



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS - CITY HALL
#1 CITY HALL PLACE
MONDAY, September 9, 2019 7:00 P.M.**

Individuals Requiring Special Accommodations Should Notify the City Clerk's Office (719) 553-2669 by Noon on the Friday Preceding the Meeting.

- A. CALL TO ORDER: President Dennis E. Flores
- B. INVOCATION: Member Of City Council
- C. PLEDGE OF ALLEGIANCE
- D. ROLL CALL
- E. SPECIAL RECOGNITIONS
- F. PUBLIC FORUM
- G. COUNCIL MEMBER AND MAYOR COMMENTARY
- H. REVIEW OF THE AGENDA
Review Agenda page by page.
- I. APPROVAL OF THE AGENDA
Required Council Action: Motion to Amend the Agenda or Approve the Agenda as distributed.
- J. READING AND APPROVAL OF MINUTES
Required Council Action: Motion to dispense with the reading and approve the Minutes of the Regular Meeting dated **Monday, August 26, 2019** as distributed.

Documents:

[08-26Minutes.pdf](#)
- K. CONSENT AGENDA
All items listed in this portion of the agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilperson so requests; in which event, the item will be removed from the Consent Agenda and considered under the Regular Agenda. Unless otherwise indicated, titles are self-explanatory.
- L. COMMUNICATIONS
- M. RESOLUTIONS
 - M.1. A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT TO SRDA FOR THE USE OF THE RIGHT-OF-WAY ADJACENT TO 230 NORTH UNION AVENUE TO PARTICIPATE IN THE ANNUAL CHILE AND FRIJOLES FESTIVAL

Documents:

[Resolution_14276.pdf](#)
[Revocable Permit.pdf](#)

- M.2. A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT TO THE SENATE, LLC FOR THE USE OF THE SOUTH GRAND AVENUE RIGHT-OF-WAY IN FRONT OF 219 SOUTH GRAND AVENUE, FROM SEPTEMBER 19, 2019, AT 10:00 AM THRU SEPTEMBER 22, 2019, AT 8:00 PM TO PARTICIPATE IN THE ANNUAL CHILE AND FRIJOLES FESTIVAL

Documents:

[Resolution_14277.pdf](#)
[Revocable Permit.pdf](#)

- M.3. A RESOLUTION AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT TO THE WINE DOWN BY THE RIVER, LTD., FOR THE USE OF RIGHT-OF-WAY AT 105 SOUTH UNION AVENUE TO PARTICIPATE IN THE ANNUAL CHILE AND FRIJOLES FESTIVAL

Documents:

[Resolution_14278.pdf](#)
[Revocable Permit.pdf](#)

- M.4. A RESOLUTION APPOINTING THE CITY CLERK AS THE DESIGNATED ELECTION OFFICIAL FOR THE GENERAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 5, 2019, DIRECTING THE CITY CLERK TO CERTIFY THE ORDER AND CONTENT OF THE BALLOTS FOR SAID ELECTION, AND APPROVING AND RATIFYING ALL PRIOR ACTIONS OF THE CITY CLERK IN CONNECTION THEREWITH

Documents:

[Resolution_14279.pdf](#)

- M.5. A RESOLUTION CONFIRMING THE APPOINTMENT BY THE MAYOR OF MEMBERS TO THE PUEBLO MEMORIAL AIRPORT ADVISORY COMMITTEE

Documents:

[Resolution_14280.pdf](#)
[Applications.pdf](#)

N. ORDINANCES – FIRST PRESENTATION

- N.1. AN ORDINANCE ESTABLISHING PROJECT NO. C11911 - LAKE MINNEQUA PARK IMPROVEMENTS, BUDGETING AND APPROPRIATING \$1.5 MILLION DOLLARS FROM THE FUND BALANCE ACCOUNT OF THE GENERAL FUND FOR SAID PROJECT TO BE REIMBURSED BY THE PUEBLO COUNTY 1-A CAPITAL IMPROVEMENT PROGRAM PROJECT FUNDING

Documents:

[Ordinance_N-1.pdf](#)

- N.2. AN ORDINANCE TRANSFERRING FOUR HUNDRED FIFTY THOUSAND DOLLARS (\$450,000) FROM THE FUND BALANCE OF THE GENERAL FUND TO PUBLIC POWER PROJECT NO. C11818 FOR PURPOSES OF COMPLETING THE PHASE 2 STUDY OF A MUNICIPAL ELECTRIC UTILITY ENTERPRISE

Documents:

[Ordinance_N-2.pdf](#)

- N.3. AN ORDINANCE ESTABLISHING THE SRDA – HVAC ADDITION PROJECT NO. PL1905, ACCEPTING FUNDS FROM SRDA IN THE AMOUNT OF \$50,000.00, BUDGETING AND APPROPRIATING \$50,000.00 FOR PROJECT PL1905, AND TRANSFERRING FUNDS IN THE AMOUNT OF \$575,000.00 FROM CAPITAL PROJECT NO. CI1909 TO PL1905

Documents:

[Ordinance_N-3.pdf](#)

[Design Plans.pdf](#)

- N.4. AN ORDINANCE APPROVING AND RATIFYING THE PRIOR SIGNATURE OF THE MAYOR, DATED SEPTEMBER 3, 2019 FOR THE LETTER OF COMMITMENT WITH TRANE US, INC. FOR THE SRDA HVAC ADDITION DESIGN-BUILD PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE SAME

Documents:

[Ordinance_N-4.pdf](#)

[Letter of Commitment.pdf](#)

- N.5. AN ORDINANCE ACCEPTING GRANT FUNDS FROM EL POMAR FOUNDATION AND BUDGETING AND APPROPRIATING SAID FUNDS IN THE AMOUNT OF \$25,000 TO THE GATEWAY TO THE SOUTHWEST I-25 ART PROJECT, PL1801 AND AUTHORIZING THE MAYOR TO EXECUTE SAME

Documents:

[Ordinance_N-5.pdf](#)

[El Pomar Grant.pdf](#)

- N.6. AN ORDINANCE APPROVING AND ACCEPTING A GRANT AWARD AND APPLICABLE CONDITIONS PERTAINING THERETO WITH THE STATE OF COLORADO DEPARTMENT OF LOCAL AFFAIRS (DOLA) PEACE OFFICERS MENTAL HEALTH SUPPORT GRANT PROGRAM, IN THE AMOUNT OF \$11,440.00, ESTABLISHING PROJECT NUMBER PS1907, AND BUDGETING AND APPROPRIATING FUNDS INTO PROJECT PS1907

Documents:

[Ordinance_N-6.pdf](#)

[Award Letter.pdf](#)

- N.7. AN ORDINANCE REPEALING THE EXISTING URBAN RENEWAL PLAN FOR THE EVRAZ URBAN RENEWAL PROJECT AREA

Documents:

[Ordinance_N-7.pdf](#)

- N.8. AN ORDINANCE MAKING CERTAIN LEGISLATIVE FINDINGS AND APPROVING THE URBAN RENEWAL PLAN FOR THE EVRAZ RAIL PROJECT AREA

Documents:

[Ordinance_N-8.pdf](#)
[EVRAZ Rail Plan.pdf](#)
[Supplemental Conditions Survey.pdf](#)

- N.9. AN ORDINANCE ANNEXING UNINCORPORATED LAND COMMONLY KNOWN AS THE EVRAZ ANNEXATION NO. 3 AND DESCRIBED AS 1.09-ACRES OF LAND LOCATED WEST OF CANAL STREET AND SOUTHEAST OF THE EVRAZ ANNEXATION

Documents:

[Ordinance_N-9.pdf](#)
[P_Z Report.pdf](#)

- N.10. AN ORDINANCE ANNEXING UNINCORPORATED LAND COMMONLY KNOWN AS THE EVRAZ ANNEXATION NO. 4 AND DESCRIBED AS 4.15-ACRES OF LAND LOCATED SOUTH AND EAST OF THE EVRAZ ANNEXATION

Documents:

[Ordinance_N-10.pdf](#)
[P_Z Report.pdf](#)

- N.11. AN ORDINANCE ANNEXING UNINCORPORATED LAND COMMONLY KNOWN AS THE EVRAZ ANNEXATION NO. 5 AND DESCRIBED AS 3.95 ACRES OF LAND LOCATED WEST OF THE EVRAZ ANNEXATION

Documents:

[Ordinance_N-11.pdf](#)
[P_Z Report.pdf](#)

- N.12. AN ORDINANCE AMENDING ZONING RESTRICTIONS FOR PROPERTY LOCATED AT 1347 EAST 4TH STREET FROM B-1, NEIGHBORHOOD BUSINESS DISTRICT TO B-2, SUBREGIONAL BUSINESS DISTRICT

Documents:

[Ordinance_N-12.pdf](#)
[P_Z Report.pdf](#)

- N.13. AN ORDINANCE AMENDING CHAPTER 5 OF TITLE VII, CHAPTERS 4 AND 6 OF TITLE XII, AND CHAPTER 12 OF TITLE XVI OF THE PUEBLO MUNICIPAL CODE RELATING TO NEEDED AMENDMENTS TO MEET THE MINIMUM REQUIREMENTS OF THE MS4 PERMIT

Documents:

[Ordinance_N-13.pdf](#)

- N.14. AN ORDINANCE AMENDING SECTION 14-4-6 OF TITLE XIV OF THE PUEBLO MUNICIPAL CODE RELATING TO SALES AND USE TAX RETURNS AND PERMITTING DISCLOSURE WITH RESPECT TO CALCULATING AND ASSESSING THE STREET REPAIR UTILITY SERVICE CHARGE

Documents:

[Ordinance_N-14.pdf](#)

- O. APPROVAL OF CONSENT AGENDA

O.1. I Move To Approve All Resolutions Set Forth In The Consent Agenda; Pass The Ordinances Of The Consent Agenda, Setting The Public Hearings For Monday, September 23, 2019, And Order The Ordinances To Be Published BY TITLE

P. REGULAR AGENDA

Q. RESOLUTIONS

Q.1. A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2019 GENERAL FUND BUDGET TO CRIMINAL JUSTICE SOLUTIONS IN THE AMOUNT OF \$300 TO SPONSOR A GANGS AND COMMUNITY SAFETY TRAINING

Documents:

[Resolution_14281.pdf](#)
[Council Contingencies.pdf](#)
[Request.pdf](#)

Q.2. A RESOLUTION AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2019 GENERAL FUND BUDGET TO NEIGHBORHOOD WATCH IN THE AMOUNT OF \$1,000 TO SPONSOR THE 4TH ANNUAL POLICE VS. FIRE ICE CUP CHARITY HOCKEY GAME ON NOVEMBER 16, 2019

Documents:

[Resolution_14282.pdf](#)
[Council Contingencies.pdf](#)
[Request.pdf](#)

R. ORDINANCES – FINAL PRESENTATION

R.1. AN ORDINANCE APPROVING AND ACCEPTING FEDERAL AVIATION ADMINISTRATION AIP GRANT AGREEMENT NO. 3-08-0046-038-2019 FOR FUNDS IN THE AMOUNT OF \$3,749,845 TO CONSTRUCT A WILDLIFE PERIMETER FENCE AT THE PUEBLO MEMORIAL AIRPORT, BUDGETING AND APPROPRIATING \$3,749,845 TO PROJECT NO. AP1902, INCREASING THE TOTAL AMOUNT IN THE WILDLIFE PERIMETER FENCE PROJECT NO. AP1902 TO \$4,138,858, AND AUTHORIZING THE MAYOR TO EXECUTE SAME

Continued from August 26, 2019 meeting

Documents:

[Ordinance_9535.pdf](#)
[Grant Agreement.pdf](#)
[Dept. Certification.pdf](#)

R.2. AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, AND DIBBLE AND ASSOCIATES CONSULTING ENGINEERS, INC., AN ARIZONA CORPORATION, TO PROVIDE ENGINEERING AND CONSTRUCTION ADMINISTRATION SERVICES IN THE AMOUNT OF \$334,897 FOR THE WILDLIFE PERIMETER FENCE PROJECT NO. AP1902 AND AUTHORIZING THE MAYOR TO EXECUTE SAME

Continued from August 26, 2019 meeting

Documents:

[Ordinance_9536.pdf](#)
[Agreement.pdf](#)
[FAA Letter.pdf](#)

- R.3. AN ORDINANCE AWARDDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$3,132,691.75 TO KIRKLAND CONSTRUCTION, LLLP, FOR SCHEDULE 1 OF PROJECT NO. 19-024 (AP1902) WILDLIFE PERIMETER FENCE PROJECT AT THE PUEBLO MEMORIAL AIRPORT, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

[Continued from August 26, 2019 meeting](#)

Documents:

[Ordinance_9537.pdf](#)
[Bid Summary.pdf](#)

- R.4. AN ORDINANCE TRANSFERRING FUNDS IN THE AMOUNT OF \$82,013 FROM THE WILDLIFE PERIMETER FENCE PROJECT AP1902 TO THE GENERAL FUND

[Continued from August 26, 2019 meeting](#)

Documents:

[Ordinance_9538.pdf](#)

- R.5. AN ORDINANCE APPROVING A GRANT AGREEMENT BETWEEN PUEBLO, A MUNICIPAL CORPORATION, AND THE COLORADO DEPARTMENT OF TRANSPORTATION, AUTHORIZING THE ACCEPTANCE OF THE GRANT IN THE AMOUNT OF \$703,236.00 WITH A LOCAL MATCH OF \$175,809.00 TO PURCHASE THREE CUTAWAY VANS AND ONE 35' LOW FLOOR HYBRID BUS AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

Documents:

[Ordinance_9539.pdf](#)
[Agreement.pdf](#)
[Dept_Certification.pdf](#)

- R.6. AN ORDINANCE APPROVING AN AGREEMENT IN AN AMOUNT NOT TO EXCEED \$70,000 BETWEEN THE CITY OF PUEBLO AND OTTERTAIL ENVIRONMENTAL, INC., FOR PROFESSIONAL SERVICES ASSOCIATED WITH ENVIRONMENTAL MONITORING

Documents:

[Ordinance_9540.pdf](#)
[Agreement.pdf](#)

- R.7. AN ORDINANCE ACCEPTING FUNDS IN THE AMOUNT OF \$100,000 FROM THE ROBERT HOAG RAWLINGS FOUNDATION AND FUNDS IN THE AMOUNT OF \$50,000 FROM PUEBLO BOARD OF COUNTY COMMISSIONERS AND CONNECT CHARTER SCHOOL IN THE AMOUNT OF \$500 FOR THE GATEWAY TO THE SOUTHWEST I-25 ART PROJECT AND BUDGETING AND APPROPRIATING SAID FUNDS IN THE AMOUNT OF \$150,500 TO CAPITAL PROJECT PL1801

Documents:

[Ordinance_9541.pdf](#)

- R.8. AN ORDINANCE APPROVING AND ACCEPTING A COLORADO DEPARTMENT OF LAW PEACE OFFICER STANDARDS AND TRAINING (POST) GRANT, JULY 1, 2019 THROUGH MARCH 31, 2020, ESTABLISHING PROJECT NUMBER PS1909, TRANSFERRING FUNDS NOT TO EXCEED THE AMOUNT OF \$6,358.76 FROM PROJECTS-TO-BE-DETERMINED IN THE PUBLIC SAFETY GRANTS FUND

Documents:

[Ordinance_9542.pdf](#)
[Award Letter.pdf](#)

- R.9. AN ORDINANCE APPROVING A CONTRACT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND INTEGRAL RECOVERIES, INC., A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF COLORADO RELATING TO COLLECTIONS OF OUTSTANDING FINES AND FEES OWED TO THE MUNICIPAL COURT

Documents:

[Ordinance_9543.pdf](#)
[Agreement.pdf](#)

- R.10. AN ORDINANCE APPROVING A LEASE BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND MESA FAB SHOP, INC., A COLORADO CORPORATION RELATING TO THE LEASE OF CITY PROPERTY LOCATED IN THE PUEBLO MEMORIAL AIRPORT INDUSTRIAL PARK AND AUTHORIZING THE MAYOR TO EXECUTE SAID LEASE

Documents:

[Ordinance_9544.pdf](#)
[Lease.pdf](#)

- R.11. AN ORDINANCE APPROVING AN AMENDMENT NO. 3 TO THE COOPERATION AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE PUEBLO URBAN RENEWAL AUTHORITY, A BODY CORPORATE AND POLITIC OF THE STATE OF COLORADO AND THE HISTORIC ARKANSAS RIVERWALK OF PUEBLO AUTHORITY, A COLORADO INTER-GOVERNMENTAL AUTHORITY RELATING TO THE PUEBLO PROFESSIONAL BULL RIDERS UNIVERSITY AND HERITAGE OF HEROES PROJECT AND AUTHORIZING THE MAYOR TO EXECUTE SAID AMENDMENT NO. 3

Documents:

[Ordinance_9545.pdf](#)
[Amendment.pdf](#)
[Exhibit A.pdf](#)

- R.12. AN ORDINANCE APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE PUEBLO URBAN RENEWAL AUTHORITY, A BODY CORPORATE AND POLITIC OF THE STATE OF COLORADO AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT

Documents:

[Ordinance_9546.pdf](#)
[Agreement.pdf](#)

- R.13. AN ORDINANCE APPROVING AND ENACTING THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE CITY OF PUEBLO AND THE INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS LOCAL NO. 3 COMMENCING JANUARY 1, 2020 AND AUTHORIZING THE MAYOR TO EXECUTE SAME

Documents:

[Ordinance_9547.pdf](#)
[Collective Bargaining Agreement.pdf](#)

R.14. AN ORDINANCE AMENDING CHAPTER 1 OF TITLE XV AND CHAPTER 10 OF TITLE XVII OF THE PUEBLO MUNICIPAL CODE RELATING TO TOWING AND TOWING SIGNS AND IMPOSING NEW REQUIREMENTS THERETO

Removed from agenda

Documents:

[Ordinance_R-14.pdf](#)

S. EXECUTIVE SESSION

S.1. Motion To Convene Into Executive Session For The Following Issue:

For the purpose of determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and/or instructing negotiators, under C.R.S. Section 24-6-402(4)(e); and the following additional details are provided for identification purposes: To instruct negotiators regarding contract negotiations.

ADJOURN