



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

**MONDAY, JUNE 26, 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 Rob Reyes, Praise Assembly

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

E1 Proclamation Presentation: "Parks and Recreation Month: July 2023" - Tamara Moore, Parks Recreation Supervisor and Steven Meier, Director of Parks & Recreation

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 June 12, 2023, as distributed.

J1 Minutes from the meeting of June 12, 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 awarding a construction contract in the amount of \$264,942.00 to Cedar Ridge Landscape, Inc., for Project No. 23-088, Concrete Improvements - Northern Avenue Phase 2, setting forth \$39,741 for contingencies, and authorizing the Purchasing Agent to execute same
- M2 A Resolution ratifying an emergency construction contract in the amount of \$167,777.96 with K.R. Swerdfeger Construction, Inc., for Emergency Storm sewer point repair and \$43,062.31 for Emergency Sanitary sewer point repair on Court Street between 8th Street and 9th Street, Project No. 20-019 (SW1501) and Project No. 20-059 (WWAN03) and approving the purchasing agent's execution of the same
- M3 A Resolution awarding a construction contract in the amount of \$104,718 to Tony J Beltramo & Sons, Inc., for Project No. 23-094, Asphalt Improvements - South Prairie Avenue (Farabaugh to Prairie Hawk), setting forth \$15,708 for contingencies, and authorizing the Purchasing Agent to execute same
- M4 A Resolution awarding a construction contract in the amount of \$102,755.34 to American Dirt Contractors LLC., for Project No. 23-071, Elmwood Golf Course Cart Path - Phase 4, setting forth \$4,330.66 for contingencies, and authorizing the Purchasing Agent to execute same
- M5 A Resolution authorizing payment in the amount of \$47,946.00 from Project CI2113 - American Rescue Plan Act for the purchase of bleachers - Stauter Field as 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
- M6 A Resolution authorizing payment in the amount of \$45,000 from Project CI2113 - American Rescue Plan Act for Skateboard Park Improvements as 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
- M7 A Resolution transferring \$15,000.00 from Project No. CD2018 into Project No. CD2112 Sunny Side Neighborhood Improvements for infrastructure at Sage Street and Windy Way.
- M8 A Resolution approving Amendment No. 2 to the agreement for professional consulting services between The City of Pueblo, a Municipal Corporation, and AECOM Technical Services, Inc., in the amount of \$25,294.50 for 21-071, Stormwater Department Engineer of Record – West 29th Drainage Improvements, and authorizing the purchasing agent to execute same
- M9 A Resolution authorizing the issuance of a revocable permit (REV-23-20) to the Diocese of Pueblo for the use of the public right-of-way along Clark Street from B Street to the southern terminus adjacent to the Arkansas River levee for the purpose of hosting Our Lady of Mount Carmel's annual festival and procession from July 15 through July 16, 2023.
- M10 A Resolution authorizing the issuance of a revocable permit (REV-23-21) to the Greater Pueblo Chamber of Commerce for the use of the public right-of-way along "B" Street from Union Avenue to San Pedro Street and Victoria Avenue from "B" Street to "C" Street for the purpose of facilitating their Great Race Event on July 01, 2023.
- M11 A Resolution authorizing the issuance of a revocable permit (REV-23-26) to the Pueblo Performing Arts Guild for the use of the public right-of-way along South Grand Avenue between City Center Drive and Victoria Street for the purpose of facilitating their first Creative Corridor Jazz Concert, July 7, through July 8, 2023.
- M12 A Resolution authorizing the issuance of a revocable permit (REV-23-22) to BEP Pueblo Hospitality, LLC., for the purpose of installing landscaping improvements on Permittee's Property to the right-of-way area adjacent to 6020 North Elizabeth Street between the

sidewalk and curb and gutter.

M13 A Resolution confirming the appointment by the Mayor of Jennifer Thornton to serve a four-year term expiring August 30, 2027 on the ADA Advisory Committee

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 Southern Colorado Harm Reduction Association, 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 nine hundred seventy-five thousand dollars (\$975,000) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof
- N2 An Ordinance establishing Project PL2305, Safe Streets & Roads for All - SS4A, and approving an Intergovernmental Agreement (IGA) between the City of Pueblo, a Colorado Municipal Corporation, and the Federal Highway Administration, Award Number: 693JJ32340380 in the amount of \$681,600, transferring \$170,400 from CI2204 to PL2305, budgeting and appropriating funds in the amount of \$852,000 and authorizing the Mayor to execute same
- N3 An Ordinance establishing Project PL2304, Bessemer Commerce Revitalization Project, accepting a small dollar grant from the Colorado Department of Transportation, in the amount of \$222,750, transferring \$22,275 from CI2204 to PL2304, budgeting and appropriating funds in the amount of \$245,025, and authorizing the Mayor to execute same
- N4 An Ordinance establishing Project WW2305, the Pretreatment Building Project, transferring \$150,000 from WW9999 to WW2305, budgeting and appropriating funds in the amount of \$150,000, approving an agreement for Professional Engineering and Architectural Services, Project 23-046 in the amount of \$129,406.00 between the City of Pueblo, a Municipal Corporation, and Short Elliott Hendrickson, Inc., and authorizing the Mayor to execute same
- N5 An Ordinance budgeting and appropriating an amount of \$120,000 from the unappropriated fund balance of the General Fund to the Professional Services Account of the Law Department and approving compensation for special counsel on an as needed basis
- N6 An Ordinance approving and accepting a grant agreement with Colorado Blueprint to End Hunger and their fiscal sponsor, the Trailhead Institute, for a grant award in the amount of \$53,625.00 on behalf of the Pueblo Food Project, ratifying the prior signature of the Mayor to said grant agreement, creating Project No. CI2323, and budgeting and appropriating \$53,625.00 into Project No. CI2323
- N7 An Ordinance approving and accepting a grant in the amount of \$20,000 from the Colorado Centennial Fund, a subsidiary of the Caring for Colorado Foundation, for the Pueblo Food Project, ratifying the Mayor's signature of the grant agreement, creating Project No. CI2324, and budgeting and appropriating \$20,000 to Project No. CI2324
- N8 An Ordinance authorizing assignment of a Private Activity Bond Allocation from the City of Pueblo to the Colorado Housing and Finance Authority pursuant to the Colorado Private Activity Bond Ceiling Allocation Act.
- N9 An Ordinance approving an agreement between Pueblo, a Municipal Corporation, and the City of Chihuahua, State of Chihuahua of the United Mexican States, and authorizing and ratifying the execution of same by the Mayor

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 July 10, 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 Friends of the Arkansas River in the amount of \$250 to sponsor the Summer Solstice Festival and Lantern Parade on June 17, 2023 at 4 pm at Runyon Lake

R. ORDINANCES – FINAL PRESENTATION

- R1 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. - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R2 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R3 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R4 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R5 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R6 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R7 An Ordinance changing Capital Project No. CI2306 - Ice Arena Restroom Expansion to Capital Project No. CI2306 - Ice Arena Renovations - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R8 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 June 12, 2023 by Councilor*

Vicente Martinez Ortega

- R9 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R10 An Ordinance amending zoning restrictions to rezone approximately 34.07-acres from S-1, Government Use Zone District to I-2, Industrial Zone District - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R11 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R12 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- R13 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*

S. COUNCIL MEMBER CONFLICT OF INTEREST

- S1 A Resolution authorizing payment in the amount of up to \$1,831,620 from Project CI2113 - American Rescue Plan Act for a one-time \$10,000 retention bonus to existing sworn line staff, Police Officers, as authorized by Section 603(C)(1)(C) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6.
- S2 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*
- S3 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 - *Introduced June 12, 2023 by Councilor Vicente Martinez Ortega*

T. ADJOURN