



**REGULAR CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS – CITY HALL
MONDAY, JULY 25, 2022 – 7:00 P.M.**

MINUTES

- A. CALL TO ORDER** President Heather Graham
- B. INVOCATION** Pastor Steve Cornella, Pueblo Christian Center
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL**

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

Council Members Present via Zoom: None.

Council Members Absent: Sarah Martinez.

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

- E. SPECIAL RECOGNITIONS**
- President Graham read the Mayoral Proclamation of Josephine Montera Day, July 27, 2022.
- F. PUBLIC FORUM**
- Rebecca Robles – Columbus Statue
 - Michelle Garcia – Youth Awareness Week & Pawsitivity
 - Aubree Adams – Marijuana
 - Jim J. Major – JJ TV and FIXUSA
- G. COUNCIL MEMBER AND MAYOR COMMENTARY**

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

H. REVIEW AND APPROVAL OF THE AGENDA

The agenda was reviewed page by page.

Ms. Maestri, seconded by Ms. Winner, requested that items N-1 through N-7 be moved to the September 12, 2022 agenda.

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

Mr. Martinez Ortega, seconded by Mr. Flores, moved to approve the agenda as distributed.

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

I. 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, July 11, 2022** as distributed.

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

K. CONSENT AGENDA

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

L. COMMUNICATIONS

L-1 NONE SUBMITTED

M. RESOLUTIONS

M-1 RESOLUTION NO 14939 AWARDDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$183,467.50 TO DOUG VAUGHN, LLC., AND SETTING FORTH \$27,520.50 FOR CONTINGENCIES, FOR PROJECT NO. 22-037 RIDGE DRIVE CONCRETE IMPROVEMENTS AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

M-2 RESOLUTION NO 14940 AWARDDING AN AGREEMENT FOR PROFESSIONAL SERVICES IN THE AMOUNT OF \$9,500 TO PERPETUAL HARVEST, LLC TO COMPLETE RESEARCH FOR THE PUEBLO FOOD PROJECT AND CITY OF PUEBLO ON A FARM TO SCHOOL ASSESSMENT

M-3 RESOLUTION NO 14941 AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT TO EL CAMINO HOMEOWNER'S ORGANIZATION, INC., A COLORADO NONPROFIT CORPORATION, FOR THE USE OF ENCINO DRIVE BETWEEN MILAGRO LANE AND VERDOSA DRIVE TO INSTALL A CENTER MEDIAN ISLAND

M-4 RESOLUTION NO 14942 AUTHORIZING THE ISSUANCE OF A REVOCABLE PERMIT TO THE PUEBLO CHAMBER OF COMMERCE FOR THE USE OF GRAND AVENUE FROM CITY CENTER DRIVE TO UNION AVENUE, D STREET FROM VICTORIA AVENUE TO MAIN STREET, C STREET FROM VICTORIA AVENUE TO MAIN STREET, UNION AVENUE FROM CITY CENTER DRIVE TO B STREET, AND ALAN HAMEL AVENUE FROM UNION AVENUE TO MAIN STREET TO HOST THE ANNUAL CHILE AND FRIJOLES FESTIVAL

M-5 RESOLUTION NO 14943 APPROVING AN AGREEMENT TO DONATE PROPERTY AND RELEASE OF CLAIMS BETWEEN THE CITY OF PUEBLO AND OTERO COUNTY, COLORADO RELATING TO A TEN UNIT T-HANGAR LOCATED AT 32101 WALT BASSETT AVENUE

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M-6 RESOLUTION NO 14944 PRELIMINARILY DETERMINING THAT THE PETITION FOR THE ANNEXATION OF THE 136.00 ACRE AREA COMMONLY KNOWN AS THE PASTORA RANCH ANNEXATION NO. 2, GENERALLY LOCATED SOUTHEAST OF STATE HIGHWAY 78 AND SOUTH OF EL CAMINO SUBDIVISION, 14TH FILING, IS VALID UNDER THE PROVISIONS OF COLORADO REVISED STATUTES SECTIONS 31-12-104(1)(A) AND 31-12-107(1), TABLING FINAL ACTION ON THE PETITION FOR A PERIOD OF NOT MORE THAN 180 DAYS, AND REFERRING THE PETITION TO THE PLANNING AND ZONING COMMISSION FOR REVIEW AND RECOMMENDATION

M-7 RESOLUTION NO 14945 CONFIRMING THE APPOINTMENT BY THE MAYOR OF DARREN “WOODY” PERCIVAL TO THE PUEBLO ENERGY ADVISORY COMMISSION

M-8 RESOLUTION NO 14946 CONFIRMING THE APPOINTMENT BY THE MAYOR OF HEATHER GRAHAM AS EX-OFFICIO TO THE LATINO CHAMBER OF COMMERCE BOARD

N. ORDINANCES – FIRST PRESENTATION

N-1 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE PUEBLO REGIONAL BUILDING DEPARTMENT, A GOVERNMENTAL ENTITY, FOR PREMIUM PAY FOR ELIGIBLE WORKERS PERFORMING ESSENTIAL WORK, AS AUTHORIZED BY SECTION 603 (C)(1)(B) OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF TWENTY-THREE THOUSAND FOUR HUNDRED FIFTY AND 74/100 DOLLARS (\$23,450.74) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF – *submitted for First Presentation*

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

N-2 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND SANGRE DE CRISTO HOSPICE AND PALLIATIVE CARE, A COLORADO NONPROFIT CORPORATION, AS AUTHORIZED BY SECTION 603 OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF THIRTY-SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$37,500) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF – *submitted for First Presentation*

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

N-3 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE AMERICAN GI FORUM OF PUEBLO, A COLORADO NONPROFIT CORPORATION, AS AUTHORIZED BY SECTION 603 OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR

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35.6 AND AUTHORIZING THE PAYMENT OF FORTY THOUSAND DOLLARS (\$40,000) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF – *submitted for First Presentation*

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-4 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE PUEBLO SYMPHONY ASSOCIATION, INC., A COLORADO NONPROFIT CORPORATION, AS AUTHORIZED BY SECTION 603 OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF SEVENTY-FIVE THOUSAND DOLLARS (\$75,000) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-5 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE SENIOR RESOURCE DEVELOPMENT AGENCY, PUEBLO, INC., A COLORADO NONPROFIT CORPORATION, AS AUTHORIZED BY SECTION 603 OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF EIGHTY-THREE THOUSAND SEVEN HUNDRED NINETY ONE DOLLARS (\$83,791) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-6 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE COLORADO MISSION OF MERCY, INC., A COLORADO NONPROFIT CORPORATION, AS AUTHORIZED BY SECTION 603 OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF TEN THOUSAND DOLLARS (\$10,000) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-7 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO SIGN A SUBRECIPIENT AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND HABITAT FOR HUMANITY OF PUEBLO, INC., A COLORADO NONPROFIT CORPORATION, AS AUTHORIZED BY SECTION 603 OF THE AMERICAN RESCUE PLAN ACT AND U.S. TREASURY FINAL RULE 31 CFR 35.6 AND AUTHORIZING THE PAYMENT OF THREE HUNDRED THOUSAND**

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DOLLARS (\$300,000) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES THEREOF – *submitted for First Presentation*

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-8 AN ORDINANCE APPROVING AND ACCEPTING AIRPORT IMPROVEMENT PROGRAM (AIP) GRANT AGREEMENT NO. 3-08-0046-046-2022 FROM THE UNITED STATES OF AMERICA ACTING THROUGH THE FEDERAL AVIATION ADMINISTRATION FOR FUNDS IN THE AMOUNT OF \$336,672 FOR COSTS RELATED TO SNOW REMOVAL EQUIPMENT ACQUISITION FOR THE PUEBLO MEMORIAL AIRPORT, AUTHORIZING THE MAYOR TO EXECUTE SAME, BUDGETING AND APPROPRIATING \$345,533 TO PROJECT NO. AP2201, AWARDED THE EQUIPMENT PURCHASE TO WAUSAU EQUIPMENT COMPANY, AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-9 AN ORDINANCE APPROVING AND ACCEPTING AIRPORT IMPROVEMENT PROGRAM (AIP) GRANT AGREEMENT NO. 3-08-0046-047-2022 FROM THE UNITED STATES OF AMERICA ACTING THROUGH THE FEDERAL AVIATION ADMINISTRATION FOR FUNDS IN THE AMOUNT OF \$292,877 FOR COSTS RELATED TO THE REHABILITATION OF RUNWAY 8R/26L (PHASE 1 - DESIGN) AT THE PUEBLO MEMORIAL AIRPORT, ESTABLISHING PROJECT NO. AP2205 - REHAB OF RUNWAY 8R-26L DESIGN AND CONSTRUCTION, BUDGETING AND APPROPRIATING \$300,585 TO SAID PROJECT, APPROVING AN AGREEMENT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, AND DIBBLE AND ASSOCIATES CONSULTING ENGINEERS, INC., FOR THE ENGINEERING DESIGN FOR SAID PROJECT, AND AUTHORIZING THE MAYOR TO EXECUTE SAME – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-10 AN ORDINANCE APPROVING A RENTAL AGREEMENT FOR THE USE OF AN OFFICE SPACE AND THE FIRE FIGHTING RELOAD BASE AT THE PUEBLO MEMORIAL AIRPORT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, AND THE STATE OF COLORADO DEPARTMENT OF PUBLIC SAFETY, DIVISION OF FIRE PREVENTION AND CONTROL, AND AUTHORIZING THE MAYOR TO EXECUTE SAME – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-11 AN ORDINANCE APPROVING THE ASSIGNMENT OF A FUEL TANK AGREEMENT BY AND BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, SAM C. BROWN, AND TRAVELAIRE SERVICES, INC., AND AUTHORIZING THE MAYOR TO EXECUTE SAME – *submitted for First Presentation***

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Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-12 AN ORDINANCE APPROVING THE ASSIGNMENT OF A HANGAR GROUND LEASE BY AND BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, SAM C. BROWN, AND TRAVELAIRE SERVICES, INC., AND AUTHORIZING THE MAYOR TO EXECUTE SAME – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-13 AN ORDINANCE APPROVING A DEPOSIT AGREEMENT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION AND LEGENDS SUBDIVISION, LLC., A UTAH LIMITED LIABILITY COMPANY, STEPHANIE J. SUMMERS, DALE MAJORS, AND ALAN ROSE RELATED TO THE INSTALLATION AND CONSTRUCTION OF REQUIRED PUBLIC IMPROVEMENTS WITHIN RIVERS RUN SUBDIVISION AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-14 AN ORDINANCE APPROVING AND ADOPTING THE 2022 PUEBLO REGIONAL COMPREHENSIVE PLAN FOR THE PHYSICAL DEVELOPMENT OF PUEBLO, A COLORADO MUNICIPAL CORPORATION – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-15 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AND RATIFYING THE MAYOR'S SIGNATURE TO A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE PRESIDENT AND FELLOWS OF HARVARD COLLEGE ACTING THROUGH THE BLOOMBERG HARVARD CITY LEADERSHIP INITIATIVE AT THE JOHN F. KENNEDY SCHOOL OF GOVERNMENT – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-16 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION AND THE FOUNTAIN CREEK WATERSHED, FLOOD CONTROL AND GREENWAY DISTRICT, A POLITICAL SUBDIVISION OF THE STATE OF COLORADO AND THE FOUNTAIN CREEK WATERSHED WATER ACTIVITY ENTERPRISE RELATING TO THE PUEBLO LEVEE SYSTEM FLOODPLAIN RESTORATION PROJECT – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

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- N-17 AN ORDINANCE APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF UNDERSTANDING BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AS BUYER, AND THE UNION PACIFIC RAILROAD COMPANY, A DELAWARE CORPORATION, AS SELLER, PERTAINING TO THE CONVEYANCE OF REAL PROPERTY TO FACILITATE THE PUEBLO LEVEE RESTORATION PROJECT – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-18 AN ORDINANCE AMENDING THE FISCAL YEAR 2022 STAFFING ORDINANCE BY TEMPORARILY ADDING TWO (2) FIREFIGHTER POSITIONS WITHIN THE FIRE DEPARTMENT – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

- N-19 AN ORDINANCE AMENDING CHAPTER 4 OF TITLE XI OF THE PUEBLO MUNICIPAL CODE WITH REGARDS TO WORKING GOATS AND IMPOSING NEW REQUIREMENTS IN ACCORDANCE THEREWITH – *submitted for First Presentation***

Public Hearing was Set for Monday, August 8, 2022, Notice of Hearing was Ordered Published by Title.

O. APPROVAL OF CONSENT AGENDA

Mr. Martinez Ortega, 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, August 8, 2022**, and Order the Ordinances to be published **BY TITLE**.

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

P. REGULAR AGENDA

Q. RESOLUTIONS

- Q-1 RESOLUTION NO 14947 AUTHORIZING PAYMENT OF FUNDS IN THE AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES OF CONSTRUCTING SEWER INFRASTRUCTURE WITHIN THE CITY, FROM WEST 11TH STREET TO WEST 21ST STREET, AS AUTHORIZED BY SECTION 603(C)(1)(D) OF THE AMERICAN RESCUE PLAN ACT AND FINAL RULE 31 CFR 35.6**

A staff report and detailed review of the Resolution was given by Andra Ahrens, Acting Director of Wastewater and Andrew Hayes, Director of Public Works.

Mr. Martinez Ortega, seconded by Mr. Flores, moved to approve the Resolution on Final Presentation.

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

Q-2 RESOLUTION NO 14948 AUTHORIZING PAYMENT OF FUNDS IN THE AMOUNT OF TWO MILLION DOLLARS (\$2,000,000) FROM PROJECT NO. CI2113 - AMERICAN RESCUE PLAN ACT, FOR PURPOSES OF CONSTRUCTING SEWER INFRASTRUCTURE WITHIN THE CITY, ALONG NORTHERN AVENUE, BETWEEN BANDERA PARKWAY AND SURFWOOD LANE, AS AUTHORIZED BY SECTION 603(C)(1)(D) OF THE AMERICAN RESCUE PLAN ACT AND FINAL RULE 31 CFR 35

A staff report and detailed review of the Resolution was given by Andra Ahrens, Acting Director of Wastewater and Andrew Hayes, Director of Public Works.

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

Roll Call - Ayes: Atencio, Flores, Graham, Maestri, and Winner. Nays: Martinez Ortega. Motion carried 5-1.

Q-3 RESOLUTION NO 14949 AWARDDING A CONSTRUCTION CONTRACT IN THE AMOUNT OF \$736,327.40 TO K.R. SWERDFEGER, INC. AND SETTING FORTH \$147,265 FOR CONTINGENCIES, FOR PROJECT NO. 22-048 (WWAN01) FY2022 SMALL MAIN LINING PROJECT AND AUTHORIZING THE PURCHASING AGENT TO EXECUTE SAME

A staff report and detailed review of the Resolution was given by Andra Ahrens, Acting Director of Wastewater.

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

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

Q-4 RESOLUTION NO 14950 AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2022 GENERAL FUND BUDGET TO ASSISTANCE LEAGUE OF PUEBLO, INC. IN THE AMOUNT OF \$1,000 TO SUPPORT ITS ANNUAL FUNDRAISER

A staff report and detailed review of the Resolution was given by President Graham.

Mr. Martinez Ortega, seconded by Ms. Maestri, moved to approve the Resolution on Final Presentation.

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

R. ORDINANCES – FINAL PRESENTATION

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R-1 PUBLIC HEARING: AN ORDINANCE BUDGETING AND APPROPRIATING FUNDS FROM THE 1992-2026 SALES AND USE TAX CAPITAL IMPROVEMENT PROJECTS FUND IN THE AMOUNT OF ONE HUNDRED FORTY-FIVE THOUSAND DOLLARS (\$145,000) TO THE GENERAL FUND TO REIMBURSE THE GENERAL FUND FOR CONTRACTUAL PAYMENTS MADE TO TATIANA BAILEY, PH.D. D/B/A PEAK ANALYTICS CONSULTING TO DEVELOP A PUEBLO MONTHLY ECONOMIC DASHBOARD – *submitted for Final Presentation*

A staff report and detailed review of the Ordinance was given by Laura Solano, Chief of Staff.

PUBLIC HEARING:

- Carl Wroyler appeared in person to speak about this ordinance.

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: Winner. Nays: Atencio, Flores, Graham, Maestri, and Martinez Ortega. Motion failed 1-5.

R-2 ORDINANCE NO 10223 AMENDING ZONING RESTRICTIONS TO REZONE .34 ACRES LOCATED AT 520 WEST 13TH STREET FROM R-5, MIXED RESIDENTIAL AND OFFICE DISTRICT TO B-2, SUBREGIONAL BUSINESS 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 the Planning & Zoning documents for this item, Case #Z-22-08 dated June 8, 2022, 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. Martinez Ortega, seconded by Mr. Flores, moved to approve the Ordinance on Final Presentation.

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

R-3 ORDINANCE NO 10224 AMENDING ZONING RESTRICTIONS TO REZONE LOTS 22, BLOCK 3; SUNSET PARK 6TH FILING, TOTALING .85 ACRES FROM R-5, MULTIPLE-RESIDENTIAL AND OFFICE DISTRICT TO R-6, MULTIPLE-RESIDENTIAL AND COMMERCIAL 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 the Planning & Zoning

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documents for this item, Case #Z-22-07 dated June 8, 2022, 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. Martinez Ortega, seconded by Mr. Flores, moved to approve the Ordinance on Final Presentation.

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

R-4 ORDINANCE NO 10225 VACATING A PORTION OF THE PLATTED ALLEY RIGHT-OF-WAY LOCATED WITHIN BLOCK 362, WILEY AND CHAMBERLIN'S SUBDIVISION
– *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 the Planning & Zoning documents and votes for this item, Case #V-22-02 dated May 11, 2022, 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 Mr. Martinez Ortega, moved to approve the Ordinance on Final Presentation.

Roll Call - Ayes: Atencio, Flores, Graham, Martinez Ortega and Winner. Nays: Maestri. Motion carried 5-1.

R-5 ORDINANCE NO 10226 APPROVING AND ACCEPTING A GRANT AGREEMENT AND APPLICABLE CONDITIONS PERTAINING THERETO WITH THE STATE OF COLORADO DEPARTMENT OF LAW PEACE OFFICER STANDARDS AND TRAINING (POST), ESTABLISHING PROJECT NUMBER PS2206, BUDGETING AND APPROPRIATING FUNDS INTO PROJECT PS2206, AUTHORIZING THE MAYOR TO EXECUTE SAME, AND RATIFYING HIS PRIOR SIGNATURE THERETO – *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.

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

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

R-6 ORDINANCE NO 10227 APPROVING AND ACCEPTING A GRANT FUNDING AGREEMENT AND ALL APPLICABLE CONDITIONS PERTAINING THERETO FROM THE COLORADO AUTO THEFT PREVENTION AUTHORITY (“CATPA”) RELATING TO THE BEAT AUTO THEFT THROUGH LAW ENFORCEMENT (“BATTLE”) TEAM, ESTABLISHING PROJECT NO. PS2207, BUDGETING AND APPROPRIATING FUNDS TO PROJECT NUMBER PS2207, AND AUTHORIZING THE MAYOR TO EXECUTE SAME – 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.

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

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

R-7 ORDINANCE NO 10228 CALLING A SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 8, 2022, DIRECTING THAT THE SPECIAL MUNICIPAL ELECTION BE CONDUCTED AS PART OF A COORDINATED ELECTION, ADOPTING FOR USE AT THE SPECIAL MUNICIPAL ELECTION THE REQUIREMENTS AND PROCEDURES OF THE UNIFORM ELECTION CODE OF 1992 EXCEPT TO THE EXTENT THE UNIFORM ELECTION CODE OF 1992 CONFLICTS WITH A SPECIFIC PROVISION OF THE CHARTER OF THE CITY OF PUEBLO, AND SUSPENDING FOR SUCH PURPOSES THE PUEBLO ELECTION CODE AND ALL ORDINANCES AND RESOLUTIONS OF THE CITY IN CONFLICT THEREWITH – submitted for Final Presentation

A staff report and detailed review of the Ordinance was given by Marisa Stoller, City Clerk.

PUBLIC HEARING:

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

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

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

R-8 ORDINANCE NO 10229 APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF PUEBLO, A MUNICIPAL CORPORATION, AND THE COUNTY OF PUEBLO, A POLITICAL SUBDIVISION OF THE STATE OF COLORADO,

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RELATING TO THE 2022 SPECIAL MUNICIPAL ELECTION – *submitted for Final Presentation*

A staff report and detailed review of the Ordinance was given by Marisa Stoller, City Clerk.

PUBLIC HEARING:

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

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

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

R-9 ORDINANCE NO 10230 APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR CONVEYANCE OF REAL PROPERTY BETWEEN THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION, AS BUYER, AND NEIGHBORWORKS SOUTHERN COLORADO, INC., A COLORADO NONPROFIT CORPORATION, AS SELLER, RELATING TO THE LOCATION OF FIRE STATION NO. 11 IN THE PIKES PEAK PARK SUBDIVISION – *submitted for Final Presentation*

A staff report and detailed review of the Ordinance was given by Dan Kogovsek, City Attorney and Barb Huber, Fire Chief.

PUBLIC HEARING:

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

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

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

R-10 ORDINANCE NO 10231 APPROVING AND AUTHORIZING THE MAYOR TO EXECUTE A PAID INTERNSHIP SITE AGREEMENT BETWEEN THE BOARD OF GOVERNORS OF THE COLORADO STATE UNIVERSITY SYSTEM, ACTING BY AND THROUGH COLORADO STATE UNIVERSITY PUEBLO AND THE CITY OF PUEBLO, A COLORADO MUNICIPAL CORPORATION – *submitted for Final Presentation*

A staff report and detailed review of the Ordinance was given by Haley Sue Robinson, Director of Public Information.

PUBLIC HEARING:

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

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

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

R-11 ORDINANCE NO 10232 AMENDING THE FISCAL YEAR 2022 STAFFING ORDINANCE BY ADDING ONE (1) FULL-TIME POSITION ENTITLED FOOD PROJECT COORDINATOR TO THE AUTHORIZED STAFFING OF THE MAYOR'S OFFICE – submitted for Final Presentation

A staff report and detailed review of the Ordinance was given by Laura Solano, Chief of Staff.

PUBLIC HEARING:

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

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

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

R-12 ORDINANCE NO 10233 AMENDING SECTION 6-5-16 OF CHAPTER 5, OF TITLE VI OF THE PUEBLO MUNICIPAL CODE RELATING TO THE FY 2022 CLASSIFICATION AND PAY PLAN BY ESTABLISHING THE PAY SCALE FOR FOOD PROJECT COORDINATOR – submitted for Final Presentation

A staff report and detailed review of the Ordinance was given by Laura Solano, Chief of Staff.

PUBLIC HEARING:

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

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

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

S. COUNCIL MEMBER CONFLICT OF INTEREST

S-1 RESOLUTION NO 14951 AUTHORIZING PAYMENT FROM THE COUNCIL CONTINGENCIES ACCOUNT IN THE 2022 GENERAL FUND BUDGET TO UNITED WAY - PUEBLO COUNTY IN THE AMOUNT OF \$2,500 TO SUPPORT THE SOUTHERN COLORADO YOUTH GO PLATFORM

A staff report and detailed review of the Resolution was given by President Graham.

Mr. Martinez Ortega, seconded by Mr. Flores, moved to approve the Resolution on Final Presentation.

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

ADJOURN: 8:51 p.m. President Graham Adjourned the Meeting.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Marisa Stoller".

Marisa Stoller
City Clerk