



**Background Paper for Proposed Ordinance**

**COUNCIL MEETING DATE:** April 11, 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 NINE SUBRECIPIENT AGREEMENTS BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND (1) FRIENDLY HARBOR, A COLORADO NONPROFIT CORPORATION; (2) THE PUEBLO CHILD ADVOCACY CENTER, INC., A COLORADO NONPROFIT CORPORATION; (3) THE PUEBLO RESCUE MISSION, A COLORADO NONPROFIT CORPORATION; (4) PUEBLO DIVERSIFIED INDUSTRIES, INC., A COLORADO NONPROFIT CORPORATION; (5) THE YWCA OF PUEBLO, A COLORADO NONPROFIT CORPORATION; (6) THE SOUTHEASTERN COLORADO AREA HEALTH EDUCATION CENTER FOR RURAL COLORADO'S HEALTH, INC., A COLORADO NONPROFIT CORPORATION; (7) THE URBAN RENEWAL AUTHORITY OF PUEBLO, COLORADO, A COLORADO URBAN RENEWAL AUTHORITY; (8) PUEBLO COMMUNITY COLLEGE, A COLORADO COMMUNITY COLLEGE, FOR (A) THE INNOVATIVE AND INTERACTIVE ENTREPRENEURIAL EDUCATION OF PUEBLO, COLORADO'S YOUTH PROJECT THROUGH THE SOUTHERN COLORADO SMALL BUSINESS DEVELOPMENT CENTER AND THE SOUTHERN COLORADO INNOVATIVE LINK; AND (B) THE FEMALE FOUNDER PROJECT, THROUGH THE SOUTHERN COLORADO SMALL BUSINESS DEVELOPMENT CENTER, 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 SEVENTY-FOUR THOUSAND SEVEN HUNDRED TWENTY-EIGHT DOLLARS (\$674,728.00) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF

**SUMMARY:**

This Ordinance approves and authorizes the Mayor to sign nine Subrecipient Agreements with local entities to implement 9 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 9 projects, in the amount of \$674,728.00, will be paid out of Project No. CI2113, 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 nine local projects:

	Organization	Project	Amount of Award
1	Friendly Harbor	Peer Support Specialists	\$ 75,000.00
2	Pueblo Child Advocacy Center	Child Abuse Prevention Training	3,706.00
3	Pueblo Diversified Industries	Three 7-8 passenger vehicles	155,390.00
4	Pueblo Rescue Mission	Homeless Shelter	107,963.00
5	SE Colo Health Education Center	Pueblo Back on Track Health Program	66,669.00
6	Pueblo YWCA	Child Care Center	154,000.00
7	Pueblo Urban Renewal	Upgrades to Audio/Visual Equipment to Make the Convention Center COVID-19 Adaptable	38,000.00
8	Pueblo Community College	Youth Entrepreneur Education	49,000.00
9	Pueblo Community College	Female Founder Program	25,000.00
	Total		\$ 674,728.00

**FINANCIAL IMPLICATIONS:**

Nine local entities will receive \$674,728.00 in ARPA funds from Project No.CI2113.

**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 nine local projects.

**RECOMMENDATION:**

Approval of the Ordinance.

**Attachments:**

- Proposed Ordinance
- Nine proposed Subrecipient Agreements

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

AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN NINE SUBRECIPIENT AGREEMENTS BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND (1) FRIENDLY HARBOR, A COLORADO NONPROFIT CORPORATION; (2) THE PUEBLO CHILD ADVOCACY CENTER, INC., A COLORADO NONPROFIT CORPORATION; (3) THE PUEBLO RESCUE MISSION, A COLORADO NONPROFIT CORPORATION; (4) PUEBLO DIVERSIFIED INDUSTRIES, INC., A COLORADO NONPROFIT CORPORATION; (5) THE YWCA OF PUEBLO, A COLORADO NONPROFIT CORPORATION; (6) THE SOUTHEASTERN COLORADO AREA HEALTH EDUCATION CENTER FOR RURAL COLORADO'S HEALTH, INC., A COLORADO NONPROFIT CORPORATION; (7) THE URBAN RENEWAL AUTHORITY OF PUEBLO, COLORADO, A COLORADO URBAN RENEWAL AUTHORITY; (8) PUEBLO COMMUNITY COLLEGE, A COLORADO COMMUNITY COLLEGE, FOR (A) THE INNOVATIVE AND INTERACTIVE ENTREPRENEURIAL EDUCATION OF PUEBLO, COLORADO'S YOUTH PROJECT THROUGH THE SOUTHERN COLORADO SMALL BUSINESS DEVELOPMENT CENTER AND THE SOUTHERN COLORADO INNOVATIVE LINK; AND (B) THE FEMALE FOUNDER PROJECT, THROUGH THE SOUTHERN COLORADO SMALL BUSINESS DEVELOPMENT CENTER, 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 SEVENTY-FOUR THOUSAND SEVEN HUNDRED TWENTY-EIGHT DOLLARS (\$674,728.00) FROM PROJECT NO. CI2113 - 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 nine programs described in the nine attached Subrecipient Agreements; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO that:

SECTION 1.

The following nine Subrecipient Agreements (“Agreements”) between and the City of Pueblo, a Colorado municipal corporation and the following entities, dated April 25, 2022, attached hereto, having been approved as to form by the City Attorney, are hereby approved:

	Organization	Project	Amount of Award
1	Friendly Harbor	Peer Support Specialists	\$ 75,000.00
2	Pueblo Child Advocacy Center	Child Abuse Prevention Training	3,706.00
3	Pueblo Diversified Industries	Three 7-8 passenger vehicles	155,390.00
4	Pueblo Rescue Mission	Homeless Shelter	107,963.00
5	SE Colo Health Education Center	Pueblo Back on Track Health Program	66,669.00
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7	Pueblo Urban Renewal	Upgrades to Audio/Visual Equipment to Make Convention Center COVID-19 Adaptable	38,000.00
8	Pueblo Community College	Youth Entrepreneur Education	49,000.00
9	Pueblo Community College	Female Founder Program	\$ 25,000.00
	Total		\$ 674,728.00

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 \$674,728.00 are hereby authorized to be paid from Project No. CI2113 – American Rescue Plan Act, for purposes of funding the nine 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