



**Background Paper for Proposed Ordinance**

**COUNCIL MEETING DATE: March 28, 2022**

TO: President Heather Graham and Members of City Council

VIA: Marisa Stoller, City Clerk

CC: Mayor Nicholas A. Gradisar

FROM: Daniel C. Kogovsek, City Attorney

SUBJECT: AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN SEVEN SUBRECIPIENT AGREEMENTS BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND (1) BOYS AND GIRLS CLUBS OF PUEBLO COUNTY, A COLORADO NONPROFIT CORPORATION, FOR (A) THE EAST SIDE CLUBHOUSE PROJECT AND (B) TO PURCHASE 2 MINIBUSES; (2) NEIGHBORWORKS SOUTHERN COLORADO, INC., A COLORADO NONPROFIT CORPORATION FOR THE FINANCIAL NAVIGATOR PROGRAM; AND (3) PUEBLO COMMUNITY COLLEGE, A COLORADO COMMUNITY COLLEGE, FOR (A) THE INDUSTRIAL SEWING TRAINING PROGRAM; (B) THE INDUSTRIAL PAINTING TRAINING PROGRAM; (C) THE PLACE FOR ACADEMIC KNOWLEDGE (PEAK) PROGRAM; AND (D) THE SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS (STEM) PROGRAM, ALL AS AUTHORIZED BY SECTION 603 (c)(1)(A) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF SIX HUNDRED TEN THOUSAND SEVEN HUNDRED THIRTY-FOUR AND 40/100 DOLLARS (\$610,734.40) FROM PROJECT NO. CI-2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF

**SUMMARY:**

This Ordinance approves and authorizes the Mayor to sign 7 Subrecipient Agreements with local entities to implement local projects, as authorized by Section 603(c)(1)(A) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR 35.6. Funds for the 7 projects, in the amount of \$610,734.40 will be paid out of Project No. CI-2113, the American Rescue Plan Act.

**PREVIOUS COUNCIL ACTION:**

By Ordinance No. 9931, approved on May 17, 2021, the City Council established Project No. CI-2113 and budgeted and appropriated up to \$36.7 million in funds which were expected to be distributed to the City from the American Recovery Plan Act ("ARPA") for covered costs and eligible expenses to be incurred during the period which began on March 3, 2021 until December 31, 2024 (to be expended by December 31, 2026).

**BACKGROUND:**

The attached Ordinance awards ARPA funds for the following 7 local projects:

	Organization	Project	Amount of Award
1	Boys and Girls Clubs of Pueblo County	East Side Clubhouse	\$ 71,140.00
2	Boys and Girls Clubs of Pueblo County	2 Minibuses	160,000.00
3	NeighborWorks Southern Colorado, Inc.	Financial Navigator Program	6,794.40
4	Pueblo Community College	Industrial Sewing Training	41,000.00
5	Pueblo Community College	Industrial Painting Training	45,000.00
6	Pueblo Community College	Place for Education and Academic Knowledge (PEAK) Program	186,800.00
7	Pueblo Community College	Science, Technology, Engineering and Mathematics (STEM) Program	100,000.00
	Total		\$ 610,734.40

**FINANCIAL IMPLICATIONS:**

Three local entities will receive \$610,734.40 in ARPA funds from Project No.CI-2113.

**BOARD/COMMISSION RECOMMENDATION:**

Not applicable to this Ordinance.

**STAKEHOLDER PROCESS:**

Not applicable to this Ordinance.

**ALTERNATIVES:**

City Council could decide not to support or fund the 7 local projects.

**RECOMMENDATION:**

Approval of the Ordinance

**Attachments:**

Proposed Ordinance

7 Proposed Subrecipient Agreements.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN SEVEN SUBRECIPIENT AGREEMENTS BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND (1) BOYS AND GIRLS CLUBS OF PUEBLO COUNTY, A COLORADO NONPROFIT CORPORATION, FOR (A) THE EAST SIDE CLUBHOUSE PROJECT AND (B) TO PURCHASE 2 MINIBUSES; (2) NEIGHBORWORKS SOUTHERN COLORADO, INC., A COLORADO NONPROFIT CORPORATION FOR THE FINANCIAL NAVIGATOR PROGRAM; AND (3) PUEBLO COMMUNITY COLLEGE, A COLORADO COMMUNITY COLLEGE, FOR (A) THE INDUSTRIAL SEWING TRAINING PROGRAM; (B) THE INDUSTRIAL PAINTING TRAINING PROGRAM; (C) THE PLACE FOR ACADEMIC KNOWLEDGE (PEAK) PROGRAM; AND (D) THE SCIENCE, TECHNOLOGY, ENGINEERING AND MATHEMATICS (STEM) PROGRAM, ALL AS AUTHORIZED BY SECTION 603 (c)(1)(A) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF SIX HUNDRED TEN THOUSAND SEVEN HUNDRED THIRTY-FOUR AND 40/100 DOLLARS (\$610,734.40) FROM PROJECT NO. CI-2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF

RECITALS

The following recitals are incorporated in and made a part of this Ordinance.

WHEREAS, on March 11, 2021, President Biden signed the U.S. Senate-amended H.R. 1319 (P.L. 117-2) known as the American Rescue Plan Act (hereinafter “ARPA”); and

WHEREAS, on May 10, 2021, the U.S. Treasury issued the Interim Final Rule to implement ARPA in Title 31, Part 35 of the Code of Federal Regulations (“CFR”); and

WHEREAS, on January 6, 2022, the U.S. Treasury issued, with an effective date of April 1, 2022, the Final Rule to implement ARPA in Title 31, Part 35 of the Code of Federal Regulations (“CFR”); and

WHEREAS, under ARPA Section 603 (c)(1)(A) and the Final Rule 31 CFR 35.6 recipients may use Coronavirus Local Fiscal Recovery (“CLFR”) Funds to award grants to nonprofit organizations that are responding to the negative economic impacts of the COVID-19 public health emergency; and

WHEREAS, under ARPA Section 603 (c)(1)(A) and the Final Rule 31 CFR 35.6 the City may use CLFR Funds to the implement the 7 programs described in the 7 attached Subrecipient Agreements; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO that:

SECTION 1.

The 7 Subrecipient Agreements (“Agreements”) between and the City of Pueblo, a Colorado municipal corporation and the following entities, dated April 11, 2022, attached hereto, having been approved as to form by the City Attorney, are hereby approved:

	Organization	Project	Amount of Award
1	Boys and Girls Clubs of Pueblo County	East Side Clubhouse	\$ 71,140.00
2	Boys and Girls Clubs of Pueblo County	2 Minibuses	160,000.00
3	NeighborWorks Southern Colorado, Inc.	Financial Navigator Program	6,794.40
4	Pueblo Community College	Industrial Sewing Training	41,000.00
5	Pueblo Community College	Industrial Painting Training	45,000.00
6	Pueblo Community College	Place for Education and Academic Knowledge (PEAK) Program	186,800.00
7	Pueblo Community College	Science, Technology, Engineering and Mathematics (STEM) Program	100,000.00
	Total		\$ 610,734.40

SECTION 2.

The Mayor is hereby authorized to execute said Agreements for and on behalf of the City and the City Clerk is authorized to affix the seal of the City thereto and attest same.

SECTION 3.

Funds in the amount of \$610,734.40 are hereby authorized to be paid from Project No. CI-2113 – American Rescue Plan Act, for purposes of funding the 7 projects described in the Agreements.

SECTION 4.

The officers and staff of the City are authorized to perform any and all acts consistent with this Ordinance and the attached Agreements to implement the policies and procedures described herein.

**SECTION 5.**

This Ordinance shall become effective on the date of final action by the Mayor and City Council.

**Action by City Council:**

Introduced and initial adoption of Ordinance by City Council on \_\_\_\_\_.

Final adoption of Ordinance by City Council on \_\_\_\_\_.

\_\_\_\_\_  
President of City Council

**Action by the Mayor:**

Approved on \_\_\_\_\_.

Disapproved on \_\_\_\_\_ based on the following objections:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Mayor

**Action by City Council After Disapproval by the Mayor:**

Council did not act to override the Mayor's veto.

Ordinance re-adopted on a vote of \_\_\_\_\_, on \_\_\_\_\_

Council action on \_\_\_\_\_ failed to override the Mayor's veto.

\_\_\_\_\_  
President of City Council

ATTEST

\_\_\_\_\_  
City Clerk