



**Background Paper for Proposed Ordinance**

**COUNCIL MEETING DATE:** July 25, 2022

**TO:** President Heather Graham and Members of City Council  
**CC:** Mayor Nicholas A. Gradisar  
**VIA:** Marisa Stoller, City Clerk  
**FROM:** Greg Pedroza, Director of Aviation  
**SUBJECT:** 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 AUTHORIZING THE MAYOR TO EXECUTE SAME

**SUMMARY:**

This Ordinance will approve and accept an Airport Improvement Program (AIP) grant agreement from the United States of America acting through the Federal Aviation Administration (FAA) to provide funding for costs related to the rehabilitation of Runway 8R-26L (Phase 1-Design), establish Project No. AP2205 - Rehab of Runway 8R-26L Design and Construction, and approve an engineering design agreement.

**PREVIOUS COUNCIL ACTION:**

Not applicable to this Ordinance.

**BACKGROUND:**

The Colorado Department of Transportation (CDOT) conducted a pavement condition assessment of this Runway, and it was determined that the pavement needs rehabilitation. This project is on the Capital Improvement Plan schedule for 2022, approved by both the FAA and CDOT for Entitlement Fund use.

**FINANCIAL IMPLICATIONS:**

The total design project cost is \$308,292.00. The FAA AIP Grant is for \$292,877.00 (95%). The CDOT approved grant amount is \$7,707.00 (2.5%), which will be accepted, budgeted, and appropriated in a later ordinance. The City's match is \$7,708.00 (2.5%). Matching funds will be transferred from the Airport Improvement Trust Fund.

**BOARD/COMMISSION RECOMMENDATION:**

Not applicable to this Ordinance.

**STAKEHOLDER PROCESS:**

Not Applicable to this Ordinance.

**ALTERNATIVES:**

If this Ordinance is not approved, the grant will not be accepted from the federal government and the project will not occur.

**RECOMMENDATION:**

Approve the Ordinance.

**Attachments:**

Proposed Ordinance

FAA AIP Grant Agreement

Dibble & Assoc. Engineering Design Agreement

Grant Certification Memo

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

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 AUTHORIZING THE MAYOR TO EXECUTE SAME

WHEREAS, the City of Pueblo has received a Grant Agreement from the Federal Aviation Administration (FAA) to for costs related to Rehabilitation of Runway 8R-26L (Phase 1 - Design); and,

WHEREAS, the funds from this grant need to be budgeted and appropriated into Rehab Runway 8R-26L Design & Construction Project No. AP2205, where said project needs to be created; and,

WHEREAS, Dibble & Associates as the Airport's contracted engineering consulting firm provided a proposal for design services for this project; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY COUNCIL OF PUEBLO, that:

SECTION 1.

The Federal Aviation Administration Grant Agreement No. 3-08-046-047-2022 ("Grant Agreement"), a copy of which is attached hereto and made a part hereof by reference, by and between the City of Pueblo, a Municipal Corporation, and the United States of America through the Federal Aviation Administration ("FAA"), making available \$292,877.00 in federal funds for costs related to Rehabilitation of Runway 8R-26L (Phase 1 - Design), after having been approved as to form by the City Attorney, is here by accepted and approved

SECTION 2.

The Mayor is hereby authorized to execute the Grant Agreement in the name and on behalf of the City of Pueblo, where the Mayor may execute the Grant Agreement by electronic signature and such electronic signature shall be attributable to the Mayor and the City of Pueblo.

SECTION 3.

Project No. AP2205 – Rehab of Runway 8R-26L Design and Construction is hereby established.

#### SECTION 4.

Funds in the amount of \$292,877.00 shall be accepted pursuant to the Grant Agreement and budgeted and appropriated to Project No. AP2205 - Rehab Runway 8R-26L Design and Construction.

#### SECTION 5.

Matching funds in the amount of \$7,708.00 shall be transferred from the Airport Improvement Trust Fund to Project No. AP2205 - Rehab Runway 8R-26L Design and Construction.

#### SECTION 6.

Pursuant to the Grant Agreement, the FAA may make unilateral amendments to the grant terms and its obligation thereunder, including the increasing or decreasing of its grant obligation. In accordance therewith, such amendments shall be effective without the need for an additional ordinance or other action by City Council. Should the FAA increase the maximum grant obligation, said funds shall be automatically budgeted and appropriated to Project No. AP2205 - Rehab Runway 8R-26L Design and Construction without the need for further action.

#### SECTION 7.

The Agreement for Professional Engineering Services ("Professional Services Agreement"), a copy of which is attached hereto and made part hereof by reference, by and between the City of Pueblo, a Municipal Corporation, and Dibble and Associates Consulting Engineers, Inc., an Arizona Corporation, to provide engineering design services for the Rehabilitation of Runway 8R-26L (Phase 1 - Design) at Pueblo Memorial Airport, after having been approved as to form by the City Attorney, is hereby approved.

#### SECTION 8.

The Mayor is hereby authorized to execute the Professional Services Agreement in the name and on behalf of the City of Pueblo, where the Mayor may execute the Professional Services Agreement by electronic signature and such electronic signature shall be attributable to the Mayor and the City of Pueblo.

#### SECTION 9.

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

**SECTION 10.**

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