 2023.
- M3 A Resolution authorizing the issuance of a revocable permit to Pueblo Community College for the use of the Orman Avenue public right-of-way between Marilyn Place and Arthur Street for the purpose of hosting their annual Spring Fling event
- M4 A Resolution authorizing the issuance of a revocable permit to Outlaws Rod and Custom Car Club for the use of the public right-of-way along Victoria Avenue from "C" Street to Greenwood Street; and "D" Street from the alleyway between Union Avenue and Victoria Avenue to the alleyway between Victoria Avenue and Lamkin Street for the purpose of hosting their annual car show event
- M5 A Resolution authorizing the issuance of a revocable permit to the Colorado-Wyoming Chapter of the National Multiple Sclerosis Society for the use of the South Victoria Avenue right-of-way from the River Walk Parking lot to South Elizabeth Street, and the South Elizabeth Street right-of way from Victoria Avenue to the north end of the Acme and Fire Safety Equipment Company building for the purpose of facilitating the Walk MS Pueblo event
- M6 A Resolution approving a release of easement for the real property located in the North Vista Highlands subdivision Filing No. 5 and authorizing the Mayor to execute same

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance approving and authorizing the execution of the Operating Grant Agreement, FTA G-30, dated April 5, 2023, relating to Award No. CO-2023-006-00, between the City of Pueblo, and the United States of America, Department of Transportation, Federal Transit Administration, in the amount of \$2,804,939
- N2 An Ordinance approving and authorizing the Mayor to sign a Subrecipient Agreement between the City of Pueblo, a Colorado Municipal Corporation and Pueblo Crime Stoppers, Inc., 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 an amount not to exceed two hundred thousand dollars (\$200,000) from project no. CI2113 - American Rescue Plan Act, for purposes of matching the payment of an amount not to exceed two hundred thousand dollars (\$200,000) grant of Black Hills Energy, a Delaware corporation, to the "Lights On For Safety" Project for local small businesses
- N3 An Ordinance approving an agreement between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado Department of Local Affairs in the amount of \$195,000, establishing project number CI2319, and budgeting and appropriating funds in the amount of \$195,000 relating to the Pueblo Land Use Code Project, and authorizing the Mayor to execute same
- N4 An Ordinance approving a Facility Use Agreement between Pueblo, a Colorado Municipal Corporation, and Greyhound Lines, Inc., and authorizing the Mayor to execute same
- N5 An Ordinance amending the Fiscal Year 2023 Staffing Ordinance by converting a vacant position within the Human Resources Department
- N6 An Ordinance annexing unincorporated land commonly known as the Pueblo County Detention Center Annexation to the City of Pueblo described as 69.90 acres of land

located west of the intersection of West 24th Street and Pueblo Boulevard

- N7 An Ordinance approving an engagement letter with Recht Kornfeld PC with respect to representing the City Clerk and authorizing the Mayor to execute same
- N8 An Ordinance calling a Special Municipal Election to be held on August 8, 2023 and directing that the Special Municipal Election be conducted as a Mail Ballot Election in accordance with the provisions of Section 5-3-2 of the Pueblo Municipal Code
- N9 An Ordinance submitting to the eligible Electors of the City of Pueblo, Colorado at the special municipal election to be held on August 8, 2023 a proposed amendment to the charter of the City of Pueblo and fixing the ballot title therefore

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 May 08, 2023, and Order the Ordinances to be published BY TITLE.

P. REGULAR AGENDA

Q. RESOLUTIONS

- Q1 A Resolution authorizing payment from the council contingencies account in the 2023 general fund budget to Pueblo United Way in the amount of \$1,000 to sponsor the SoCoYoGo Carnival on April 29, 2023 at 11 am in Mineral Palace Park
- Q2 A Resolution authorizing payment from the council contingencies account in the 2023 general fund budget to the Southeastern Colorado Heritage Center DBA: Pueblo Heritage Museum in the amount of \$1,000 to sponsor the Slovenian Exhibit running from April 29 through July 30, 2023 at the Pueblo Heritage Museum
- Q3 A Resolution authorizing payment from the council contingencies account in the 2023 general fund budget to Southern Colorado Equality Alliance in the amount of \$750 to sponsor the Pueblo Pride event at Mineral Palace Park on Sunday, August 20, 2023
- Q4 A Resolution authorizing payment from the council contingencies account in the 2023 general fund budget to Bessemer Historical Society DBA Steelworks Center of the West in the amount of \$8,000 to match funds should they be awarded from a submission to the EPA's Environmental Justice Collaborative Problem-Solving (EJCPS) Grant
- Q5 A Resolution authorizing payment from the council contingencies account in the 2023 general fund budget to El Movimiento Sigue in the amount of \$2,000 to sponsor the 53rd Annual Cinco de Mayo Celebration on Friday, May 5, 2023, from noon to 5 pm in Ray Aguilera Park

R. ORDINANCES – FINAL PRESENTATION

- R1 An Ordinance amending zoning restrictions to rezone 2001, 2005, 2009 Oakland Avenue, lots 1 through 3 block 1, CF&I corporation subdivision, from R-2, single family residential and O-1, neighborhood office to R-5, Multiple Residential and Office Zone District - *Introduced March 27, 2023 by Larry Atencio*
- R2 An Ordinance approving and authorizing the Mayor to sign a subrecipient agreement between the City of Pueblo, a Colorado Municipal Corporation and Crossroads' turning points, inc., 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 seven hundred fifty thousand dollars (\$750,000.00) from project no. CI2113 - American rescue plan act, for purposes thereof - *Introduced April 10, 2023 by Larry*

Atencio

- R3 An Ordinance accepting funds in the amount of \$116,533.87 from Pueblo County for Aviation Fuel Taxes collected through Pueblo County sales tax collections, to be used for advertising for the Pueblo Memorial Airport, and budgeting and appropriating said funds to project APAN01 - Airport Advertising - *Introduced April 10, 2023 by Larry Atencio*
- R4 An Ordinance approving and accepting a grant and applicable conditions pertaining thereto with the State of Colorado Department of Local Affairs (DOLA) Peace Officers Mental Health Support Grant Program, in the amount of \$99,464.00 establishing project number PS2301, and budgeting and appropriating funds into project PS2301 - *Introduced April 10, 2023 by Larry Atencio*
- R5 An Ordinance approving and adopting the City of Pueblo's 2023-2024 Action Plan for the Community Development Block Grant (CDBG) and the Home Investment Partnership Act Grant (HOME), authorizing the Mayor of the City of Pueblo to submit the application together with all required and necessary certifications, assurances, and documentation to the U. S. Department of Housing and Urban Development, and appropriating and budgeting CDBG and HOME funds therefore - *Introduced April 10, 2023 by Larry Atencio*
- R6 An Ordinance amending Section 12-5-5 of the Pueblo Municipal Code relating to street vacation application fees and reapplications - *Introduced April 10, 2023 by Larry Atencio*
- R7 An Ordinance approving a parking agreement between Pueblo County and the City of Pueblo, relating to the County's use of parking spaces in the City's parking lot located at W. 8th Street and Court Street and authorizing execution thereof by the Mayor - *Introduced April 10, 2023 by Larry Atencio*
- R8 An Ordinance approving a Public Art Donation Agreement between Lyle Clift and the City of Pueblo, a Colorado Municipal Corporation, relating to the donation of artwork for public enjoyment as part of the Pueblo History and Artwalk Project and authorizing execution thereof by the Mayor - *Introduced April 10, 2023 by Larry Atencio*
- R9 An Ordinance approving an agreement between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado, by and through the Colorado State Fair Authority, related to the use of State facilities in support of a City-Wide Cleanup Event and authorizing the Mayor to execute said agreement - *Introduced April 10, 2023 by Larry Atencio*
- R10 An Ordinance amending Section 14-4-77 of the Pueblo Municipal Code relating to items exempt from use tax and clarifying that the use tax exemption with respect to nonresidents and property purchased prior to residency applies only to individuals and personal use of such property - *Introduced April 10, 2023 by Larry Atencio*
- R11 An Ordinance amending the Fiscal Year 2023 Staffing Ordinance by temporarily adding a position within the Law Department for training purposes - *Introduced April 10, 2023 by Larry Atencio*
- R12 An Ordinance approving and authorizing the Mayor to sign a Subrecipient Agreement between the City of Pueblo, a Colorado Municipal Corporation and the Pueblo Cooperative Care Center, a Colorado nonprofit corporation relating to its mobile shower program as authorized by Section 603 (c)(1)(a) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6 and authorizing the payment of forty thousand dollars (\$40,000) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof - *Introduced April 10, 2023 by Larry Atencio*

S. ADJOURN