



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

**MONDAY, JULY 22, 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

Michael F Atlas-Acuna, President, Temple Emanuel
Board of Directors

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

E1 Proclamation Presentation: "Chris Harner Day - Tuesday, July 23, 2024", Deputy Fire Chief Chris Harner

E2 Recognition Presentation: "2024-25 Colorado State Fair Fiesta Queen and Court" - Karina Ruiz Salcido, Brielle Baca, Aleah Cruz, Dulce Valenzuela, Alondra Solis Ayala

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 July 08, 2024, as distributed.

J1 City Council Minutes 070824

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 \$2,034,976.00 to Russ Grading and Excavating LLC and setting forth \$406,995.00 for contingencies, for Project No. 24-082 (WWAN01) 2024 Small Main Remove and Replace Project and authorizing the Purchasing Agent to execute the same.
- M2 A Resolution awarding a construction contract in the amount of \$376,593.75 to Nunez Construction, Inc. for Project No. 24-068, Concrete Improvements - West 29th Street Phase 2 (High Street to Wills Boulevard), setting forth \$78,406.25 for contingencies, and authorizing the Purchasing Agent to execute same
- M3 A Resolution awarding an agreement for Professional Engineering Services in the amount of \$152,385.00 to Dibble & Associates Consulting Engineers, Inc., an Arizona Corporation, for Project No. 24-039 Design of Westside Trail (Wildhorse Trail) and authorizing the Purchasing Agent to execute same
- M4 A Resolution ratifying an emergency construction contract in the amount of \$134,346.49 with Parker Excavating, Inc. For Emergency Sanitary sewer point repair at 206 Broadway Ave, Project No. 20-059 (WWAN03) and approving the Purchasing Agent's execution of the same.
- M5 A Resolution ratifying an emergency construction contract in the amount of \$25,831.13 with K.R. Swerdfeger Construction, Inc. For Emergency Sanitary sewer point repair at 1001 Lake Ave, for Project No. 20-059 (WWAN03) and approving the Purchasing Agent's execution of the same.
- M6 A Resolution awarding a construction contract in the amount of \$19,171.80 to Balance Concrete, LLC. for Project No. 24-089, Concrete Improvements - Cambridge Avenue and Amherst Avenue, setting forth \$5,000 for contingencies, and authorizing the Purchasing Agent to execute same
- M7 A Resolution awarding a construction contract in the amount of \$19,119.00 to Balance Concrete, LLC., for Project No. 24-090, Concrete Improvements - Massari Road and Hampton Lane and Court, setting forth \$5,000 for contingencies, and authorizing the Purchasing Agent to execute same
- M8 A Resolution ratifying PACOG's joint reappointment of Dennis Maroney to the Pueblo Conservancy District
- M9 A Resolution ratifying PACOG's joint appointment of Jason Olds to the Electrical Board of Appeals - Journeyman position
- M10 A Resolution ratifying PACOG's joint reappointment of Patrick Grubb to to the Mechanical Board of Appeals - Journeyman position
- M11 A Resolution authorizing the issuance of a revocable permit (REV-24-15) to the Diocese of Pueblo for the use of the public right-of-way along Clark Street from B Street to the southern terminus adjacent to the Arkansas River levee for the purpose of hosting Our Lady of Mount Carmel's annual festival and procession from July 13, 2024, at 8:00 a.m., through July 15, 2024, at 5:00 p.m.
- M12 A Resolution adopting new policies and procedures for research, retrieval, and copying of public records and criminal justice records
- M13 A Resolution in opposition to Black Hills Colorado Electric, LLC'S request before the Colorado Public Utilities Commission to raise electrical rates within the City of Pueblo

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance approving three Main Extension Agreements between the City of Pueblo, a Colorado Municipal Corporation, and the Board of Water Works of Pueblo, Colorado related to the extension of water mains to serve the City's three new fire stations, and authorizing the Mayor to execute said agreements
- N2 An Ordinance approving a memorandum of agreement and easement agreement by and between the State of Colorado, acting by and through the Colorado State Fair Authority, and the City of Pueblo, a Colorado Municipal Corporation, relating to reconstruction and maintenance of the ADA ramp and improvements at Mesa Avenue and Prairie Avenue and authorizing execution thereof by the Mayor
- N3 An Ordinance vacating a portion of Mechanic Street and Richmond Avenue and portions of a 20-foot alley in the Central Pueblo Subdivision generally located west of Santa Fe Drive and at the intersection of Mechanic Street and Richmond Avenue
- N4 An Ordinance approving the Historic Arkansas Riverwalk Project, Filing No. 4 Subdivision
- N5 An Ordinance approving and adopting the City of Pueblo's 2024-2025 Action Plan for the Community Development Block Grant (CDBG) and the Home Investment Partnership Act Grant (HOME), authorizing the Mayor of the City of Pueblo to submit the application together with all required and necessary certifications, assurances, and documentation to the U.S. Department of Housing and Urban Development, and appropriating and budgeting CDBG and HOME funds therefore
- N6 An Ordinance authorizing assignment of a Private Activity Bond Allocation from the City of Pueblo to the Colorado Housing and Finance Authority pursuant to the Colorado Private Activity Bond Ceiling Allocation Act
- N7 An Ordinance approving and accepting a Colorado Resource For Emergency And Trauma Education (CREATE) Grant establishing Project No. PS2407 for Emergency And Trauma Education Grant, and budgeting and appropriating grant funds in the amount of \$25,000, which includes a ten percent cost match of \$2,500 for the purposes authorized by the grant agreement
- N8 An Ordinance amending Chapters 1 and 5 of Title IX of the Pueblo Municipal Code to update and revise the business licensing application and appeal process, amend the Lodging Facility licensing requirements, and provide penalties for violation thereof
- N9 An Ordinance approving and accepting a grant agreement and applicable conditions pertaining thereto with the State of Colorado Department of Law Peace Officer Standards and Training (POST), establishing project number PS2406, budgeting and appropriating funds into project PS2406, authorizing Mayor Graham to execute same and ratifying her signature thereto
- N10 An Ordinance approving and authorizing the Mayor to execute an Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation and the County of Pueblo, a political subdivision of the State of Colorado, relating to the 2024 Special Municipal Election
- N11 An Ordinance submitting to the eligible electors of the City of Pueblo, Colorado at the special municipal election to be held on November 5, 2024, a proposed amendment to Sections 3-5 and 5-2 of the Charter of the City of Pueblo setting the maximum penalty for violation of the Charter and Pueblo Municipal Code and fixing the ballot title therefor
- N12 An Ordinance submitting to the eligible electors of the City of Pueblo, Colorado at the special municipal election to be held on November 5, 2024, proposed amendments to

Sections 1-5, 2-6, 2-10, 3-9, 3-18, 3-19, 3-20, 3-21, 6-1, 7-28, 8-12, 15-6, 17-6, 17-8, 17-9 and 17-10 of the Charter of the City of Pueblo and fixing the ballot title therefor

N13 An Ordinance submitting to the eligible electors of the City of Pueblo, Colorado at the Special Municipal Election to be held on November 5, 2024, A proposed amendment to Article 19 – recall of elected officers, of the Charter of the City of Pueblo and fixing the ballot title therefor

N14 An Ordinance submitting to the eligible electors of the City of Pueblo, Colorado at the Special Municipal Election to be held on November 5, 2024, proposed amendments to Sections 4-2, 17-2, 17-4, and 17-5 of the Charter of the City of Pueblo and fixing the ballot title therefor

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 August 12, 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 Genealogical Society of Hispanic America dba Fray Angelico Chavez Chapter in the amount of \$2,000 to sponsor the Annual Conference on September 27-29, 2024 at Colorado State University Pueblo

Q2 A Resolution authorizing payment from the council contingencies account in the 2024 general fund budget to Benevolent Endowment Fund of Pueblo Elks Lodge No. 90 in the amount of \$2,000 to sponsor the Elks Brotherhood Night at BPOE #90 Pueblo Ballroom on Saturday, August 10, 2024, at 5 p.m.

R. ORDINANCES – FINAL PRESENTATION

R1 An Ordinance changing the street name of Vision Hills Parkway to Carl Sitter Parkway - *Introduced July 08, 2024 by Councilor Regina Maestri*

R2 An Ordinance changing the street name of Tobias T Avenue to William Crawford Avenue - *Introduced July 08, 2024 by Councilor Regina Maestri*

R3 An Ordinance changing the street name of Dockum Road to Warren Dockum Road - *Introduced July 08, 2024 by Councilor Regina Maestri*

R4 An Ordinance amending zoning restrictions to rezone 1.74-acres from PUD, Pikes Peak Park Planned Unit Development District to S-1, Government Use District generally located east of North Pueblo Boulevard and north of West 24th Street - *Introduced July 08, 2024 by Councilor Regina Maestri*

R5 An Ordinance approving the grant agreement between the City of Pueblo and Caring For Colorado Foundation for the DOTS program and acceptance of \$7,500 for project PS2401 and authorizing the may to execute the same - *Introduced July 08, 2024 by Councilor Regina Maestri*

R6 An Ordinance to close out project PST2202 and transfer all remaining funds into the Public Safety Sales Tax (PSST) fund operating budget so these funds can be used by the Pueblo Police Department to upfit other vehicles and fund other public safety projects - *Introduced July 08, 2024 by Councilor Regina Maestri*

- R7 An Ordinance establishing Project Account CI2443 - Admin Offices Relocation Project; transferring, budgeting and appropriating funds from Project Account CI2426 - City Council and Department Relocation Project in the amount of \$2,000,000.00 into Project Account CI2443; approving, and authorizing the Mayor to execute a Contract to Buy and Sell Real Estate by and between the City of Pueblo, a Colorado Municipal Corporation, and CK Investments, a Colorado limited liability company, for the purchase of property legally described as Lot 1, Block 1, Kessler Subdivision within the City of Pueblo - *Introduced July 08, 2024 by Councilor Regina Maestri*
- R8 An Ordinance approving and authorizing the Mayor to sign a Subdivision Participation and Release Form with respect to the national opioids settlement reached with The Kroger Co. - *Introduced July 08, 2024 by Councilor Regina Maestri*
- R9 An Ordinance amending Section 10, Chapter 4 of Title VI of the Pueblo Municipal Code Relating to the residency requirement for certain unclassified employees. - *Introduced July 08, 2024 by Councilor Regina Maestri*

S. COUNCIL MEMBER CONFLICT OF INTEREST

Councilor Dennis Flores may ask to be excused from the meeting due to a conflict of interest with agenda item number T-1.

T. COMMUNICATIONS

- T1 A Citizen Filed an Ethics Complaint against Councilor Dennis Flores

U. ADJOURN