



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
MONDAY, JANUARY 10, 2022 – 7:00 P.M.**

MINUTES

- A. CALL TO ORDER** President Lawrence W. Atencio
- B. INVOCATION** Ken Wood, The Avenue Church
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL**

Council Members Present: Larry Atencio, Dennis Flores, Heather Graham, Regina Maestri, Sarah Martinez, Vicente Martinez Ortega, and Lori Winner.

Council Members Present via Zoom: None.

Council Members Absent: None.

Administrative Staff Members Present: Mayor Nicholas A. Gradisar, City Attorney Daniel Kogovsek, Chief of Staff Laura Solano, City Clerk Marisa Stoller

E. OATH OF OFFICE

- Dennis E. Flores, Council Member At-Large
- Heather Graham, Council Member At-Large
- Regina Maestri, Council Member District 1
- Sarah Martinez, Council Member District 3
- Vicente Martinez Ortega, Council Member District 4

The above City Councilors were sworn in by City Clerk Marisa Stoller and signed their Oaths of Office.

F. 2022 ELECTION OF OFFICERS

ELECTION OF PRESIDENT

Mr. Martinez Ortega, seconded by Mr. Atencio, nominated Mr. Flores for President.
Ms. Maestri, seconded by Ms. Winner, nominated Ms. Graham for President.

Council voted by secret ballot for President of City Council with 4 votes for Ms. Graham and 3 votes for Mr. Flores. Ms. Graham was named President.

ELECTION OF VICE PRESIDENT

Ms. Winner, seconded by Ms. Graham, nominated Ms. Maestri for Vice President. Mr. Flores, seconded by Mr. Martinez Ortega, nominated Mr. Atencio for Vice President.

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Council voted by secret ballot for Vice President of City Council with 4 votes for Mr. Atencio and 3 votes for Ms. Maestri. Mr. Atencio was named Vice President.

EXECUTIVE COMMITTEE CHAIRPERSON

President Graham appointed Ms. Martinez as the Executive Committee Chairperson.

G. SPECIAL RECOGNITIONS

Ms. Winner, seconded by Ms. Graham, moved to hold Council Member and Mayor Commentary before Public Forum.

Roll Call - Ayes: Flores, Graham, Maestri, and Winner. Nays: Atencio, Martinez, Martinez Ortega. Motion carried 4-3.

I. COUNCIL MEMBER AND MAYOR COMMENTARY

The Mayor welcomed and congratulated new Council Members and reminded them that direction to City staff must be done through the Mayor's office. Sales tax is up for 2021; will end year in good fiscal shape. COVID numbers are up, 1116 new cases in the last 7 days. 25.1% positivity rate. Work Session presentation by Health Director next meeting.

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

H. PUBLIC FORUM

- Frank Cirello – Columbus Statue
- Alvin Rivera – Elections
- Elvis Martinez – Everything
- Tzlavii Stevens – Columbus Statue
- Brown Berets – Columbus Statue
- Dave DeCenz – Code Enforcement

J. REVIEW AND APPROVAL OF AGENDA

The agenda was reviewed page by page. Ms. Winner, seconded by Mr. Atencio, moved to approve the agenda.

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner. Motion carried unanimously.

K. READING AND APPROVAL OF MINUTES

Mr. Flores, seconded by Mr. Martinez Ortega, moved to dispense with the reading and approve the Minutes of the Regular Meeting dated **Monday, December 27, 2021** as distributed.

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner. Motion carried unanimously.

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L. CONSENT AGENDA

City Clerk Marisa Stoller read the Consent Agenda into the record.

M. RESOLUTIONS

- M-1 RESOLUTION NO 14783 CONFIRMING THE APPOINTMENTS BY THE MAYOR OF JOCELYN MARTINEZ AND AMY SCOBY TO THE HISTORIC PRESERVATION COMMISSION**
- M-2 RESOLUTION NO 14784 CONFIRMING THE APPOINTMENTS BY THE MAYOR OF LOUIE CARLEO AND RALPH WILLIAMS TO THE PUEBLO URBAN RENEWAL AUTHORITY**
- M-3 RESOLUTION NO 14785 CONFIRMING THE APPOINTMENT BY THE MAYOR OF SUSAN ANDERSON TO THE COMMUNITY COMMISSION ON HOUSING AND HOMELESSNESS (CCHH)**
- M-4 RESOLUTION NO 14786 RATIFYING THE APPOINTMENT OF TWO TRUSTEES TO THE PUEBLO CITY-COUNTY LIBRARY DISTRICT BOARD OF TRUSTEES**

N. ORDINANCES – FIRST PRESENTATION

- N-1 AN ORDINANCE APPROVING AN AMENDMENT TO THE GRANT AGREEMENT WITH THE COLORADO HEALTH FOUNDATION, ACCEPTING AN ADDITIONAL GRANT IN THE AMOUNT OF \$13,600, BUDGETING AND APPROPRIATING THE GRANT FUNDS INTO PROJECT NO. CI2014, AND AUTHORIZING THE MAYOR TO EXECUTE SAME – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

- N-2 AN ORDINANCE APPROVING A COOPERATIVE PURCHASING AGREEMENT FOR TRANSIT BUSES BETWEEN PUEBLO, A MUNICIPAL CORPORATION, AND THE STATE OF WASHINGTON ACTING BY AND THROUGH THE DEPARTMENT OF ENTERPRISE SERVICES, A WASHINGTON STATE GOVERNMENTAL AGENCY, AND AUTHORIZING THE MAYOR TO EXECUTE SAME – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

- N-3 AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF PUEBLO AND THE COUNTY OF PUEBLO EXTENDING PUBLIC TRANSIT SERVICES WITHIN THE UNINCORPORATED AREAS OF PUEBLO COUNTY, COLORADO – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

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- N-4 AN ORDINANCE ANNEXING UNINCORPORATED LAND COMMONLY KNOWN AS THE WILDHORSE ANNEXATION 1 TO THE CITY OF PUEBLO DESCRIBED AS 80.40 ACRES OF LAND LOCATED NORTH OF THE U.S. HIGHWAY 50 WEST AND THE PUEBLO BOULEVARD INTERCHANGE – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

- N-5 AN ORDINANCE ANNEXING UNINCORPORATED LAND COMMONLY KNOWN AS THE WILDHORSE ANNEXATION 2 TO THE CITY OF PUEBLO DESCRIBED AS 98.98 ACRES OF LAND LOCATED NORTH AND WEST OF THE WILDHORSE ANNEXATION 1 AND EAST AND WEST OF WILDHORSE ROAD – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

- N-6 AN ORDINANCE RESCINDING ORDINANCE NO. 10020 AND THE ASSOCIATED 2021 COOPERATIVE AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, THE PUEBLO ZOOLOGICAL SOCIETY, A COLORADO NONPROFIT CORPORATION AND THE COLORADO DEPARTMENT OF CORRECTIONS, AN AGENCY OF THE STATE OF COLORADO, FOR LANDSCAPING SERVICES AT THE PUEBLO ZOO – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

- N-7 AN ORDINANCE AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS IN CONNECTION WITH THE RELEASE OF CERTAIN REAL PROPERTY FROM THE EXISTING LEASED PROPERTY UNDER THE LEASE PURCHASE AGREEMENT DATED AS OF NOVEMBER 12, 2014, AS AMENDED, BETWEEN THE CITY AND THE CITY OF PUEBLO, COLORADO MUNICIPAL BUILDING CORPORATION AND AUTHORIZING THE MAYOR AND THE CITY CLERK TO TAKE ALL NECESSARY AND APPROPRIATE ACTIONS RELATING TO SAME – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

- N-8 AN ORDINANCE AMENDING SECTION 3 OF CHAPTER 11 OF TITLE XVI OF THE PUEBLO MUNICIPAL CODE RELATING TO SANITARY SEWER CONNECTION FEES AND PLANT INVESTMENT FEES – *submitted for First Presentation***

Public Hearing was Set for Monday, January 24, 2022, Notice of Hearing was Ordered Published by Title.

O. APPROVAL OF CONSENT AGENDA

Mr. Atencio, seconded by Ms. Winner, moved to approve all Resolutions Set Forth in the Consent Agenda, Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for **Monday, January 24, 2022**, and Order the Ordinances to be published **BY TITLE**.

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Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner.
Motion carried unanimously.

P. REGULAR AGENDA

Q. RESOLUTIONS

R. ORDINANCES – FINAL PRESENTATION

R-1 ORDINANCE NO 10094 APPROVING AND ACCEPTING A GRANT AGREEMENT BETWEEN THE CITY OF PUEBLO, THROUGH THE PUEBLO POLICE DEPARTMENT, AND FORT HAYS STATE UNIVERSITY, ADMINISTERED BY THE U.S. DEPARTMENT OF JUSTICE, ACCEPTING \$53,186 FOR COMMUNITY POLICING DEVELOPMENT AND DE-ESCALATION TRAINING, AUTHORIZING THE MAYOR TO EXECUTE SAME, AND ESTABLISHING PROJECT NUMBER PS2113 – submitted for Final Presentation

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 Graham declared the Hearing closed.

Ms. Winner, seconded by Mr. Martinez Ortega, moved to approve the Ordinance on Final Presentation.

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner.
Motion carried unanimously.

R-2 ORDINANCE NO 10095 AMENDING ZONING RESTRICTIONS OF 2101 WEST 20TH STREET FROM R-2, SINGLE FAMILY RESIDENTIAL AND S-3, FLOOD PLAIN DISTRICT TO CCN, COMMERCIAL CHARTER NEIGHBORHOOD DISTRICT – submitted for Final Presentation

A staff report and detailed review of the Ordinance was given by Scott Hobson, Acting Director of Planning & Community Development. Mr. Hobson requested that all documents from the Planning & Zoning Commission regarding this matter, Case #Z-21-17 dated December 8, 2021, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

- Jocelyn Martinez appeared in person to speak in favor of this ordinance.

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

Ms. Winner, seconded by Mr. Flores, moved to approve the Ordinance on Final Presentation.

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner.
Motion carried unanimously.

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R-3 ORDINANCE NO 10096 AMENDING ZONING RESTRICTIONS TO REZONE 2729 FARABAUGH LANE FROM B-3, HIGHWAY AND ARTERIAL BUSINESS DISTRICT TO BP, BUSINESS PARK DISTRICT – submitted for Final Presentation

A staff report and detailed review of the Ordinance was given by Scott Hobson, Acting Director of Planning & Community Development. Mr. Hobson requested that all documents from the Planning & Zoning Commission regarding this matter, Case #Z-21-19 dated December 8, 2021, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

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

Ms. Winner, seconded by Mr. Flores, moved to approve the Ordinance on Final Presentation.

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner. Motion carried unanimously.

R-4 ORDINANCE NO 10097 CHANGING THE STREET NAME OF PALMER AVENUE TO LAKESHORE DRIVE – submitted for Final Presentation

A staff report and detailed review of the Ordinance was given by Scott Hobson, Acting Director of Planning & Community Development. Mr. Hobson requested that all documents from the Planning & Zoning Commission regarding this matter, Case #SNC-21-04 dated December 8, 2021, be made part of the record for this hearing. So ordered by President Graham.

PUBLIC HEARING:

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

Mr. Flores, seconded by Ms. Winner, moved to approve the Ordinance on Final Presentation.

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner. Motion carried unanimously.

R-5 ORDINANCE NO 10098 APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBORDINATION OF DEED OF TRUST AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND MOUNTAIN VIEW TOWNHOMES, LLLP, A COLORADO LIMITED LIABILITY LIMITED PARTNERSHIP AND THE COLORADO HOUSING AND FINANCE AUTHORITY, A BODY CORPORATE AND POLITICAL SUBDIVISION OF THE STATE OF COLORADO RELATING TO THE MOUNTAIN VIEW TOWNHOMES PROJECT – submitted for Final Presentation

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

PUBLIC HEARING:

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

Ms. Winner, seconded by Ms. Maestri, moved to approve the Ordinance on Final Presentation.

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Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner.
Motion carried unanimously.

R-6 ORDINANCE NO 10099 AMENDING SECTION 3 OF CHAPTER 1 OF TITLE IX OF THE PUEBLO MUNICIPAL CODE RELATING TO THE CONFIDENTIALITY OF BUSINESS LICENSE INFORMATION – *submitted for Final Presentation*

A staff report and detailed review of the Ordinance was given by Assistant City Attorney Trevor Gloss.

PUBLIC HEARING:

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

Ms. Winner, seconded by Mr. Martinez Ortega, moved to approve the Ordinance on Final Presentation.

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, Martinez, Martinez Ortega, and Winner.
Motion carried unanimously.

ADJOURN: 8:49 p.m. President Graham Adjourned the Meeting.

Respectfully submitted,



Marisa Stoller
City Clerk