



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
#1 CITY HALL PLACE
MONDAY, JUNE 12, 2023 - 7:00 PM
MINUTES**

A. CALL TO ORDER

President Graham called the meeting to order at 7:12 p.m.

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

Council Members Present: Larry Atencio, Dennis Flores, Heather Graham, Regina Maestri, Sarah Martinez, Vicente Martinez Ortega, Lori Winner.

Council Members Present via Zoom: None.

Council Members Absent: None.

Administrative Staff Members Present: Acting City Attorney Bob Jagger, City Clerk Marisa Stoller.

E. SPECIAL RECOGNITIONS

F. PUBLIC FORUM

- Michelle Gray - HB-1202
- Elvis Martinez - City employees and more
- Sam Hernandez - Mayor form of government
- Christy Fidura - Exit 104, HB 1202, Pueblo H Museum
- Ted Freeman - City Government Direction

G. COUNCIL MEMBER AND MAYOR COMMENTARY

Council members expressed comments regarding community-related issues and events/functions they attended.

H. REVIEW OF AGENDA

The agenda was reviewed page by page.

I. APPROVAL OF AGENDA

Councilor Martinez, seconded by Councilor Martinez Ortega, moved to remove item N16 from

the consent agenda and place it on the regular agenda and to move item R3 to the start of the Ordinances - Final Presentation section and to approve the agenda as amended.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

J. READING AND APPROVAL OF MINUTES

J1 CITY COUNCIL MINUTES 05/22/2023

Councilor Martinez Ortega, seconded by Councilor Flores, moved to dispense with the reading and approve the Minutes of the Regular Meeting dated **May 22, 2023** as distributed.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

K. CONSENT AGENDA

City Clerk Marisa Stoller read the Consent Agenda into the record.

L. COMMUNICATIONS

M. RESOLUTIONS

M1 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$458,754 TO JARCCO CONSTRUCTION LLC., FOR PROJECT NO. 23-068, CONCRETE IMPROVEMENTS - WEST 32ND STREET, SETTING FORTH \$91,750 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15257.

M2 A RESOLUTION AUTHORIZING THE EXTENSION OF THE CONDITIONAL WAIVERS OF FEES RELATING TO WASTEWATER UTILITY TAP AND PLANT INVESTMENT FEES AND GRANTING WAIVERS FOR OTHER DEVELOPMENT FEES PERTAINING TO THE PUEBLO SPRINGS APARTMENT COMPLEX LOCATED ON THE SOUTHWEST CORNER OF NORTH PUEBLO BOULEVARD AND WEST 31ST STREET IN THE CITY OF PUEBLO

This Resolution was assigned as 15258.

M3 A RESOLUTION AWARDED AN AGREEMENT TO PROVIDE ON-CALL TRANSPORTATION TECHNICAL ASSISTANCE WITH RESPECT TO THE UPDATE TRAVEL DEMAND MODEL IN THE AMOUNT OF \$188,370 TO WILSON & COMPANY, INC., FROM TP2241 AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15259.

M4 A RESOLUTION TRANSFERRING FUNDS IN THE AMOUNT OF \$90,029.35 FROM THE "2023" PUBLIC WORKS OPERATING BUDGET FOR CONTRACT SERVICES, APPROVING AMENDMENT NO. 2 TO THE MASTER SUBSCRIPTION AGREEMENT IN THE AMOUNT OF \$90,029.35 BETWEEN

THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND BRIGHTLY SOFTWARE, INC., A NORTH CAROLINA CORPORATION, FORMERLY DUDE SOLUTIONS, INC., FOR PROJECT NO. 21-041 PUEBLO STREET ASSESSMENT PROJECT, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME.

This Resolution was assigned as 15260.

- M5 A RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF \$30,086.00 FROM PROJECT CI2113 - AMERICAN RESCUE PLAN ACT FOR THE PURCHASE OF BLEACHERS - JOE SANTOS FIELD AT RAY AGUILERA PARK A GOVERNMENT PROJECT AS AUTHORIZED BY SECTION 603(C)(1) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6**

This Resolution was assigned as 15261.

- M6 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF \$22,515.82 WITH PARKER EXCAVATING, INC. FOR EMERGENCY SANITARY SEWER POINT REPAIR AT 510 W D STREET, PROJECT NO. 20-059 (WWAN03) AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.**

This Resolution was assigned as 15262.

- M7 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF \$17,172.74 WITH PARKER EXCAVATING, INC. FOR EMERGENCY SANITARY SEWER POINT REPAIR AT 1127 CATALPA ST, PROJECT NO. 20-059 (WWAN03) AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.**

This Resolution was assigned as 15263.

- M8 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF \$15,577.93 WITH PARKER EXCAVATING, INC. FOR EMERGENCY SANITARY SEWER POINT REPAIR AT 1016 BLUESTEM BOULEVARD, PROJECT NO. 20-059 (WWAN03) AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.**

This Resolution was assigned as 15264.

- M9 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-23-18) TO LA GENTE YOUTH SPORTS, INC., FOR THE USE OF THE PUBLIC RIGHT-OF-WAY ALONG JUAN MADRID AVENUE BETWEEN EAST 12TH STREET AND EAST 13TH STREET FOR THE PURPOSE OF FACILITATING THEIR ANNUAL SOFTBALL TOURNAMENT JULY 21 THROUGH JULY 24, 2023.**

This Resolution was assigned as 15265.

- M10 A RESOLUTION APPROVING A RELEASE OF DEED OF TRUST BETWEEN PUEBLO, A COLORADO MUNICIPAL CORPORATION AND MATRIX MARKETING, INC., AND AUTHORIZING THE MAYOR TO EXECUTE SAME**

This Resolution was assigned as 15266.

- M11 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF MIKE**

CASTELLUCCI AND GEORGIA WAY TO THE ZONING BOARD OF APPEALS

This Resolution was assigned as 15267.

M12 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF ALEXANDRA AZNAR AND MIKE CASTELLUCCI TO SERVE A FOUR-YEAR TERM EXPIRING JULY 1, 2027 ON THE PLANNING & ZONING COMMISSION

This Resolution was assigned as 15268.

M13 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF LAURA GETTS, ALAN WARD, AND JOHN VIGIL TO SERVE A FOUR-YEAR TERM EXPIRING JUNE 30, 2027 ON THE ENERGY ADVISORY COMMISSION

This Resolution was assigned as 15269.

M14 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF ROBERT HIDALGO TO COMPLETE A THREE-YEAR TERM EXPIRING ON SEPTEMBER 30, 2023 ON THE PUEBLO MEMORIAL AIRPORT ADVISORY COMMITTEE

This Resolution was assigned as 15270.

M15 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF ANDREA ARAGON TO SERVE A FIVE-YEAR TERM EXPIRING JULY 1, 2028 ON THE HOUSING AUTHORITY OF THE CITY OF PUEBLO BOARD OF DIRECTORS

This Resolution was assigned as 15271.

M16 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF ZOLANYE MCCULLEY-BACHICHA TO SERVE A FIVE-YEAR TERM EXPIRING JULY 1, 2028 ON THE BOARD OF HEALTH

This Resolution was assigned as 15272.

M17 A RESOLUTION APPOINTING A PANEL OF ARBITRATORS REQUIRED BY SECTION 8-14(S)(3) OF THE CHARTER OF THE CITY OF PUEBLO

This Resolution was assigned as 15273.

M18 A RESOLUTION TO AMEND RESOLUTION NO. 15242 TO CORRECT THE FINANCE PROJECT NUMBERS FROM WHICH FUNDS WILL BE PAID FOR PROJECT NO. 23-064, MISCELLANEOUS CONCRETE IMPROVEMENTS (CDBG)

This Resolution was assigned as 15274.

N. ORDINANCES – FIRST PRESENTATION

N1 AN ORDINANCE TO ESTABLISH PROJECT NO. WW2304, BUDGETING AND APPROPRIATING \$1,029,328 FROM PROJECT NO. WW9999 TO PROJECT NO. WW2304 AND APPROVING AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES IN THE AMOUNT OF \$1,029,328 BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND BROWN AND CALDWELL, INC., FOR CONSULTING ENGINEERING SERVICES WITH RESPECT TO THE SECONDARY CLARIFIERS PROJECT.

- N2 AN ORDINANCE APPROVING AND ACCEPTING COLORADO DEPARTMENT OF TRANSPORTATION (CDOT) AERONAUTICS DIVISION GRANT NO. 23-PUB-01 FOR FUNDS IN THE AMOUNT OF \$276,521 FOR THE RUNWAY 8R-26L REHABILITATION AND TAXIWAY A2 REMOVAL PROJECT, AUTHORIZING THE MAYOR TO EXECUTE SAME, AND BUDGETING AND APPROPRIATING \$599,121 IN GRANT AND MATCHING FUNDS TO PROJECT NO. AP2205 – REHAB RUNWAY 8R-26L DESIGN & CONSTRUCTION**
- N3 AN ORDINANCE ESTABLISHING PROJECT PL2303 - EVALUATION OF LANDFILL OPERATION ALTERNATIVES, TRANSFERRING \$150,000 FROM THE UNAPPROPRIATED FUND BALANCE OF THE GENERAL FUND, AND BUDGETING AND APPROPRIATING SAID FUNDS IN THE AMOUNT OF \$150,000 TO PROJECT NO. PL2303**
- N4 AN ORDINANCE ESTABLISHING ACCOUNT PROJECT CI2320 - FIRE STATION NO. 6 LAND PROCUREMENT, TRANSFERRING \$70,000 FROM THE UNAPPROPRIATED FUND BALANCE OF THE GENERAL FUND, BUDGETING AND APPROPRIATING SAID FUNDS IN THE AMOUNT OF \$70,000 TO ACCOUNT PROJECT NO. CI2320, AND APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT TO BUY AND SELL REAL ESTATE FOR A PORTION OF LOTS 7 AND 8, BLOCK 2, TRINITY SUBDIVISION, CITY OF PUEBLO COLORADO**
- N5 AN ORDINANCE APPROVING AND ACCEPTING A SUBGRANT IN THE AMOUNT OF \$55,000 FROM ONE COLORADO EDUCATION FUND FOR THE PUEBLO FOOD PROJECT, AUTHORIZING THE MAYOR TO SIGN THE GRANT AGREEMENT, AND BUDGETING AND APPROPRIATING \$55,000 TO PROJECT NO. CI2213**
- N6 AN ORDINANCE APPROVING A PROFESSIONAL SERVICES AGREEMENT IN AN AMOUNT NOT TO EXCEED \$45,560 BETWEEN THE CITY OF PUEBLO AND FINANCIAL CONSULTING SOLUTIONS GROUP, INC., D.B.A. FCS GROUP FOR THE 2023 BIENNIAL WASTEWATER RATE REVIEW**
- N7 AN ORDINANCE CHANGING CAPITAL PROJECT NO. CI2306 - ICE ARENA RESTROOM EXPANSION TO CAPITAL PROJECT NO. CI2306 - ICE ARENA RENOVATIONS**
- N8 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

- N9 AN ORDINANCE AMENDING APPROPRIATIONS AND COMPILING PREVIOUS AMENDMENTS TO THE GENERAL FUND, SPECIAL REVENUE FUNDS, ENTERPRISE FUNDS, INTERNAL SERVICE FUNDS, DEBT SERVICE FUNDS AND CAPITAL PROJECT FUNDS FOR THE FISCAL YEAR 2022 AND AMENDING THE BUDGET FOR THE YEAR 2022**
- N10 AN ORDINANCE AMENDING ZONING RESTRICTIONS TO REZONE APPROXIMATELY 34.07-ACRES FROM S-1, GOVERNMENT USE ZONE DISTRICT TO I-2, INDUSTRIAL ZONE DISTRICT**
- N11 AN ORDINANCE AMENDING ZONING RESTRICTIONS TO REZONE APPROXIMATELY 25.47-ACRES FROM PUEBLO COUNTY A-1 TO CITY OF PUEBLO S-1, GOVERNMENT USE ZONE DISTRICT AND APPROXIMATELY 44.44-ACRES FROM PUEBLO COUNTY A-1 AND R-6 TO CITY OF PUEBLO A-1, AGRICULTURAL ONE ZONE DISTRICT**
- N12 AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND HILLTOP SECURITIES INC., MUNICIPAL ADVISORY SERVICES AND AUTHORIZING THE MAYOR TO EXECUTE SAME**
- N13 AN ORDINANCE APPROVING AN AMENDMENT TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PUEBLO AND THE INTERNATIONAL BROTHERHOOD OF POLICE OFFICERS LOCAL 537 RELATING TO RETENTION BONUSES, REDUCTIONS OF STEPS WITHIN THE SALARY SCHEDULE FOR THE POLICE PATROL OFFICER CLASSIFICATION, AND IMPLEMENTING A QUARTERMASTER SYSTEM**
- N14 AN ORDINANCE AMENDING SECTION 6-5-16 OF CHAPTER 5, OF TITLE VI OF THE PUEBLO MUNICIPAL CODE RELATING TO THE FY 2023 CLASSIFICATION AND PAY PLAN BY AMENDING THE PAY SCALE FOR POLICE PATROL OFFICER**
- N15 AN ORDINANCE DIRECTING THAT THE NOVEMBER 7, 2023 GENERAL MUNICIPAL ELECTION BE CONDUCTED AS PART OF A COORDINATED ELECTION, ADOPTING FOR USE AT THE GENERAL MUNICIPAL ELECTION THE REQUIREMENTS AND PROCEDURES OF THE UNIFORM ELECTION CODE OF 1992 EXCEPT TO THE EXTENT THE UNIFORM ELECTION CODE OF 1992 CONFLICTS WITH A SPECIFIC PROVISION OF THE CHARTER OF THE CITY OF PUEBLO, AND SUSPENDING FOR SUCH PURPOSES THE**

PUEBLO ELECTION CODE AND ALL ORDINANCES AND RESOLUTIONS OF THE CITY IN CONFLICT THEREWITH

O. APPROVAL OF CONSENT AGENDA

Councilor Martinez Ortega, seconded by Councilor Flores, moved to approve all Resolutions Set Forth in the Consent Agenda, Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for June 26, 2023, and Order the Ordinances to be published BY TITLE.

Roll Call – **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion 7-0.

P. REGULAR AGENDA

Q. RESOLUTIONS

Q1 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2023 GENERAL FUND BUDGET TO THE SANGRE DE CRISTO ARTS & CONFERENCE CENTER IN THE AMOUNT OF \$1,500 TO SPONSOR A TABLE AT THE ANNIVERSARY GALA ON FRIDAY, JUNE 2, 2023 AT 6 PM AT THE SANGRE DE CRISTO ARTS & CONFERENCE CENTER

A staff report and detailed review of the Resolution was given by Councilor Vicente Martinez Ortega.

Councilor Martinez Ortega, seconded by Councilor Flores, moved to approve the Resolution.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Resolution was assigned as 15275.

Q2 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2023 GENERAL FUND BUDGET TO COLORADO STATE FAIR FIESTA COMMITTEE IN THE AMOUNT OF \$300 TO SPONSOR THE NOCHE DE FIESTA ON SATURDAY, JULY 29, 2023 AT 5 PM AT THE PUEBLO CONVENTION CENTER

A staff report and detailed review of the Resolution was given by Councilor Dennis Flores.

Councilor Martinez Ortega, seconded by Councilor Atencio, moved to approve the Resolution.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Resolution was assigned as 15276.

R. ORDINANCES – FINAL PRESENTATION

N16 AN ORDINANCE SUBMITTING TO THE ELIGIBLE ELECTORS OF THE CITY OF PUEBLO, COLORADO AT THE GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 7, 2023 A PROPOSED AMENDMENT TO THE CHARTER OF THE CITY OF PUEBLO CHANGING THE FORM OF GOVERNMENT FROM MAYOR-COUNCIL TO COUNCIL-MANAGER AND FIXING THE BALLOT TITLE THEREFOR

This item was removed from the consent agenda and placed on the regular agenda.

Councilor Winner, seconded by Councilor Maestri, moved to Pass the Ordinance on first reading, Setting the Public Hearings for June 26, 2023, and Ordered the Ordinance to be published BY TITLE.

Roll Call – **Ayes:** Councilor Maestri, Councilor Winner. **Nays:** Councilor Atencio, Councilor Flores, President Graham, Councilor Martinez, Councilor Martinez Ortega. Motion Failed 2-5.

R3 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT AND RELATED FACILITY USE AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND THE BOYS AND GIRLS CLUB OF PUEBLO COUNTY, 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 ONE HUNDRED AND FIFTY-THREE THOUSAND ONE HUNDRED SEVENTY EIGHT DOLLARS (\$153,178) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF

A staff report and detailed review of the Ordinance was given by Steven Meier, Director of Parks & Recreation.

PUBLIC HEARING:

- Sophia Johnson appeared in person to speak in favor of this ordinance
- Angela Cesgree appeared in person to speak in favor of this ordinance
- Sylvia Tenant appeared in person to speak in favor of this ordinance
- Elena Varo Tenant appeared in person to speak in favor of this ordinance
- Bernadette Esquivel-Tenant appeared in person to speak in favor of this ordinance

Seeing no one else wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Atencio, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as 10470.

R1 AN ORDINANCE TRANSFERRING \$1,200,000.00 FROM THE UNAPPROPRIATED FUND BALANCE OF THE GENERAL FUND TO PROJECT NO. CIAN23 - DEMOLITION OF UNSAFE STRUCTURES, AND BUDGETING AND APPROPRIATING \$1,200,000.00 TO SAID PROJECT

A staff report and detailed review of the Ordinance was given by Andrew Hayes, Director of Public Works.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Atencio, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as 10471.

R2 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND PUEBLO SCHOOL DISTRICT NO. 60, A PUBLIC SCHOOL DISTRICT AND POLITICAL SUBDIVISION OF THE STATE OF COLORADO, AND AUTHORIZING THE PAYMENT OF AMOUNTS FROM FUND NO. 226 - OPIOID ABATEMENT SETTLEMENT, FOR PURPOSES THEREOF

A staff report and detailed review of the Ordinance was given by Marisa Stoller, City Clerk.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Flores, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega. **Nays:** Councilor Winner. Motion Passed 6-1.

This Ordinance was assigned as 10472.

R4 AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM, ACTING BY AND THROUGH COLORADO STATE UNIVERSITY PUEBLO AND AUTHORIZING THE MAYOR TO EXECUTE SAME

A staff report and detailed review of the Ordinance was given by Marisa Stoller, City Clerk.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Flores, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10473.**

R5 AN ORDINANCE AMENDING ZONING RESTRICTIONS TO REZONE THE SOUTHERN PORTION OF LOT 2, BLOCK 1 PARK WEST BUSINESS CAMPUS FILING NO. 9, APPROXIMATELY 11.85 ACRES GENERALLY LOCATED EAST OF PUEBLO BOULEVARD AND SOUTH OF EAST SPAULDING AVENUE FROM B-3, HIGHWAY ARTERIAL ZONE DISTRICT TO R-5, MULTIPLE RESIDENTIAL AND OFFICE ZONE DISTRICT

A staff report and detailed review of the Ordinance was given by Beritt Odom, Principal Planner. Ms. Odom requested that the Planning & Zoning documents for this item, Case #Z22-05 dated September 12, 2022, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Atencio, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10474.**

R6 AN ORDINANCE APPROVING THE COTTAGES AT PARK WEST SPECIAL AREA PLAN

A staff report and detailed review of the Ordinance was given by Beritt Odom, Principal Planner. Ms. Odom requested that the Planning & Zoning documents for this item, Case #SAP 22-01 dated October 12, 2022, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Flores, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10475.**

R7 AN ORDINANCE APPROVING THE COTTAGES AT PARK WEST SUBDIVISION

A staff report and detailed review of the Ordinance was given by Beritt Odom, Principal Planner. Ms. Odom requested that the Planning & Zoning documents for this item, Case #S 22-03 dated October 12, 2022, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Flores, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10476.**

R8 AN ORDINANCE VACATING A 40-FOOT UTILITY, DRAINAGE, AND INGRESS/EGRESS EASEMENT THAT RUNS DIAGONALLY THROUGH PARCEL B, REARRANGEMENT OF PROPERTY BOUNDARIES, AMENDED PLAT, UNIVERSITY PARK 30TH FILING

A staff report and detailed review of the Ordinance was given by Beritt Odom, Senior Planner. Ms. Odom requested that the Planning & Zoning documents for this item, Case #V-23-03 dated April 12, 2023, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Atencio, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10477.**

R9 AN ORDINANCE APPROVING THE UNIVERSITY PARK SUBDIVISION, 33RD FILING

A staff report and detailed review of the Ordinance was given by Beritt Odom, Senior Planner. Ms. Odom requested that the Planning & Zoning documents for this item, Case #S-21-13 dated April 12, 2023, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Martinez, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10478.**

R10 AN ORDINANCE APPROVING A WATER MAIN EXTENSION AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL

CORPORATION AND THE BOARD OF WATER WORKS FOR PUEBLO, COLORADO FOR THE EXTENSION OF WATER MAINS IN W. 18TH STREET AND NEWPORT AVENUE AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

A staff report and detailed review of the Ordinance was given by Andrew Hayes, Director of Public Works.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Martinez, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as 10479.

R11 AN ORDINANCE AMENDING SECTION 4 OF CHAPTER 2 OF TITLE IX OF THE PUEBLO MUNICIPAL CODE TO BRING CABARET LICENSE APPLICATION REQUIREMENTS IN LINE WITH STANDARD LIQUOR LICENSE APPLICATION REQUIREMENTS

A staff report and detailed review of the Ordinance was given by Marisa Stoller, City Clerk.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Martinez, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as 10480.

R12 AN ORDINANCE APPROVING A PUEBLO MURAL LEVEE PROJECT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND DESIREE TALMICH AND AUTHORIZING THE MAYOR TO EXECUTE SAME

A staff report and detailed review of the Ordinance was given by Bob Jagger, Acting City Attorney.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez, seconded by Councilor Martinez Ortega, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor

Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None.
Motion Passed 7-0.

This Ordinance was assigned as **10481.**

S. EMERGENCY ORDINANCES

S1 AN EMERGENCY ORDINANCE ESTABLISHING PROJECT CI2322 - FOUNTAIN CREEK TRAIL REPAIRS, TRANSFERRING \$250,000 FROM THE UNAPPROPRIATED FUND BALANCE OF THE GENERAL FUND AND BUDGETING AND APPROPRIATING SAID FUNDS IN THE AMOUNT OF \$250,000 TO PROJECT NO. CI2322.

A staff report and detailed review of the Ordinance was given by Andrew Hayes, Director of Public Works.

PUBLIC HEARING:

Seeing no one wished to speak, President Graham declared the Hearing closed.

Councilor Martinez Ortega, seconded by Councilor Atencio, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Martinez Ortega, Councilor Winner. **Nays:** None.
Motion Passed 7-0.

This Ordinance was assigned as **10482.**

T. ADJOURN

President Graham adjourned the meeting at 9:00 p.m.

Respectfully submitted,



Marisa Stoller
City Clerk