



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
#1 CITY HALL PLACE
MONDAY, MAY 22, 2023 - 7:00 PM
MINUTES**

A. CALL TO ORDER

President Graham called the meeting to order at 7:10 p.m.

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

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

Council Members Present via Zoom: Larry Atencio.

Council Members Absent: None.

Administrative Staff Members Present: Chief of Staff Laura Solano, Acting City Attorney Bob Jagger, City Clerk Marisa Stoller.

E. SPECIAL RECOGNITIONS

E1 RECOGNITION PRESENTATION: "2023 PUEBLO CIVICS BEE CHAMPIONS" - JACK CENTNER, ADDISON SCOTT, MORRIS CASAREZ

E2 PROCLAMATION PRESENTATION: "MENTAL HEALTH AWARENESS MONTH - HEALTH SOLUTIONS: MAY 2023" - JASON CHIPPEAUX, CEO

E3 PROCLAMATION PRESENTATION: "FOSTER CARE AWARENESS MONTH: MAY 2023" - JOSETTE JARAMILLO, FOSTER CARE SUPERVISOR & TAMMY TORRES, DIRECTOR OF PUEBLO COUNTY DEPARTMENT OF HUMAN SERVICES

E4 RECOGNITION PRESENTATION: "2022-23 COLORADO STATE FAIR FIESTA QUEEN AND COURT" - LEXI WILLIAMS, MARISA DIAZ BONACQUISTI, DULCE SOLEDAD GARCIA, KAYDENCE SANDOVAL

F. PUBLIC FORUM

- Ted Freeman - City & Partners
- Brandy Swope - City Towing

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 Ortega, seconded by Councilor Flores, moved to approve the agenda 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.

J. READING AND APPROVAL OF MINUTES

Councilor Martinez Ortega, seconded by Councilor Maestri, moved to dispense with the reading and approve the Minutes of the Regular Meeting dated **May 08, 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.

J1 City Council Minutes May 08, 2023

K. CONSENT AGENDA

L. COMMUNICATIONS

L1 MINUTES OF THE PLANNING AND ZONING COMMISSION REGULAR MEETING FOR 4/12/2023

M. RESOLUTIONS

M1 A RESOLUTION AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$1,090,745.30 TO MARTIN MARIETTA MATERIALS, INC., FOR PROJECT NO. 23-067, ASPHALT IMPROVEMENTS - PRAIRIE AVENUE (PUEBLO BOULEVARD TO MESA AVENUE), SETTING FORTH \$163,611.70 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15237.

- M2 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$311,823.05 TO A-1 CHIPSEAL CO., FOR PROJECT NO. 23-065, ASPHALT IMPROVEMENTS - CLEVELAND STREET & GOODNIGHT AVENUE, SETTING FORTH \$46,733.95 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15238.

- M3 A RESOLUTION AWARDED CONTRACT AMENDMENT NO. 1 IN THE AMOUNT OF \$274,425.05 TO A-1 CHIPSEAL CO., FOR PROJECT NO. 23-056, ASPHALT IMPROVEMENTS - REGENCY CREST, SETTING FORTH \$27,442.95 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15239.

- M4 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$272,852.80 TO TONY J BELTRAMO & SONS, INC., FOR PROJECT NO. 23-066, ASPHALT IMPROVEMENTS - STARLITE DRIVE, SETTING FORTH \$40,928.20 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15240.

- M5 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$232,828.46 TO CASTLE ROCK CONSTRUCTION COMPANY OF COLORADO, LLC., A LIMITED LIABILITY COMPANY, FOR PROJECT NO. 23-061, CONCRETE IMPROVEMENTS - CLEVELAND STREET & GOODNIGHT AVENUE, SETTING FORTH \$34,924.54 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15241.

- M6 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$115,972.41 TO SUNLAND ASPHALT & CONSTRUCTION, LLC., A LIMITED LIABILITY COMPANY, FOR PROJECT NO. 23-064, MISCELLANEOUS CONCRETE IMPROVEMENTS (CDBG), SETTING FORTH \$11,597.59 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15242.

- M7 A RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF \$150,000 FROM PROJECT CI2113 - AMERICAN RESCUE PLAN ACT FOR THE STREETSCAPE PROJECT NORTHERN - ORMAN TO ELM 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 15243.

- M8 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$61,095 TO GARCIA CONCRETE, LLC., A LIMITED LIABILITY COMPANY, FOR PROJECT NO. 23-079, CONCRETE IMPROVEMENTS - CRANE RIDGE DRIVE, SETTING FORTH \$9,164 FOR CONTINGENCIES, AND**

AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15244.

- M9 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-23-16) TO THE COLORADO STATE FAIR FOR THE USE OF THE PUBLIC RIGHT-OF-WAY ALONG SMALL AVENUE TO SCRANTON AVENUE TO EUCLID AVENUE FOR THE PURPOSE OF THE ANNUAL COLORADO STATE FAIR PARADE.**

This Resolution was assigned as 15245.

- M10 A RESOLUTION TABLING FINAL ACTION ON THE PETITION FOR THE ANNEXATION OF THE AREA COMMONLY KNOWN AS THE JACKSON RANCH ANNEXATION 1, GENERALLY LOCATED SOUTHEAST OF STATE HIGHWAY 78 AND SOUTHWEST OF EL CAMINO SUBDIVISION, 17TH FILING FOR AN ADDITIONAL PERIOD OF NOT MORE THAN 180 DAYS THROUGH NOVEMBER 23, 2023**

This Resolution was assigned as 15246.

- M11 A RESOLUTION TABLING FINAL ACTION ON THE PETITION FOR THE ANNEXATION OF THE AREA COMMONLY KNOWN AS THE JACKSON RANCH ANNEXATION 2, GENERALLY LOCATED SOUTHEAST OF STATE HIGHWAY 78 AND SOUTHWEST OF EL CAMINO SUBDIVISION, 17TH FILING AND SOUTH OF JACKSON RANCH ANNEXATION 1, FOR AN ADDITIONAL PERIOD OF NOT MORE THAN 180 DAYS THROUGH NOVEMBER 23, 2023**

This Resolution was assigned as 15247.

- M12 A RESOLUTION TABLING FINAL ACTION ON THE PETITION FOR THE ANNEXATION OF THE AREA COMMONLY KNOWN AS THE JACKSON RANCH ANNEXATION 3, GENERALLY LOCATED SOUTHEAST OF STATE HIGHWAY 78 AND SOUTHWEST OF EL CAMINO SUBDIVISION, 17TH FILING AND SOUTH OF JACKSON RANCH ANNEXATIONS 1 AND 2, FOR AN ADDITIONAL PERIOD OF NOT MORE THAN 180 DAYS THROUGH NOVEMBER 23, 2023**

This Resolution was assigned as 15248.

- M13 A RESOLUTION RECOGNIZING POLICE COMFORT K-9 AMI IS UNABLE TO PERFORM AS A COMFORT ANIMAL, ALLOWING THE CITY OF PUEBLO TO DONATE K-9 AMI VIA AN ACKNOWLEDGEMENT, ASSUMPTION OF RISK, WAIVER, RELEASE, COVENANT NOT TO SUE, INDEMNIFICATION, AND AGREEMENT BETWEEN THE CITY OF PUEBLO AND MONICA LEMMON RELATING TO K-9 AMI, AND ALLOWING THE POLICE DEPARTMENT TO TRANSFER OWNERSHIP AND LIABILITY OF K-9 AMI TO HIS CURRENT HANDLER**

This Resolution was assigned as 15249.

- M14 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF ELIZABETH HARMES TO COMPLETE A FOUR-YEAR TERM EXPIRING AUGUST 30, 2026 ON THE ADA ADVISORY COMMITTEE**

This Resolution was assigned as 15250.

**M15 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF
HEATHER NORTON TO COMPLETE A FOUR-YEAR TERM EXPIRING
JANUARY 1, 2027 ON THE HISTORIC PRESERVATION COMMISSION**

This Resolution was assigned as 15251.

N. ORDINANCES – FIRST PRESENTATION

- N1 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**
- N2 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**
- N3 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**
- N4 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**
- N5 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**
- N6 AN ORDINANCE APPROVING THE COTTAGES AT PARK WEST SPECIAL
AREA PLAN**

N7 AN ORDINANCE APPROVING THE COTTAGES AT PARK WEST SUBDIVISION

N8 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

N9 AN ORDINANCE APPROVING THE UNIVERSITY PARK SUBDIVISION, 33RD FILING

N10 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

N11 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

N12 AN ORDINANCE APPROVING A PUEBLO MURAL LEVEE PROJECT AGREEMENT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, AND DESIREE TALMICH AND AUTHORIZING THE MAYOR TO EXECUTE SAME

O. APPROVAL OF CONSENT AGENDA

Councilor Martinez Ortega, seconded by Councilor Martinez, moved to receive and file the minutes of the Planning and Zoning Commission dated April 12, 2023, approve all Resolutions Set Forth in the Consent Agenda, Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for June 12, 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 Passed 7-0.

P. REGULAR AGENDA

Q. RESOLUTIONS

Q1 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL

CONTINGENCIES ACCOUNT IN THE 2023 GENERAL FUND BUDGET TO ULTIMATE PERFORMANCE SPORTS TRAINING AND REHAB IN THE AMOUNT OF \$2,000 TO SPONSOR THE YOUTH SCHOLARSHIP FUND

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

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 15252.

Q2 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2023 GENERAL FUND BUDGET TO GOODNIGHT BARN PRESERVATION, INC IN THE AMOUNT OF \$5,000 TO SPONSOR THE CHUCKWAGON RENDEZVOUS ON MAY 20, 2023 AT NOON AT THE GOODNIGHT BARN

A staff report and detailed review of the Resolution was given by Councilor Larry Atencio.

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 15253.

Q3 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2023 GENERAL FUND BUDGET TO COLORADO YOUTH MARIACHI PROGRAM (CYMP) IN THE AMOUNT OF \$1,500 TO SPONSOR YOUTH ATTENDANCE OF THE MARIACHI LOS CAMPEROS WORKSHOP AT UCCS

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

Councilor Martinez Ortega, seconded by Councilor Maestri, 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 15254.

Q4 A RESOLUTION AWARDING AN AGREEMENT FOR PROFESSIONAL SERVICES IN THE MAXIMUM AMOUNT OF \$10,000 TO THE WELLMAN WAY LLC FOR RESEARCH ON FUTURE GOVERNANCE STRUCTURE TRANSITION OPTIONS FOR THE PUEBLO FOOD PROJECT, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE THE SAME

A staff report and detailed review of the Resolution was given by Megan Moore, Pueblo Food Project Coordinator.

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 15255.

Q5 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT TO JIM PRESENTS, LLC FOR THE USE OF CENTRAL MAIN STREET BETWEEN CITY CENTER DR. AND ALAN HAMEL AVE. TO HOST THE COLORADO SUPERSHOW CAR SHOW ON SATURDAY, MAY 27, 2023

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

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 15256.

R. ORDINANCES – FINAL PRESENTATION

R1 AN ORDINANCE APPROVING AND ACCEPTING A 2023 COLORADO DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE OPIOID GRANT IN THE AMOUNT OF \$164,145 FOR SYNTHETIC OPIATE POISONING INVESTIGATION AND DISTRIBUTION INTERDICTION, AUTHORIZING THE MAYOR TO EXECUTE THE GRANT AWARD LETTER AND RELATED DOCUMENTS, ESTABLISHING PROJECT NUMBER PS2304, AND BUDGETING AND APPROPRIATING THE GRANT FUNDS OF \$164,145 TO SAID PROJECT

A staff report and detailed review of the Ordinance was given by James Martin, Deputy Chief of Police.

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 10455.

R2 AN ORDINANCE ESTABLISHING PROJECT NUMBER PST2306, AUTHORIZING THE TRANSFER OF FUNDS FROM PROJECT NUMBER PST2004 TO PROJECT NUMBER PST2306 IN THE AMOUNT OF \$150,000, DESIGNATING A NEW PURPOSE, THAT BEING TECHNOLOGY UPGRADES, AND THEREBY APPROPRIATING THE USE THEREFORE

A staff report and detailed review of the Ordinance was given by James Martin, Deputy Chief of Police.

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 10456.

R3 AN ORDINANCE ESTABLISHING PROJECT NUMBER PST2305, AUTHORIZING THE TRANSFER OF FUNDS FROM PROJECT NUMBER PST2004 TO PROJECT NUMBER PST2305 IN THE AMOUNT OF \$100,000, DESIGNATING A NEW PURPOSE, THAT BEING RECRUITMENT AND RETENTION, AND THEREBY APPROPRIATING THE USE THEREFORE

A staff report and detailed review of the Ordinance was given by James Martin, Deputy Chief of Police.

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 10457.

R4 AN ORDINANCE APPROVING AND ACCEPTING A CONGRESSIONALLY DIRECTED SPENDING (CDS) PROGRAM AWARD IN THE AMOUNT OF \$86,000.00 FOR A 3D FARO SCANNER AND ASSOCIATED TRAINING, ESTABLISHING PROJECT NUMBER PS2305, AND BUDGETING AND APPROPRIATING GRANT FUNDS OF \$86,000.00 TO SAID PROJECT

A staff report and detailed review of the Ordinance was given by James Martin, Deputy Chief of Police.

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 **10458.**

R5 AN ORDINANCE AMENDING THE FISCAL YEAR 2023 STAFFING ORDINANCE BY ADDING ONE (1) FULL-TIME POSITION TO THE AUTHORIZED STAFFING IN THE POLICE DEPARTMENT ENTITLED ABANDONED VEHICLE COORDINATOR

A staff report and detailed review of the Ordinance was given by Marisa Pacheco, Human Resources Director.

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 **10459.**

R6 AN ORDINANCE AMENDING SECTION 6-5-16 OF CHAPTER 5, OF TITLE VI OF THE PUEBLO MUNICIPAL CODE RELATING TO THE FY2023 CLASSIFICATION AND PAY PLAN BY ESTABLISHING THE PAY SCALE FOR ABANDONED VEHICLE COORDINATOR

A staff report and detailed review of the Ordinance was given by Marisa Pacheco, Human Resources Director.

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 **10460.**

R7 AN ORDINANCE AMENDING THE FISCAL YEAR 2023 STAFFING ORDINANCE BY CONVERTING A VACANT POSITION WITHIN THE WASTEWATER DEPARTMENT

A staff report and detailed review of the Ordinance was given by Marisa Pacheco, Human

Resources Director.

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 **10461.**

R8 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 CIVIL ENGINEER WASTEWATER

A staff report and detailed review of the Ordinance was given by Marisa Pacheco, Human Resources Director.

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 **10462.**

R9 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN ASSIGNMENT, ASSUMPTION AND AMENDMENT TO THE NURSE NAVIGATION AGREEMENT BETWEEN PUEBLO, A COLORADO MUNICIPAL CORPORATION, ACCESS2CARE, LLC, AND INNOVATIVE PRACTICES, LLC, AND SAME

A staff report and detailed review of the Ordinance was given by Fire Chief Barb Huber.

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 **10463.**

R10 AN ORDINANCE APPROVING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND BALLARD KING & ASSOCIATES LIMITED, A COLORADO CORPORATION, FOR SERVICES WITH RESPECT TO A SOFTBALL FACILITY STUDY AND RELATED ANCILLARY SERVICES, AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

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

PUBLIC HEARING:

- Elvis Martinez appeared in person to speak against this ordinance

Seeing no one else 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 **10464.**

R11 AN ORDINANCE APPROVING AN AMENDMENT TO A LEASE AND MANAGEMENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND THE PUEBLO BULLS HOCKEY CLUB, INC., A COLORADO CORPORATION, TO ALLOW THE SERVING OF LIQUOR AT THE PUEBLO ICE ARENA, AND AUTHORIZING THE MAYOR TO EXECUTE SAID AMENDMENT

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

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 **10465.**

R12 AN ORDINANCE AMENDING CHAPTER 2 OF TITLE IV OF THE PUEBLO MUNICIPAL CODE RELATING TO BUILDING REGULATIONS AND ADOPTING THE 2021 INTERNATIONAL BUILDING CODE, THE 2021 INTERNATIONAL ENERGY CONSERVATION CODE, AND THE 2021 INTERNATIONAL EXISTING BUILDING CODE, ALL PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC., AND PROVIDING PENALTIES AND REMEDIES FOR THE VIOLATION THEREOF

A staff report and detailed review of the Ordinance was given by Dave Vaughn and Mark Guerrero, Pueblo Regional Building.

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 **10466.**

R13 AN ORDINANCE AMENDING CHAPTER 5 OF TITLE IV OF THE PUEBLO MUNICIPAL CODE RELATING TO MECHANICAL REGULATIONS AND ADOPTING THE 2021 INTERNATIONAL MECHANICAL CODE AND THE 2021 INTERNATIONAL FUEL GAS CODE, BOTH PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC., AND PROVIDING PENALTIES AND REMEDIES FOR THE VIOLATION THEREOF

A staff report and detailed review of the Ordinance was given by Dave Vaughn and Mark Guerrero, Pueblo Regional Building.

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 **10467.**

R14 AN ORDINANCE AMENDING CHAPTER 6 OF TITLE IV OF THE PUEBLO MUNICIPAL CODE RELATING TO BUILDING REGULATIONS AND ADOPTING THE 2021 INTERNATIONAL RESIDENTIAL CODE RELATING TO BUILDING REGULATIONS FOR ONE- AND TWO-FAMILY DWELLINGS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC., AND PROVIDING PENALTIES AND REMEDIES FOR THE VIOLATION THEREOF

A staff report and detailed review of the Ordinance was given by Dave Vaughn and Mark Guerrero, Pueblo Regional Building.

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 **10468**.

S. COUNCIL MEMBER CONFLICT OF INTEREST

S1 AN ORDINANCE EXTENDING THE TERM OF THE CURRENT COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PUEBLO AND THE INTERNATIONAL BROTHERHOOD OF POLICE OFFICERS (IBPO) LOCAL 537 FOR A ONE (1) YEAR PERIOD COMMENCING JANUARY 1, 2024, THROUGH DECEMBER 31, 2024.

Councilor Martinez Ortega was excused for a conflict of interest and left the room.

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 Flores, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** Councilor Atencio, Councilor Flores, President Graham, Councilor Maestri, Councilor Martinez, Councilor Winner. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10469**.

T. ADJOURN

President Graham adjourned the meeting at 8:42 p.m.

Respectfully submitted,



Marisa Stoller
City Clerk