



**REGULAR CITY COUNCIL MEETING  
CITY COUNCIL CHAMBERS – CITY HALL  
#1 CITY HALL PLACE**

**MONDAY, APRIL 22, 2024  
7:00 PM**

***Individuals Requiring Special Accommodations Should Notify the City’s ADA Coordinator at (719) 553-2295 by Noon on the Friday Preceding the Meeting.***

- A. CALL TO ORDER** President Mark Aliff
- B. INVOCATION** Pastor Danny Lucero, Pueblo Praise
- C. PLEDGE OF ALLEGIANCE**
- D. ROLL CALL**
- E. SPECIAL RECOGNITIONS**
  - E1 Proclamation Presentation: "55th Annual Professional Municipal Clerks Week - May 5-11, 2024" - City of Pueblo Clerk's Office
  - E2 Proclamation Presentation: "Parkinson's Awareness Month - April 2024" - Nick Herrera, Facilitator of Parkinson's Support Group
  - E3 Proclamation Presentation: "Creative Industries Week - May 5-10, 2024" - Creative Consortium of Pueblo
- F. PUBLIC FORUM**
- G. COUNCIL MEMBER AND MAYOR COMMENTARY**
- H. REVIEW OF AGENDA**
- I. APPROVAL OF AGENDA**

*Motion to Amend the Agenda or Motion to Approve the Agenda as distributed.*
- J. READING AND APPROVAL OF MINUTES**

*Motion to dispense with the reading and approve the Minutes of the Regular Meeting dated April 08, 2024, as distributed.*

  - J1 City Council Meeting Minutes April 08, 2024

**K. CONSENT AGENDA**

*All items listed in this portion of the agenda are considered to be routine by the City Council and will be enacted by one motion. There will be no separate discussion of these items unless a Councilperson so requests; in which event, the item will be removed from the Consent*

*Agenda and considered under the Regular Agenda. Unless otherwise indicated, titles are self-explanatory.*

## **L. COMMUNICATIONS**

## **M. RESOLUTIONS**

- M1 A Resolution awarding a construction contract in the amount of \$724,041.55 to Pyramid Construction, Inc., for Project No. 24-041, Asphalt Improvements - Court Street, setting forth \$144,958.45 for contingencies, and authorizing the Purchasing Agent to execute same
- M2 A Resolution awarding a construction contract in the amount of \$682,640.60 to Tony J Beltramo & Sons, Inc., for Project No. 24-008, Construction of Adams Avenue and Jackson Street Roundabout, setting forth \$190,359.40 for contingencies, and authorizing the Purchasing Agent to execute same
- M3 A Resolution approving payment in the amount of \$210,576.78 from Project CI2113 - American Rescue Plan Act for the purchase of a Crisis Negotiator Van for the Police Department, as authorized by Section 603(c)(1)(c) of the American Rescue Plan Act and U.S. Treasury Final Rule 31 CFR §35.6
- M4 A Resolution approving amendment No. 1 to the Pueblo Regional On-Call Transportation Technical Assistance Agreement between the City of Pueblo, A Colorado Municipal Corporation, and Wilson & Company, Inc., A Colorado Corporation, in the amount of \$29,300 for bid No. 22-069, technical transportation services for updating travel demand model, and authorizing the Purchasing Agent to execute same
- M5 A Resolution of support for the designation of Colorado Highway 78 between the City of Pueblo and Beulah Township as the "PFC Thomas Michael "Mike" Hanratty, USMC Memorial Highway" and authorizing the Public Works Department to work cooperatively with Pueblo County and the Colorado Department of Transportation to fabricate and install the signage for the new designation
- M6 A Resolution authorizing the issuance of a revocable permit (REV-24-3) to the National MS Society for the closure of S. Victoria Avenue from the River Walk parking lot to S. Elizabeth and S. Elizabeth to the north end of the Acme and Fire Safety Equipment Co building to facilitate the Walk MS Pueblo event on April 27, 2024, from 5:00 a.m. to 2:00 p.m.
- M7 A Resolution authorizing the issuance of a revocable permit (REV-24-6) to The Outlaws Rod & Custom Car Club for the closure of Victoria Avenue from C Street to Greenwood and D Street from the alleyway between Union and Victoria to the alleyway between Victoria and Lamkin to host their annual car show on May 4, 2024, from 5:30 a.m. to 4:00 p.m.
- M8 A Resolution authorizing the issuance of a revocable permit (REV-24-7) to The Greater Pueblo Chamber of Commerce for the closure of the alleys between S. Victoria Ave., W. C St., S. Union Ave., and W. B St. to host the Colorado Creative Industries Summit Conference Welcome Party
- M9 A Resolution approving and authorizing the Mayor to make, execute and deliver in the name of the City of Pueblo, Federal Fiscal Year 2024 Certifications and Assurances for Federal Transit Administration Assistance Programs and to bind the City of Pueblo's compliance therewith
- M10 A Resolution transferring funds in the amount of \$186,000.00 from the Public Works Operating Budget into Project No. CIAN20 - City Building Repairs

- M11 A Resolution adding the name of Mayor Heather Graham as an authorized officer of the City of Pueblo Stormwater Utility Enterprise in connection with the Water Pollution Control Revolving Fund or Drinking Water Revolving Fund Loan Agreement
- M12 A Resolution preliminarily determining that the petition for the annexation of 80.28-acre area commonly known as the Pueblo Recreation Resort No. 1 Annexation, 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
- M13 A Resolution preliminarily determining that the petition for the annexation of 219.95-acre area commonly known as the Pueblo Recreation Resort No. 2 Annexation, 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
- M14 A Resolution awarding a construction contract in the amount of \$32,686,806 to Nunn Construction, for Project No. 24-010, Construction of Fire Stations 6, 8, and 11, setting forth \$1,518,194 for contingencies, and authorizing the Purchasing Agent to execute same
- M15 A Resolution of the City of Pueblo, A Colorado Municipal Corporation, approving lease/purchase financing with Clayton Holdings, LLC, for Sports Field and Court Lighting Systems from MUSCO Sports Lighting, LLC, and authorizing the execution and delivery of all documents required therewith by the Mayor or Director of Purchasing, and Authorizing all other actions necessary for the consummation of the transaction contemplated by this Resolution
- M16 A Resolution ratifying PACOG's joint appointment of Jason Baker, Jeff Heckler, Michael Messervy, and Miles Lucero to the Community Services Advisory Commission (CSAC)
- M17 A Resolution confirming the reappointment by the Mayor of Jason Schierling to serve a four-year term expiring May 9, 2028 on the Pueblo Depot Activity Authority (aka PuebloPlex) Board of Directors
- M18 A Resolution rescinding an Agreement for Professional Engineering Services by and between City of Pueblo and Olsson, Inc. and awarding an Agreement for Professional Engineering Services by and between City of Pueblo and JR Engineering, Inc in the amount of \$145,890.00, for Project No. 23-146, Design for Intersection of Prairie and St. Clair, and authorizing the Purchasing Agent to execute same
- M19 A Resolution authorizing the issuance of a revocable permit to Collins Aerospace for the use of Lots 8 and 11 and, Parcel G, William White Boulevard, Pueblo, Colorado for the purpose of installing a fence line monitoring system required by the Colorado Department of Health and Environment – AQD

## **N. ORDINANCES – FIRST PRESENTATION**

- N1 An Ordinance of the City of Pueblo amending Title XI, Chapter 1, Section 405 of the Pueblo Municipal Code prohibiting the establishment, operation, use, or participation in syringe exchange or distribution programs within the City of Pueblo and providing penalties therefor
- N2 An Ordinance approving an Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado, acting by and through the Community Asset Enterprise/Colorado Energy Office relating to a grant to install four Direct Current Fast Charging (DCFC) electric vehicle charging stations at the Main Street Parking Garage; accepting a grant in the amount of \$445,000; establishing Project Account CI2433 - Design and Install Main Street Garage DCFC EV Chargers; transferring

funds in the amount of \$400,000 from Project Account CI2408 - EV Charging Stations (Fleet) to Project Account CI2433 - Design and Install Main Street Garage DCFC EV Chargers; budgeting and appropriating a total of \$845,000.00 into Project Account CI2433 - Design and Install Main Street Garage DCFC EV Chargers; and approving the Mayor to execute the Intergovernmental Agreement on behalf of the City

- N3 An Ordinance approving and authorizing the Mayor to sign a Subrecipient Agreement between the City of Pueblo, a Colorado Municipal Corporation and Catholic Charities of the Diocese of Pueblo, Inc. dba Catholic Charities of Southern Colorado, a Colorado nonprofit corporation 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 two hundred thousand dollars (\$200,000) from Project No. CI2113 - American Rescue Plan Act, for purposes thereof
- N4 An Ordinance approving and accepting a 2024 Colorado Department of Public Safety, Division of Criminal Justice Opioid Grant in the amount of \$9,580 for synthetic opiate poisoning investigation and distribution interdiction, establishing project number PS2403, budgeting and appropriating grant funds of \$9,580 to said project, and authorizing Mayor Graham to execute the grant award letter and related documents
- N5 An Ordinance vacating a utility easement within Lot 1, North Pueblo Commercial Park Filing 5
- N6 An Ordinance vacating a portion of the alley within Block 11, Mattice's Subdivision
- N7 An Ordinance creating Part 21 of Section 15-1-8 of the Pueblo Municipal Code regulating the parking in electric motor vehicle charging stations.
- N8 An Ordinance creating Article IX of Chapter 1 of Title XI within the Pueblo Municipal Code, adding Sections 11-1-901 through 11-1-904 thereto, enacting provisions and prohibitions with respect to certain gaming and gambling devices, and providing penalties for the violation thereof
- N9 An Ordinance amending Article 1 through 6 of Chapter 6 of Title IX within the Pueblo Municipal Code, modifying licensing and fees for coin-operated amusement devices and coin-operated music machines.
- N10 An Ordinance amending the fiscal year 2024 Staffing Ordinance by converting one (1) vacant full-time Internal Auditor Position to a new classification entitled Non-Profit Compliance Coordinator within the authorized staffing levels of The Mayor's Office
- N11 An Ordinance amending section 6-5-16 of Chapter 5, of Title VI of The Pueblo Municipal Code relating to the FY 2024 classification and pay plan by establishing the pay scale for Non-Profit Compliance Coordinator
- N12 An Ordinance amending the fiscal year 2024 Staffing Ordinance by converting one (1) full-time vacant position entitled Food Project Coordinator to a position entitled Marketing and Social Media Specialist within the authorized staffing levels at the Mayor's Office
- N13 An Ordinance amending section 6-5-16 of Chapter 5, of Title VI of the Pueblo Municipal Code relating to the FY 2024 classifications and pay plan by establishing the pay scale for Marketing and Social Media Specialist.

## **O. APPROVAL OF CONSENT AGENDA**

*I move to approve all Resolutions Set Forth in the Consent Agenda; Pass the Ordinances of the Consent Agenda, Setting the Public Hearings for May 13, 2024, and Order the Ordinances to be published BY TITLE.*

## **P. REGULAR AGENDA**

## **Q. RESOLUTIONS**

- Q1 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to C Cubed Training in the amount of \$700 to sponsor the International Day of Girls in IT Celebration on Thursday, April 25 from 10 am - 2 pm at the Cyber Cube in Water Tower Place
- Q2 A Resolution authorizing payment from the Council Contingencies account in the 2024 general fund budget to the Pueblo Downtown Association in the amount of \$1,000 to sponsor the 2024 Levee Walk on Saturday, June 8, 2024

## **R. ORDINANCES – FINAL PRESENTATION**

- R1 An Ordinance approving an Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation and the County of Pueblo, a political subdivision of the State of Colorado, and the Historic Arkansas Riverwalk of Pueblo Authority, a political subdivision of the State of Colorado by which Pueblo County will pay to the City of Pueblo \$9,000,000 in 1A funds for the construction of the HARP Channel Extension and Boathouse Project, authorizing the Mayor to execute the same, accepting the 1A funds from the County, establishing Project No. CI2432, and budgeting and appropriating the funds to Project No. CI2432 - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R2 An Ordinance approving and accepting a Colorado Department of Local Affairs grant in the amount of \$1,000,000 for the HARP Channel Extension and Boathouse Construction Project, authorizing the Mayor to execute the related grant agreement, transferring \$1,000,000 from the General Fund unappropriated fund balance, and budgeting and appropriating \$2,000,000 in total funds to Project No. CI2432 - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R3 An Ordinance approving and authorizing the Mayor to execute a cooperation agreement between the City of Pueblo, a Colorado Municipal Corporation and the Historic Arkansas Riverwalk of Pueblo Authority, a political subdivision of the State of Colorado relating to the construction of the HARP channel extension and boathouse project - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R4 An Ordinance approving an Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado, acting by and through the Colorado Department of Transportation, Project: SHO M086-102 (25957), accepting a grant in the amount of \$1,350,000.00, establishing Project Account CI2431, Lake Ave & Jones Ave Roundabout, transferring \$150,000.00 from Project Account CI2415, Street Rehabilitation to Project Account CI2431, Lake Ave & Jones Ave Roundabout, budgeting and appropriating funds in the amount of \$1,500,000 and authorizing the Mayor to execute same - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R5 An Ordinance approving an Intergovernmental Agreement between the City of Pueblo, a Colorado Municipal Corporation, and the State of Colorado, acting by and through the Colorado Department of Transportation, Project: SHO M086-101 (25954) Grand and 13th Roundabout, accepting a grant in the amount of \$1,485,000.00, establishing Project Account CI2430, Grand Ave. & 13th Roundabout, transferring \$165,000.00 from Project Account HUAN01, Street Resurfacing Project to Project Account CI2430, Grand Ave. & 13th Roundabout Project, budgeting and appropriating funds in the amount of \$1,650,000, and authorizing the Mayor to execute same - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R6 An Ordinance amending Section 4-1-14 of Title IV (Building Regulations), Chapter 1 (Building Department Administration and Contractor's Licenses) of the Pueblo Municipal

Code to exempt the City from the requirements of Section 4-1-11 relating to license requirements for construction permitting - *Introduced April 08, 2024 by Councilor Dennis Flores*

- R7 An Ordinance approving and accepting a participation agreement from the Colorado Housing and Finance Authority, a body corporate and political subdivision of the State of Colorado; Reinen Consultants LLC, a Colorado limited liability company; The Espinosa Group LLC, a Colorado limited liability company; and The City of Pueblo, a Colorado Municipal Corporation for the donation of preliminary design and feasibility services for the development of affordable housing at the former Pueblo Community Health Center site located at 1302 E. 4th Street and 1305 E. 5th Street and authorizing the Mayor to execute same - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R8 An Ordinance amending Section 17-2-2(84) of Chapter 4 of Title XVII of the Pueblo Municipal Code relating to the use definition of a manufactured home, one-family - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R9 An Ordinance amending the fiscal year 2024 Staffing Ordinance by adding one (1) full-time position to the authorized staffing of the Police Department entitled PD Community Engagement Manager - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R10 An Ordinance amending section 6-5-16 of Chapter 5, of Title VI of the Pueblo Municipal Code relating to the FY 2024 classification and pay plan by establishing the pay scale for PD Community Engagement Manager - *Introduced April 08, 2024 by Councilor Dennis Flores*
- R11 An Ordinance amending the Fiscal Year 2024 Staffing Ordinance by converting one (1) Full-time Assistant City Attorney I position to a Deputy City Attorney within the authorized staffing of the Law Department - *Introduced April 08, 2024 by Councilor Dennis Flores*

## **S. EMERGENCY ORDINANCES**

- S1 An Emergency Ordinance amending Ordinance No. 10582 authorizing the Mayor to declare temporary housing and shelter emergencies as necessary throughout the year for homeless residents of the City of Pueblo

## **T. ADJOURN**