



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
#1 CITY HALL PLACE
MONDAY, AUGUST 12, 2024 - 7:00 PM
MINUTES**

A. CALL TO ORDER

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

F. PUBLIC FORUM

- Jose Ortega - Contempt of Court
- Denise Torres - Contempt of Court misuse
- Elvis Martinez - Transparency & more
- Ted Freeman - PEDCO
- Bryan Bailey - Crime/Illegal housing
- Augustine Garcia - Tent City Jail

G. COUNCIL MEMBER AND MAYOR COMMENTARY

Mayor Graham introduced Danny Nunn, Interim Director of Finance and thanked volunteers for coming out to help clean up Northern Ave this weekend.

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

H. REVIEW OF AGENDA

The agenda was reviewed page by page.

I. APPROVAL OF AGENDA

Councilor Maestri, seconded by Councilor Gomez, moved to postpone item R1 to the September 9, 2024 agenda and to approve the agenda as amended.

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

J. READING AND APPROVAL OF MINUTES

J1 CITY COUNCIL MINUTES 07/22/2024

Councilor Maestri, seconded by Councilor Flores, moved to dispense with the reading and approve the Minutes of the Regular Meeting dated **July 22, 2024** as distributed.

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

K. CONSENT AGENDA

L. COMMUNICATIONS

L1 MINUTES OF THE PLANNING AND ZONING COMMISSION REGULAR MEETING FOR 05/08/2024

L2 MINUTES OF THE PLANNING AND ZONING COMMISSION REGULAR MEETING FOR 06/12/2024

M. RESOLUTIONS

M1 A RESOLUTION AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$264,735.45 TO TONY J BELTRAMO & SONS, INC., FOR PROJECT NO. 24-097, ASPHALT IMPROVEMENTS - CAMBRIDGE AVENUE AND AMHERST AVENUE, SETTING FORTH \$53,000 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15703.

M2 A RESOLUTION AUTHORIZING PAYMENT OF TWO HUNDRED AND FIFTY-FIVE THOUSAND DOLLARS (\$255,000) FROM PROJECT NO. CI-2113 - AMERICAN RESCUE PLAN ACT, FOR THE PURPOSES OF ACQUIRING THE MANDATORY RAILROAD PERMITS NEEDED TO COMPLETE THE INSTALLATION OF FIBER-OPTIC CABLE NETWORK INFRASTRUCTURE FOR THE NEW FIRE STATIONS AND WASTEWATER TREATMENT FACILITY, AS AUTHORIZED BY SECTION 603 (A) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35

This Resolution was assigned as 15704.

M3 A RESOLUTION AWARDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$130,914 TO CEDAR RIDGE LANDSCAPE, INC., FOR PROJECT NO. 24-005, CONCRETE IMPROVEMENTS - ELMWOOD GOLF COURSE AND CART PATH, SETTING FORTH \$19,637.10 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15705.

M4 A RESOLUTION APPROVING CONTRACT AMENDMENT NO. 1 IN THE AMOUNT OF \$55,032.44 TO A5 CONSTRUCTION, LLC., FOR PROJECT NO.

24-003, CONCRETE IMPROVEMENTS – CHEYENNE AVENUE (19TH TO 29TH), AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15706.

- M5 A RESOLUTION APPROVING CONTRACT AMENDMENT NO. 1 IN THE AMOUNT OF \$36,309.50 TO BAHAM CONSTRUCTION, INC., FOR PROJECT NO. 23-122, FIRE STATION #5 – TRUCK BAY CONCRETE REPLACEMENT, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15707.

- M6 A RESOLUTION RATIFYING AN EMERGENCY CONSTRUCTION CONTRACT IN THE AMOUNT OF \$3,354.06 WITH K.R. SWERDFEGER CONSTRUCTION, INC. FOR EMERGENCY SANITARY SEWER POINT REPAIR AT 5824 MARK TWAIN LN, FOR PROJECT NO. 20-059 (WWAN03) AND APPROVING THE PURCHASING AGENT'S EXECUTION OF THE SAME.**

This Resolution was assigned as 15708.

- M7 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$232,337.20 TO MARTIN MARIETTA, FOR PROJECT NO. 24-066, ASPHALT IMPROVEMENTS - GRANADA BOULEVARD, SETTING FORTH \$40,000 FOR CONTINGENCIES, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15709.

- M8 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-24-16) TO AMERICAN LEGION 2 FOR THE CLOSURE OF THE 700 BLOCK OF WEST 9TH STREET BETWEEN CRAIG STREET AND WEST STREET TO HOST THEIR CAR/BIKE SHOW ON AUGUST 17, 2024, FROM 6:00 A.M. TO 3:00 P.M.**

This Resolution was assigned as 15710.

- M9 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-24-21) TO PUEBLO COMMUNITY COLLEGE FOR THE USE OF THE PUBLIC RIGHT-OF-WAY ALONG ORMAN AVENUE BETWEEN ARTHUR STREET AND MARILYN PLACE TO HOST ITS ANNUAL WELCOME BACK TO CAMPUS CELEBRATION ON MONDAY, AUGUST 19, 2024**

This Resolution was assigned as 15711.

- M10 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF DANIEL HENDERSON TO THE ELECTRICAL BOARD OF APPEALS - ENGINEER POSITION**

This Resolution was assigned as 15712.

- M11 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF JOHN CHRISMAN TO THE PLUMBING BOARD OF APPEALS - ENGINEER POSITION**

This Resolution was assigned as 15713.

- M12 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF KENNEDY**

**PUGH AND CLAIRE SCHAD TO THE PUEBLO HUMAN RELATIONS
COMMISSION - JOINT APPOINTMENTS**

This Resolution was assigned as 15714.

**M13 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF
THOMAS CARRIGAN, ALYSSA VARGAS-LOPEZ, AND SHAWN VECELLIO TO
SERVE A THREE-YEAR TERM EXPIRING AUGUST 31, 2027, ON THE EL
CENTRO DEL QUINTO SOL BOARD OF DIRECTORS**

This Resolution was assigned as 15715.

**M14 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF ERIK
SEGALL AND JENNIFER HORN TO COMPLETE A THREE-YEAR TERM
EXPIRING DECEMBER 31, 2024 ON THE PUEBLO HUMAN RELATIONS
COMMISSION - CITY APPOINTMENTS**

This Resolution was assigned as 15716.

**M15 A RESOLUTION SETTING THE DATE, TIME AND PLACE FOR THE HEARING
ON ANY OBJECTIONS TO AN ABATEMENT ASSESSMENT AS SEPTEMBER
13, 2024 AT 9:00 A.M. IN CITY COUNCIL CHAMBERS AND DIRECTING THE
MAYOR TO APPOINT A HEARINGS OFFICER**

This Resolution was assigned as 15717.

**M16 A RESOLUTION ESTABLISHING A PLANNING COMMITTEE FOR PHASE III
IMPROVEMENTS OF THE PUEBLO PROFESSIONAL BULL RIDERS
UNIVERSITY AND HERITAGE OF HEROES PROJECT – AQUATICS CENTER
AND WATER PARK**

This Resolution was assigned as 15718.

**M17 A RESOLUTION AMENDING RESOLUTION NO. 15637 TO UPDATE THE
FINANCE ACCOUNT NUMBERS ASSIGNED TO THE PROJECTS TO
CONSTRUCT FIRE STATIONS 6, 8, AND 11; AND TO PROCURE NEW FIRE
APPARATUS**

This Resolution was assigned as 15719.

N. ORDINANCES – FIRST PRESENTATION

**N1 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**

**N2 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

- N3 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**
- N4 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**
- N5 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**
- N6 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**
- N7 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

- N8 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**
- N9 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**
- N10 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**
- N11 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**
- 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 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**
- 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, 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

N14 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

N15 AN ORDINANCE AMENDING CHAPTER 6 OF TITLE XVI OF THE PUEBLO MUNICIPAL CODE RELATING TO AND INCREASING SEWER USER CHARGES.

N16 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

O. APPROVAL OF CONSENT AGENDA

Councilor Maestri, seconded by Councilor Boston, moved to approve all Resolutions Set Forth in the Consent Agenda, Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for August 26, 2024, and Order the Ordinances to be published BY TITLE.

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

P. REGULAR AGENDA

Q. RESOLUTIONS

Q1 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2024 GENERAL FUND BUDGET TO PUEBLO CHAMBER OF COMMERCE IN THE AMOUNT OF \$2,500 TO SPONSOR THE 4TH ANNUAL PUEBLO CHILE FESTIVAL BALLOON FEST ON SEPTEMBER 20–22, 2024

A staff report and detailed review of the Resolution was given by Brian McCain, Chief of Staff

- Sally Carter McInnis appeared in person to speak in favor of this Resolution
- Bret Verna appeared in person to speak in favor of this Resolution

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

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

This Resolution was assigned as 15720.

Q2 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2024 GENERAL FUND BUDGET TO LA RAZA SERVICES, INC., DBA SERVICIOS DE LA RAZA IN THE AMOUNT OF \$2,000 TO SPONSOR THE 3RD ANNUAL CHILDREN'S DAY ON FRIDAY, MAY 17, 2024

A staff report and detailed review of the Resolution was given by Brian McCain, Chief of Staff.

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

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

This Resolution was assigned as 15721.

R. ORDINANCES – FINAL PRESENTATION

R1 AN ORDINANCE CREATING AND RESERVING SECTIONS 7-3-52 THROUGH 7-3-61 FOR FUTURE ADDITIONS TO THE PUEBLO MUNICIPAL CODE AND CREATING A NEW ARTICLE V CONTAINING SECTIONS 7-3-62 THROUGH 7-3-72 OF CHAPTER 3 OF TITLE VII OF THE PUEBLO MUNICIPAL CODE REGULATING THE USE AND MANAGEMENT OF SHOPPING CARTS WITHIN THE CITY

This item was postponed to the September 9, 2024 agenda.

R2 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

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 Flores, moved to approve the Ordinance on final presentation.

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

This Ordinance was assigned as 10747.

R3 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

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 Boston, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as 10748.

R4 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

A staff report and detailed review of the Ordinance was given by Scott Hobson, Acting Director of Planning & Community Development. Mr. Hobson requested that the Planning & Zoning documents for this item, Case #V-23-05 dated March 13, 2024, be made part of the record for this hearing. So ordered by President Aliff.

A staff report and detailed review of the Ordinance was given by Scott Hobson, Interim Director of Planning & Community Development.

PUBLIC HEARING:

Seeing no one 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 Boston, Councilor Flores, Councilor Gomez, Councilor Latino, Councilor Maestri, Councilor Martinez. **Nays:** None. Motion Passed 7-0.

This Ordinance was assigned as 10749.

R5 AN ORDINANCE APPROVING THE HISTORIC ARKANSAS RIVERWALK PROJECT, FILING NO. 4 SUBDIVISION

A staff report and detailed review of the Ordinance was given by Scott Hobson, Acting Director of Planning & Community Development. Mr. Hobson requested that the Planning & Zoning documents for this item, Case #S-23-06 dated March 13, 2024, be made part of the record for this hearing. So ordered by President Aliff.

PUBLIC HEARING:

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

Councilor Boston, seconded by Councilor Maestri, moved to approve the Ordinance on final presentation.

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

This Ordinance was assigned as 10750.

R6 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

A staff report and detailed review of the Ordinance was given by Scott Hobson, Acting Director of Planning & Community Development.

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.

Councilor Maestri, seconded by Councilor Boston, amended the motion to postpone this item to the August 26, 2024 agenda.

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

R7 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

A staff report and detailed review of the Ordinance was given by Scott Hobson, Acting Director of Planning & Community Development

PUBLIC HEARING:

- Brenda Haddad appeared via zoom to speak in favor of this ordinance

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

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

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

This Ordinance was assigned as 10751.

R8 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

A staff report and detailed review of the Ordinance was given by Barb Huber, Fire Chief.

PUBLIC HEARING:

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

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

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

This Ordinance was assigned as 10752.

R9 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

A staff report and detailed review of the Ordinance was given by James Martin, Deputy Police Chief.

PUBLIC HEARING:

- Bill Genoves appeared in person to speak in favor of this ordinance

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

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

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

This Ordinance was assigned as 10753.

R10 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

A staff report and detailed review of the Ordinance was given by Marisa Stoller, City Clerk.

PUBLIC HEARING:

- Elvis Martinez appeared in person to speak in favor of this ordinance

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

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

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

This Ordinance was assigned as **10754**.

R11 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

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

PUBLIC HEARING:

- Elvis Martinez appeared in person to speak against this ordinance

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

This Ordinance was assigned as **10755**.

R12 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

A staff report and detailed review of the Ordinance was given by Marisa Stoller, City Clerk.

PUBLIC HEARING:

- Elvis Martinez appeared in person to speak against this ordinance

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

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

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

This Ordinance was assigned as 10756.

S. COUNCIL MEMBER CONFLICT OF INTEREST

Councilor Maestri was excused from the meeting due to a conflict of interest.

S1 A RESOLUTION APPROVING CONTRACT AMENDMENT NO. 1 IN THE AMOUNT OF \$348,291.26 TO PASHCO ROOFING, INC. DBA COLORADO FRONT RANGE ROOFING, FOR PROJECT NO. 23-100R, ROOF REPLACEMENT – STREETS MAINTENANCE FACILITY REBID, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

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

- Elvis Martinez appeared in person to speak against this ordinance

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

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

This Resolution was assigned as 15722.

T. COMMUNICATIONS

T1 A CITIZEN FILED AN ETHICS COMPLAINT AGAINST COUNCILOR REGINA MAESTRI

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

Councilor Gomez, seconded by Councilor Latino, moved to investigate the complaint.

Roll Call - **Ayes:** Councilor Gomez. **Nays:** President Aliff, Councilor Boston, Councilor Flores, Councilor Latino, Councilor Martinez. Motion Failed 1-5.

T2 A CITIZEN FILED AN ETHICS COMPLAINT AGAINST COUNCILOR REGINA MAESTRI

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

Councilor Latino, seconded by President Aliff, moved to accept the communication.

Roll Call - **Ayes:** President Aliff, Councilor Boston, Councilor Gomez, Councilor Latino, Councilor Martinez. **Nays:** Councilor Flores. Motion Passed 5-1.

Councilor Flores, seconded by Councilor Gomez, moved to dismiss the complaint.

Roll Call - **Ayes:** President Aliff, Councilor Boston, Councilor Flores, Councilor Latino, Councilor Martinez. **Nays:** Councilor Gomez. Motion Passed 5-1.

U. ADJOURN

President Aliff adjourned the meeting at 10:27 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "M. Stoller", written in a cursive style.

Marisa Stoller
City Clerk