



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

**MONDAY, NOVEMBER 13, 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 Richie Perko, Pueblo Christian Center

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

E1 Proclamation Presentation: "International Survivors of Suicide Loss Day - November 17, 2023" - Nanci Gonzalez, President of the Suicide Prevention Coalition of Pueblo County

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 October 23, 2023, as distributed.

J1 City Council Minutes October 23, 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 authorizing payment of three hundred fifty thousand dollars (\$350,000) from Project No. CI-2113 – American Rescue Plan Act, for the purposes of constructing broadband infrastructure, as authorized by section 603 (a) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35
- M2 A Resolution awarding a construction contract in the amount of \$300,290.30 to Russ Grading & Excavating LLC., for Project No. 23-128, Concrete Improvements - Denver Boulevard and West 31st Street, setting forth \$60,059.70 for contingencies, and authorizing the purchasing agent to execute same
- M3 A Resolution awarding a construction contract in the amount of \$186,130 to Cedar Ridge Landscape, Inc., for Project No. 23-127, Concrete Improvements - 1600 Block Orman Avenue (CDBG), setting forth \$13,870 for contingencies, and authorizing the purchasing agent to execute same
- M4 A Resolution awarding a construction contract in the amount of \$154,090.28 to Full Tilt Construction, Inc., for Project No. 23-069, ADA Curb Ramps - Phase 3 (CDBG), setting forth \$23,113.54 for contingencies, and authorizing the Purchasing Agent to execute same
- M5 A Resolution amending Resolution No. 15168 authorizing payment of an additional eighty thousand dollars (\$80,000) from Project No. CI-2113 – American Rescue Plan Act, for the purposes of constructing broadband infrastructure, as authorized by section 603 (a) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35
- M6 A Resolution awarding an Agreement for Professional Services in the maximum amount of \$65,000 to the Wellman Way LLC for implementation of the Pueblo Food Project's new governance structure and facilitation of organizational structure change, and authorizing the purchasing agent to execute the same
- M7 A Resolution awarding a construction contract in the amount of \$26,122.28 to Finsterwald Landscaping and Irrigation for Project No. 23-136, Concrete Improvements - Morris Avenue Alley, setting forth \$10,000 for contingencies, and authorizing the purchasing agent to execute same
- M8 A Resolution awarding Contract Amendment No. 1 in the amount of \$21,283.79 to Sunland Asphalt & Construction, LLC., a Limited Liability Company, for Project No. 23-064, Miscellaneous Concrete Improvements (CDBG), and authorizing the Purchasing Agent to execute same
- M9 A Resolution awarding an Agreement for Professional Services in the amount of \$14,900 to Jolene Collins for Pueblo Food Project Entrepreneur Development Program Instructor and Food Economy Support
- M10 A Resolution confirming the appointment by the Mayor of Sandra Morrison to complete a four-year term expiring January 1, 2025 on the Historic Preservation Commission
- M11 A Resolution confirming the appointment by the Mayor of Bill Adams and Jean Latka to serve a three-year term expiring November 1, 2026 on the Pueblo Streetscape Advisory Committee
- M12 A Resolution confirming the appointment by the Mayor of Ryan Frushour to complete a three-year term expiring September 30, 2026 on the Pueblo Memorial Airport Advisory Committee
- M13 A Resolution ratifying PACOG's appointment of Connie Brummet and Karen Callanan to the Community Services Advisory Commission (CSAC)

- M14 A Resolution to approve Amendment No. 1 to Revocable Permit No. REV-23-41, issued to E.T. Technologies, Inc. for the purpose of installing groundwater monitoring wells
- M15 A Resolution authorizing the issuance of a Revocable Permit (REV-23-45) to the YMCA of Pueblo for the use of the outer lanes of Spaulding Avenue in both directions between W. 31st Street and Pueblo Blvd., the outer lanes of Parker Boulevard in both directions between Spaulding Avenue and its North/Eastern terminus, and the full width of W. 31st Street between Bonaventure Court and Spaulding Avenue for a 5K Run/Walk Event
- M16 A Resolution authorizing the issuance of a Revocable Permit (REV-23-47) to HARP Authority, 125 Riverwalk Place, for the use of the right-of-way at Victoria Avenue from "D" Street to Grand Avenue, Greenwood Street from Victoria Avenue to 1st Street, and 1st Street from Greenwood Street to 2nd Street

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance levying and certifying the City of Pueblo property tax mill levy made in 2023 for the 2024 budget year
- N2 An Ordinance making appropriation for the general fund, special revenue funds, enterprise funds, internal service funds, debt service funds, and capital project funds for the fiscal year 2024 and adopting the budget for the year 2024
- N3 An Ordinance levying and certifying the Bandera Boulevard Special Improvement Maintenance District property tax mill levy made in 2023 for the 2024 budget year
- N4 An Ordinance levying and certifying the Southpointe Special Improvement Maintenance District property tax mill levy made in 2023 for the 2024 budget year
- N5 An Ordinance approving an amendment to the Cooperative Maintenance Agreement between the City of Pueblo, a Colorado Municipal Corporation, and Pueblo School District No. 60, relating to the maintenance of certain park properties, and authorizing the Mayor to execute the Same
- N6 An Ordinance amending Section 1-5-3 of Chapter 5 of Title I of the Pueblo Municipal Code relating to and updating departmental organization to reflect current departmental organization and directors.
- N7 An Ordinance amending section 1-5-3 of Chapter 5 of Title I of the Pueblo Municipal Code relating to departmental organization, abolishing the Department of Housing, establishing the Division of Housing under the Department of Planning and Community Development and amending Subsection 4-8-4(2) of Chapter 8 of Title IV and Section 8-1-8 of Chapter 1 of Title VIII of the Pueblo Municipal Code to make consistent therewith
- N8 An Ordinance amending the fiscal year 2023 Staffing Ordinance by adding one (1) full-time CDBG/Home & Housing Administrator position to the authorized staffing of the Planning & Community Development Department as a part of a reorganization.
- N9 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 CDBG/Home & Housing Administrator
- N10 An Ordinance accepting funds in the amount of \$25,075 from Housing Authority of the City of Pueblo, for costs associated with the asphalt overlay on Sprague Avenue, and budgeting and appropriating said funds to account Project CI2309 - Road & Street Repairs
- N11 An Ordinance approving a time extension for the recording of a vacation plat for the Bluffs Multifamily Housing Development Project and amending Ordinance Number 10322 to conform thereto

- N12 An Ordinance approving and ratifying a Supplemental Environmental Project Agreement and approving a modification to said Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the Colorado Department of Public Health and Environment for the purpose of developing a Household Hazardous Waste program; authorizing the Mayor to execute the modification; accepting funds in the amount of \$378,880.00 from the Colorado Department of Public Health and Environment; and budgeting and appropriating said funds into Project Account No. PL2302 - Household Hazardous Waste Program
- N13 An Ordinance establishing account Project PL2306, 8th Street Bridge Rehabilitation Project, and approving an Intergovernmental Agreement ("IGA") between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado, acting by and through the Colorado Department of Transportation ("CDOT"), Project: BRO M086-099 (25513) in the amount of \$105,000, transferring \$26,250 from account Project CI2204 to PL2306, budgeting and appropriating funds in the amount of \$131,250 and authorizing the Mayor to execute same
- N14 An Ordinance approving a Deferred Improvements Agreement between InhabX, LLC, a Colorado limited liability company, and the City of Pueblo, a Colorado Municipal Corporation, relating to the construction of public improvements incidental to a rearrangement of property boundaries and authorizing execution thereof by the Mayor
- N15 An Ordinance of the City Council of the City of Pueblo, Colorado, amended Title V of the Pueblo Municipal Code, regarding elections
- N16 An Ordinance of the City Council of the City of Pueblo, Colorado, Amending Chapter 2 Title V of the Pueblo Municipal Code, regarding campaign expenditures and disclosures
- N17 An Ordinance calling a Special Municipal Election to be held on Tuesday, January 23, 2024, and submitting to the registered electors of the City of Pueblo the candidates for the Mayoral Runoff
- N18 An Ordinance approving an Agreement of Purchase And Sale of Real Property Between Community Health Center Inc., and The City Of Pueblo for the purchase of 1302 East 5th Street Pueblo, Colorado 81001 in the amount of Four Hundred Thirty Eight Thousand Two Hundred Seventy One Dollars and no cents (\$438,271) to be paid from Project No. CI-2113, American Rescue Plan Act, as authorized by Section 603 (a) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35 and authorizing the Mayor to execute the same
- N19 An Ordinance rescinding Resolution 15406, approving and accepting a grant in the amount of \$120,000 from the Colorado Department of Human Services Local Food Purchase Assistance Program on behalf of the Pueblo Food Project, budgeting and appropriating \$120,000 to Project No. CI2328, and ratifying the Mayor's signature of the grant agreement
- N20 An Ordinance approving and accepting a 2022 Colorado Division of Criminal Justice, Office of Adult and Juvenile Assistance, Project Safe Neighborhood Grant in the amount of \$152,714 for the purchase of Shotspotter, authorizing Mayor Gradisar to execute the grant award letter and related documents, establishing project number PS2315, and budgeting and appropriating the grant funds of \$152,714 to said project
- N21 An Ordinance approving and accepting a U.S. Department of Justice 2023 Rural and Small Department Violent Crime Reduction Program Grant, Award Number 15PBJA-23-GG-05332-BSCI, and applicable conditions pertaining thereto, establishing project number PS2317, budgeting and appropriating funds not to exceed \$300,000.00 for the purchase of Shotspotter, authorizing Mayor Gradisar to execute same and ratifying his signature thereto

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 November 27, 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 Latino Chamber of Commerce in the amount of \$1,000 to sponsor the Festival of Trees event on Thursday, December 14, from 5:00 pm – 8:00 pm at the Union Depot

R. ORDINANCES – FINAL PRESENTATION

- R1 An Ordinance approving an agreement for Professional Engineering services in the amount of \$556,897.60 between the City of Pueblo, a Colorado Municipal Corporation, and Brown and Caldwell, Inc., for consulting engineering and project management services with respect to a pilot project to identify issues contributing to groundwater infiltration and inflow to the city's sewer sanitary system and authorizing the mayor to execute the same - *Introduced October 23, 2023 by Councilor Vicente Martinez Ortega*
- R2 An Ordinance accepting a small dollar grant from the Colorado Energy Office in the amount of \$45,000.00, establishing finance account Project No. CI2217 - Charge Ahead Colorado, budgeting and appropriating \$45,000.00 into said project account, and authorizing the Mayor to execute the purchase order on behalf of the City - *Introduced October 23, 2023 by Councilor Vicente Martinez Ortega*
- R3 An Ordinance accepting funds in the amount of \$16,742.00 from H.W. Houston, LLC, a Colorado Limited Liability Company, for costs associated with the repair of W. 20th Street, and budgeting and appropriating said funds to Account CI2309 - Road & Street Repairs - *Introduced October 23, 2023 by Councilor Vicente Martinez Ortega*
- R4 An Ordinance establishing the 2024-2025 Pueblo Urban Transportation Planning Project and budgeting and appropriating funds in the amount of \$932,107 in 2024 for said Project - *Introduced October 23, 2023 by Councilor Vicente Martinez Ortega*
- R5 An Ordinance establishing 2024 Pueblo Rural Transportation Planning Project, TP2401, and budgeting and appropriating funds in the amount of \$7,400 for said Project - *Introduced October 23, 2023 by Councilor Vicente Martinez Ortega*
- R6 An Ordinance approving a Delegation Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the Pueblo Area Council of Governments for 2024 transportation planning services and authorizing the Mayor to execute same - *Introduced October 23, 2023 by Councilor Vicente Martinez Ortega*

S. ADJOURN