



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

**MONDAY, SEPTEMBER 11, 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: "Colorado Youth Awareness Week: September 11 - 15, 2023" - Jesse Sena, Member of the Communities that Care Coalition

E2 Proclamation Presentation: "Creek Week 2023: September 30 - October 8, 2023" - Susan Finzel, Pueblo Outreach Coordinator for the Fountain Creek Watershed District

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 28, 2023, as distributed.

J1 City Council Minutes August 28, 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 preliminarily determining that the petition for the annexation of the 20.17-acre area commonly known as the Quartz Road Annexation, is valid under the provisions of Colorado Revised Statutes sections 31-12-104(1)(a) and 31-12-107(1), tabling final action of the petition for a period of not more than 180 days, and referring the petition to the Planning and Zoning Commission for review and recommendation
- M2 A Resolution authorizing the transfer of budgeted and appropriated funds in the amount of \$40,106.72 from account Project No. HU1502 - Main St/Union Ave Bridge Overlay to account Project No. HUAN05 - Bridge Repairs.
- M3 A Resolution confirming the appointment by the Mayor of Peter Quinby and Walter Ross to serve a three-year term expiring September 30, 2026 on the Pueblo Memorial Airport Advisory Committee
- M4 A Resolution confirming the appointment by the Mayor of George Koncilja to complete a four-year term expiring January 1, 2027 on the Historic Preservation Commission
- M5 A Resolution confirming the appointment by the Mayor of Janelle Quick to serve a three-year term expiring August 31, 2026 on the El Centro del Quinto Sol Recreation Center Board of Directors
- M6 A Resolution confirming the appointment by the Mayor of Kristin Hoffmann to complete a three-year term expiring December 31, 2024 on the Pueblo Human Relations Commission - City Appointment
- M7 A Resolution authorizing the issuance of a revocable permit (REV-23-37) to the Senior Resource Development Agency (SRDA) for the use of the front sidewalk in front of the SRDA building and the courtyards south and north of the building for the SRDA Fund Raiser at the Pueblo Chile and Frijoles Festival
- M8 A Resolution authorizing the issuance of a revocable permit (REV-23-34) to Below Grade, LLC, dba Vessel Brewing Company - Gold Dust Saloon Craft Beer & Grill located at 217 South Union Avenue, by extending eighteen (18) feet into South Union Avenue for the Pueblo Chile and Frijoles Festival
- M9 A Resolution authorizing the issuance of a revocable permit (REV-23-39) to the P.L.A.C.E. (Pueblo's Legacy and Community Experience) Project for the use of the public right-of-way along Ruberson Drive between West 18th Street and West 22nd Street to host a community block party and resource fair for families on the west side
- M10 A Resolution authorizing the issuance of a revocable permit (REV-23-41) to E.T. Technologies, Inc., for the use of the public right-of-way on West "D" Street and Lamkin Street for the purpose of installing groundwater monitoring wells
- M11 A Resolution authorizing the issuance of a revocable permit (REV-23-33) to Solar Roast Coffee, LLC., for the use of the East (right) lane of Main Street between the alley mid 200 block of Main Street and 3rd street, including the parking spaces directly in front of the Solar Roast Coffee Building to host the inaugural Pueblopalooza Music & Art Festival

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance approving an agreement between the City of Pueblo, a Colorado Municipal Corporation, and The State of Colorado, by and through The State Fair Authority, related to the rental of state facilities to host the City's 2023 Annual Employee Health Fair
- N2 An Ordinance approving Amendment No. 1 to the Subdivision Improvements Agreement for the Pueblo Springs Apartments Subdivision entered into between the City of Pueblo

and Pueblo Springs Apartments, LLC, and authorizing execution thereof by the Mayor

- N3 An Ordinance annexing unincorporated land commonly known as the Dorcy Community Housing annexation to the City of Pueblo, described as 10.74-acres of land generally located south of Red Creek Springs Road and north of the Kingsroyal Boulevard terminus
- N4 An Ordinance amending zoning restrictions from Pueblo County A-4 to City of Pueblo R-3-, one- and two-family residential zone district for approximately 10.74-acres generally located south of Red Creek Springs Road, north of Regency Park, 10th Filing and west of the Meadows, Filing 4 Subdivision
- N5 An Ordinance vacating a 0.167-acre drainage easement within lot 1 and lot 2 of the Gredig Subdivision
- N6 An Ordinance approving the North Vista Highlands, Filing No. 7 Subdivision
- N7 An Ordinance vacating a ten-foot by one hundred and twenty-three-foot strip of Summit Avenue right-of-way
- N8 An Ordinance amending zoning restrictions from R-4, Mixed Residential Zone District to RCN, Residential Charter Neighborhood Zone District for 945 East Routt Avenue
- N9 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
- N10 An Ordinance approving an agreement for research and arts study services between the City of Pueblo, a Colorado Municipal Corporation, and Roxanne Pignanelli and authorizing the Mayor to execute same
- N11 An Ordinance amending zoning restrictions from I-2, Industrial Zone District and I-3 Heavy Industrial Zone District to S-1, Government Use Zone District for approximately 2.9-acres generally located west of Santa Fe Drive, north and east of Richmond Avenue, and south of Mechanic Street
- N12 An Ordinance approving and authorizing the Mayor to sign a Settlement Agreement and Mutual Release of Claims between the City of Pueblo, a Colorado Municipal Corporation, and Reverend Paul Elder and the Christian Growth Center, Inc., related to settlement of United States District Court Of Colorado Action no. 22-CV-00460-CNS-MDB

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 September 25, 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 Historic Pueblo, Inc. in the amount of \$1,000 to sponsor the Damon Days event on October 27, 2023 at 5:30 pm at the Union Depot
- Q2 A Resolution authorizing payment from the Council Contingencies account in the 2023 general fund budget to Pueblo Choral Society in the amount of \$6,000 to sponsor the Old Fashioned Christmas Concert on December 8, 2023 at 7 pm in Memorial Hall
- Q3 A Resolution authorizing payment from the Council Contingencies account in the 2023

general fund budget to Pueblo Film Fest Ltd. in the amount of \$1,000 to sponsor the Pueblo Film Fest in April 2024 at the Sangre de Cristo Arts & Conference Center

R. ORDINANCES – FINAL PRESENTATION

- R1 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 - *Introduced August 28, 2023 by Councilor Larry Atencio*
- R2 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 - *Introduced August 28, 2023 by Councilor Larry Atencio*
- R3 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 - *Introduced August 28, 2023 by Councilor Larry Atencio*
- R4 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 SCBAs and budgeting and appropriating grant funds in the amount of \$37,080 for the purposes authorized by the grant agreement - *Introduced August 28, 2023 by Councilor Larry Atencio*
- R5 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 - *Introduced August 28, 2023 by Councilor Larry Atencio*

S. COUNCIL MEMBER CONFLICT OF INTEREST

Councilor Maestri may ask to be excused from the meeting due to a potential conflict of interest with agenda item number S-1.

- S1 A Resolution awarding a construction contract in the amount of \$87,650 to Baha Construction Inc., for Project No. 23-122, Fire Station #5 - Truck Bay Concrete Replacement, setting forth \$17,530 for contingencies, and authorizing the Purchasing Agent to execute same

T. ADJOURN