



# City of Colorado Springs

## Regular Meeting Agenda - Final-revised City Council

City Hall  
107 N. Nevada Avenue  
Colorado Springs, CO  
80903

*City Council meetings are broadcast live on Channel 18. In accordance with the ADA, anyone requiring an auxiliary aid to participate in this meeting should make the request as soon as possible but no later than 48 hours before the scheduled event.*

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Thursday, December 19, 2019

2:00 PM

Council Chambers

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### 1. Call to Order

### 2. Invocation and Pledge of Allegiance

### 3. Changes to Agenda/Postponements

### 4. Consent Calendar

**These items will be acted upon as a whole, unless a specific item is called for discussion by a Councilmember or a citizen wishing to address the City Council. (Any items called up for separate consideration shall be acted upon following the Mayor's Business.)**

### **4A. Second Presentation:**

- 4A.A.** [19-668](#) Ordinance No. 19-94 amending Ordinance No. 18-118 (2019 Appropriation Ordinance) for a supplemental appropriation to the Lodgers & Auto Rental Tax (LART) Fund in the amount of \$154,652 for three additional projects and events as recommended by the LART Citizen Advisory Committee

Presenter:

Charae McDaniel, Chief Financial Officer

Laurel Prud'homme, Chair, LART Citizen Advisory Committee

**Attachments:**

[Ordinance for LART 2019 Additional Events-Nov 2019](#)

[11-25-19 LART Resolution Exhibit A 2019 - CAC recommendations REVISED 8](#)

- 4A.B.** [19-661](#) Ordinance No. 19-95 amending Ordinance No. 14-20, Section 3; Repealing Ordinance No. 18-9; and Prescribing the Salary of the City Attorney

Presenter:  
Mike Sullivan, Human Resources Director  
Mayor John Suthers

**Attachments:** [CityAtty-MasseySalaryORD-2019-09-19.docx](#)

- 4A.C.** [19-662](#) Ordinance No. 19-96 repealing Ordinance No. 19-32 (approving the salary of the City Auditor) and prescribing the salary of the City Auditor

Presenter:  
Mike Sullivan, Human Resources Director  
Council President, Richard Skorman

**Attachments:** [CityAuditor-NesterSalaryORD\\_2019-09-19.docx](#)

- 4A.D.** [19-611](#) Ordinance No. 19-98 of the City of Colorado Springs, Colorado authorizing the termination by the City of existing Interest Rate Exchange Agreements delegating to the Utilities Chief Executive Officer or the Utilities Chief Planning and Financial Officer (or the Acting Chief Planning and Financial Officer, as applicable) the authority to determine the financial terms of transactions terminating such agreements; ratifying action heretofore taken and relating to such agreements; and providing other matters relating thereto

Presenter:  
Scott Shewey, Acting Chief Planning and Finance Officer, Colorado Springs Utilities  
Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

**Attachments:** [Swap Termination Ordinance 2019 4848-8831-7352 3 clean](#)

- 4A.E.** [19-721](#) Ordinance No. 19-99 amending Part 13 (Water Shortage) of Article 4 (Water Code) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as amended, pertaining to water shortage

Presenter:  
Michael Gustafson, Senior Attorney, City Attorney's Office  
Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

**Attachments:** [CSU-WSO ORD-2019-12-8](#)

- 4A.F. [19-686](#)** Ordinance No. 19-100 Authorizing the Execution and Delivery by the City of Colorado Springs of a Site Lease Between the City, as Lessor, and DNT Asset Trust, a Wholly Owned Subsidiary of JPMorgan Chase Bank, N.A., as Lessee, and, in Connection Therewith, a Lease Purchase Agreement Between the City, as Lessee, and DNT Asset Trust, a Wholly Owned Subsidiary of JPMorgan Chase Bank, N.A., as Lessor, with Respect to Certain Real Property for the Purpose of Refinancing Current Obligations of the City; Authorizing Officials of the City to Take All Action Necessary to Carry Out the Transactions Contemplated Hereby, and Providing for Related Matters

Presenter:

Charae McDaniel, Chief Financial Officer

Thomas J. Florczak, Deputy City Attorney

**Attachments:** [Colorado Springs CAB Refinancing Lease Ordinance-v11-26-2019.docx](#)  
[Colorado Springs 2019 \(CAB Refinancing\) Site Lease.docx](#)  
[Colorado Springs 2019 \(CAB Refinancing\) Lease Purchase Agreement.doc](#)

#### **4B. First Presentation:**

- 4B.A. [19-745](#)** City Council Regular Meeting Minutes December 5, 2019

Presenter:

Sarah B. Johnson, City Clerk

**Attachments:** [12-5-2019 City Council Meeting Minutes Final.pdf](#)

- 4B.B. [20-005](#)** Appointments to Boards and Commissions

Presenter:

Jacquelyn Puett, Assistant to Council

**Attachments:** [121919 Boards and Commissions.pdf](#)

#### **5. Recognitions**

#### **6. Citizen Discussion For Items Not On Today's Agenda**

#### **7. Mayor's Business**

#### **8. Items Called Off Consent Calendar**

#### **9. Utilities Business**

#### **10. Unfinished Business**

- 10.A.** [19-663](#) Ordinance No. 19-97 repealing Section 3 of Ordinance No. 18-120 (setting the salary of the City Council Administrator) and setting the salary of the City Council Administrator

Presenter:

Mike Sullivan, Human Resources Director  
Council President, Richard Skorman

**Attachments:** [Emily Evans Salary Ordinance \(December 2019\).docx](#)

- 10.B.** [CPC CA 19-00137](#) Ordinance No. 19-101 amending Section 201 (Definitions Enumerated) of Part 2 (Definitions) of Article 2 (Basic Provisions, Definitions and Land Use Types and Classifications) and Section 1704 (Short Term Rental Unit) of Part 17 (Short Term Rental Unit) of Article 5 (Administration and Procedures) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Short Term Rental Units and Providing Penalties for the violation thereof

Presenter:

Morgan Hester, Principal Planner  
Peter Wysocki, Director of Planning and Community Development

**Attachments:** [ORD\\_ShortTermRentalDensity](#)

## **11. New Business**

## **12. Public Hearing**

## **13. Added Item Agenda**

## **14. Executive Session**

**14.A.** [20-006](#)

In accord with City Charter art. III, § 3-60(d) and its incorporated Colorado Open Meetings Act, C.R.S. § 24-6-402(4)(a), (b) and (e), the City Council, in Open Session, is to determine whether it will hold a Closed Executive Session. The issues to be discussed involve: (1) legal advice and negotiation consultation with the City Attorney, determining positions relative to matters that may be subject to negotiations, developing strategy for negotiations, and instructing negotiators regarding an economic development matter; and (2) legal advice and negotiation consultation with the City Attorney regarding a land disposition matter.

The President of Council shall poll the City Councilmembers, and, upon consent of two-thirds of the members present, may hold a Closed Executive Session. If consent to the Closed Executive Session is not given, the item may be discussed in Open Session or withdrawn from consideration.

Presenter:

Wynetta Massey, City Attorney

**Attachments:**

[12192019ClosedSession](#)

[12192019Added Item Notice](#)

**15. Adjourn**