



City of Colorado Springs

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

Regular Meeting Agenda - Final City Council

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.

Tuesday, October 13, 2015

1:00 PM

Council Chambers

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. [15-00538](#)** Ordinance No. 15-72 amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for the purchase of replacement fire apparatus.

Attachments: [090815 Supp Approp Ord Insurance Money 2015 WS](#)

- 4A.B. [15-00579](#)** Ordinance No. 15-73 amending the zoning map of the City of Colorado Springs pertaining to a 7.2 acre property located at 1301, 1353, and 1355 S. 8th Street from OC and R-5 to PBC.

Quasi-Judicial

Attachments: [Zoning-8thStreetORD-2015-09-10](#)
[Gearonimo - Exhibit A -Legal Description for zone change](#)

- 4A.C.** [15-00581](#) Ordinance No. 15-74 amending the zoning map of the City of Colorado Springs relating to a 9,250 square foot property located at 702 W. Colorado Avenue from C-5 to C-5/P.

Quasi-Judicial

Attachments: [Zoning-702W_ColoradoORD-2015-09-10](#)
[Exhibit A](#)

- 4A.D.** [15-00575](#) Ordinance No. 15-77 amending the zoning map of the City of Colorado Springs, pertaining to 3.04 acres located at 2727 North Cascade Avenue from R-1 6000 (Single-Family) to PUD (Planned Unit Development).

Quasi-Judicial

Attachments: [Zoning-2727 N CascadeORD-2015-09-10](#)
[Lincoln School - Exhibit A](#)

4B. First Presentation:

- 4B.A.** [15-00607](#) City Council Special Session Meeting Minutes September 16, 2015

Attachments: [2015-09-16 Special Session Minutes](#)

- 4B.B.** [15-00628](#) City Council Meeting Minutes September 22, 2015

Attachments: [2015-09-22 Minutes Draft.pdf](#)

- 4B.C.** [15-00566](#) Boards and Commissions

Attachments: [10.13.15 Board and Commissions](#)

- 4B.D.** [15-00546](#) A Resolution Authorizing Free Parking on Saturday, November 7, 2015, for the Veterans Day Parade

Attachments: [Res for Free Parking for Veterans Day Parade 10-13-15](#)

- 4B.E.** [15-00547](#) A Resolution Authorizing Free On-Street Metered Parking on Saturday, November 28; Saturday, December 5; Saturday, December 12; and Saturday, December 19, 2015

Attachments: [Res to Approve Free Christmas Parking 10_13_15](#)

- 4B.F.** [15-00556](#) An ordinance amending Part 1 (General Provisions), Part 2 (License Required), Part 3 (Occupation Tax on Liquors), Part 5 (Issuance of Licenses), Part 6 (Suspension and Revocation of Licenses) and Part 7 (General Liquor Offenses) of Article 5 (Alcohol Beverages) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended

Attachments: [Clerk-LiquorCodeORD](#)

- 4B.G.** [15-00557](#) A resolution amending the Liquor and Beer Licensing Board Rules of Procedure and accepting and adopting the optional fine in lieu of suspension procedures set forth in the Colorado Liquor Code

Attachments: [LiquorBoard-RulesRES](#)

- 4B.H.** [15-00559](#) A Resolution approving the Memorandum of Agreement for the South Central Region Homeland Security equipment and personnel sharing between the City of Colorado Springs; Teller County, Colorado; Lake County, Colorado; Chaffee county, Colorado; Park County, Colorado; and El Paso County, Colorado.

Attachments: [OEM-SCRMemorandumofAgreementRES-2015-08-31_Final](#)
[SCR_All](#)

- 4B.I.** [15-00574](#) A Resolution Authorizing the Approval of a Second Amendment to Agreement Concerning Park Credits for Springs Ranch Golf Course

Attachments: [SpringsRanchRES-2015-09-15](#)
[Attachment B - Springs Ranch Golf Course Parks Department 2nd Amendment Exhibits to Park Credit Agreement 2nd Amendment.pdf](#)
[Attachment C - 1999 Agreement Concerning Park Credits for Springs Ranch Golf Course](#)
[Attachment D - Context Map.pdf](#)

- 4B.J.** [15-00497](#) A Resolution approving the Intergovernmental Agreement for Disaster Mutual Aid between the City of Colorado Springs and Douglas County, Colorado.

Attachments: [OEM-DouglasCountyIGA-RES-2015-09-02_Final](#)
[2015 IGA Colo Spgs Mutual AidDouglasCounty-9.2.2015_Final](#)

5. Recognitions
6. Citizen Discussion
7. Mayor's Business

8. Items Called Off Consent Calendar

9. Utilities Business

10. Unfinished Business

- 10.A.** [15-00586](#) Ordinance No. 15-75 vacating a public right of way of a portion consisting of 1,227 square feet, located north and west of W. Colorado Avenue and S. 7th Street, respectively.

Legislative

Attachments: [Cerberus ROW Ordinance](#)
[Exhibit A- Cerberus VOW](#)
[Criteria-7.7.402.C-Vacation of ROW](#)

- 10.B.** [15-00411](#) Authorization for Allison Valley Metropolitan District No. 2 to Issue up to \$13,500,000 in Debt as a Limited Tax General Obligation Loans

(Legislative Matter)

Attachments: [Combined Allison Valley Debt Service Attachments](#)
[Allison Valley loan Resolution](#)

- 10.C.** [15-00613](#) Ordinance No. 15-76 creating a six (6) month moratorium on the establishment of any new marijuana consumption club facility within the City limits.

Attachments: [ConsumptionClubMoratoriumORD-2015-09-22](#)

- 10.D.** [15-00629](#) An Ordinance creating a six (6) month moratorium on the processing of any land use approval or licensing application for a new medical marijuana facility or the change of location or expansion of a currently operating medical marijuana facility within the City limits.

Attachments: [MMJ-MoratoriumORD-2015-10-05](#)

11. New Business

- 11.A.** [15-00619](#) A Resolution Approving an Intergovernmental Agreement for Renewal of the CDL Third Party Testing Unit License Between the City of Colorado Springs and the State of Colorado

Attachments: [Combined_DOCS_CityofColorado_Springs_CDL_IGA](#)

- 11.B. [15-00635](#) A Resolution approving an economic development agreement between the City of Colorado Springs and “DC West” and approving an intergovernmental agreement between the City of Colorado Springs and El Paso County

Attachments: [2015-Summary of Financial Implications](#)
[2015-DC West Economic Development Agreement](#)
[2015-DC West Intergovernmental Agreement](#)
[2015-DC West EDA Resolution](#)

- 11.C. [15-00514](#) A Resolution to Extend the Term of the Cable Television Franchise being Operated by Comcast of Colorado/Pennsylvania/West Virginia, LLC (locally known as Comcast)

Attachments: [Resolution extending Comcast Franchise](#)

12. Public Hearing

- 12.A. [15-00578](#) An appeal of the Planning Commission’s action to approve a minor amendment to the Colorado College Master Plan.

Quasi-Judicial

Attachments: [Appeal Statement- CC Creekside Support Center](#)
[Creekside Support Center Council presentation 101315](#)
[Creekside Support Center CPC Agenda Staff Report](#)
[CPC Minutes August 20 2015-CCCollege](#)
[Criteria-7.5.408-Master Plan](#)
[Criteria 7.5.906-Appeals](#)

- 12.B. [15-00620](#) An ordinance amending the zoning map of the city of Colorado Springs pertaining to a 1.381 acre property located at 232, 236, and 240 W. San Miguel Street and 1315, 1317, 1323, and 1331 Glen Avenue from R-2/SS(two family residential with streamside overlay) and SU/SS(special use with streamside overlay) to SU/SS(special use with streamside overlay).
(Quasi-Judicial Matter)

Attachments: [Appeal Statement- CC Creekside Support Center](#)
[Exhibit A- Rezone CC](#)
[Criteria-7.5.603-ZC Criteria](#)

- 12.C.** [15-00621](#) An ordinance amending the zoning map of the city of Colorado Springs pertaining to a 0.1 acre portion of the property located at 1317 Glen Avenue from R-2/SS(two family residential with streamside overlay) to PK(public park).
(Quasi-Judicial Matter)

Attachments: [Appeal Statement- CC Creekside Support Center](#)
[Exhibit A- Rezone Park Tract CC](#)
[Criteria-7.5.603-ZC Criteria](#)
[Criteria 7.5.906-Appeals](#)

- 12.D.** [15-00622](#) An appeal of the Planning Commission's action to approve a non-use variance for impervious cover in the Streamside Overlay Zone.
(Quasi-Judicial Matter)

Attachments: [Appeal Statement- CC Creekside Support Center](#)
[Criteria-7.5.802.B-Nonuse Variance](#)

- 12.E.** [15-00623](#) An appeal of the Planning Commission's action to approve a major amendment to a conditional use development plan.
(Quasi-Judicial Matter)

Attachments: [Appeal Statement- CC Creekside Support Center](#)
[Criteria-7.5.704-CU DP](#)

- 12.F.** [15-00624](#) An ordinance vacating a portion of W. San Miguel Street right-of-way consisting of 0.267 acres and retaining a public utility easement and an access easement to the adjacent public stormwater facility.
(Legislative Matter)

Attachments: [Appeal Statement- CC Creekside Support Center](#)
[Exhibit A- San Miguel Vacation](#)
[Criteria-7.7.402.C-Vacation of ROW](#)

- 12.G. [15-00577](#) An appeal of the Planning Commission's denial of an appeal of an administrative approval of a non-use variance to allow a 2.3 foot side yard setback where 5 feet are required, located at 5675 Majestic Drive.
Quasi-Judicial

Attachments: [Appeal Statement-Majestic](#)
[5675 Majestic Council presentation 101315](#)
[CPC Appellant Picture of property line](#)
[CPC Applicant presentation](#)
[5675 Majestic Appeal CPC Agenda staff report](#)
[CPC Minutes August 20 2015-Majestic](#)
[Criteria-7.5.802.B-Nonuse Variance](#)
[Criteria-7.5.803.B-Appeal](#)

13. Added Item Agenda

14. Executive Session

15. Adjourn

Following adjournment of the regular City Council meeting, City Council will adjourn and reconvene as the Board of Directors of the Briargate General Improvement District.

- A. [15-00446](#) Request to set November 24, 2015 as the Public Hearing date for consideration of adopting the proposed 2016 Colorado Springs Briargate General Improvement District Budget and to advertise as required by law

Attachments: [2016 Proposed Budget for Briargate GID 10 13 15](#)

Following adjournment of the Board of Directors of the Briargate General Improvement District, City Council will adjourn and reconvene as the Board of Directors of the Spring Creek General Improvement District.

- A. [15-00448](#) Request to set November 24, 2015 as the Public Hearing date for consideration of adopting the proposed 2016 Colorado Springs Spring Creek General Improvement District Budget and to advertise as required by law

Attachments: [Proposed 2016 Budget for Spring Creek GID 10 13 15](#)

Following adjournment of the Board of Directors of the Spring Creek General Improvement District, City Council will adjourn and reconvene as the Board of Directors of the Marketplace at Austin Bluffs General Improvement District.

- A. [15-00447](#) Request to set November 24, 2015 as the Public Hearing date for consideration of adopting the proposed 2016 Colorado Springs Marketplace at Austin Bluffs General Improvement District Budget and to advertise as required by law

Attachments: [Proposed 2016 Budget for Marketplace at Austin Bluffs GID_10 13 15](#)