



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

**MONDAY, DECEMBER 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

Laurel Holmstrom-Keyes, Pagan Community Minister

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

E1 Proclamation Presentation: "Gateway to the Southwest Day - December 11, 2023" - Bill Zwick, Project Manager

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 Meetings dated November 13, 2023, and November 27, 2023, as distributed.

J1 City Council Minutes November 13, 2023

J2 City Council Minutes November 27, 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 \$605,000.00 to Rockies Environmental and Demolition Services, for Project No. 23-142, Abate and Demolish - 125 E. 7th Street (CDBG), setting forth \$100,000.00 for contingencies, and authorizing the Purchasing Agent to execute same
- M2 A Resolution awarding Contract Amendment No. 1 in the amount of \$129,249.95 to JARCCO Construction, LLC, a Colorado Limited Liability Company, for Project No. 23-068, Concrete Improvements - W. 32nd Street, and authorizing the Purchasing Agent to execute same
- M3 A Resolution awarding a Construction Contract in the amount of \$149,680.00 to FRPHI Hydronics, LLC, for Project No. 23-140, Mechanical Improvements - HR Building HVAC Replacement, setting forth \$75,000.00 for contingencies, and authorizing the Purchasing Agent to execute same
- M4 A Resolution authorizing the transfer of \$6,976.00 from Capital Project CI0913 - Park Area Belmont and \$470.00 from CI0914 - Park Area Eastside into Capital Project CI1803 - Play Equipment Renovation
- M5 A Resolution accepting a conveyance of real property to Pueblo, a Colorado Municipal Corporation, from Global Proposal, LLC for the purpose of constructing a fire station
- M6 A Resolution of the City of Pueblo, a Colorado Municipal Corporation, Acting by and through its Golf Enterprise, Approving Lease/Purchase Financing with BankFunding, LLC, for Equipment from Masek Rocky Mountain Golf Car Company and L.L. Johnson Distributing Company and Authorizing the Execution and Delivery of all Documents required therewith by the Mayor or Director of Purchasing, and Authorizing all other actions necessary for the Consummation of the Transaction Contemplated by this Resolution
- M7 A Resolution of the City of Pueblo, a Colorado Municipal Corporation, acting by and through its Golf Enterprise, approving the acquisition of maintenance equipment and golf carts for Elmwood and Walking Stick Golf Courses and authorizing the City of Pueblo's Purchasing Agent to Execute Purchasing Agreements for same
- M8 A Resolution confirming the appointment by the Mayor of Thea Rodriguez to complete a four-year term expiring June 30, 2025 on the Pueblo Energy Advisory Commission
- M9 A Resolution confirming the reappointment by the Mayor of Marty Garcia to serve a three-year term expiring December 31, 2026 on the Historic Arkansas Riverwalk of Pueblo (HARP) Foundation

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance appropriating \$175,000 from the General Fund Reserve to Project CI2406 - Jan'24 Mayoral Runoff Election for Mayoral runoff election expenses that occur in 2023.
- N2 An Ordinance establishing Fund No. 236 - Plastic Pollution Reduction and budgeting and appropriating all funds received by the City of Pueblo under the Plastic Pollution Reduction Act and all future payments received from the Plastic Pollution Reduction Act in Fund No. 236.
- N3 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

- N4 An Ordinance approving and authorizing the finance department for transfer of funds to be budgeted, appropriated from 3020-53003 in the amount of \$10,000; 3020-56012 in the amount of \$25,000; and 3020-56920 in the amount of \$15,000 to be moved into project CI2331 for the purchase of equipment
- N5 An Ordinance vacating two sections of two public access, sidewalk, and utility easements in lots 1-3, block 3, Pinion Ridge Commercial Subdivision
- N6 An Ordinance vacating the drainage and detention easement in lot 1, block 2, Skyview Subdivision
- N7 An Ordinance amending Section 14-12-8 of the Pueblo Municipal Code relating to retail marijuana excise tax rate and effective January 1, 2024 decreasing said rate of tax to zero for a period of three years
- N8 An Ordinance suspending the payment of the monthly Street Utility Repair Utility Service Charges for twelve consecutive months beginning with each utility customer's January 2024 utility bill
- N9 An Ordinance approving an agreement between the City of Pueblo, a Colorado Municipal Corporation, and Soundthinking, Inc. (formerly ShotSpotter), a California Corporation, to provide services to emergency responders, most specifically Pueblo Police Department, for gunshot detection, crime analysis and data, and resources regarding said detection, and authorizing Mayor Gradisar to execute the same

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 December 26, 2023, and Order the Ordinances to be published BY TITLE.

P. REGULAR AGENDA

Q. RESOLUTIONS

- Q1 A Resolution approving the Pueblo Urban Renewal Authority Vendor Fee budget for the Pueblo Convention Center and the Memorial Hall capital projects and maintenance fund, for the calendar year 2024, commencing January 1, 2024 and ending the last day of December 2024.
- Q2 A Resolution authorizing payment from the Council Contingencies account in the 2023 general fund budget to Temple Emanuel in the amount of \$2,000 to sponsor the building of a wheelchair ramp
- Q3 A Resolution authorizing payment from the Council Contingencies account in the 2023 general fund budget to The Roselawn 1891 Company, DBA: Roselawn Foundation in the amount of \$1,050 to sponsor the "Wreaths Across America" event at Roselawn Cemetery

R. ORDINANCES – FINAL PRESENTATION

- R1 An Ordinance approving an agreement for Professional Services in the amount of \$183,710 between the City of Pueblo, a Colorado Municipal Corporation, and Arcadis U.S. Inc., for consulting, hydrologic evaluation and geotechnical analyses and authorizing the Mayor to execute the same - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*

- R2 An Ordinance approving a joint funding agreement between the City of Pueblo, a Colorado Municipal Corporation and the U.S. geological survey, to continue the collection of hydrologic data along Fountain Creek and the Arkansas River and authorizing the Mayor to execute said agreement. - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R3 An Ordinance approving an agreement for Professional Engineering services in the amount of \$566,050 between the City of Pueblo, a Colorado Municipal Corporation, and Brown and Caldwell, Inc., for consulting engineering and project management services with respect to upgrading the James R. Dilorio Water Reclamation Facility's Rockwell Automation FactoryTalk View Supervisory Control and Data Acquisition (SCADA) system and authorizing the Mayor to execute the same - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R4 An Ordinance approving an Amendment to the Management Agreement for the Pueblo Weisbrod Aircraft Museum between the City of Pueblo, a Colorado Municipal Corporation, and Pueblo Historical Aircraft Society, a Colorado nonprofit corporation, and authorizing the Mayor to execute the same. - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R5 An Ordinance providing for The City of Pueblo departmental authorized personnel positions for the fiscal year 2024 - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R6 An Ordinance amending sections 6-5-16 and 6-5-18 of Chapter 5, of Title VI of The Pueblo Municipal Code relating to the classification and pay plan for fiscal year 2024. - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R7 An Ordinance approving the 2nd Amendment to the Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation ("City"), and the State of Colorado, Acting by and through the Colorado Department of Transportation ("CDOT"), Project MTF M086-088 (24024)/TAP M086-091 (24079) for Prairie Avenue to Minnequa Lake Trail Project and Authorizing the Mayor to execute same - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R8 An Ordinance approving the 1st Amendment to the Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation ("City"), and the State of Colorado, acting by and through the Colorado Department of Transportation ("CDOT"), Project TAP M086-072 (20192) / MTF 086-089 (24054) for the Arkansas River Trail Phase 4 Project and Authorizing the Mayor to Execute Same - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R9 An Ordinance approving and authorizing the Mayor to execute a service agreement between the United Way of Pueblo County, Colorado, Inc., establishing project no PS2308 for the DOT'S program, and budgeting and appropriating grant funds in the amount of \$14,017 for the purposes authorized by the service agreement - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R10 An Ordinance approving the transfer of funds in the amount of \$64,000.00 from the Pueblo Triple Aim Corporation to Project NO. PS2214 for use in the DOT'S program. - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*
- R11 An Ordinance approving and authorizing the Mayor to execute a Second Amendment to the Agreement for Professional Services between the City of Pueblo, a Colorado Municipal Corporation, Tatiana Baily, Ph.D., dba Peak Analytics Consulting, and Center for Technology, Research and Commercialization dba Data-Driven Economic Strategies, a Colorado Non-profit Corporation relating to the Pueblo Monthly Economic Dashboard reports - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*

R12 An Ordinance approving an agreement between Pueblo School District 60, DBA Pueblo City Schools, and the City of Pueblo for the School Resource Officer Program during the period of January 1 through December 31, 2024, and authorizing Mayor Gradisar to execute same - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*

S. QUASI-JUDICIAL PROCEEDINGS

S1 An Ordinance amending zoning restrictions to rezone approximately three acres of land generally located at 1725 West Pueblo Boulevard from B-3, Highway and Arterial Business Zone District and A-4, Agricultural Four Zone District to B-4, Regional Business Zone District - *Introduced November 27, 2023 by Councilor Vicente Martinez Ortega*

T. ADJOURN