



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

**MONDAY, FEBRUARY 26, 2024
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 Mark Aliff
- B. INVOCATION** Pastor Micah Aragon, Pueblo Christian Center
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL**
- E. OATH OF OFFICE**
- F. SPECIAL RECOGNITIONS**

F1 Proclamation Presentation: "American Red Cross Month - March 2024" - Phil Martinez, Executive Director American Red Cross of Colorado Springs & Southeastern Colorado

- G. PUBLIC FORUM**
- H. COUNCIL MEMBER AND MAYOR COMMENTARY**
- I. REVIEW AND 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 February 12, 2024, as distributed.

J1 City Council Minutes February 12, 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

L1 Minutes of the Planning and Zoning Commission Regular Meeting for 01/10/2024

M. RESOLUTIONS

- M1 A Resolution awarding a construction contract in the amount of \$374,339.54 to AA Construction Co., for Project No. 24-001, Concrete Improvements - Elizabeth Street Phase 1 (City Center to 16th Street), setting forth \$75,000 for contingencies, and authorizing the Purchasing Agent to execute same
- M2 A Resolution awarding a construction contract in the amount of \$14,360 to Mesa Fab Shop, Inc., for Project No. 24-024, Replace Fencing for Generator at Pope Block Building, setting forth \$5,640 for contingencies, and authorizing the Purchasing Agent to execute same
- M3 A Resolution approving and accepting the Canvass and Abstract of Votes cast at the Mayoral Runoff Special Municipal Election held on January 23, 2024
- M4 A Resolution authorizing payment of five hundred thousand dollars (\$500,000) from Project No. CI2113 - American Rescue Plan Act, for the purposes of making certain improvements on the City Park Tennis Complex as authorized by Section 603 (a) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35
- M5 A Resolution authorizing the extension of the conditional waivers of fees relating to wastewater utility tap and plant investment fees and granting waivers for other development fees pertaining to the Pueblo Springs apartment Complex location on the southwest corner of North Pueblo Boulevard and West 31st street in the City of Pueblo
- M6 A Resolution awarding a construction contract in the amount of \$673,046.55 to Tony J Beltramo & Sons, Inc., for Project No. 24-006, Asphalt Improvements - City Compound Areas, setting forth \$100,953.45 for contingencies, and authorizing the Purchasing Agent to execute same
- M7 A Resolution awarding a construction contract in the amount of \$62,869.41 to AA Construction Co., for Project No. 24-007, Concrete Improvements - Victoria Street & B Street, setting forth \$14,130.59 for contingencies, and authorizing the Purchasing Agent to execute same
- M8 A Resolution approving and accepting a Colorado Department of Law Peace Officer Standards and Training (POST) Grant, January 30, 2024 through June 30, 2024, establishing project #PS2404, transferring funds not to exceed the amount of \$5,600.00 from projects-to-be-determined in the Public Safety Grants fund
- M9 A Resolution tabling final action on the petition for the annexation of the area commonly known as the Wagner Equipment Co. annexation described as 4.51-acres, lots 4 and 5, Bico Industrial Park Subdivision for an additional period of not more than 180 days
- M10 A Resolution authorizing the City of Pueblo to refund sanitary sewer fees of \$699.20 to Saul Mendoza Cobos
- M11 A Resolution ratifying an emergency construction contract in the amount of \$9,985.61 with Parker Excavating, Inc. for emergency sanitary sewer point repair at 900 W. Northern Ave, Project No. 20-059 (WWAN03) and approving the Purchasing Agent's execution of same
- M12 A Resolution ratifying an emergency construction contract in the amount of \$14,405.91 with Parker Excavating, Inc. for emergency sanitary sewer point repair at 28 Drake St, Project No. 20-059 (WWAN03) and approving the Purchasing Agent's execution of the same
- M13 A Resolution ratifying an emergency construction contract in the amount of \$7,217.50 with Parker Excavating, Inc. for emergency sanitary sewer point repair at 1236 Pine St, Project

No. 20-059 (WWAN03) and approving the Purchasing Agent's execution of the same

M14 A Resolution ratifying an emergency construction contract in the amount of \$4,374.92 with Parker Excavating, Inc. for emergency sanitary sewer point repair at the Wastewater Treatment Plant drying bed drain line, Project No. 20-059 (WWAN03) and approving the purchasing agent's execution of the same

M15 A Resolution awarding a construction contract in the amount of \$444,175.00 to Miller Pipeline, LLC, and setting forth \$88,835 for contingencies, for Project No. 24-009 (WWAN05) 2024 Manhole and Inspection Pipe Rehabilitation Project and authorizing the Purchasing Agent to execute the same

M16 A Resolution ratifying an emergency construction contract in the amount of \$17,559.31 with Parker Excavating, Inc. for emergency sanitary sewer point repair at 58 Glenroyal Dr, Project No. 20-059 (WWAN03) and approving the purchasing agent's execution of the same

M17 A Resolution awarding an agreement for Professional Engineering Services in the amount of \$142,250.00 to Olsson, Inc., a registered Nebraska Corporation authorized to do business in Colorado, for Project No. 23-146 Design for Intersection of Prairie and St. Clair and authorizing the Purchasing Agent to execute same

M18 A Resolution confirming the appointment by the Mayor of Michael Briscoe and Shaundawna Ferguson to complete a four-year term expiring June 30, 2025 on the Pueblo Energy Advisory Commission

M19 A Resolution confirming the appointment of Council Members to various boards and commissions for the year 2024

N. ORDINANCES – FIRST PRESENTATION

N1 An Ordinance establishing Project ED2401, the Fire Suppression 2nd FI Server Room, transferring \$11,924 from 41300000-56901, Projects to be Determined to ED2401, budgeting and appropriating funds in the amount of \$11,924, and authorizing the Mayor to execute same

N2 An Ordinance approving an agreement between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado, by and through the Colorado State Fair Authority, related to the use of State facilities in support of a City-Wide Cleanup Event and authorizing the Mayor to execute said agreement

N3 An Ordinance repealing Section 14-12-8(c) of the Pueblo Municipal Code relating to the retail marijuana excise tax rate and amending Section 14-12-2(a) of the Pueblo Municipal Code to modify the excise tax rate to five percent

N4 An Ordinance extending the term of the current Collective Bargaining Agreement between The City of Pueblo and Pueblo Association of Government Employees for a one-year period commencing January 1, 2025, through December 31, 2025

N5 An Ordinance amending Chapter 8 of Title VI and Chapter 13 of Title VI allowing the Mayor to temporarily modify requirements relating to the filling of personnel vacancies

N6 An Ordinance budgeting and appropriating \$50,000 from the unappropriated General Fund balance to be paid to the Southern Colorado Small Business Development Center

N7 An Ordinance establishing Fund No. 456 - Fire Stations and budgeting and appropriating the proceeds received from the issuance of the Series 2023 Certificates of Participation and all future funds received into Fund No. 456.

- N8 An Ordinance making certain legislative findings and approving The Bluffs Phase 1 Urban Renewal Plan
- N9 An Ordinance making certain legislative findings and approving the North Elizabeth Hotel Urban Renewal Plan

O. APPROVAL OF CONSENT AGENDA

I move to receive and file the minutes of the Planning and Zoning Commission, approve all the Resolutions Set Forth in the Consent Agenda; Pass the Ordinances of the Consent Agenda; Setting the Public Hearings for March 11, 2024, 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 2024 general fund budget to the Pueblo Child Advocacy Center in the amount of \$1,200 to sponsor a table at the Blue Sneaker Ball on Friday, April 26, 2024 at 6 pm in the Pueblo Convention Center

R. ORDINANCES – FINAL PRESENTATION

- R1 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R2 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R3 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R4 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R5 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R6 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*

- R7 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R8 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R9 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R10 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R11 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R12 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*
- R13 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 - *Introduced February 12, 2024 by Councilor Dennis Flores*

S. ADJOURN