



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

**MONDAY, AUGUST 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 Mary Williams, First Congregational Church
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL**
- E. SPECIAL RECOGNITIONS**

E1 Proclamation Presentation: "Saturday, September 7, 2024: Presbyterian Towers Day – 60th Anniversary" - Wil Smith, Operations Manager, Presbyterian Towers

- 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 August 12, 2024, as distributed.

J1 City Council Minutes August 12, 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

L1 Minutes of the Planning and Zoning Commission Regular Meeting for 7/10/2024

M. RESOLUTIONS

- M1 A Resolution awarding a construction contract in the amount of \$171,136 to CGRS, Inc. and setting forth \$34,227 for contingencies for Project No. 24-078 (WWAN04) at the James R. Dilorio Water Reclamation Facility (WRF) for the Upgrade of the Valves, Chutes, and Gritt Classifier Project and authorizing the Purchasing Agent to execute the same.
- M2 A Resolution transferring funds in the amount of \$20,887.51 from the "2024" Public Works Operating Budget for contract services and budgeting and appropriating \$20,887.51 into Project Account CI2210 - Public Works Asset Management, approving Amendment No. 4 to the master subscription agreement in the amount of \$20,887.51 between the City of Pueblo, a Colorado Municipal Corporation, and Brightly Software, Inc., a Delaware corporation, formerly Dude Solutions, Inc., for Project No. 21-041 Pueblo Street Assessment Project, and authorizing the Purchasing Agent to execute same.
- M3 A Resolution ratifying the award of an emergency construction contract in the amount of \$56,768.87 to Russ Grading & Excavating LLC, under Project No. 23-040 (SWAN03), 2023-2026 Emergency Storm Sewer Point Repair for repairs on Jerry Murphy Road north of Candytuft Blvd, approving a change order in the amount of \$5,670.00 for additional work and materials, and authorizing and approving the Purchasing Agent's execution of the same
- M4 A Resolution approving Amendment No. 1 to the Agreement for Professional Engineering Services in the amount of \$22,016.35 between the City of Pueblo, a Colorado Municipal Corporation, and 3 Rocks Engineering, LLC, for Project No. 23-107 Design for Street Expansion of Bandera Parkway, and authorizing the Purchasing Agent to execute same.
- M5 A Resolution authorizing the City of Pueblo to credit sanitary sewer fees of \$1,048.96 to Michaelene Thompson
- M6 A Resolution authorizing the issuance of a Revocable Permit (REV-24-22) to the Senior Resource Development Agency (SRDA) for the use of the front sidewalk in front of the Senior Resource Development Agency (SRDA) building on Union Avenue and the courtyards south and north of the building for the SRDA Fund Raiser at the Pueblo Chile and Frijoles Festival
- M7 A Resolution authorizing the issuance of a Revocable Permit (REV-24-24) to the YMCA of Pueblo for the use of the outer lanes of Spaulding Avenue (both directions) between the north entrance of the YMCA and Pueblo Blvd., outer lanes of Parker Blvd. (both directions) between Spaulding Avenue and its north/eastern terminus for the 5K run/walk Corporate Cup event
- M8 A Resolution approving a Commercial Service Provider Air Show Permit between the City of Pueblo, a Colorado Municipal Corporation, and KC Aviation Stem Inc., dba Wings of Pride, a Missouri Not-For-Profit Corporation, and authorizing the Director of Aviation to execute same
- M9 A Resolution adopting a fee schedule for liquor and beer license applications and permits and repealing Resolution No. 15381
- M10 A Resolution amending Resolution Nos. 15609, 15641, and 15651, to update the finance project account numbers assigned for projects associated with Fire Stations 6, 8, and 11.
- M11 A Resolution approving a Settlement Agreement and Release of Claims between the City of Pueblo, a Colorado Municipal Corporation, and Cristy Gonzales, related to settlement of United States District Court of Colorado Action no. 23-CV-03125-DDD-MDB

N. ORDINANCES – FIRST PRESENTATION

- N1 An Ordinance approving and accepting Airport Improvement Program (AIP) Grant Agreement No. 3-08-0046-051-2024 from the United States of America acting through the Federal Aviation Administration for funds in the amount of \$239,529 for costs related to the Construct Hangar and Rehabilitate Taxiway (Phase I Design) project at the Pueblo Memorial Airport, budgeting and appropriating \$239,529 to Project No. AP1804 – South T-Hangar #1, and authorizing the Mayor to execute same
- N2 An Ordinance approving Lease NO. GS-08P-LCO00780 between the City of Pueblo, a Colorado Municipal Corporation, and the United States of America to lease space at the Pueblo Memorial Airport for use by the Transportation Security Administration (TSA), and authorizing the Mayor to execute same
- N3 An Ordinance approving the La Bella Piazza Subdivision generally located South of West Pueblo Boulevard and West of Granada Boulevard
- N4 An Ordinance establishing 2025 Pueblo Rural Transportation Planning Project, TP2402, and budgeting and appropriating funds in the amount of \$12,000 for said Project
- N5 An Ordinance designating 330 South City Park Avenue, City Park Bath House, as a Local Historic Landmark
- N6 An Ordinance approving and enacting The Collective Bargaining Agreement between The City of Pueblo and The International Brotherhood of Police Officers Local 537 commencing January 1, 2025, and authorizing The Mayor to execute same
- N7 An Ordinance amending the fiscal year 2024 Staffing Ordinance by adding one (1) full-time position to the authorized staffing of the Police Department entitled Community Initiative to Reduce Violence (CIRV) Program Manager
- N8 An Ordinance amending Section 6-5-16 of Chapter 5, of Title VI of the Pueblo Municipal Code relating to the FY 2024 classification and pay plan by establishing the pay scale for the Community Initiative to Reduce Violence (CIRV) Program Manager
- N9 An Ordinance approving and authorizing the Mayor to execute an agreement between the City of Pueblo, a Colorado Municipal Corporation, and Brown and Caldwell, Inc., to render professional engineering services related to the design of the digester covers and mixing system replacement, polymer system replacement, and Phase 4 electrical improvements
- N10 An Ordinance amending appropriations and compiling previous amendments to the General Fund, Special Revenue Funds, Enterprise Funds, Internal Service Funds, Debt Service Funds and Capital Project Funds for the fiscal year 2023 and amending the budget for the year 2023
- N11 An Ordinance rescinding Ordinance 10714, establishing Project No. CI2447 - Elizabeth Street Parkway Outdoor Basketball Courts Mural Project, and budget and appropriate funds in the amount of \$10,000 to Project No. CI2447
- N12 An Ordinance amending Article 73, Chapter 3, of Title XI of the Pueblo Municipal Code to amend license types to accommodate changes in Colorado Revised Statutes creating liquor licenses of Entertainment Facility License and Lodging Facility License and repealing the Lodging And Entertainment Facility License
- N13 An Ordinance approving the 1st Amendment to the Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation ("City"), and the State of Colorado, acting by and through the Colorado Department of Transportation ("CDOT"), Project SAR M086-094 (24468) for the Haaff Elementary Safe Routes To Schools Project, budgeting and appropriating funds in the amount of \$91,816.00 and Authorizing the Mayor to Execute Same

N14 An Ordinance establishing Project DT2401, West Side Connector (FHWA), approving an Intergovernmental Agreement (IGA) between the City of Pueblo, a Colorado Municipal Corporation, and the Federal Highway Administration, budgeting and appropriating funds from the RAISE Grant Program - Award Number 693JJ32440495 in the amount of \$16,834,725.00, and authorizing the Mayor to execute same

N15 An Ordinance approving a memorandum of understanding between the City of Pueblo, a Colorado Municipal Corporation and Citizen Energy, LLC, a District of Columbia Limited Liability Company, regarding member agency match funding for the U.S. Department of Transportation' Charging and Fueling Infrastructure Discretionary Grant Opportunity

N16 An Ordinance making certain legislative findings and approving the West Pueblo Urban Renewal Plan

N17 An Ordinance making certain legislative findings and approving the Colorado Smelter 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 September 09, 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 Latino Chamber Development Foundation in the amount of \$1,000 to sponsor the 19th Annual Tostada Fundraiser event at the Sangre de Cristo Arts Center on Friday, August 16, 2024

Q2 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Mad Fresh Productions in the amount of \$1,000 as the fiscal sponsor of Southern Colorado Fashion and the Fall Showcase on Saturday, September 7, 2024, at 5 pm at the Pueblo Mall

Q3 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 23rd Annual Tribute to Women Awards Ceremony on Saturday, October 5, 2024, at 6 pm at the Rawlings Library

Q4 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Metro Volunteers DBA Spark the Change Colorado in the amount of \$1,500 to sponsor the annual Suicide Memory Walk on September 7, 2024, from 9 am to 12 pm at Lake Minnequa Veteran's Memorial Park

R. ORDINANCES – FINAL PRESENTATION

R1 An Ordinance ratifying the approval 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. - *Introduced July 22, 2024 by Councilor Regina Maestri*

R2 An Ordinance approving and accepting a Grant Agreement for the City of Pueblo from the

State of Colorado Department of Public Safety, Division of Criminal Justice for the Better LED and Solar Spaces Project, authorizing the Mayor to execute the same, establishing Project Number CI2445, and budgeting and appropriating funds in the amount of \$853,413 to Project Number CI2445 - *Introduced August 12, 2024 by Councilor Regina Maestri*

- R3 An Ordinance approving and accepting Airport Improvement Program (AIP) Grant Agreement No. 3-08-0046-050-2024 from the United States of America acting through the Federal Aviation Administration for funds in the amount of \$253,073 for costs related to the Rehabilitation of East (North) Apron (Design) at the Pueblo Memorial Airport, budgeting and appropriating \$253,073 to project AP2401 – East Apron (N) Taxilane Rehab, and authorizing the Mayor to execute same - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R4 An Ordinance transferring, budgeting, and appropriating reimbursement proceeds in the amount of \$7,526.70 into the Airport Operating Budget Account No. 54070100-56012 - repair and maintenance supplies - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R5 An Ordinance approving and ratifying a Supplemental Environmental Project Agreement and approving a modification to said agreement between the City of Pueblo, a Colorado Municipal Corporation, and the Colorado Department of Public Health and Environment for the purpose of developing a Household Hazardous Waste program; authorizing the Mayor to execute the modification; accepting funds in the amount of \$378,880.00 from the Colorado Department of Public Health and Environment; and budgeting and appropriating said funds into Project Account No. PL2302 - Household Hazardous Waste Program - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R6 An Ordinance approving an Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado, acting by and through the Colorado Department of Transportation, Project: BRO M086-104 (26412) Pueblo 18th Street Bridge Rehab, accepting a grant in the amount of \$448,000.00, establishing Project Account CI2446, 18th Street Rehabilitation, transferring \$112,000.00 from Project Account HUAN01, Street Resurfacing Project to Project Account CI2446, 18th Street Bridge Rehabilitation Project, budgeting and appropriating funds in the amount of \$560,000, and authorizing the Mayor to execute same - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R7 An Ordinance approving and accepting a donation of funds in the amount of \$2,000.00 for deposit into the City's General Fund from the Beulah Historical Society to the City of Pueblo, to offset costs incurred for the fabrication and installation of highway memorial signs on Colorado State Highway 78 honoring PFC Mike Hanratty - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R8 An Ordinance approving a maintenance IGA between the City of Pueblo, a Colorado Municipal Corporation; Pueblo County, a political subdivision of the State of Colorado; and the State of Colorado by and through the Colorado Department of Transportation related to the maintenance of installed roadway improvements along the Medal of Honor Boulevard corridor, and authorizing the Mayor to execute said agreement - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R9 An Ordinance approving an intergovernmental agreement between the City of Pueblo, and Custer County relating to mutual aid in the provisions of the Fire Protection and other emergency services, and authorizing the Mayor to execute the same - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R10 An Ordinance approving and accepting a grant funding agreement and all applicable conditions pertaining thereto from the Colorado Auto Theft Prevention Authority ("CATPA")

relating to the Beat Auto Theft Through Law Enforcement (“BATTLE”) Team, establishing Project No. PS2405, budgeting and appropriating funds to project number PS2405, and authorizing the Mayor to execute same - *Introduced August 12, 2024 by Councilor Regina Maestri*

- R11 An Ordinance approving and authorizing the Mayor to sign a Facility Use Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the Pueblo City-County Library District, A Nonprofit Entity, for use of Certain Park Premises - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R12 An Ordinance approving Amendment No. 1 to the professional services agreement between the City of Pueblo and Gruen Gruen + Associates, LLC, a Limited Liability Corporation in the state of Illinois, in the amount of \$19,000 with \$1,610 in contingencies to update the Strategic Housing Assessment completed in September of 2021 - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R13 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, 17-5, 17-6, 17-8, 17-9, and 17-10 of the Charter of the City of Pueblo and fixing the ballot title therefor - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R14 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, and 15-6 of the Charter of the City of Pueblo and fixing the ballot title therefor - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R15 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 - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R16 An Ordinance amending Chapter 6 of Title XVI of the Pueblo Municipal Code relating to and increasing sewer user charges. - *Introduced August 12, 2024 by Councilor Regina Maestri*
- R17 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 - *Introduced August 12, 2024 by Councilor Regina Maestri*

S. COUNCIL MEMBER CONFLICT OF INTEREST

Councilor Sarah Martinez may ask to be excused from the meeting due to a conflict of interest with agenda item number S-1.

- S1 An Ordinance approving an engagement agreement with Koncilja Energy Law and Policy for representation in Public Utilities Commission proceeding No. 24AL-0275E, approving the corresponding Joint Interest Agreement, and authorizing the Mayor to execute the same - *Introduced August 12, 2024 by Councilor Regina Maestri*

T. ADJOURN