



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
#1 CITY HALL PLACE
MONDAY, SEPTEMBER 9, 2024 - 7:00 PM
MINUTES**

A. CALL TO ORDER

President Aliff called the meeting to order at 7:16 p.m.

B. INVOCATION

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

Council Members Present: Mark Aliff, Brett Boston, Roger Gomez, Joe Latino, Regina Maestri, Sarah Martinez.

Council Members Present via Zoom: Dennis Flores.

Council Members Absent: None.

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

E. SPECIAL RECOGNITIONS

F. PUBLIC FORUM

- Augustine Garcia - 501c3
- Bill Genovese - Needles/Illegals/children
- Christi Bynum - Sweeps
- Amanda Welty-Soto - Homeless Sweeps
- Kirsten Nicholas - Homeless & Disabled Access
- Doug Crow - Vehicle Noise

G. COUNCIL MEMBER AND MAYOR COMMENTARY

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

Mayor Graham reviewed the 4th St to 8th St cleanup, departments who aided in the cleanup, and the 430 tons of trash taken out of the area. She also detailed the number of beds available at the shelter every night of the cleanup. \$16.7 million dollars has been committed over the past

four years for unhoused support services.

H. REVIEW OF AGENDA

The agenda was reviewed page by page.

I. APPROVAL OF AGENDA

Councilor Martinez, seconded by Councilor Maestri, moved to move items M3, M14, and N19 to the consent 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

Councilor Maestri, seconded by Councilor Gomez, moved to dispense with the reading and approve the Minutes of the Special Meeting dated **August 14, 2024** and the Regular Meeting dated **August 26, 2024** as distributed.

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

J1 CITY COUNCIL SPECIAL MEETING MINUTES 08/14/2024

J2 CITY COUNCIL MEETING MINUTES 08/26/2024

K. PUBLIC HEARINGS

K1 PUBLIC HEARING FOR THE PURPOSE OF RECEIVING PUBLIC TESTIMONY AS IT PERTAINS TO CERTAIN LEGISLATIVE FINDINGS AND APPROVING THE WEST PUEBLO URBAN RENEWAL PLAN AND THE COLORADO SMELTER URBAN RENEWAL PLAN REQUIRED COUNCIL ACTION: OPEN THE HEARING, RECEIVE PUBLIC TESTIMONY, AND CLOSE THE HEARING. REFERENCE ITEMS R17 AND R18

PUBLIC HEARING:

- A woman from Bessemer appeared in person to speak in favor of these ordinances
- Pam Cokeman appeared in person to speak in favor of these ordinances
- Dimitri Martin appeared in person to speak in favor of these ordinances

Seeing no one else wished to speak, President Aliff closed the public hearing.

L. CONSENT AGENDA

M. RESOLUTIONS

M1 A RESOLUTION AWARDED A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$903,508.35 TO FORTIS GENERAL CONTRACTING, FOR PROJECT NO. 24-055, MINERAL PALACE GREENHOUSE CONSTRUCTION, SETTING FORTH \$126,224.00 FOR CONTINGENCIES, AND AUTHORIZING

THE PURCHASING AGENT TO EXECUTE SAME

This Resolution was assigned as 15738.

- M2 A RESOLUTION APPROVING CONTRACT AMENDMENT NO. 1 IN THE AMOUNT OF \$298,114.97 TO PYRAMID CONSTRUCTION, INC., FOR PROJECT NO. 24-030, ASPHALT AND UTILITY IMPROVEMENTS – DILLON DRIVE (RR BRIDGE TO EAGLERIDGE BOULEVARD), AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME**

This Resolution was assigned as 15739.

- M4 A RESOLUTION TRANSFERRING \$78,231.26 TO PROJECT NO. CD2014 FOR THE MITCHELL PARK GAZEBO INSTALLATION. THE FUNDS SHALL BE TRANSFERRED FROM PROJECT NO. CD2018**

This Resolution was assigned as 15740.

- M5 A RESOLUTION TRANSFERRING \$903.20 TO PROJECT NO. HO1650 FOR SEWER REPAIRS AND RELATED RESTORATION TO NANCY'S PLACE YOUTH TRANSITIONAL HOUSING AT 2105 NORMAN LN. THE FUNDS SHALL BE TRANSFERRED FROM PROJECT NO. HO2150**

This Resolution was assigned as 15741.

- M6 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF JEAN LATKA TO THE COMMUNITY SERVICES ADVISORY COMMISSION (CSAC)**

This Resolution was assigned as 15742.

- M7 A RESOLUTION RATIFYING PACOG'S JOINT APPOINTMENT OF DAN WHITE TO THE PLUMBING BOARDS OF APPEALS - CONTRACTOR POSITION**

This Resolution was assigned as 15743.

- M8 A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF JOSH ALLISON TO COMPLETE A THREE-YEAR TERM EXPIRING ON SEPTEMBER 30, 2025 ON THE PUEBLO MEMORIAL AIRPORT ADVISORY COMMITTEE.**

This Resolution was assigned as 15744.

- M9 A RESOLUTION RATIFYING THE PCCLD SELECTION COMMITTEE'S JOINT APPOINTMENT OF JESSI ONES TO THE PUEBLO CITY-COUNTY LIBRARY DISTRICT BOARD OF TRUSTEES**

This Resolution was assigned as 15745.

- M10 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-24-23) TO THE PUEBLO FARMERS MARKET, LLC, FOR THE USE OF ALAN HAMEL AVENUE FROM MAIN STREET TO DRIVEWAY AT HARP TO HOST A FARMERS MARKET AND MOVIE ON THE RIVERWALK**

This Resolution was assigned as 15746.

- M11 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-24-26) TO THE P.L.A.C.E. (PUEBLO'S LEGACY AND COMMUNITY EXPERIENCE) PROJECT FOR THE USE OF THE PUBLIC RIGHT-OF-WAY ALONG CLEMSON AVENUE FROM LEHIGH AVENUE TO FORDHAM CIRCLE**

FOR THE PURPOSE OF FACILITATING A COMMUNITY BLOCK PARTY

This Resolution was assigned as 15747.

M12 A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT (REV-24-27) TO THE WALTER BREWING COMPANY FOR THE USE OF A PORTION OF ONEIDA STREET TO HOST THEIR 3RD ANNUAL OKTOBERFEST EVENT

This Resolution was assigned as 15748.

M13 A RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A CONTRACT FOR SPECIALIZED TRANSPORTATION RELOCATION STUDY UPDATE TO STANTEC CORP

This Resolution was assigned as 15749.

N. ORDINANCES – FIRST PRESENTATION

N1 AN ORDINANCE TRANSFERRING \$503,915.07 FROM WW9999 TO WWAN03, FOR PROJECT NO. 20-059 (WWAN03) 2021-2023 SANITARY SEWER POINT REPAIR - 250 WILLIAM WHITE BLVD PROJECT AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE THE SAME.

N2 AN ORDINANCE APPROVING THE TRANSFER, BUDGET AND APPROPRIATION OF \$48,000 FROM THE AIRPORT IMPROVEMENT TRUST FUND TO PROJECT ACCOUNT APAN03 – VEHICLES & EQUIPMENT FOR THE PURPOSE OF PURCHASING EQUIPMENT FROM THE DENVER INTERNATIONAL AIRPORT SURPLUS SALE

N3 AN ORDINANCE APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AND THE STATE OF COLORADO, OFFICE OF PUBLIC SAFETY COMMUNICATIONS TO CONTINUE THE ESTABLISHED COOPERATIVE RELATIONSHIP RELATED TO THE CITY'S PARTICIPATION IN THE STATE DIGITAL TRUNKED RADIO SYSTEM AND THE CO-LOCATION OF STATE EQUIPMENT INSTALLED ON CITY-OWNED TOWERS AND FACILITIES, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

N4 AN ORDINANCE APPROVING AND ADOPTING A 2024 ADDENDUM TO THE PUEBLO REGIONAL COMPREHENSIVE PLAN FOR THE PHYSICAL DEVELOPMENT OF PUEBLO, A COLORADO MUNICIPAL CORPORATION

N5 AN ORDINANCE AMENDING ZONING RESTRICTIONS TO REZONE APPROXIMATELY 1.4-ACRES LOCATED AT 1003 LIBERTY LANE FROM R-1, SINGLE-FAMILY ZONE DISTRICT TO R-5, MIXED RESIDENTIAL AND OFFICE ZONE DISTRICT

N6 AN ORDINANCE AMENDING ZONING RESTRICTIONS TO REZONE APPROXIMATELY 14.08-ACRES GENERALLY LOCATED WEST OF JERRY MURPHY ROAD AND NORTH OF BLUESTEM BOULEVARD FROM R-2, SINGLE FAMILY RESIDENTIAL ZONE DISTRICT, TO S-1, GOVERNMENT USE ZONE DISTRICT

N7 AN ORDINANCE APPROVING FIRE STATION NO. 8 SUBDIVISION

N8 AN ORDINANCE AMENDING ZONING RESTRICTIONS TO REZONE .48-ACRES OF LAND AT 3002 SOUTH PRAIRIE AVENUE FROM R-2, SINGLE FAMILY RESIDENTIAL ZONE DISTRICT TO I-2, INDUSTRIAL ZONE DISTRICT

N9 AN ORDINANCE VACATING A PORTION OF A DRAINAGE EASEMENT LOCATED 1315 EAST 7TH STREET

N10 AN ORDINANCE VACATING A PORTION OF A DRAINAGE EASEMENT LOCATED IN LOT 1, BLOCK 2, NORTH VISTA, HIGHLANDS, FILING NO. 2

N11 AN ORDINANCE APPROVING THE NORTH VISTA HIGHLANDS, FILING NO. 9, A SPECIAL AREA PLAN SUBDIVISION LOCATED SOUTH OF HOME OF HEROS PARKWAY AND WEST OF WALKING STICK BOULEVARD

N12 AN ORDINANCE APPROVING A SPECIAL AREA PLAN FOR THE NORTH VISTA HIGHLANDS, FILING NO. 9

N13 AN ORDINANCE AMENDING THE FISCAL YEAR 2024 STAFFING ORDINANCE BY CONVERTING EIGHT (8) FULL-TIME VACANT FIREFIGHTER POSITIONS TO THREE (3) ASSISTANT FIRE CHIEF POSITIONS AND FIVE (5) FIRE LIEUTENANT POSITIONS WITHIN THE AUTHORIZED STAFFING OF THE FIRE DEPARTMENT

N14 AN ORDINANCE AMENDING THE FISCAL YEAR 2024 STAFFING ORDINANCE BY ADDING ONE (1) FULL-TIME FIRE LIEUTENANT POSITION TO THE AUTHORIZED STAFFING OF THE FIRE DEPARTMENT

N15 AN ORDINANCE APPROVING A MEMORANDUM OF UNDERSTANDING BY AND BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE COLORADO STATE PATROL, "BATTLE", BEATING AUTO THEFT THROUGH LAW ENFORCEMENT TEAM

N16 AN ORDINANCE APPROVING AND ACCEPTING A GRANT AGREEMENT AND APPLICABLE CONDITIONS PERTAINING THERETO WITH THE COLORADO DEPARTMENT OF TRANSPORTATION (CDOT) FOR THE "A STEP TOWARDS REDUCING TRAFFIC FATALITIES" GRANT, IN THE AMOUNT OF \$76,000, FROM OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2025, ESTABLISHING PROJECT NUMBER PS2408, BUDGETING AND APPROPRIATING FUNDS INTO PROJECT PS2408, AND AUTHORIZING MAYOR GRAHAM TO EXECUTE SAME

N17 AN ORDINANCE APPROVING AN AGREEMENT TO PURCHASE AND SALE OF REAL ESTATE BETWEEN THE BISHOP OF PUEBLO, A CORPORATION SOLE, AND THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, FOR THE PURCHASE OF EASTWOOD SUBDIVISION – BLOCKS 28 AND 33 REARRANGMENT OF PROPERTY BOUNDARIES IN THE AMOUNT OF \$120,000.00 TO BE PAID FROM PROJECT NO. CI2113 – AMERICAN RESCUE PLAN ACT, AS AUTHORIZED BY SECTION 603(A) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35 AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

N18 AN ORDINANCE AMENDING ARTICLE 6, CHAPTER 1, OF TITLE XI OF THE PUEBLO MUNICIPAL CODE TO ALLOW FOR THE LAWFUL CONCEALED CARRY OF FIREARMS WITHIN PUEBLO CITY HALL

O. APPROVAL OF CONSENT AGENDA

Councilor Maestri, seconded by Councilor Gomez, moved to approve all Resolutions Set Forth in the Consent Agenda, Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for September 23, 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

M3 A RESOLUTION AWARDDING A PUBLIC TRANSPORTATION ROUTE STUDY CONTRACT IN THE AMOUNT OF \$200,000 TO DEVELOP A POTENTIAL COMMUTER SHUTTLE TO THE PUEBLO AIRPORT INDUSTRIAL COMPLEX AIMED AT PROVIDING EFFICIENT WORKFORCE TRANSPORTATION BENEFITTING ECONOMICALLY DISADVANTAGED INDIVIDUALS

This item was removed from the consent agenda.

A staff report and detailed review of the Resolution was given by Chuck Lopez, Pueblo Transit Operations.

Councilor Gomez, seconded by Councilor Martinez, 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 15750.

M14 A RESOLUTION AMENDING THE PUEBLO MUNICIPAL CODE, APPENDIX A - LEGISLATIVE PROCEDURES AND RULES OF COUNCIL TO CREATE A POLICY AND PROCEDURE FOR COUNCIL MEMBERS' PROPOSED ORDINANCES

This item was removed from the consent agenda.

A staff report and detailed review of the Resolution was given by Harley Gifford, Deputy City Attorney.

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

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

N19 AN ORDINANCE APPROVING AN AMENDMENT TO THE ANIMAL SERVICES CONTRACT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND PUEBLO COUNTY, A POLITICAL SUBDIVISION OF THE STATE OF COLORADO, AND THE HUMANE SOCIETY OF THE PIKES PEAK REGION, A COLORADO NON-PROFIT CORPORATION DATED JANUARY 1, 2023 TO INCREASE THE COMPENSATION BY \$100,000 TO HELP OFFSET THE COSTS OF AN INCREASED NEED FOR SERVICES; BUDGETING AND APPROPRIATING \$100,000 TO THE NON-DEPARTMENTAL ACCOUNT; AND AUTHORIZING THE MAYOR TO EXECUTE SAID AMENDMENT

This item was removed from the consent agenda.

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

Councilor Martinez, seconded by Councilor Maestri, motioned to amend the Ordinance to read, "An Ordinance approving an amendment to the Animal Services Contract between the City of Pueblo, a Colorado Municipal Corporation and Pueblo County, a Political Subdivision of the State of Colorado, and the Humane Society of the Pikes Peak Region, a Colorado non-profit corporation dated January 1, 2023 to increase the compensation by \$100,000 to help offset the costs of an increased need for services; budgeting and appropriating \$100,000 to the non-departmental account; and authorizing the Mayor to execute said amendment," to pass the ordinance as amended, setting the public hearing for September 23, 2024, and order the ordinance to be published BY TITLE.

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

Q. RESOLUTIONS

Q1 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2024 GENERAL FUND BUDGET TO THE PUEBLO CHORAL SOCIETY IN THE AMOUNT OF \$2,500 TO SPONSOR THE 4TH ANNUAL OLD FASHIONED CHRISTMAS ON DECEMBER 13, 2024, AT MEMORIAL HALL

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

Councilor Gomez, seconded by Councilor Maestri, 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 15751.

Q2 A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2024 GENERAL FUND BUDGET TO LATINO CHAMBER DEVELOPMENT FOUNDATION IN THE AMOUNT OF \$1,000 TO SPONSOR THE 17TH ANNUAL LATINO LIFETIME ACHIEVEMENT AWARD CEREMONY ON THURSDAY, SEPTEMBER 19, 2024, AT 11:30 AM IN THE OCCHIATO BALLROOM ON THE CSU PUEBLO CAMPUS

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

Councilor Boston, seconded by Councilor Maestri, 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 15752.

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

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:** Councilor Boston, Councilor Flores, Councilor Latino, Councilor Martinez. **Nays:** President Aliff, Councilor Gomez, Councilor Maestri. Motion Passed 4-3.

This Ordinance was assigned as 10773.

R2 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 TAXILANE (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

A staff report and detailed review of the Ordinance was given by Greg Pedroza, Airport Director.

PUBLIC HEARING:

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

Councilor Maestri, 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 **10774.**

R3 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

A staff report and detailed review of the Ordinance was given by Greg Pedroza, Airport Director.

PUBLIC HEARING:

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

Councilor Maestri, 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 **10775.**

R4 AN ORDINANCE APPROVING THE LA BELLA PIAZZA SUBDIVISION GENERALLY LOCATED SOUTH OF WEST PUEBLO BOULEVARD AND WEST OF GRANADA BOULEVARD

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 #S23-10 dated March 13, 2024, be made part of the record for this hearing. So ordered by President Aliff.

PUBLIC HEARING:

- Blain Berkins appeared in person to speak in favor of this ordinance

Seeing no one 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 **10776**.

R5 AN ORDINANCE ESTABLISHING 2025 PUEBLO RURAL TRANSPORTATION PLANNING PROJECT, TP2402, AND BUDGETING AND APPROPRIATING FUNDS IN THE AMOUNT OF \$12,000 FOR SAID PROJECT

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 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 **10777**.

R6 AN ORDINANCE DESIGNATING 330 SOUTH CITY PARK AVENUE, CITY PARK BATH HOUSE, AS A LOCAL HISTORIC LANDMARK

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 and Historic Preservation Commission documents for this item, Case #HPC24-07 dated August 21, 2024, be made part of the record for this hearing. So ordered by President Aliff. Letters from various members of the public were entered into the record as Exhibit 1.

PUBLIC HEARING:

- George Koncilja appeared in person to speak in favor of this ordinance
- Brett Verna appeared in person to speak in favor of this ordinance
- Mark Mihelage appeared in person to speak in favor of this ordinance
- James Koncilja appeared in person to speak in favor of this ordinance
- Jan Shrainer appeared in person to speak in favor of this ordinance
- Steven Meier appeared in person to speak against this ordinance
- Jim Valentine appeared in person to speak against this ordinance
- Amy Herting Smith appeared in person to speak against this ordinance
- Charles Roy appeared in person to speak against this ordinance
- Mike Galley 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 Gomez, moved to approve the Ordinance on final presentation.

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

This Ordinance was assigned as 10778.

R7 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

A staff report and detailed review of the Ordinance was given by Bob Jagger, Deputy City Attorney.

PUBLIC HEARING:

- Jimmy Quintana appeared in person to speak in favor of this ordinance
- Brett Verna 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 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 10779.

R8 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

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

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 10780.

R9 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**

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

PUBLIC HEARING:

Seeing no one 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 10781.

**R10 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**

A staff report and detailed review of the Ordinance was given by Andra Ahrens, Director of Wastewater.

PUBLIC HEARING:

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

Councilor Gomez, 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 10782.

**R11 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**

A staff report and detailed review of the Ordinance was given by Danny Nunn, Acting Director of Finance.

PUBLIC HEARING:

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

Councilor Latino, 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 10783.

R12 AN ORDINANCE RESCINDING ORDINANCE 10714, ESTABLISHING PROJECT NO. LT2409 - ELIZABETH STREET PARKWAY OUTDOOR BASKETBALL COURTS MURAL PROJECT, AND BUDGET AND APPROPRIATE FUNDS IN THE AMOUNT OF \$10,000 TO PROJECT NO. CI2447

A staff report and detailed review of the Ordinance was given by Steven Meier, Director of Parks & Recreation.

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 10784.

R13 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

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

PUBLIC HEARING:

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

Councilor Gomez, 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 10785.

R14 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

A staff report and detailed review of the Ordinance was given by Charles Roy, Deputy Director of Public Works.

PUBLIC HEARING:

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

Councilor Latino, 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 10786.

R15 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

A staff report and detailed review of the Ordinance was given by Charles Roy, Deputy Director of Public Works.

PUBLIC HEARING:

Seeing no one 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 10787.

R16 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

A staff report and detailed review of the Ordinance was given by Harley Gifford, Deputy City Attorney.

PUBLIC HEARING:

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

Councilor Latino, seconded by Councilor Gomez, 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 10788.

R17 AN ORDINANCE MAKING CERTAIN LEGISLATIVE FINDINGS AND APPROVING THE WEST PUEBLO URBAN RENEWAL PLAN

A staff report and detailed review of the Ordinance was given by Jerry Pacheco, PURA Director.

PUBLIC HEARING:

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

Councilor Gomez, 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 Martinez. **Nays:** Councilor Maestri. Motion Passed 6-1.

This Ordinance was assigned as 10789.

R18 AN ORDINANCE MAKING CERTAIN LEGISLATIVE FINDINGS AND APPROVING THE COLORADO SMELTER URBAN RENEWAL PLAN

A staff report and detailed review of the Ordinance was given by Jerry Pacheco, PURA Director.

PUBLIC HEARING:

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

Councilor Martinez, 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 Martinez. **Nays:** Councilor Maestri. Motion Passed 6-1.

This Ordinance was assigned as 10790.

S. COUNCIL MEMBER CONFLICT OF INTEREST

T. COMMUNICATIONS

T1 A CITIZEN FILED AN ETHICS COMPLAINT AGAINST COUNCILOR JOE LATINO

Councilor Latino was recused for a conflict of interest.

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

Councilor Maestri, seconded by Councilor Gomez, moved to accept the communication.

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

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

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

U. ADJOURN

President Aliff adjourned the meeting at 12:08 p.m.

Respectfully submitted,

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

Marisa Stoller
City Clerk