



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

**MONDAY, MARCH 11, 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 Ken Wood, The Avenue Church

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

E1 Certificate of Recognition: "United States Senate Youth Program" - Riya Singh

E2 Proclamation Presentation: "Cerebral Palsy Awareness Day - March 25, 2024" - Mathew Stanwood

E3 Proclamation Presentation: "Pueblo Flag Day - March 22, 2024" - Sarah Mize, Operations Coordinator, CSU Pueblo Foundation & President, 2023 Leadership Pueblo Class

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 and Special Meetings dated February 20, February 22, and February 26, 2024, as distributed.

J1 City Council Special Meeting Minutes February 20, 2024

J2 City Council Special Meeting Minutes February 22, 2024

J3 City Council Meeting Minutes February 26, 2024

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 \$472,991.41 to Pyramid Construction Inc. for Project No. 24-050, PUB East GA Apron Asphalt Rehab, setting forth \$64,436.45 for contingencies, and authorizing the Purchasing Agent to execute same
- M2 A Resolution awarding a construction contract in the amount of \$382,320.50 to Doug Vaughn, LLC for Project No. 24-004, Concrete Improvements - Elizabeth Street Phase 2 (Hwy 50 to 17th Street), setting forth \$67,679.50 for contingencies, and authorizing the Purchasing Agent to execute same
- M3 A Resolution awarding a construction contract in the amount of \$373,877 to A5 Construction for Project No. 24-003, Concrete Improvements - Cheyenne Avenue (19th St to 29th St), setting forth \$75,123 for contingencies, and authorizing the Purchasing Agent to execute same
- M4 A Resolution transferring funds in the amount of \$206,540.70 from CI2415, Street Rehabilitation to CI2309, Road & Street Repairs, awarding Contract Amendment No. 2 in the amount of \$299,633.01 to A-1 Chipseal Co., for Project No. 23-056, Asphalt Improvements - Regency Crest, and authorizing the Purchasing Agent to execute same
- M5 A Resolution ratifying an emergency construction contract in the amount of \$220,239.14 with Parker Excavating, Inc. for emergency sanitary sewer point repair at 2050 Lake Ave, Project No. 20-059 (WWAN03) and approving the Purchasing Agent's execution of the same
- M6 A Resolution awarding an agreement for Professional Engineering Services in the amount of \$50,691.14 to Dibble & Associates Consulting Engineers, Inc., an Arizona Corporation, for East GA Apron Management under Project 22-054 Pueblo Memorial Airport Engineer of Record and authorizing the Purchasing Agent to execute same
- M7 A Resolution awarding Contract Amendment No. 1 in the amount of \$3,404.80 to Russ Grading & Excavating, LLC, for Project No. 23-128, Concrete Improvements - Denver Boulevard and West 31st Street, and authorizing the Purchasing Agent to execute same
- M8 A Resolution authorizing the issuance of a revocable permit (REV-23-43) to the Food Truck Union, LLC., to use the public parking on the east side of Court Street (between W. 15th Street and W. 19th Street), and public parking on the north side of W. 15th Street (between N. Santa Fe Avenue and Court Street) for a recurring Food Truck event to be held on Fridays between April 4, 2024, and November 2, 2024
- M9 A Resolution authorizing the issuance of a revocable permit (Rev-24-4) to The P.L.A.C.E. (Pueblo's Legacy and Community Experience) Project for the use of the public right-of-way along 200 East Orman Avenue between Michigan Street and Broadway Avenue for the purpose of facilitating a community block party event
- M10 A Resolution authorizing the issuance of a revocable permit (REV-23-42) to the Food Truck Union, LLC., for the use of the public right-of-way along Goodnight Avenue in City Park between Lake Joy Drive and S. Parkside Lane for the closure of the permitted area to vehicular traffic on Sundays between 04/04/2024 through 09/01/2024 during the hours of

8:00 a.m. until Sunset when Park rides are not operating or until 9:00 p.m. when Park rides are operating

- M11 A Resolution establishing an approved list of contractors to perform emergency sanitary sewer point repairs during calendar years 2024, 2025, and 2026 and authorizing the Purchasing Agent to execute the same
- M12 A Resolution confirming the appointment by the Mayor of Shaundawna Ferguson to complete a three-year term expiring September 30, 2026 on the Pueblo Streetscape Advisory Committee
- M13 A Resolution ratifying PACOG's joint appointment of Gina Lopez Ferguson and Daniel McHenry to the Community Services Advisory Commission (CSAC)
- M14 A Resolution amending Resolution No. 15434 related to the funding of Professional Services provided by Multistudio, Inc. pertaining to the Unified Development Code for the Planning Department Project 23-081A
- M15 A Resolution supporting Colorado HB24-1027 – Exemption For Children's Products and urging the State Legislature to enact the same
- M16 A Resolution supporting Colorado HB24-1237 – Programs for the Development of Child Care Facilities and urging the State Legislature to enact the same
- M17 A Resolution supporting Colorado HB24-1223 - Improved Access to the Child Care Assistance Program and urging the State Legislature to enact the same
- M18 A Resolution from the City of Pueblo in support of Colorado HB24-1012 – concerning the operational efficiency of the Front Range Passenger Rail District
- M19 A Resolution of the City of Pueblo in opposition to Accessory Dwelling Unit preemptions in HB 24-1152
- M20 A Resolution by the City of Pueblo in opposition to mandatory participation in The Implementing Environmental Equity and Cumulative Impacts Analyses (EECIA)
- M21 A Resolution establishing Project No. CI2426 - City Council and Department Relocation Project, transferring \$3,934,163.00 from Project CI2018 - Pueblo City/County Building to Project No. CI2426, and budgeting and appropriating \$3,934,163.00 into Project No. CI2426 - City Council and Department Relocation Project

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance approving the Quiktrip 4298 Subdivision, Filing No. 1, A Special Area Plan
- N2 An Ordinance approving a Special Area Plan for the QuikTrip 4298, Subdivision Filing No. 1
- N3 An Ordinance vacating a portion of the alley within Block 38, Irving Place, 2nd Filing Subdivision
- N4 An Ordinance approving an agreement in the amount of one hundred thousand dollars to provide eviction prevention assistance between The County of Pueblo and The City of Pueblo, a Colorado Municipal Corporation, and authorizing the Mayor to execute same
- N5 An Ordinance approving an Assignment and Assumption between the City of Pueblo, a Colorado Municipal Corporation, and BIF IV Intrepid OpCo LLC, a Delaware limited liability company assigning all rights, title, interest, and obligations of BIF IV Intrepid OpCo LLC to Intrepid Pueblo LLC, a Delaware limited liability company

- N6 An Ordinance (1) approving two Memoranda of Agreements between the City of Pueblo and the State of Colorado by and through the Colorado Department of Transportation related to the conveyance of real property between the City and CDOT, (2) accepting and approving a Special Warranty Deed conveying property from the City to CDOT, (3) accepting and approving a Quitclaim Deed from CDOT to the City, (4) accepting and approving a warranty deed conveying property from Neighborhood Services, Inc. to the City, (5) establishing project account number CI2422 - Fire Station 1 Land Procurement, (6) transferring funds in the amount of \$160,000.00 from the unappropriated fund balance of the General Fund and budgeting and appropriating said funds in Project CI2422 - Fire Station 1 Land Procurement, and (7) authorizing the Mayor to execute all documents necessary to facilitate the transactions described herein
- N7 An Ordinance approving the Memorandum of Understanding between the Colorado Department of Military & Veterans Affairs (DMVA) and the Pueblo Fire Department allowing the Authority Having Jurisdiction (AHJ) over DMVA facilities operations in Pueblo City limits for building construction plan review and related inspections, fire safety inspections, and fire safety permits and authorizing the Mayor to execute the same.
- N8 An Ordinance Amending the Fiscal Year 2024 Staffing Ordinance by Adding Three (3) Full-time Positions to the Authorized Staffing of the Law Department

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 March 25, 2024, and Order the Ordinances to be published BY TITLE.

P. REGULAR AGENDA

Q. RESOLUTIONS

- Q1 A Resolution confirming the appointment of Carla L. Sikes to the position of City Attorney
- Q2 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Pueblo Children's Chorale in the amount of \$3,000 to sponsor its 2023-2024 28th Season
- Q3 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Latino Chamber Development Foundation in the amount of \$1,500 to sponsor a table at the Pueblo Latino Veterans Profiles in Courage event on September 28, 2024, at 5 pm in the Pueblo Convention Center
- Q4 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Mariposa Center for Safety in the amount of \$1,000 to sponsor the Mother's Day Virtual Silent Auction to be held from May 3rd through May 5th, 2024
- Q5 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Mad Fresh Productions in the amount of \$2,000 to sponsor the Free Hip Hop Festival to be held on July 20, 2024 at Mineral Palace Park
- Q6 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Super Team PCSO in the amount of \$1,000 to sponsor the St. Baldrick's Head Shaving Event on March 16, 2024 at the Pueblo West VFW
- Q7 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Pueblo Memorial Hall in the amount of \$3,800 to sponsor the Pueblo Has Talent events from April 6 through April 27, 2024

R. ORDINANCES – FINAL PRESENTATION

- R1 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 - *Introduced February 26, 2024 by Councilor Dennis Flores*
- R2 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 - *Introduced February 26, 2024 by Councilor Dennis Flores*
- R3 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 - *Introduced February 26, 2024 by President Mark Aliff*
- R4 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 - *Introduced February 26, 2024 by Councilor Dennis Flores*
- R5 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 - *Introduced February 26, 2024 by Councilor Dennis Flores*
- R6 An Ordinance budgeting and appropriating \$50,000 from the unappropriated General Fund balance to be paid to the Southern Colorado Small Business Development Center - *Introduced February 26, 2024 by Councilor Dennis Flores*
- R7 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. - *Introduced February 26, 2024 by Councilor Dennis Flores*
- R8 An Ordinance making certain legislative findings and approving The Bluffs Phase 1 Urban Renewal Plan - *Introduced February 26, 2024 by President Mark Aliff*
- R9 An Ordinance making certain legislative findings and approving the North Elizabeth Hotel Urban Renewal Plan - *Introduced February 26, 2024 by President Mark Aliff*
- R10 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 26, 2024 by Councilor Dennis Flores*

S. COMMUNICATIONS

- S1 A Citizen filed an Ethics Complaint against Councilor Regina Maestri

T. ADJOURN