REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
#1 CITY HALL PLACE
MONDAY, FEBRUARY 12, 2024 - 7:00 PM

MINUTES

A. CALL TO ORDER

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

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

Council Members Present: Mark Aliff, Dennis Flores, Roger Gomez, Joe Latino, Regina Maestri, Sarah Martinez.

Council Members Present via Zoom: None.

Council Members Absent: None.

Administrative Staff Members Present: Mayor Heather Graham, Chief of Staff Laura Solano, Interim City Attorney Carla Sikes, City Clerk Marisa Stoller.

E. SPECIAL RECOGNITIONS

F. PUBLIC FORUM

- Elvis Martinez - Election, vacancy, unhoused, MJ grow tax, work retreat
- Pastor Paul Montoya - Homeless issues in Pueblo Community
- Augustine Garcia - Nuclear power plant & homeless
- Grace Smith - Gun violence - murder of my sons
- Velma Campbell - Nuclear power not a solution for Pueblo
- Diane Danti - Trash talk

G. COUNCIL MEMBER AND MAYOR COMMENTARY

Chief of Staff Solano reviewed the CAFFE grant and the weekend event that was very successful.

Mayor Graham invited the Council and public to attend the NAACP events this month in celebration of Black History month. Chief of Staff Solano will be retiring at the end of February and Marisa Pacheco, Director of HR, will be the Interim Chief of Staff while the recruitment process for Chief of Staff takes place. The appointment of Chief Noeller as Deputy Mayor is on the agenda tonight.

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, seconded by Councilor Flores, moved to move items M3 and M23 to the regular agenda, to postpone items M22 and R10 to the February 26, 2024 agenda, to move item R9 to the start of the Ordinances - Final Presentation section and to approve the agenda as amended.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

J. READING AND APPROVAL OF MINUTES

J1 CITY COUNCIL MEETING MINUTES 012224

Councilor Martinez, seconded by Councilor Gomez, moved to dispense with the reading and approve the Minutes of the Regular Meeting dated **January 22, 2024** as distributed.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

K. CONSENT AGENDA

L. COMMUNICATIONS

L1 MINUTES OF THE PLANNING AND ZONING COMMISSION REGULAR MEETING FOR 12/13/2023

M. RESOLUTIONS

M1 A RESOLUTION AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF $1,482,745.80 TO TONY J BELTRAMO & SONS, INC., FOR PROJECT NO. 24-002, ASPHALT AND UTILITY IMPROVEMENTS - NORTHERN AVENUE (PRAIRIE TO I-25), SETTING FORTH $345,900.20 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15472.

M2 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF $444,876 WITH EVOQUA WATER TECHNOLOGY, LLC. FOR THE EMERGENCY DISSOLVED AIR FLOATATION THICKENER (DAFT) REPAIR, PROJECT NO. 23A-043 (WWAN04) AT THE JAMES R. DIIORIO WATER RECLAMATION FACILITY AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.

This Resolution was assigned as 15473.

M4 A RESOLUTION AWARDING AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES IN THE AMOUNT OF $179,386.00 TO DIBBLE & ASSOCIATES CONSULTING ENGINEERS, INC., AN ARIZONA CORPORATION, FOR PROJECT NO. 23-076 DESIGN OF LAKE AND ORMAN ROUNDABOUT AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15474.

M5 A RESOLUTION AUTHORIZING PAYMENT OF ONE HUNDRED AND FIFTY THOUSAND DOLLARS ($150,000) FROM PROJECT NO. CI2113 – AMERICAN RESCUE PLAN ACT, FOR THE PURPOSES OF INFORMATION TECHNOLOGY CYBERSECURITY AND NETWORK INFRASTRUCTURE FOR THE REAL-TIME CRIME CENTER, AS AUTHORIZED BY SECTION 603 (A) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35

This Resolution was assigned as 15475.

M6 A RESOLUTION AWARDING AN AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES IN THE AMOUNT OF $129,364.00 TO DIBBLE & ASSOCIATES CONSULTING ENGINEERS, INC., AN ARIZONA CORPORATION, FOR PROJECT NO. 23-052 DESIGN OF INTERSECTION IMPROVEMENTS AT JERRY MURPHY ROAD AND CHINOOK LANE AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15476.

M7 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF $12,671.92 WITH PARKER EXCAVATING, INC. FOR EMERGENCY SANITARY SEWER POINT REPAIR AT 624 E. 4TH ST, PROJECT NO. 20-059 (WWAN03) AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.

This Resolution was assigned as 15477.

M8 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF $9,379.65 WITH PARKER EXCAVATING, INC. FOR EMERGENCY SANITARY SEWER POINT REPAIR AT 2105 RIDGEWOOD LN, PROJECT NO. 20-059 (WWAN03) AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.

This Resolution was assigned as 15478.

M9 A RESOLUTION AWARDING AMENDMENT NO. 1 TO A CONSTRUCTION CONTRACT IN THE AMOUNT OF $8,201.60 TO IMPACT INDUSTRIAL SERVICES, LLC., A COLORADO LIMITED LIABILITY COMPANY FOR PROJECT NO. 23-109, ABATE AND DEMOLISH - 718 WEST 4TH STREET (CDBG), AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15479.

M10 A RESOLUTION APPROVING ACCEPTANCE OF $8,203.50 FOR THE REIMBURSEMENT OF EXPENSES FROM HEALTH SOLUTIONS OF PUEBLO, A NON-PROFIT ORGANIZATION, RELATING TO THE DELIVERY OF

SERVICES VIA THE SOLUTIONS OUTREACH SERVICES TEAM (SOS TEAM), AND DEPOSITING THESE FUNDS INTO THE GENERAL FUND

This Resolution was assigned as 15480.

M11 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF $7,488.22 WITH PARKER EXCAVATING, INC. FOR EMERGENCY SANITARY SEWER POINT REPAIR AT 2517 WINNIPEG ST, PROJECT NO. 20-059 (WWAN03) AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.

This Resolution was assigned as 15481.

M12 A RESOLUTION TRANSFERRING $6,000.00 FROM PROJECT NO. CD1911 INTO PROJECT NO. CD2111 FOR THE DEMOLITION OF THE ALBANY BUILDING, BID NO. 23-142.

This Resolution was assigned as 15482.

M13 A RESOLUTION APPROVING AN EASEMENT AGREEMENT FOR BECKWOOD PARK BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND BLACK HILLS ENERGY FOR THE INSTALLATION OF AN UNDERGROUND DISTRIBUTION LINE

This Resolution was assigned as 15483.

M14 A RESOLUTION PRELIMINARILY DETERMINING THAT THE PETITION FOR THE ANNEXATION OF THE 8.018-ACRE AREA COMMONLY KNOWN AS THE FIRST ADDITION TO VILLA BELLA ANNEXATION, IS VALID UNDER THE PROVISIONS OF COLORADO REVISED STATUTES SECTIONS 31-12-104(1)(A) AND 31-12-107(1), TABLING FINAL ACTION ON 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

This Resolution was assigned as 15484.

M15 A RESOLUTION PRELIMINARILY DETERMINING THAT THE PETITION FOR THE ANNEXATION OF THE 10.094-ACRE AREA COMMONLY KNOWN AS THE SECOND ADDITION TO VILLA BELLA ANNEXATION, IS VALID UNDER THE PROVISIONS OF COLORADO REVISED STATUTES SECTIONS 31-12-104(1)(A) AND 31-12-107(1), TABLING FINAL ACTION ON 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

This Resolution was assigned as 15485.

M16 A RESOLUTION PRELIMINARILY DETERMINING THAT THE PETITION FOR THE ANNEXATION OF THE 79.637-ACRE AREA COMMONLY KNOWN AS THE THIRD ADDITION TO VILLA BELLA ANNEXATION, IS VALID UNDER THE PROVISIONS OF COLORADO REVISED STATUTES SECTIONS 31-12-104(1)(A) AND 31-12-107(1), TABLING FINAL ACTION ON 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

This Resolution was assigned as **15486**.

M17 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-23-48) TO FUEL & IRON MASTER TENANT, LLC, FOR THE PURPOSE OF INSTALLING A PLANTER TO ENHANCE THE STREETSCAPE ON THE SIDEWALK ADJACENT TO B STREET AND THE FUEL & IRON PARKING LOT

This Resolution was assigned as **15487**.

M18 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-24-1) TO POSADA FOR THE PURPOSE OF CONSTRUCTING A SIX-FOOT-HIGH WROUGHT IRON FENCE ALONG THE EXISTING SIDEWALK WITHIN THE PUBLIC RIGHT-OF-WAY ON THE EAST SIDE OF LAKE AVENUE AND ON THE SOUTH SIDE OF INDIANA AVENUE ADJACENT TO THE PROPERTY AT 2024 LAKE AVE

This Resolution was assigned as **15488**.

M19 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF DYLAN GOODMAN AND MIKE WAKEFIELD TO COMPLETE A FOUR-YEAR TERM EXPIRING JUNE 30, 2027 ON THE PUEBLO ENERGY ADVISORY COMMISSION

This Resolution was assigned as **15489**.

M20 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF DAVID ROSCOVER TO COMPLETE A THREE-YEAR TERM EXPIRING NOVEMBER 1, 2026 ON THE PUEBLO STREETSCAPE ADVISORY COMMITTEE

This Resolution was assigned as **15490**.

M21 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF STEVE NAWROCKI, GARRISON ORTIZ, AND JIM VALENZUELA TO THE PUEBLO URBAN RENEWAL AUTHORITY BOARD

This Resolution was assigned as **15491**.

M22 A RESOLUTION CONFIRMING THE APPOINTMENT OF COUNCIL MEMBERS TO VARIOUS BOARDS AND COMMISSIONS FOR THE YEAR 2024

This item was moved to the February 26th, 2024 agenda.

M24 A RESOLUTION CONFIRMING THE APPOINTMENT OF STEVEN 'CHRIS' NOELLER TO THE POSITION OF DEPUTY MAYOR

This Resolution was assigned as **15492**.

M25 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF RUSSELL GIFFING TO THE PUEBLO REGIONAL BUILDING – PLUMBING BOARD OF APPEALS AS JOURNEYMAN

This Resolution was assigned as **15493**.

M26 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF ROBERT BARR TO THE FOUNTAIN CREEK WATERSHED FLOOD CONTROL AND GREENWAY DISTRICT BOARD

This Resolution was assigned as **15494**.

M27 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF ALVA CLAUSSEN TO THE COMMUNITY SERVICES ADVISORY COMMITTEE (CSAC)

This Resolution was assigned as **15495**.

M28 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF BRANDON MARTIN, ANDREA NAGLICH, SOL SANDOVAL TAFOYA, AND CALLICO VARGAS TO THE PUEBLO HUMAN RELATIONS COMMISSION AND RATIFYING THE REAPPOINTMENT OF RIYA SINGH TO THE PUEBLO HUMAN RELATIONS COMMISSION - YOUTH POSITION

This Resolution was assigned as **15496**.

M29 A RESOLUTION APPROVING AN AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND BROWN AND CALDWELL, INC., TO PROVIDE ENGINEERING SERVICES FOR THE PUEBLO WASTEWATER DEPARTMENT AND AUTHORIZING THE MAYOR TO EXECUTE SAME.

This Resolution was assigned as **15497**.

N. ORDINANCES – FIRST PRESENTATION

N1 AN ORDINANCE APPROVING A DEPOSIT AGREEMENT BETWEEN JORDAN ENGINEERING, LLC., A NEW MEXICO 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 AND AUTHORIZING EXECUTION THEREOF BY THE MAYOR

N2 AN ORDINANCE ESTABLISHING PROJECT NO. CI2423 - ENERGY PERFORMANCE CONTRACT AUDIT, BUDGETING AND APPROPRIATING $125,000.00 FROM THE UNAPPROPRIATED FUND BALANCE OF THE GENERAL FUND FOR SAID PROJECT, AND APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE STATE OF COLORADO BY AND THROUGH THE COLORADO ENERGY OFFICE AND THE CITY OF PUEBLO, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

N3 AN ORDINANCE ACCEPTING FUNDS IN THE AMOUNT OF $65,000.00 FROM GOODWIN KNIGHT, LLC SATISFYING DEVELOPER'S OBLIGATION WITH RESPECT TO INSTALLATION OF TRAFFIC CONTROL IMPROVEMENTS AT THE INTERSECTION OF PARKER BOULEVARD AND SPAULDING AVENUE, A CONDITION OF THE "EAST OF PUEBLO BOULEVARD AND SOUTH OF TUXEDO BOULEVARD" ANNEXATION AGREEMENT DATED MAY 25, 2001 AND APPROVED UNDER ORDINANCE NO. 6688; ESTABLISHING PROJECT NO. CI2425 - TRAFFIC CONTROL IMPROVEMENTS AT PARKER AND SPAULDING; AND BUDGETING AND APPROPRIATING $65,000.00 INTO SAID ACCOUNT

N4 AN ORDINANCE APPROVING A TRAIL LICENSE AGREEMENT AND A LICENSE TO CROSS BETWEEN THE STATE OF COLORADO BY AND THROUGH THE COLORADO DEPARTMENT OF TRANSPORTATION AND THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, RELATED TO THE OPERATION AND MAINTENANCE OF TRAIL IMPROVEMENTS TO BE INSTALLED AS PART OF CDOT'S PROJECT TO RECONSTRUCT THE I-25/US-50B INTERCHANGE, AND AUTHORIZING EXECUTION THEREOF BY THE MAYOR

N5 AN ORDINANCE APPROVING A COOPERATION AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND THE COUNTY OF PUEBLO RELATING TO THE ADMINISTRATION OF TENANT BASED RENTAL ASSISTANCE IN ACCORDANCE WITH THE FEDERAL HOME INVESTMENT PARTNERSHIPS PROGRAM REQUIREMENTS AND AUTHORIZING THE MAYOR TO EXECUTE SAME

N6 AN ORDINANCE ESTABLISHING PROJECT NO. HO2470, TENANT BASED RENTAL ASSISTANCE PROJECT, TRANSFERRING $75,000.00 FROM PROJECT NO. HO2150, $25,000.00 FROM PROJECT NO. HO2260, $66,978.83 FROM PROJECT NO. HO2130, AND ACCEPTING $22,326.17 FROM THE COUNTY OF PUEBLO, BUDGETING AND APPROPRIATING FUNDS IN THE AMOUNT OF $189,305.00, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

N7 AN ORDINANCE APPROVING AN AGREEMENT TO PROVIDE TENANT BASED RENTAL ASSISTANCE IN THE AMOUNT OF $189,305.00 BETWEEN POSADA INC., A COLORADO NON-PROFIT CORPORATION, AND THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

N8 AN ORDINANCE APPROVING A SUB-AGREEMENT FOR PROFESSIONAL ENGINEERING SERVICES BETWEEN DIBBLE AND ASSOCIATES CONSULTING ENGINEERS, INC., AND THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, TO PREPARE AN ENVIRONMENTAL AND CULTURAL DOCUMENTED CATEGORICAL EXCLUSION (CATEX) FOR THE TAXILANE REHABILITATION AND NEW HANGAR PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE SAME

N9 AN ORDINANCE APPROVING AND ACCEPTING A COLORADO DIVISION OF CRIMINAL JUSTICE 2023 SMART GRANT (STATE'S MISSION FOR ASSISTANCE IN RECRUITING AND TRAINING GRANT PROGRAM) IS A FUNDING OPPORTUNITY OFFERED THROUGH THE OFFICE OF ADULT AND JUVENILE ASSISTANCE (OAJJA) FOR FISCAL YEARS 2024 AND 2025,

AWARD NO. 2023-LE-24-12, AND APPLICABLE CONDITIONS PERTAINING THERETO, ESTABLISHING PROJECT NUMBER PS2316, BUDGETING AND APPROPRIATING FUNDS NOT TO EXCEED $791,811.00, AUTHORIZING MAYOR TO EXECUTE SAME AND RELATED CERTIFICATIONS, ASSURANCES, AND OTHER DOCUMENTS AND RATIFYING HER SIGNATURE THERETO

N10 AN ORDINANCE APPROVING AND ACCEPTING A COLORADO DEPARTMENT OF LAW DIVISION OF COMMUNITY ENGAGEMENT GRANT TO SUPPORT THE FINANCIAL EMPOWERMENT CENTER FOR RESIDENTS OF THE CITY OF PUEBLO, ESTABLISHING PROJECT NUMBER CI2424, BUDGETING AND APPROPRIATING FUNDS NOT TO EXCEED $502,500.00, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

N11 AN ORDINANCE BUDGETING AND APPROPRIATING $71,500 FROM THE UNAPPROPRIATED FUND BALANCE FROM THE GENERAL FUND AND AUTHORIZING THE EXPENDITURE OF THE SAME TO THE MARIPOSA CENTER FOR SAFETY FOR OPERATIONAL COST THROUGH JUNE 2024

N12 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 REGARDING UNPAID INTERNSHIPS, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

O. APPROVAL OF CONSENT AGENDA

Councilor Flores, seconded by Councilor Maestri, moved 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 February 26, 2024, and Order the Ordinances to be published BY TITLE.

Roll Call – **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

P. REGULAR AGENDA

M3 A RESOLUTION AUTHORIZING PAYMENT OF ONE HUNDRED EIGHTY THOUSAND DOLLARS ($180,000) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR THE PURPOSES OF PURCHASING THE PROPERTY KNOWN AS 2701 EAST 12TH STREET, PUEBLO, CO, PERFORMING CERTAIN PROPERTY BOUNDARY CHANGES, PERFORMING CERTAIN IMPROVEMENTS, AND AUTHORIZING THE MAYOR TO EXECUTE ANY REQUIRED DOCUMENTS, AS AUTHORIZED BY SECTION 603 (A) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35

This item was removed from the consent agenda.

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

Councilor Flores, seconded by Councilor Martinez, moved to approve the Resolution.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Resolution was assigned as **15498**.

M23 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF REAH SANTANGELO, DARENA HERSCHLER, ROSELLA PARRA, STEPHANY COSTANZE, AARON LUCERO, ANDREA NAGLICH, BRET STEWART, SELENA GOMEZ-RUIZ, AND YANERA MCCULLEY TO THE YOUR IDEA YOUR NEIGHBORHOOD REVIEW COMMITTEE EXPIRING DECEMBER 31, 2024.

This item was removed from the Consent Agenda.

A staff report and detailed review of the Resolution was given by Haley Robinson, Director of Public Affairs.

Councilor Martinez, seconded by Councilor Flores, moved to approve the Resolution.

Councilor Maestri, seconded by Councilor Gomez, moved to amend the Resolution by making Council the review committee for the Your Idea, Your Neighborhood program.

Roll Call - **Ayes:** President Aliff, Councilor Gomez, Councilor Latino, Councilor Maestri. **Nays:** Councilor Flores and Councilor Martinez. Motion 4-2.

This Resolution was assigned as **15499**.

Q. RESOLUTIONS

Q1 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2024 GENERAL FUND BUDGET TO PUEBLO FRIENDS OF THE ARKANSAS RIVER IN THE AMOUNT OF $250 TO SPONSOR THE TROUT ON THE ROUTT FUNDRAISER

A staff report and detailed review of the Resolution was given by Chief of Staff Laura Solano.

Councilor Maestri, seconded by Councilor Gomez, moved to approve the Resolution.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Resolution was assigned as **15500**.

Q2 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2024 GENERAL FUND BUDGET TO PUEBLO FIREFIGHTER HISTORICAL SOCIETY IN THE AMOUNT OF $1,500 TO SPONSOR A TABLE AT THE FIREFIGHTERS BALL & AWARDS DINNER ON SATURDAY, MARCH 2, 2024, AT 5 PM AT THE PUEBLO CONVENTION CENTER

A staff report and detailed review of the Resolution was given by Chief of Staff Laura Solano.

Councilor Gomez, seconded by Councilor Maestri, moved to approve the Resolution.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Resolution was assigned as **15501**.

R. ORDINANCES – FINAL PRESENTATION

R9 AN ORDINANCE FOR SAFE USE OF PUBLIC PROPERTY TO LIMIT PUBLIC CAMPING AND PROHIBIT TEMPORARY STRUCTURES ON PUBLIC PROPERTY WITHIN THE CITY OF PUEBLO, COLORADO

A staff report and detailed review of the Ordinance was given by Carla Sikes, Interim City Attorney.

PUBLIC HEARING:

- Augustine Garcia appeared in person to speak in favor of this ordinance
- Elena Garcia appeared in person to speak in favor of this ordinance
- Brett Averna appeared in person to speak in favor of this ordinance
- Elvis Martinez appeared in person to speak against this ordinance
- Dr. Johnathan Abenheizer appeared in person to speak against this ordinance
- Jenny Paulson appeared in person to speak against this ordinance
- Jimmy Duffner appeared in person to speak against this ordinance
- Crystal Archeletta appeared in person to speak against this ordinance
- Sam Chambers appeared in person to speak against this ordinance
- Michael Gonzales appeared in person to speak against this ordinance
- Thomas Elliot appeared in person to speak against this ordinance
- Nikki appeared in person to speak against this ordinance
- Velma Campbell appeared in person to speak against this ordinance
- Alison Ray appeared in person to speak against this ordinance
- Riley Toronto appeared in person to speak against this ordinance
- Dr. Alexandra Kellog appeared in person to speak against this ordinance
- Jordan Meekum appeared in person to speak against this ordinance
- Cora Cole appeared in person to speak against this ordinance
- Jaime Valdez appeared in person to speak against this ordinance
- Kennedy Pew appeared in person to speak against this ordinance
- Jason Ford appeared in person to speak against this ordinance
- Rev Gary Weaver appeared in person to speak against this ordinance

Seeing no one else wished to speak, President Aliff declared the Hearing closed.

Councilor Maestri, seconded by Councilor Gomez, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Gomez, Councilor Latino, Councilor Maestri. **Nays:** Councilor Flores, Councilor Martinez. Motion Passed 4-2.

This Ordinance was assigned as **10645.**

R1 AN ORDINANCE APPROVING AND ACCEPTING AN ARPA/SLRF AND STATE MULTI MODAL OPTION PROGRAM FUNDS GRANT (PUEBLO VANPOOL), AWARD NO. 24-HTD-ZL-00125 / 491003385, AND APPLICABLE CONDITIONS PERTAINING THERETO, BETWEEN THE CITY OF PUEBLO AND THE COLORADO DEPARTMENT OF TRANSPORTATION, ESTABLISHING PROJECT NO. PT2402, BUDGETING AND APPROPRIATING FUNDS OF $400,000.00, AND RATIFYING THE MAYOR'S SIGNATURE ON SAME

A staff report and detailed review of the Ordinance was given by Ben Valdez, Director of Transit.

PUBLIC HEARING:

Seeing no one wished to speak, President Aliff declared the Hearing closed.

Councilor Maestri, seconded by Councilor Martinez, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10646.**

R2 AN ORDINANCE APPROVING AND ACCEPTING A UNITED STATES DEPARTMENT OF TRANSPORTATION, FEDERAL TRANSIT ADMINISTRATION GRANT (AREAS OF PERSISTENCE POVERTY), AWARD NO. FTA G-30, AND APPLICABLE CONDITIONS PERTAINING THERETO, BETWEEN THE CITY OF PUEBLO AND THE UNITED STATES DEPARTMENT OF TRANSPORTATION, ESTABLISHING PROJECT NO. PT2401, BUDGETING AND APPROPRIATING FUNDS OF $180,000.00, WITH A LOCAL MATCH OF $20,000.00 AND RATIFYING THE MAYOR'S SIGNATURE ON SAME

A staff report and detailed review of the Ordinance was given by Ben Valdez, Director of Transit.

PUBLIC HEARING:

Seeing no one wished to speak, President Aliff declared the Hearing closed.

Councilor Martinez, seconded by Councilor Gomez, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10647.**

R3 AN ORDINANCE APPROVING AND ACCEPTING A COLORADO DEPARTMENT OF TRANSPORTATION 2024-CTE: PUEBLO TRANSIT FLEET TRANSITION PLANNING GRANT AWARD-021647, AND APPLICABLE CONDITIONS PERTAINING THERETO, BETWEEN THE CITY OF PUEBLO AND THE COLORADO DEPARTMENT OF TRANSPORTATION, ESTABLISHING PROJECT NO. PT2403, BUDGETING AND APPROPRIATING $99,000.00 WITH A LOCAL MATCH OF $11,000.00, AND RATIFYING THE MAYOR'S SIGNATURE ON SAME

A staff report and detailed review of the Ordinance was given by Ben Valdez, Director of Transit.

PUBLIC HEARING:

Seeing no one wished to speak, President Aliff declared the Hearing closed.

Councilor Maestri, seconded by Councilor Flores, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10648.**

R4 AN ORDINANCE APPROVING A LEASE AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND THE STATE OF COLORADO, DEPARTMENT OF HUMAN SERVICES FOR THE PREMISES KNOWN AS THE LANGONI SPORTS COMPLEX

A staff report and detailed review of the Ordinance was given by Steven Meier.

PUBLIC HEARING:

Seeing no one wished to speak, President Aliff declared the Hearing closed.

Councilor Maestri, seconded by Councilor Flores, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10649.**

R5 AN ORDINANCE AUTHORIZING AMENDMENT NO. 19 TO THE AGREEMENT FOR COMMUNITY SERVICES PLANNING, ADMINISTRATION, AND ACCOUNTABILITY SERVICES BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF PUEBLO

A staff report and detailed review of the Ordinance was given by Scott Hobson, Interim Director of Planning & Community Development.

PUBLIC HEARING:

Seeing no one wished to speak, President Aliff declared the Hearing closed.

Councilor Gomez, seconded by Councilor Maestri, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10650.**

R6 AN ORDINANCE TO APPROVE THE GRANT AGREEMENT BETWEEN THE

CITY OF PUEBLO AND HEALTH COLORADO, INC. FOR COMMUNITY OUTREACH TO CONNECT COMMUNITY MEMBERS TO COMMUNITY RESOURCES AND ACCEPTANCE OF $80,000 FOR PROGRAM PROJECT PS2402 AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

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

PUBLIC HEARING:

Seeing no one wished to speak, President Aliff declared the Hearing closed.

Councilor Flores, seconded by None, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10651.**

R7 AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT (IGA) BETWEEN COLORADO STATE PATROL AND THE CITY OF PUEBLO RELATING TO THE USE OF THE PUEBLO FIRE DEPARTMENT TRAINING FACILITIES AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

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

PUBLIC HEARING:

Seeing no one wished to speak, President Aliff declared the Hearing closed.

Councilor Gomez, seconded by Councilor Maestri, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 6-0.

This Ordinance was assigned as **10652.**

R8 AN ORDINANCE APPROVING A SUBRECIPIENT AGREEMENT AUTHORIZING PAYMENT IN AN AMOUNT OF UP TO $200,000 FROM PROJECT CI2113 - AMERICAN RESCUE PLAN ACT TO ROCKY MOUNTAIN S.E.R./JOBS FOR PROGRESS, INC., FOR EQUIPMENT AND RELATED INFRASTRUCTURE IMPROVEMENTS FOR ITS EMPOWERMENT CENTER AS AUTHORIZED BY SECTION 603(C)(1)(A) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 C.F.R. § 35.6 (B) (3) (II) (A) (5) AND AUTHORIZING THE MAYOR TO EXECUTE SAME

A staff report and detailed review of the Ordinance was given by Carla Sikes, Interim City Attorney.

PUBLIC HEARING:

- Brandi Adaki appeared in person to speak in favor of this ordinance
- Cindy Bernal appeared in person to speak in favor of this ordinance
- Shelly Ryan appeared in person to speak in favor of this ordinance
- Alison Ray appeared in person to speak in favor of this ordinance

- Kennedy Pew appeared in person to speak in favor of this ordinance
- Maggie Nelson appeared in person to speak in favor of this ordinance
- Tremo Richardson appeared in person to speak in favor of this ordinance
- Augustine Garcia appeared in person to speak in favor of this ordinance
- Monica Martinez appeared in person to speak in favor of this ordinance
- Mark Martinez appeared in person to speak in favor of this ordinance
- James Larson appeared in person to speak in favor of this ordinance

Seeing no one else wished to speak, President Aliff declared the Hearing closed.

Councilor Flores, seconded by Councilor Maestri, moved to approve the Ordinance on final presentation.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Latino, Councilor Martinez. **Nays:** Councilor Gomez, Councilor Maestri. Motion Passed 4-2.

This Ordinance was assigned as **10653.**

R10 AN ORDINANCE AMENDING CHAPTER 10 OF TITLE XI AND CHAPTER 1 OF TITLE XV OF THE PUEBLO MUNICIPAL CODE REGULATING COMMERCIAL VEHICLE OPERATIONS WITHIN THE CITY

This item was moved to the February 26th, 2024 agenda.

S. COUNCIL MEMBER CONFLICT OF INTEREST

S1 A RESOLUTION AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF $25,707.00 TO COLORADO FRONT RANGE ROOFING, FOR PROJECT NO. 23-162, REPLACE ROOF MEMBRANE ON POPE BLOCK BUILDING GENERATOR ROOM, SETTING FORTH $4,293.00 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

Councilor Maestri recused herself for a conflict of interest.

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

- Elvis Martinez appeared in person to speak against this ordinance

Councilor Martinez, seconded by Councilor Gomez, moved to approve the Resolution.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Martinez. **Nays:** None. Motion Passed 5-0.

This Resolution was assigned as **15502**.

T. ADJOURN

President Aliff adjourned the meeting at 10:59 p.m.

Respectfully submitted,

Marisa Stoller
City Clerk