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

TUESDAY, OCTOBER 15, 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 Tim Miessler, Calvary Church of Pueblo

C. PLEDGE OF ALLEGIANCE

D. ROLL CALL

E. SPECIAL RECOGNITIONS

E1 Proclamation Presentation: "Domestic Violence Awareness Month - October 2024" - Sandy Morrison, Director of Development and Operations at Mariposa Center for Safety

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 September 23, 2024, as distributed.

J1 City Council Meeting Minutes 09/23/2024

K. COMMUNICATIONS

K1 Submission of the Mayor's Recommended Budget for the Fiscal Year 2025
Required Council Action: Motion to Receive the 2025 Proposed Budget, Set the Budget Public Hearing for **Monday, October 28, 2024,** and Order the *Notice of Budget Public Hearing* to be Published.

L. 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.*

M. RESOLUTIONS

M1 A Resolution awarding a construction contract in the amount of $2,332,401.25 to Russ Grading and Excavating LLC and setting forth $466,480 for contingencies and additional work, for Project No. 24-113 (WW2001) West Side Interceptor Upsize Project and authorizing the Purchasing Agent to execute the same

M2 A Resolution awarding a construction contract in the amount of $1,438,085 to Miller Pipeline LLC and setting forth $287,617 for contingencies and additional work for Project No. 24-114 (CI2113) Sanitary Sewer Extension at Northern Avenue Project and authorizing the Purchasing Agent to execute the same

M3 A Resolution awarding an agreement for professional engineering services in the amount of $262,925.00 to Respec Company, LLC, a South Dakota limited liability company, for Project No. 24-098 State Fair and Bessemer neighborhood drainage improvements design and analysis and authorizing the Purchasing Agent to execute the same

M4 A Resolution approving Contract Amendment No. 2 in the amount of $210,319.65 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

M5 A Resolution awarding an agreement for Professional Consulting Services in the amount of $125,000.00 to CMTA, Inc., for Project No. 24-077 Energy Performance Contracting and authorizing the Purchasing Agent to execute same

M6 A Resolution awarding a Construction Contract in the amount of $100,000.00 to Rockies Environmental and Demolition Services, for Project No. 24-053, Abate and Demolish - 519 West 11th Street (CDBG), setting forth $12,500.00 for contingencies, and authorizing the Purchasing Agent to execute same

M7 A Resolution awarding a construction contract in the amount of $69,391.90 to FRPHI ECS & Landscaping and setting forth $13,878.00 for contingencies and additional work for Project No. 24-111 (WWAN04) Wastewater Reclamation Facility Sand Bed Rehabilitation Project and authorizing the Purchasing Agent to execute the same

M8 A Resolution ratifying the award of an emergency construction contract in the amount of $33,584.80 to Parker Excavating Inc., a Colorado Corporation, for Project No. 23-040 (SWAN03) - for emergency storm sewer point repair on Gateway Drive and approving a change order in the amount of $5,644.44 for additional work and materials, and authorizing and approving the Purchasing Agent's execution of the same

M9 A Resolution ratifying the award of an emergency construction contract in the amount of $16,600.00 to Parker Excavating Inc., a Colorado Corporation, for Project No. 23-040 (SWAN03) - for emergency storm sewer point repair at 2116 Toronto Street and approving a change order in the amount of $6,249.88 for additional work and materials, and authorizing and approving the Purchasing Agent's execution of the same

M10 A Resolution awarding a construction contract in the amount of $14,051.00 to Doug Vaughn, LLC for Project No. 24-102, Concrete Improvements - 200 Block West 3rd Street, setting forth $3,000.00 for contingencies, and authorizing the Purchasing Agent to execute same

M11 A Resolution ratifying an emergency construction contract in the amount of $8,425.29 with

Parker Excavating, Inc. For Emergency Sanitary sewer point repair at 2911 Country Club Dr., Project No. 24-033 (WWAN03) and approving the Purchasing Agent's execution of the same

M12 A Resolution approving master contracts for Professional Civil Geotechnical Engineering Consulting Services between Pueblo, A Colorado Municipal Corporation, and Kumar & Associates, Inc., RockSol Consulting Group, Inc., and Geocal, Inc., for Project No. 24-059 Geotechnical and Materials Testing Services and authorizing the Purchasing Agent to execute same

M13 A Resolution confirming the appointment by the Mayor of Joshua Carpenter and Jacqueline Rutherford to serve a three-year term expiring November 1, 2027, on the Pueblo Streetscape Advisory Committee

M14 A Resolution confirming the appointment by the Mayor of Velissia Arzapalo to complete a three-year term expiring December 31, 2025, on the Pueblo Human Relations Commission

M15 A Resolution confirming the appointment by the Mayor of Raymond Chavez, Jr. to complete a four-year term expiring January 1, 2026, on the Historic Preservation Commission

M16 A Resolution authorizing the issuance of a Revocable Permit (REV-24-37) to the YMCA of Pueblo for the use of one lane of Spaulding Avenue and one lane of Parker Blvd. for their 2024 YMCA Spooky Sprint 5K run/walk event

M17 A Resolution authorizing the issuance of a Revocable Permit (REV-24-33) to the HARP Authority for the use of Victoria Street from the HARP Parking Lot at 101 South Victoria Avenue to Greenwood for the purpose of facilitating a "Fright Night" event

N. ORDINANCES – FIRST PRESENTATION

N1 An Ordinance amending Pueblo Municipal Code on Marijuana, revising 11-10-103, 11-10-201 through 11-10-204, 11-10-505, 11-11-103, 11-11-201 through 11-11-204, and 11-11-505

N2 An Ordinance amending Pueblo Municipal Code on alcohol beverages, revising 11-3-1 through 11-3-13, 11-3-15, 11-3-26, 11-3-41, 11-3-43 through 11-3-46, 11-3-50 through 11-3-52, 11-3-61 through 11-3-63, 11-3-72, and 11-3-74 through 11-3-78

N3 An Ordinance approving, accepting, and budgeting a Multimodal Transportation and Mitigation Option Funds Grant Award, and applicable conditions pertaining thereto, between the City of Pueblo, a Colorado Municipal Corporation, the Pueblo Area Council of Governments, and Colorado Department of Transportation establishing Project No. PT2303, budgeting and appropriating $65,000.00, and authorizing the Mayor to execute same

N4 An Ordinance amending Section 14-4-76 of the Pueblo Municipal Code relating to sales tax exemption with respect to occasional sales by state qualifying charitable organizations and increasing the annual qualifying amount for occasional sales to make consistent with state statute

N5 An Ordinance amending Section 14-4-76 of the Pueblo Municipal Code relating to essential and nonessential articles furnished in connection with the sale of taxable food and making same consistent with the laws of the State Of Colorado

N6 An Ordinance electing to certify Abatement Assessment Roll No. 2024-1 to the County Treasurer and to have the County Treasurer collect in the same manner as other taxes

N7 An Ordinance approving a lease agreement between the City of Pueblo, a Colorado

Municipal Corporation, and Colorado Energy Recyclers, LLC for the use of 13-acres of city-owned property contained within lot 1, St. Charles Industrial Park, Filing No. 3 and authorizing the Mayor to execute same

N8 An Ordinance designating 115 East Routt Avenue, Pueblo Divine Science Church, as a Local Historic Landmark

N9 An Ordinance amending zoning restrictions to rezone 634 Goodnight Avenue from R-2, Single-Family Residential Zone District to CCN, Commercial Charter Neighborhood Zone District

N10 An Ordinance amending zoning restrictions to rezone 3215 Lake Avenue, located south of Pueblo Bouldevard and west of Lake Avenue from I-2,Industrial Zone District to R-6, Multiple Residential and Commercial Zone District

N11 An Ordinance amending zoning restrictions of the Belmont Place, Planned Unit Development to a combination of three zone districts: B-3, Highway and Arterial Business Zone District, R-2, Single Family Residential Zone District and R-5, Multiple-Residential and Office Zone District

N12 An Ordinance approving the Belmont Place Subdivision, Filing No. 1

N13 An Ordinance approving the North Vista Highlands, Filing No. 10 Subdivision

N14 An Ordinance approving the North Vista Highlands, Filing No. 11 Subdivision

N15 An Ordinance approving the North Vista Highlands, Filing No. 12 Subdivision

N16 An Ordinance approving the North Vista Highlands, Filing No. 13 Subdivision

N17 An Ordinance approving an Agreement Amending Employment Agreement dated October 9, 2018 Between Key Structures, LLC, a Colorado Limited Liability Company and the City of Pueblo, A Colorado Municipal Corporation, accepting an Irrevocable Letter of Credit From FirstBank on behalf of Key Structures, LLC in the amount of $1,225,414.71, and approving a Subordination Agreement by and between Key Structures, LLC, a Colorado Limited Liability Company, Aboda Pueblo, LLC, a Colorado Limited Liability Company, the City of Pueblo, a Colorado Municipal Corporation, and the Colorado Housing and Finance Authority (CHFA)

N18 An Ordinance requiring compliance with federal law on abortion in Pueblo, Colorado

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 October 28, 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 Latino Chamber Development Foundation in the amount of $1,000 to sponsor the Festival of Trees on December 12, 2024, at 5 pm at the Pueblo Union Depot.

Q2 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to NAACP Pueblo Branch in the amount of $750 to sponsor a table at the Freedom Fund Banquet on Saturday, October 26, 2024, at 6 pm at Colorado State University Pueblo

Q3 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Pueblo Library District in the amount of $1,750 to sponsor a table at the Booklovers Ball at Rawlings Library on Friday, October 25, 2024

Q4 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Pueblo Downtown Association in the amount of $1,250 to sponsor the 34th Annual Parade of Lights on Saturday, November 30, 2024

Q5 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to Animal Welfare & Protection Society DBA PAWS for Life in the amount of $7,500 to sponsor Emergency Leach Field and Pump Repairs

R. ORDINANCES – FINAL PRESENTATION

R1 An Ordinance establishing Project CI2449, PMJC Chiller/Boiler Replacement, transferring $172,150 from Pueblo Police Department Wages/Police Service account 101-20-2050-20-51030 to Project CI2449, budgeting and appropriating funds in the amount of $172,150, awarding an agreement for MEP Engineering Services in the amount of $172,150 to Bridgers & Paxton Consulting Engineers, Inc., for 22-013 Project No.2, Design for PMJC Chiller/Boiler Replacement, and authorizing the Purchasing Agent to execute same - *Introduced September 23, 2024 by Councilor Dennis Flores*

R2 An Ordinance amending T-Hangar and storage unit rental rates at 31501 Bryan Circle at the Pueblo Memorial Airport, in the City and County of Pueblo, and repealing Resolution 9389 - *Introduced September 23, 2024 by Councilor Dennis Flores*

R3 An Ordinance approving a Sub-Agreement for Professional Engineering Services between Dibble and Associates Consulting Engineers, Inc., an Arizona Corporation, and the City of Pueblo, a Colorado Municipal Corporation, for engineering design and related services in connection with the Rehabilitate East (North) Apron (Design) project and authorizing the Mayor to execute same - *Introduced September 23, 2024 by Councilor Dennis Flores*

R4 An Ordinance approving a revocable license agreement by and between the City of Pueblo, a Colorado Municipal Corporation and Clean Air Pueblo for the installation of air quality monitors on City Fire Department property - *Introduced September 23, 2024 by Councilor Dennis Flores*

R5 An Ordinance approving and authorizing the execution of a contract for specialized Vanpool Services to the Airport and Southern Industrial Estates between the City of Pueblo and Enterprise Leasing, LLC - *Introduced September 23, 2024 by Councilor Dennis Flores*

R6 An Ordinance amending Section 11-3-11 of the Pueblo Municipal Code regarding liquor licensing application fees - *Introduced September 23, 2024 by Councilor Dennis Flores*

R7 An Ordinance approving a Use Permit and Rental Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the Colorado State Fair Authority, a subdivision of the State of Colorado, and authorizing the Mayor to execute same - *Introduced September 23, 2024 by Councilor Dennis Flores*

R8 An Ordinance approving a Sub-Agreement for Professional Engineering Services between Dibble and Associates Consulting Engineers, Inc., an Arizona Corporation, and the City of Pueblo, a Colorado Municipal Corporation, for engineering design and related services in connection with the Construct Hangar and Rehabilitate Taxilane (Phase 1 Design) project and authorizing the Mayor to execute same - *Introduced September 23, 2024 by Councilor Dennis Flores*

S. EMERGENCY ORDINANCES

S1 An Emergency Ordinance establishing Project No. HS2480 Homeless Shelter Operations, approving the transfer, budget, and appropriation of $200,000.00 from Project No. HO2460 Home Match Account to Project NO. HS2480 for Homeless Shelter staffing, security, and operations

S2 An Emergency Ordinance approving a Subrecipient Agreement by and between the City of Pueblo, a Colorado Municipal Corporation and the Pueblo Rescue Mission, a Colorado nonprofit corporation for the operation of a homeless shelter, and accepting the transfer of certain real property located At 710 W. 4th Street and 728 W. 4th Street to the City

T. ADJOURN