



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

**MONDAY, MARCH 25, 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 Jim Urie, Pueblo Praise

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

E1 Recognition Presentation: "2023-24 Colorado State Fair Fiesta Queen and Court" - Erika Cordova, Wendi Adame, Karina Ruiz, Sofia Diaz

E2 Proclamation Presentation: "First Responder Wellness Week: March 25 - 29, 2024" - Joshua Johnson, Emergency Management Coordinator at Pueblo County Sheriff's Office

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 March 11, 2024, as distributed.

J1 City Council Meeting Minutes March 11, 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 \$769,382.60 to Pyramid Construction, Inc., for Project No. 24-030, Asphalt and Utility Improvements - Dillon Drive (RR Bridge to Eagleridge Boulevard) setting forth \$153,757.40 for contingencies, and authorizing the Purchasing Agent to execute same
- M2 A Resolution awarding a construction contract in the amount of \$394,811.76 to LER Inc. dba Renner Sports Surfaces for Project No. 24-034, Elizabeth Street Park - Basketball Courts Replacement, setting forth \$19,738.24 for contingencies, and authorizing the Purchasing Agent to execute same
- M3 A Resolution authorizing payment in the amount of \$200,000 from project CI2113 - American Rescue Plan Act for the purchase of one Groundmaster Mower and one Pneumatic Tire Forklift for the Department of Aviation, as authorized by Section 603(C)(1)(C) of the American Rescue Plan Act and U.S. Treasury final Rule 31 CFR 35.6
- M4 A Resolution approving an agreement in an amount not to exceed \$150,000 between the City of Pueblo and Brown and Caldwell, Inc., for regulatory assistance and general engineering services and authorizing the Mayor to execute the same
- M5 A Resolution rescinding a construction contract to Central States Roofing and awarding a construction contract in the amount of \$85,235.64 to L.E. Roofing, LLC., for Project No. 23-138A, Roof Replacement - Fleet Building Utility Well (Clarification No. 1), setting forth \$12,814.36 for contingencies, and authorizing the Purchasing Agent to execute same
- M6 A Resolution authorizing payment in the amount of \$150,000 from Project CI2113 - American Rescue Plan Act for the purchase of three Ford Maverick hybrid trucks and one Ford F-150 for the Department of Parks and Recreation, as authorized by Section 603(c)(1)(c) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6
- M7 A Resolution approving Amendment No. 1 to the Professional Architectural Services Agreement between the City of Pueblo, a Colorado Municipal Corporation, and Hurtig, Gardner, Froelich, Architects, Inc., a Colorado Corporation, in the amount of \$64,053.00 for 22-095, Architectural Consultant for Design of City Park Tennis Court Restrooms, and authorizing the Purchasing Agent to execute same
- M8 A Resolution awarding an agreement for Professional Consulting Services in the amount of \$50,000 to Iconergy LTD under Project No. 23-158 Consultant for City of Pueblo Development of EV Infrastructure
- M9 A Resolution awarding a construction contract in the amount of \$22,962.50 to Cedar Ridge Landscape, Inc., for Project No. 24-022, Concrete Improvements - Lynda Lane and Northridge Drive, setting forth \$3,537.50 for contingencies, and authorizing the Purchasing Agent to execute same
- M10 A Resolution awarding a construction contract in the amount of \$19,403.32 to Finsterwald Landscaping and Irrigation for Project No. 24-032, Highway 47 and Troy Landscaping, setting forth \$3,880.68 for contingencies, and authorizing the Purchasing Agent to execute same
- M11 A Resolution awarding a construction contract in the amount of \$18,387.60 to Cedar Ridge Landscape, Inc., for Project No. 24-044, Concrete Improvements - Colgate Lane and Fordham Circle, setting forth \$2,800.40 for contingencies, and authorizing the purchasing agent to execute same

- M12 A Resolution transferring \$5,000.00 from account Project No. CI2121, 18th Street Extension and \$5,059.00 from account no. CIAN22 - Roof Maintenance and Repair to account Project No. CI2327 - Whitlock Plant Outflow Repairs, awarding Contract Amendment No. 2 in the amount of \$10,059 to Parker Excavating, Inc., for Project No. 23-110, Whitlock Plant Outflow Emergency Culvert Repairs, and authorizing the Purchasing Agent to execute same
- M13 A Resolution authorizing the filing of applications with the Federal Transit Administration, an Operating Administration of the United States Department of Transportation, for federal transportation assistance authorized by Chapter 53 of Title 49 of the United States Code and any other Federal Statutes administered by the Federal Transit Administration
- M14 A Resolution to approve Amendment No. 1 to the revocable permit dated May 14, 2021, issued to the Pueblo City - County Library District, for the purpose of installing two 6'W x 4'H illuminated sign cabinets on the existing retaining wall
- M15 A Resolution authorizing the issuance of a revocable permit (REV-23-46) to Black Hills Energy Colorado Electric, LLC, for the use of a portion of the right-of-way on the East/South side of Victoria, approximately 8'3" in width and a portion of the right-of-way approximately 8'7" in width along the North/East side of D Street.
- M16 A Resolution approving a partial release of a drainage easement in the Park West Business Campus Ninth Filing Subdivision to facilitate the Cottages at Park West Subdivision, a Special Area Plan
- M17 A Resolution confirming the appointment by the Mayor of John Wark to complete a three-year term expiring September 30, 2026 on the Pueblo Memorial Airport Advisory Committee
- M18 A Resolution confirming the reappointment by the Mayor of Mike Carlisle to serve a three-year term expiring April 1, 2027 on the Fire Board of Appeals
- M19 A Resolution adopting the policy and procedure for City Council mileage reimbursement.
- M20 A Resolution to unobligate \$377,816.53 from ten projects in Project CI2113 - American Rescue Plan Act for the purpose of reobligating the funds as authorized by the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.
- M21 A Resolution amending the legislative procedures and rules of the Pueblo City Council to implement parental leave for City Council Members
- M22 A Resolution authorizing funds in the amount of \$1,123,811.89 from the Black Hills Energy Underground utility fund to be expended for relocating overhead electric facilities underground for the I-25/US-50B interchange project

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance budgeting and appropriating \$721,825 from unappropriated fund balance from the Sewer User Fund, establishing Project WW2403 WRF Master Plan, and approving an agreement in the amount of \$721,825 between the City of Pueblo and Brown and Caldwell Inc. for professional services associated with updating the James R. Dilorio Water Reclamation Facility Master Plan for the City of Pueblo and authorizing the Mayor to execute same
- N2 An Ordinance approving and accepting a grant from the Colorado Department of Labor and Employment in the amount of \$271,889.00 to develop and expand training and work-based programs for reskilling, upskilling, and next-skilling individuals and households adversely affected by COVID; authorizing the Mayor to sign the grant agreement, establishing Project No. CI2329, and budgeting and appropriating \$271,889.00 to Project

No. CI2329

- N3 An Ordinance establishing Project Account CI2428 - Fabricate and Install New Signage for MLK Bypass, transferring \$40,000 from the unappropriated fund balance of the General Fund, and budgeting and appropriating said funds in the amount of \$40,000 to Project Account CI2428
- N4 An Ordinance approving a lease agreement between the City of Pueblo, Colorado Municipal Corporation, and Professional Bull Riders, Inc., a Colorado Corporation, regarding the lease of approximately 5,778 square feet of administrative office space in the building located at 101 W. Riverwalk Place, Pueblo, CO 81003 to house the City's Law Department
- N5 An Ordinance amending Chapter 4 of Title IV of the Pueblo Municipal Code relating to plumbing regulations and adopting by reference portions of the 2023 Colorado Plumbing Code established by the Colorado State Plumbing Board, and the 2021 International Plumbing Code, the 2021 International Residential Code, and the 2021 International Swimming Pool and Spa Code, all published by the International Code Council, Inc., and the 2013 NFPA 24 Standard for the Installation of Private Fire Service Mains and their Appurtenances published by the National Fire Protection Association and providing penalties and remedies for the violation thereof
- N6 An Ordinance amending Chapter 3 of Title IV of the Pueblo Municipal Code relating to electrical regulations and adopting by reference portions of the 2023 National Electrical Code published by the National Fire Protection Association, One Batterymarch Park, Quincy, Massachusetts 02169-7471, and the 2003 International Code Council Electrical Code Administrative Provisions published by The International Code Council, Inc., 4051 Flossmoor Road, Country Club Hills, IL 60478-5795, and providing penalties and remedies for the violation thereof
- N7 An Ordinance accepting funds in the amount of \$60,000 from El Camino Homeowners Organization, Inc., a Colorado Nonprofit Corporation, for costs associated with traffic calming, landscaping, and other roadway improvements on Bandera Parkway, establishing account Project CI2427 - Bandera Parkway Traffic Calming Improvements and budgeting and appropriating funds in the amount of \$60,000 into said account.

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 April 08, 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 Southern Colorado Press Club in the amount of \$1,000 to sponsor a table at the Sheep Dip event on April 4, 2024
- Q2 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Juneteenth Organization of Pueblo in the amount of \$1,000 to sponsor the 2024 Juneteenth event and commemorative journal
- Q3 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to El Movimiento Sigue in the amount of \$2,000 to sponsor the 2024 Cinco de Mayo Event
- Q4 A Resolution authorizing payment from the Council Contingencies account in the 2024

general fund budget to The Boys & Girls Club of Pueblo in the amount of \$1,000 to sponsor The PLACE Community Block Party on Tuesday, April 30, 2024 from 4-7 pm on Orman Avenue

- Q5 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to The ARC of Pueblo in the amount of \$400 to sponsor a table at the Golden Tortilla event on Friday, April 19th, 2024, at the Pueblo Convention Center

R. ORDINANCES – FINAL PRESENTATION

- R1 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 - *Introduced March 11, 2024 by Councilor Roger Gomez*
- R2 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 - *Introduced March 11, 2024 by Councilor Roger Gomez*
- R3 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 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 into Project Account CI2422 - Fire Station 1 Land Procurement, and (7) authorizing the Mayor to execute all documents necessary to facilitate the transactions described herein - *Introduced March 11, 2024 by Councilor Roger Gomez*
- R4 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. - *Introduced March 11, 2024 by Councilor Roger Gomez*
- R5 An Ordinance amending the Fiscal Year 2024 Staffing Ordinance by adding three (3) full-time positions to the authorized staffing of the Law Department - *Introduced March 11, 2024 by Councilor Roger Gomez*
- 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 March 11, 2024 by Councilor Dennis Flores*

S. QUASI-JUDICIAL PROCEEDINGS

- S1 An Ordinance approving the Quiktrip 4298 Subdivision, Filing No. 1, A Special Area Plan - *Introduced March 11, 2024 by Councilor Roger Gomez*
- S2 An Ordinance approving a Special Area Plan for the QuikTrip 4298, Subdivision Filing No. 1 - *Introduced March 11, 2024 by Councilor Roger Gomez*
- S3 An Ordinance vacating a portion of the alley within Block 38, Irving Place, 2nd Filing

Subdivision - *Introduced March 11, 2024 by Councilor Roger Gomez*

T. COMMUNICATIONS

T1 A Citizen filed an Ethics Complaint against Councilor Regina Maestri

U. ADJOURN