



City of Colorado Springs

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

Meeting Minutes - Final City Council

*City Council meetings are broadcast live on Channel 18,
beginning at 1:00 p.m.*

Tuesday, August 12, 2014

1:00 PM

Council Chambers

1. Call to Order

Present: 9 - President Pro Tem Merv Bennett, Councilmember Helen Collins, Councilmember Jill Gaebler, President Keith King, Councilmember Don Knight, Councilmember Jan Martin, Councilmember Joel Miller, Councilmember Andy Pico, and Councilmember Val Snider

2. Invocation and Pledge of Allegiance

The Invocation was led by Eric Williams with the Freedom From Religion Foundation.

The Pledge of Allegiance was led by President King.

3. Changes to Agenda/Postponements

There was discussion about moving agenda item 12.C., the Pikes Peak Regional Drainage Authority Intergovernmental Agreement, to earlier in the agenda. President King stated the County Commissioners are planning to arrive around 1:30 and suggested the discussion take place about that time.

Councilmember Bennett recommended that agenda item 12.C. follow agenda item 10.C. Consensus of Council agreed to this change.

4. Councilmember Comments

Councilmember Collins thanked Commander Scott Whittington for attending the Soaring Eagles HOA meeting and commended his service to southeast Colorado Springs.

Councilmember Knight shared that he attended a meeting this morning at UCCS about the Boots to Suits program helping individuals transition from military life to civilian life. Council is invited to a breakfast at UCCS next Thursday, August 21, 2014. He encouraged Council to attend.

Councilmember Miller commented on the stormwater IGA noting that City Council does not have jurisdiction over the ballot language on this

issue. Councilmember Miller addressed accusations that information has been hidden from citizens, he feels this project has been transparent throughout the whole process. Councilmember Miller also pointed out that there will be no fee increases during the agreement.

President King stated the IGA discussion today will follow the open meeting concept and discussion that has been modeled in the past few meetings. President King feels this has been a transparent process and there has been collaboration and cooperation and the intent is to continue to honor that model today.

Councilmember Snider stated that as a member of the Stormwater Task Force he feels every effort has been made maintain transparency throughout the whole process and that the City Attorney and Mayor have been invited to meetings.

5. Consent Calendar

All items were pulled off the 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.)

5A. Second Presentation:

5B. First Presentation:

7. Citizen Discussion

Deborah Stout-Meninger addressed concerns she has about how Urban Renewal Authority funds have been spent.

Sallie Clark, El Paso County Commissioner District 3, spoke on concerns with Colorado Springs Utilities transferring the area known as Jones Park to the Forest Service. She requested Council consider additional options regarding this area as she has concerns about the Forest Service having the resources to take on this task. Commissioner Clark would like to keep the land under local ownership and control.

Councilmember Bennett reminded Commissioner Clark that a decision has not been made and that all options will be considered.

Councilmember Bennett reminded everyone that this item has

previously been on the City Council agenda and was postponed to allow El Paso County to be involved in the process.

President King asked Commissioner Clark if there have been discussions with the County about the strip of federal land between the County Park and the Jones Park properties. Tim Wolken, with Community Services for El Paso County, stated that there is definite interest in this piece of property.

William Murray discussed concerns he has about the financial integrity of the Urban Renewal Authority.

Alison Childs spoke to Council about safety and health hazards in the apartment complex where she lives. She expressed concern about Code Enforcement not enforcing Code. Bret Waters, Chief of Staff will follow up on these concerns.

8. Mayor's Business

Steve Cox, Chief of Staff, presented on behalf of Mayor Bach who was unable to attend this meeting. A letter from Mayor Bach was provided to Council requesting that Council consider changes made to the Stormwater IGA he feels are in the best interest of citizens.

9. Items Called Off Consent Calendar

5B.A. [14-0450](#) City Council Regular Meeting Minutes July 22, 2014

Councilmember Miller stated he had agenda item 5.B.A. pulled off the Consent Calendar because he would like the following changes made to the meeting minutes; include the vote tally in agenda item 5.B.C., include Steve Tucks' statement that, by the letter of the law, the airport advisory commission should review the zoning change, and include his comments in agenda item 12.E. about the exemption for Park Land Dedication.

Councilmember Snider requested that item 12.B. be changed to reflect that Jenny Elliott spoke in support of the ordinance.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the minutes be approved as amended. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

5B.B. [14-0430](#) Boards and Commissions

Councilmember Miller explained that he had this item removed from the Consent Calendar because he would like to vote on the recommendations for the Airport Advisory Commission one at a time.

Motion by President Pro Tem Bennett, seconded by Councilmember Gaebler, that the LART Appointments be approved. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

Motion by Councilmember Gaebler, seconded by President Pro Tem Bennett, to Reappoint Steve Janitell to the Airport Advisory Commission. The motion passed by a vote of 8-1-0.

Yes: 8 - Bennett, Collins, Gaebler, King, Knight, Martin, Pico, and Snider

No: 1 - Miller

Motion by Councilmember Gaebler, seconded by Councilmember Pico, to Reappoint Randy Courduff to the Airport Advisory Commission. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

Motion by Councilmember Gaebler, seconded by Councilmember Pico, to Reappoint Tom Hayden to the Airport Advisory Commission. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

5B.C. [14-0296](#) A Resolution to approve the Transit Services Division's 2014 Title VI Program, which documents how services are provided without regard to race, color, or national origin

Councilmember Knight explained that he had this item removed from the Consent Calendar due to concerns about the Transit Services Title VI Program not being presented to the Citizens Transportation Advisory Board (CTAB) prior to being adopted by City Council.

Craig Blewitt, Transit Services Manager, explained that the plan was to present the Program to CTAB following Council's action today. Councilmember Knight pointed out that once approved by Council, the action is final. Councilmember Knight believes the CTAB should review the plan prior to Council approving it, and asked what the due date is. Mr. Blewitt stated the Program has to be in place by November 1, 2014.

Councilmember Knight made a motion to postpone this item to a date certain, the September 9, 2014 City Council meeting. This will allow CTAB to review the resolution prior to adoption.

Councilmember Miller referred to a comment made by Brian Vitulli, Transit Services Planning Supervisor, in the presentation July 22, 2014, stating Transit Services plans to offer translation and interpretation services that are above and beyond the requirements, and he would like to know the costs associated with this increased level of service. Mr. Blewitt responded that there will not be any additional costs incurred as staff is fluent in Spanish and resources to print schedules in additional languages are already in place. Councilmember Knight requested these additional services be documented in the plan. Mr. Blewitt agreed to include this information.

Councilmember Knight requested clarification on the diversity requirements of CTAB. Mr. Blewitt assured him the requirements of Board membership have been met.

Councilmember Knight requested information on how the transit system addresses services provided to individuals with low income and disabilities. Mr. Blewitt responded that individuals with disabilities are not covered under this agreement and added that services for these individuals are covered under different requirements.

Councilmember Knight expressed concerns about service cuts that affect bus route 14. Mr. Blewitt explained that this program goes into effect November 1, 2014.

Councilmember Bennett questioned how postponing this action will affect the timing of this required program. Mr. Blewitt stated he believes he can meet the deadlines with the postponement. Councilmember Bennett expressed desire to move forward with approval at this time. Councilmember Knight reiterated that Council should follow CTAB's advice and make a decision after they have reviewed the program.

Motion by Councilmember Knight, seconded by Councilmember Miller, that the Resolution be Postpone to a Date Certain, the September 9, 2014 City Council Meeting. The motion passed by a vote of 5-4-0.

Yes: 5 - Collins, King, Knight, Miller, and Pico

No: 4 - Bennett, Gaebler, Martin, and Snider

6. Recognitions

There were no Recognitions.

10. Utilities Business

- 10.A.** [14-0409](#) Ordinance No. 14-55 of the City of Colorado Springs, Colorado Approving and Authorizing the Execution and Delivery of the Second Amendment to the Standby Bond Purchase Agreement by and Among the City of Colorado Springs, Colorado and Wells Fargo Bank, N.A., as Tender Agent and Paying Agent and Royal Bank of Canada, as Credit Facility Bank and the First Amendment to the Fee Letter Between the City of Colorado Springs, Colorado and Royal Bank of Canada; and Providing Other Matters Relating Thereto

Dede Jones, General Manager for Financial Services at Colorado Springs Utilities, presented an overview of the ordinance.

Motion by President Pro Tem Bennett, seconded by Councilmember Pico, that the Ordinance be approved on first reading. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

- 10.B.** [14-0410](#) Ordinance No. 14-56 of the City of Colorado Springs, Colorado Approving and Authorizing the Execution and Delivery of a Remarketing Agreement Between the City of Colorado Springs, Colorado and Barclays Capital Inc. Relating to Utilities Revenue Bonds; and Ratifying Certain Action Heretofore Taken

Dede Jones, General Manager for Financial Services at Colorado Springs Utilities, presented an overview of the ordinance.

Motion by President Pro Tem Bennett, seconded by Councilmember Pico, that the Ordinance be approved on first reading. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

- 10.C.** [14-0449](#) Ordinance No. 14-57 of the City of Colorado Springs, Colorado Providing for the Extension, Betterment, Other Improvement and Equipment of the City of Colorado Springs Utilities System; Providing for the Issuance and Sale of the City of Colorado Springs, Colorado, Utilities System Improvement Revenue Bonds, Series 2014A-1 in An Aggregate Principal Amount of not to Exceed \$80,000,000 and Series 2014A-2 in an Aggregate Principal Amount of Not to Exceed \$80,000,000 Payable Solely Out of the Net Revenues to be Derived from the Operation of the City of Colorado Springs Utilities System; Authorizing the Execution by the City of a Bond Purchase Agreement and an Official Statement; and Providing Other Matters Relating Thereto

Dede Jones, General Manager for Financial Services at Colorado Springs Utilities, presented an overview of the ordinance.

Councilmember Knight commented on the length of the attachments supporting this ordinance and the short time-frame Council had to review the documents.

Councilmember Knight questioned the total amount, which is not included in the documents today. Ms. Jones stated the total amount and other information based on financial statements will be included in the final documents.

Kurt Kaufmann, CSU Counsel, informed Councilmember Knight that the financial statements requested will be provided to Council before the second reading of the ordinance.

Councilmember Miller commented on the large amount of capital included in this ordinance and stated that he understands the needs and the critical nature of these capital projects.

Motion by President Pro Tem Bennett, seconded by Councilmember Pico, that the Ordinance be approved on first reading. The motion passed by a vote of 8-1-0.

Yes: 8 - Bennett, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

No: 1 - Collins

11. Unfinished Business

- 11.A.** [14-0356](#) Ordinance No. 14-51 amending Ordinance No. 13-77 (2014 Appropriation Ordinance) for a supplemental appropriation to the Development Review Enterprise in the amount of \$119,665 for the purpose of adding two additional full-time Fire Inspector positions

Peter Wysocki, Planning and Development Director, stated there is no additional information regarding this ordinance.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the Ordinance amending Ordinance No. 13-77 (2014 Appropriation Ordinance) for a supplemental appropriation to the Development Review Enterprise in the amount of \$119,665 for the purpose of adding two additional full-time Fire Inspector positions be adopted. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

- 11.B.** [14-0393](#) Ordinance No. 14-52 amending the zoning map of the City of Colorado Springs relating to 6.99 acres located at 5505 and 5515 Palmer Park Boulevard (Quasi-Judicial Matter)

Peter Wysocki, Planning and Development Director, stated there is no additional information regarding this ordinance.

Councilmember Knight asked for clarification on the difference between quasi-judicial and legislative items on first and second readings. Mr. Andrews stated there should not be any difference.

Motion by President Pro Tem Bennett, seconded by Councilmember Gaebler, that the Ordinance to Approve the zone change from PUD/AO/SS to PUD/AO/SS, based on the finding the request complies with the review criteria in City Code Section 7.5.603.B (Establishment or Change of Zone District Boundaries) be finally passed. The motion passed by a vote of 8-1-0.

Yes: 8 - Bennett, Collins, Gaebler, King, Knight, Martin, Pico, and Snider

No: 1 - Miller

- 11.C.** [14-0385](#) Ordinance No. 14-53 annexing to the City of Colorado Springs that area known as Saddletree Village Annexation as hereinafter specifically described in Exhibit "A"
(Legislative Matter)

There were no questions or discussion on item 11.C.

Motion by President Pro Tem Bennett, seconded by Councilmember Gaebler, that the Ordinance to Approve annexing to the City of Colorado Springs that area known as Saddletree Village Annexation as hereinafter specifically described in Exhibit "A" be finally passed. The motion passed by a vote of 7-2-0.

Yes: 7 - Bennett, Gaebler, King, Knight, Martin, Pico, and Snider

No: 2 - Collins, and Miller

- 11.D.** [14-0388](#) Ordinance No. 14-54 amending the zoning map of the City of Colorado Springs relating to 14.18 acres located south of Cowpoke Road, approximately ¼ mile west of the Cowpoke Road and Black Forest Road intersection
(Legislative Matter)

There were no questions of discussion on item 11.D.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the Ordinance to approve the establishment of the A/AO (Agricultural zone with Airport Overlay) zone district, based upon the finding that it complies with the review criteria of City Code Section 7.5.603.B be finally passed. The motion passed by a vote of 7-2-0.

Yes: 7 - Bennett, Gaebler, King, Knight, Martin, Pico, and Snider

No: 2 - Collins, and Miller

12. New Business

- 12.A.** [14-0361](#) A resolution approving amendments to the Rules of the Colorado

Springs Civil Service Commission for the Municipal Police and Fire Forces.

There were no questions or discussion regarding item 12.A.

Motion by President Pro Tem Bennett, seconded by Councilmember Knight, that the Resolution to amend Civil Service Rule 5.3 be adopted. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

12.B. [14-0404](#)

A resolution adopting City Council's annual Report to the Citizens for 2013-2014, pursuant to City Charter Section 3-10(d).

Eileen Gonzalez, City Council Administrator, presented the report noting that the changes requested by Councilmember Collins have been made.

Councilmember Miller expressed appreciation for the work done and noted that he would like to see future versions include descriptions of other Council projects that did not result in formal votes, but were time-consuming.

Councilmember Knight asked when future release dates will occur; Ms. Gonzalez stated that is up to Council.

Motion by President Pro Tem Bennett, seconded by Councilmember Gaebler, that the Resolution be adopted. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

12.C. [14-0406](#)

A resolution adopting final form of Intergovernmental Agreement for the creation of the Pikes Peak Regional Drainage Authority

President King stated the discussion on the draft IGA relating to the Pikes Peak Regional Drainage Authority would be done section by section. The draft before Council contained all agreed upon changes by all parties through Monday evening and was labeled "(8-11-14 Revisions to 8-1-14 Draft)". Tom Florczak, Deputy City Attorney, provided commentary on the Mayor's requested changes and City Attorney suggested changes for each respective section during Council's discussion. All votes on acceptance of individual sections were made by voice vote.

Section 1 of the Draft IGA

CM Bennett made a motion, seconded by CM Snider, to accept the suggested change located in Comment [KH1] of the document. Vote: 8-1-0 CM Collins voted no.

Section 2 of the Draft IGA

CM Bennett made a motion, seconded by CM Pico, to accept the suggested change located in Comment [KH2] and to add definitions of gross revenue and total revenue. Vote 8-1-0 CM Collins voted no.

Section 3 of the Draft IGA

CM Bennett made a motion, seconded by CM Snider, to accept the suggested changes located in Comment [KH3-8 and 10-11] and to accept comment [KH9] with a wording to change to state the 6 members of the CRB will be jointly appointed by Mayor and City Council. Vote 8-1-0 CM Collins voted no.

Section 4 of the Draft IGA

CM Bennett made a motion, seconded by CM Snider, to accept the suggested change located in Comment [KH12-18] and a sentence change in subsection C stating "...The total revenue collected in calendar year 2016 shall not exceed \$39,275,650." Vote 8-1-0 CM Collins voted no.

Section 5 of the Draft IGA

CM Bennett made a motion, seconded by CM Snider, to accept the section with no changes. Vote 8-1-0 CM Collins voted no.

Section 6 of the Draft IGA

CM Bennett made a motion, seconded by CM Snider, to accept the suggested changes located in Comments [KH19-20]; a sentence change in subsection C (4) stating "...prospectively adjusted for one year..."; deleting the following wording in the first paragraph in the third sentence in subsection C (5) deleting the following wording "...under its allocation..."; a sentence change in subsection C(5) third paragraph stating "...prospectively adjusted for one year..."; and deleting the third sentence in subsection C(5) fourth paragraph deleting the third and fourth sentences. Vote 6-3-0 CM Collins, CM Knight and CM Miller voted no.

Section 7 of the Draft IGA

CM Bennett made a motion, seconded by CM Snider, to accept the suggested changes located in Comment [KH21-22]. Vote 8-1-0 CM Collins voted no.

Section 8 of the Draft IGA

CM Bennett made a motion, seconded by CM Snider, to replace the second paragraph in subsection D. with the following language, "Furthermore, this Agreement shall become effective upon execution of the parties but only after the vote of a majority of the electors that approves the ballot question concerning the establishment of the PPRDA as described herein upon certification of the results of the November 4, 2014, election."; a wording change in the first sentence in

subsection F (1) "...own and operate drainage or flood control facilities..."; the addition of wording at the end of the fourth sentence "... and (c) the definition of a quorum in section 3.M of this IGA shall automatically and without further action of the Board be revised to require the presence at meetings of the Board of one additional Director from the City of Colorado Springs. Each such additional Director of Colorado Springs shall be jointly appointed by the Mayor and City Council." Vote 8-1-0 CM Collins voted no.

Councilmember Miller requested clarification on how schools are categorized as part of this agreement. Kevin Walker, Stormwater Task Force Consultant, stated that schools are considered to be non-profit organizations and clarified that schools and non-profits were included in two different categories. Councilmember Knight stated non-profit is already defined by the IRS. Ms. Latham pointed out that non-profit and public education institutions are included in the fee schedule provided to Council.

Councilmember Knight stated he will not be supporting this due to the limitations on the expenditures of funds during emergency situations.

Councilmember Miller stated there are problems with this IGA but he is glad Council is moving forward to allow the voters to decide how to handle this issue in our community. He will be supporting this today, putting this issue in the hands of the voters.

President King said he supported a regional approach to stormwater management in his campaign and he feels he has followed the process. He stressed the importance of voters knowing what they will be required to pay and how important this is to our community.

Councilmember Pico stated this process has been open and involved a great number of participants. He feels he has followed his campaign statements about not increasing taxes with the exception of stormwater fees.

For clarity, Council noted that the version as received by Council Administrator Gonzalez from the County Attorney's office at 5:39PM on 8/12 as incorporating the changes to the draft that Council discussed and agreed upon, subject to a final proofread by the City Attorney's Office and other staff to incorporate typographical and formatting

corrections.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the IGA in the form attached, including Exhibits 1-3, authorizing signature by the Council President and attestation by the City Clerk, after review by the City Attorney and County Attorney to make typographical corrections and to provide a table of contents be approved. The motion passed by a vote of 7-2-0

Yes: 7 - Bennett, Gaebler, King, Martin, Miller, Pico, and Snider

No: 2 - Collins, and Knight

- 12.D.** [14-0419](#) Fire and Police Pension Association (FPPA) Employer Election Regarding Member Contributions to the Fire Statewide Defined Benefit Plan

There were no questions or discussion regarding item 12.D.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, to vote in favor of the Resolution increasing the Member contribution rate for the Statewide Defined Benefit Plan, by an additional 4% of base salary paid. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

- 12.E.** [14-0496](#) Fire and Police Pension Association (FPPA) Employer Election Regarding Member Contributions to the Police Statewide Defined Benefit Plan

There were no questions or discussion regarding item 12.E.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, to vote in favor of the Resolution increasing the Member contribution rate for the Statewide Defined Benefit Plan, by an additional 4% of base salary paid. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

13. Public Hearing

- 13.A.** [14-0431](#) Flying Horse Ranch Addition No. 2 Annexation and Zoning (CPC A 13-00081, CPC ZC 14-00039, CPC PUZ 14-00042)
(Legislative Matter)

Larry Larsen, Senior Planner with City Land Use, presented an overview of the items.

Councilmember Miller asked questions regarding the zoning changes and expressed concern about the Powers Corridor right of way. Mr. Larsen explained the zoning plan, stating that this annexation is a complex solution to a problem and added that all of the agenda items work together to provide appropriate zoning for future property owners.

Councilmember Collins asked if utilities are currently running through this area. Mr. Larsen replied that the utilities are in place.

John Maynard with NES, applicant, explained that this was the omission of a strip of land that should have been included in another development and that this annexation agreement is correcting that error. Mr. Maynard further explained the process and, using the map, showed how the land appointed as part of the Powers Corridor is not part of any housing lots.

Councilmember King asked who is paying the taxes on the land until the development of Powers Boulevard. Mr. Larsen replied that the developer and land owners are paying the taxes on the land until it is turned over to the City and then the State.

Councilmember Miller stated the annexation plans Council has seen are all different and requested clarification on how fees are determined. Mr. Larsen explained that annexation fees are determined by a joint effort of many departments.

Peter Wysocki, Planning and Development Director, provided a brief explanation about the process for developing master plans and how fees for fire protection and other amenities are determined and funded using a standard template and a negotiating process. Councilmember Miller expressed concern about developers being treated fairly. Mr. Wysocki clarified that developments are treated differently based on the projected impact of the development.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the Planning Case involving the Flying Horse Ranch Addition No. 2 Annexation, based upon the findings that the annexation complies with all of the Conditions for Annexation Criteria as set forth in City Code Section 7.6.203 be approved. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

- 13.B.** [14-0432](#) A Resolution Setting Forth Findings of Fact and Conclusions of Law Based Thereon and Determining the Status of the Territory Known as Flying Horse Ranch Addition No. 2 Annexation Hereinafter More Specifically Described in Exhibit "A" (Legislative Matter)

See comments in agenda item 13.B.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the Resolution Setting Forth Findings of Fact and Conclusions of Law Based Thereon and Determining the Status of the Territory Known as Flying

Horse Ranch Addition No. 2 Annexation Hereinafter More Specifically Described in Exhibit "A" be adopted. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

- 13.C.** [14-0433](#) Ordinance No. 14-58 Annexing to the City of Colorado Springs That Area Known as Flying Horse Ranch Addition No. 2 As Hereinafter Specifically Described in Exhibit "A"
(Legislative Matter)

See comments in agenda item 13.B.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the Ordinance to Approve the annexing to the City of Colorado Springs that area known as Flying Horse Ranch Addition No. 2 as hereinafter specifically described in Exhibit "A" be approved on first reading. The motion passed by a vote of 9-0-0.

- 13.D.** [14-0434](#) Ordinance No. 14-59 Amending the Zoning Map of the City of Colorado Springs Relating to 1.67 Acres Located South of Diamond Rock Road and Roughly 1,000 Feet West of Pride Mountain Drive
(Legislative Matter)

See comments in agenda item 13.B.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the Ordinance to Approve the establishment of the A (Agricultural) zone district, based upon the findings that the zoning request complies with the three (3) criteria for establishing a zone district as set forth in City Code Section 7.5.603.B be approved on first reading. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

- 13.E.** [14-0435](#) Ordinance No. 14-60 Amending the Zoning Map of the City of Colorado Springs Relating to 2.22 Acres Located South of Diamond Rock Road and Roughly 1,000 Feet West of Pride Mountain Drive
(Quasi-Judicial Matter)

See comments in agenda item 13.B.

Motion by President Pro Tem Bennett, seconded by Councilmember Snider, that the Ordinance to Approve the rezoning of 2.22 acres from A (Agricultural) and PUD (Planned Unit Development; Single-family residential, 2 - 3.5 dwelling units per acre, 35-foot maximum building height) to PUD (Planned Unit Development; Single-family residential, 2 - 3.5 dwelling units per acre, 35-foot maximum building height), based on the findings that the change of zoning request complies with the three (3) criteria for granting of zone changes as set forth in City Code Section 7.5.603(B) and the criteria for the establishment and development of a PUD zone as set forth in City Code

Section 7.3.603 be approved on first reading. The motion passed by a vote of 9-0-0.

Yes: 9 - Bennett, Collins, Gaebler, King, Knight, Martin, Miller, Pico, and Snider

14. Added Item Agenda

There were no Added Agenda Items.

15. Executive Session

There was no Executive Session.

16. Adjourn

There being no further business to come before City Council, Council adjourned.

Sarah B. Johnson, City Clerk