REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
#1 CITY HALL PLACE
MONDAY, MARCH 11, 2024 - 7:00 PM

MINUTES

A. CALL TO ORDER

President Mark Aliff called the meeting to order at 7:25 p.m.

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

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

Council Members Present via Zoom: None.

Council Members Absent: None.

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

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

- Jessie Garcia - Public Soccer Fields/City Parks

- Ted Freeman - A New City Government
- Elvis Martinez - City Council/Campaign Finance
- Augustine Garcia - Taxes, Needle exchange
- Frank Cirullo - Restitution
- Dianne Danti - Legislation Offices

G. COUNCIL MEMBER AND MAYOR COMMENTARY

Council members expressed comments regarding community-related issues and events/functions they attended.

Mayor Graham honored Chief Barb Huber, who is being recognized with an award. She also reviewed that R5 will help the timely hiring of police officers.

H. REVIEW OF AGENDA

The agenda was reviewed page by page.

I. APPROVAL OF AGENDA

Councilor Martinez, seconded by Councilor Hernandez, moved to remove M15 from the agenda and to postpone R6 to the March 25, 2024 agenda and approve the agenda as amended.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

J. READING AND APPROVAL OF MINUTES

Councilor Martinez, seconded by Councilor Flores, moved to dispense with the reading and approve the Minutes of the Regular Meeting dated **February 26, 2024** and the Special Meetings dated **February 20 and 22, 2024** as distributed.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

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

City Clerk Marisa Stoller read the Consent Agenda into the record.

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

This Resolution was assigned as 15524.

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

This Resolution was assigned as 15525.

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

This Resolution was assigned as 15526.

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

This Resolution was assigned as 15527.

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

This Resolution was assigned as 15528.

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

This Resolution was assigned as 15529.

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

This Resolution was assigned as 15530.

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

This Resolution was assigned as 15531.

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

This Resolution was assigned as 15532.

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

This Resolution was assigned as 15533.

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

This Resolution was assigned as 15534.

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

This Resolution was assigned as 15535.

M13 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF GINA LOPEZ FERGUSON AND DANIEL MCHENRY TO THE COMMUNITY SERVICES ADVISORY COMMISSION (CSAC)

This Resolution was assigned as 15536.

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

This Resolution was assigned as 15537.

M15 A RESOLUTION SUPPORTING COLORADO HB24-1027 – EXEMPTION FOR CHILDREN'S PRODUCTS AND URGING THE STATE LEGISLATURE TO

ENACT THE SAME

This item was removed from the agenda.

M16 A RESOLUTION SUPPORTING COLORADO HB24-1237 – PROGRAMS FOR THE DEVELOPMENT OF CHILD CARE FACILITIES AND URGING THE STATE LEGISLATURE TO ENACT THE SAME

This Resolution was assigned as 15538.

M17 A RESOLUTION SUPPORTING COLORADO HB24-1223 - IMPROVED ACCESS TO THE CHILD CARE ASSISTANCE PROGRAM AND URGING THE STATE LEGISLATURE TO ENACT THE SAME

This Resolution was assigned as 15539.

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

This Resolution was assigned as 15540.

M19 A RESOLUTION OF THE CITY OF PUEBLO IN OPPOSITION TO ACCESSORY DWELLING UNIT PREEMPTIONS IN HB 24-1152

This Resolution was assigned as 15541.

M20 A RESOLUTION BY THE CITY OF PUEBLO IN OPPOSITION TO MANDATORY PARTICIPATION IN THE IMPLEMENTING ENVIRONMENTAL EQUITY AND CUMULATIVE IMPACTS ANALYSES (EECIA)

This Resolution was assigned as 15542.

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

This Resolution was assigned as 15543.

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

Councilor Gomez, seconded by Councilor Maestri, moved to approve the agenda as distributed.

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

P. REGULAR AGENDA

Q. RESOLUTIONS

Q1 A RESOLUTION CONFIRMING THE APPOINTMENT OF CARLA L. SIKES TO THE POSITION OF CITY ATTORNEY

A staff report and detailed review of the Resolution was given by Mayor Heather Graham.

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Resolution was assigned as **15544**.

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

A staff report and detailed review of the Resolution was given by Marisa Pacheco, Interim Chief of Staff.

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Resolution was assigned as **15545**.

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

A staff report and detailed review of the Resolution was given by Marisa Pacheco, Interim Chief of Staff.

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Resolution was assigned as **15546**.

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

A staff report and detailed review of the Resolution was given by Marisa Pacheco, Interim Chief of Staff.

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** Councilor Gomez. Motion Passed 6-1.

This Resolution was assigned as **15547**.

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

A staff report and detailed review of the Resolution was given by Marisa Pacheco, Interim Chief of Staff.

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

Roll Call - **Ayes:** Councilor Flores, Councilor Hernandez, Councilor Maestri, Councilor Martinez. **Nays:** President Aliff, Councilor Gomez, Councilor Latino. Motion Passed 4-3.

This Resolution was assigned as **15548**.

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

A staff report and detailed review of the Resolution was given by Marisa Pacheco, Interim Chief of Staff.

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Resolution was assigned as **15549**.

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

A staff report and detailed review of the Resolution was given by Marisa Pacheco, Interim Chief of Staff.

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Hernandez, Councilor Maestri, Councilor Martinez. **Nays:** Councilor Gomez, Councilor Latino. Motion Passed 5-2.

This Resolution was assigned as **15550**.

R. ORDINANCES – FINAL PRESENTATION

R1 AN ORDINANCE ESTABLISHING PROJECT ED2401, THE FIRE SUPPRESSION 2ND FL 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

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

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 Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10665.**

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

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

PUBLIC HEARING:

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

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10666.**

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

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

PUBLIC HEARING:

- Mike Saradino appeared in person to speak in favor of this ordinance
- Augustine Garcia appeared in person to speak in favor of this ordinance
- Elvis Martinez 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 Latino, moved to approve the Ordinance on final presentation.

Councilor Gomez, seconded by Councilor Latino, moved to amend the Ordinance to raise the excise tax to 10 percent.

PUBLIC HEARING:

- Ted Freeman appeared in person to speak in favor of the amendment
- Augustine Garcia appeared in person to speak in favor of the amendment
- Elvis Martinez appeared in person to speak against the amendment

Roll Call - **Ayes:** President Aliff, Councilor Gomez, Councilor Latino, Councilor Maestri. **Nays:** Councilor Flores, Councilor Hernandez, Councilor Martinez. Motion Passed 4-3.

This Ordinance was assigned as **10667.**

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

A staff report and detailed review of the Ordinance was given by Marisa Pacheco, Director of Human Resources.

PUBLIC HEARING:

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

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10668.**

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

A staff report and detailed review of the Ordinance was given by Chris Noeller, Chief of Police

PUBLIC HEARING:

- Augustine Garcia appeared in person to speak in favor of this ordinance

- Ted Freeman appeared in person to speak in favor of this ordinance

Seeing no one else 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 Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10669.**

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

This item was postponed to the March 25, 2024 agenda.

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.

A staff report and detailed review of the Ordinance was given by Alex Romero, Finance Director.

PUBLIC HEARING:

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

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as **10670.**

R8 AN ORDINANCE MAKING CERTAIN LEGISLATIVE FINDINGS AND APPROVING THE BLUFFS PHASE 1 URBAN RENEWAL PLAN

A staff report and detailed review of the Ordinance was given by Jerry Pacheco, Urban Renewal and John Wark, Developer.

PUBLIC HEARING:

- Ted Freeman appeared in person to speak against this ordinance

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

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Martinez. **Nays:** Councilor Maestri. Motion Passed 6-1.

This Ordinance was assigned as **10671.**

R9 AN ORDINANCE MAKING CERTAIN LEGISLATIVE FINDINGS AND APPROVING THE NORTH ELIZABETH HOTEL URBAN RENEWAL PLAN

A staff report and detailed review of the Ordinance was given by Jerry Pacheco, Urban Renewal, and Mark Purino, Developer.

PUBLIC HEARING:

- Mark Carmel appeared in person to speak in favor of this ordinance
- Ted Freeman appeared in person to speak against this ordinance
- Deedee Wright appeared in person to speak against this ordinance

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

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Gomez, Councilor Hernandez, Councilor Latino, Councilor Martinez. **Nays:** Councilor Maestri. Motion Passed 6-1.

This Ordinance was assigned as **10672.**

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

A staff report and detailed review of the Ordinance was given by Marisa Pacheco, Interim Chief of Staff.

PUBLIC HEARING:

- Nicole Ferguson appeared in person to speak in favor of this ordinance
- Amy Rose appeared in person to speak in favor of this ordinance
- Pat Manzaneras appeared in person to speak in favor of this ordinance
- Kat Young appeared in person to speak in favor of this ordinance
- Joe Dotka appeared in person to speak in favor of this ordinance
- Ashley Swold appeared in person to speak in favor of this ordinance
- Justin Heniker appeared in person to speak in favor of this ordinance
- Ted Freeman appeared in person to speak in favor of this ordinance

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

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

Roll Call - **Ayes:** President Aliff, Councilor Flores, Councilor Hernandez, Councilor Martinez. **Nays:** Councilor Gomez, Councilor Latino, Councilor Maestri. Motion Passed 4-3.

This Ordinance was assigned as **10673.**

S. COMMUNICATIONS

S1 A CITIZEN FILED AN ETHICS COMPLAINT AGAINST COUNCILOR REGINA MAESTRI

Councilor Maestri recused herself for a conflict of interest.

Councilor Martinez, seconded by Councilor Flores, moved to accept the communication.

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

A review of the Communication was given by Carla Sikes, City Attorney.

President Aliff, seconded by Councilor Gomez, moved to dismiss the complaint.

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

T. ADJOURN

President Aliff adjourned the meeting at 11:04 p.m.

Respectfully submitted,

Marisa Stoller
City Clerk