



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

**MONDAY, AUGUST 28, 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**
- 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 August 14, 2023, as distributed.

J1 City Council Minutes August 14, 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

L1 Minutes of the Planning and Zoning Commission Regular Meeting for 7/12/2023

M. RESOLUTIONS

M1 A Resolution awarding a construction contract in the amount of \$9,730,246.03 to Pyramid

Construction, Inc., for Project No. 23-028 Runway 8R-26L Pavement Rehabilitation and Taxiway A2 Removal and authorizing the purchasing agent to execute same

- M2 A Resolution awarding a construction contract in the amount of \$185,236.01 to Full Tilt Construction, Inc., for Project No. 23-060R, ADA Curb Ramps - Phase 2 (CDBG) - Rebid, setting forth \$14,763.99 for contingencies, and authorizing the Purchasing Agent to execute same
- M3 A Resolution establishing account Project No. CI2327, Whitlock Plant Outflow Repairs project, transferring \$77,119 from account Project No. CI2322, Fountain Creek Trail project to account Project No. CI2327, Whitlock Plant Outflow Repairs Project, ratifying an emergency construction contract in the amount of \$67,060 to Parker Excavating, Inc., for Project No. 23-110, Whitlock Plant Outflow Emergency Culvert Repairs, and approving the Purchasing Agent's execution of same
- M4 A Resolution establishing account Project No. CI2326, Chiller Compressor Unit Repairs Project, transferring \$60,836.75 from account Project No. CI2322, Fountain Creek Trail Project to account Project No. CI2326, Chiller Compressor Unit Repairs Project, ratifying an emergency construction contract in the amount of \$56,545 to Carrier Corporation, for Project No. 23a-045, Chiller Compressor Unit Repairs at PMJC, and approving the Purchasing Agent's execution of same
- M5 A Resolution awarding Contract Amendment No. 1 in the amount of \$8,351 to Garcia Concrete LLC., for Project No. 23-079, Concrete Improvements - Crane Ridge Drive, and authorizing the Purchasing Agent to execute same
- M6 A Resolution confirming the appointment by the Mayor of Tom Corlett to complete a four-year term expiring June 30, 2027 on the Pueblo Energy Advisory Commission
- M7 A Resolution appointing Andy Jesik to serve a three-year term expiring October 1, 2026 on the Regional Building Commission
- M8 A Resolution authorizing the issuance of a revocable permit (REV-23-10) to the Pueblo Chamber of Commerce for the use of Grand Avenue from City Center Drive to Union Avenue, D Street from Victoria Avenue to Main Street, C Street from Victoria Avenue to Main Street, Union Avenue from City Center Drive to B Street, and Alan Hamel Avenue from Union Avenue to Main Street to host the 29th Annual Chile and Frijoles Festival

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance approving and authorizing the execution of Operating ARP Grant May 19, 2023, relating to Award No. CO-2023-019-00 between the City of Pueblo and the United States of America, Department of Transportation, Federal Transit Administration, in the amount of \$297,737 budgeting and appropriating \$297,737 into Project PT2302
- N2 An Ordinance closing Project PT2202 Bonus Pay and moving remaining funds \$25,506.80 into Project PT2201 Shop Truck Replacement to purchase a new maintenance vehicle
- N3 An Ordinance approving and accepting a Department of Homeland Security (DHS) Grant No. EMW-2022-FG-05244 and applicable conditions pertaining thereto, establishing Project No. PS2313 for the purchase of four SCBA's and budgeting and appropriating grant funds in the amount of \$37,080 for the purposes authorized by the grant agreement
- N4 An Ordinance amending zoning restrictions to rezone approximately 3,000 square feet of land at 718 West 4th Street from B-4, Regional Business Zone District to S-1, Government Use Zone District
- N5 An Ordinance approving and authorizing a Memorandum of Understanding between the City of Pueblo, a Colorado Municipal Corporation, and Rocky Mountain S.E.R/Jobs for

Progress Inc., regarding the Pueblo Food Project's rental space and collaboration agreement, and authorizing the Mayor to execute same

- N6 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, 2023 through September 30th, 2024, establishing project number PS2312, budgeting and appropriating funds into project PS2312, and authorizing the mayor to execute same

O. APPROVAL OF CONSENT AGENDA

I move to receive and file the minutes of the Planning and Zoning Commission; approve all Resolutions Set Forth in the Consent Agenda; Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for September 11, 2023, and Order the Ordinances to be published BY TITLE.

P. REGULAR AGENDA

Q. ORDINANCES- FIRST PRESENTATION

- Q1 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 question to amend the City's Charter to require City Officials to resign their current position before seeking nomination for another public office

R. RESOLUTIONS

- R1 A Resolution authorizing payment from the Council Contingencies account in the 2023 general fund budget to Mad Fresh Productions in the amount of \$1,500 to sponsor the 5th Annual Multicultural Festival on October 7, 2023 at 11 am in Mineral Palace Park
- R2 A Resolution authorizing payment from the Council Contingencies account in the 2023 general fund budget to Assistance League of Pueblo, Inc. in the amount of \$1,000 to sponsor the Holiday Fashion Preview on Saturday, December 2, 2023 at the Pueblo Convention Center

S. ORDINANCES – FINAL PRESENTATION

- S1 An Ordinance approving and accepting Airport Improvement Program (AIP) Grant Agreement No. 3-08-0046-048-2023 from the United States of America acting through the Federal Aviation Administration for funds in the amount of \$9,316,522 for costs related to the Rehabilitation of Runway 8R/26L and Taxiway A2 Removal (Phase 2 – Construction) at the Pueblo Memorial Airport, budgeting and appropriating \$9,316,522 to Project No. AP2205 - Rehab of Runway 8R-26L Design and Construction, and authorizing the mayor to execute same - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S2 An Ordinance approving a Professional Engineering Services Agreement between the City of Pueblo, a Colorado Municipal Corporation, and Dibble and Associates Consulting Engineers, Inc., for the construction administration for the rehabilitation of Runway 8R/26L and Taxiway A2 Removal (Phase 2 – Construction) project, and authorizing the mayor to execute same - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S3 An Ordinance budgeting and appropriating funds in the amount of \$201,869 to project PS2203 for the Nurse Navigation Program - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S4 An Ordinance approving and accepting a Colorado Resource for Emergency and Trauma Education (CREATE) grant establishing project No. PS2311 for Emergency and Trauma grant, and budgeting and appropriating grant funds in the amount of \$17,950, which

includes a fifty percent cost match of \$17,950 for the purposes authorized by the grant agreement - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*

- S5 An Ordinance transferring \$10,000 from account project CI2204, Street Rehabilitation to CI2205, Fire 3 Stations - Arch/Design to fund additional design effort for the extension of a water main in Jerry Murphy Road, budgeting and appropriating funds in the amount of \$10,000 and authorizing the Mayor to execute same - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S6 An Ordinance approving a Deposit Agreement between Pioneer West Homes, LLC., a Colorado limited liability company, and the City of Pueblo, a Colorado Municipal Corporation, relating to the collection of a deposit for the installation of public improvements associated with the property at 55 Aberdeen Bluff, authorizing execution of said agreement by the Mayor, and providing procedures for return of the deposit and previously collected lot fees after installation and acceptance of the required public improvements is completed - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S7 An Ordinance amending the FY 2023 Staffing Ordinance by converting a vacant Civil Engineer-Construction position within the Public Works Department to a new classification of Construction Manager - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S8 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 establishing the pay scale for Construction Manager and abolishing the pay scale for Civil Engineer-Construction - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S9 An Ordinance approving and enacting the Collective Bargaining Agreement between the City of Pueblo and the International Association of Fire Fighters Local No. 3 commencing January 1, 2024 and authorizing the Mayor to execute same. - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S10 An Ordinance amending Section 12 of Chapter 3 of Title XI of the Pueblo Municipal Code for the purpose of eliminating the distance restriction contained in Section 44-3-313(1)(d)(I), C.R.S., with respect to Lodging and Entertainment Liquor Licenses on premises located in the Thunder Village Business District near the campus of Colorado State University - Pueblo - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*
- S11 An Ordinance approving and accepting a cooperative agreement between the City of Pueblo on behalf of the Pueblo Police Department, the Pueblo County Department of Human Services, the Pueblo County Sheriff's Office, and the 10th Judicial District Attorney's Office with respect to the investigation of child abuse and neglect cases, and authorizing the Mayor to execute same - *Introduced August 14, 2023 by Councilor Vicente Martinez Ortega*

T. QUASI-JUDICIAL PROCEEDINGS

- T1 An Ordinance amending zoning restrictions to rezone 2511 East 4th Street and three parcels located north of 2511 East 4th Street from B-4, R-2, and S-4 to BP, Business Park Zone District
- T2 An Ordinance amending zoning restrictions to rezone Lot 3, Block 1, Trinity Subdivision from B-3, Highway and Arterial Business District to I-2, Industrial Zone District
- T3 An Ordinance designating 314 West 18th Street, the Edward Teller House, as a Local Historic Landmark

U. COUNCIL MEMBER CONFLICT OF INTEREST

- U1 A Resolution awarding a construction contract in the amount of \$83,046 to Baha Construction, Inc., for Project No. 23-119, Concrete Improvements - Kingsroyal Boulevard, setting forth \$9,965 for contingencies, and authorizing the Purchasing Agent to execute same

V. ADJOURN