



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.

Thursday, December 5, 2019

8:00 AM

Council Chambers

This is the same meeting agenda from the cancelled November 26th meeting.

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. [19-491](#) Ordinance No. 19-85 Repealing Ordinance No. 18-116 and Adopting the City of Colorado Springs - 2020 Salary Structure for Civilian and Sworn Municipal Employees

Presenter:

Mike Sullivan, Human Resources Director
Charae McDaniel, Chief Financial Officer

Attachments: [11-12-19 - Ordinance - 2020 Salary Schedule](#)
[Final 2020 Salary Schedule rev 10242019](#)

- 4A.B.** [19-489](#) Ordinance No. 19-86 Making and Certifying the 2019 Tax Levy for Taxes Payable in 2020 at 4.279 Mills Upon Each Dollar of Assessed Valuation of All Taxable Property and a Tax Credit of 4.279 Mills Upon Each Dollar of Assessed Valuation of All Taxable Business Personal Property Within the Corporate Limits of the City of Colorado Springs

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [TaxLevy2020-BPPT_CreditORD](#)

- 4A.C.** [19-490](#) Ordinance No. 19-87 Adopting the Annual Budget and Appropriating Funds for the Several Purposes Named in Said Budget for the Year Ending December 31, 2020

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [2020 Budget Ordinance with Attachments A and B](#)
[Attachment C - Corrected All Funds Summary pages-Ballfield Fund 10-30-19](#)

- 4A.D.** [19-637](#) Ordinance No. 19-88 amending Ordinance No. 18-118 (2019 Appropriation Ordinance) for a supplemental appropriation to the 2C-Road Repair, Maintenance and Improvement Fund in the amount of \$3,000,000 for additional capital expenditures identified for 2019

Presenter:

Charae McDaniel, Chief Financial Officer

Travis Easton, P.E., Public Works Director

Corey Farkas, Manager of Operations and Maintenance Division of Public Works

Attachments: [Supplemental Approp Ord - 2C Fund #2 Oct 2019](#)

- 4A.E.** [19-660](#) Ordinance No. 19-89 amending Ordinance No. 18-109 (Colorado Springs Utilities Annual Budget) for a supplemental appropriation to Colorado Springs Utilities' budget in the amount of \$9,800,000

Presenter:

Scott Shewey, Acting Chief Planning and Finance Officer

Aram Benyamin, Chief Executive Officer

Attachments: [CSU-Supplemental Appropriation ORD-2019-11-12 CAU](#)
[supplemental appropriation 9+3 update](#)

4A.F. [CPC PUZ
19-00053](#)

Ordinance No. 19-91 amending the zoning map of the City of Colorado Springs pertaining to 19.26 acres from PIP-1/AO/SS (Planning Industrial Park/Airport Overlay/Streamside Overlay Zone) to PUD/AO/SS (Planned Unit Development/Airport Overlay/Streamside Overlay; single-family residential, 4.67 DU/AC, 30-foot maximum building height) zone district located at the southeastern corner of Galley Road and Babcock Road.

(Quasi-Judicial)

Presenter:

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

Attachments:

[ZC_ORD_RidgeatSandCreek](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zone Change](#)

[Vicinity Map](#)

4A.G. [CPC A
19-00067](#)

Ordinance No. 19-92 annexing into the City of Colorado Springs that area known as the Tutt Boulevard Addition No. 1 Annexation consisting of 1.74 acres.

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Katie Carleo, Principal Planner, Planning & Community Development

Attachments:

[Tutt Blvd Addition No. 1 ANX ORD](#)

[Exhibit A - Tutt Boulevard Annex Legal](#)

4A.H. [CPC ZC
19-00121](#)

Ordinance No. 19-93 amending the Zoning Map of the City of Colorado Springs relating to 1.28 acres located northwest of Tutt Boulevard and Cowpoke Road establishing the PF (Public Facility) zone district.

(Legislative)

Related Files: CPC A 19-00067R, CPC A 19-00067, CPC ZC
19-00121

Presenter:

Peter Wysocki, Director of Planning and Community Development
Katie Carleo, Principal Planner, Planning & Community Development

Attachments:

[ORD_ZC_TuttBlvdAnnexation](#)

[Exhibit A - Tutt Boulevard Annex Zoning Legal](#)

[Exhibit B - Tutt Boulevard Addition No. 1 Annexation Zone Change](#)

4B. First Presentation:

4B.A. [19-720](#) City Council Regular Meeting Minutes November 12, 2019

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [11-12-2019 City Council Meeting Minutes Final.pdf](#)

4B.B. [19-722](#) Appointments to Boards and Commissions

Presenter:
Jacquelyn Puett, Assistant to Council

Attachments: [112619 Boards and Commissions.pdf](#)

4B.C. [19-442](#) A Resolution Establishing the Stormwater Plan Review Fee

Presenter:
Travis Easton, Public Works Director
Richard Mulledy, Stormwater Enterprise
Chris Wheeler, Budget Manager

Attachments: [Resolution - Establish Stormwater Plan Review Fee](#)
[Exhibit A-Stormwater Plan Review Fee Schedule](#)
[Exhibit B- COS Stormwater Fee -HBA Letter](#)

4B.D. [19-707](#) The City Clerk reports that on October 22, 2019 there was filed with her a petition for the annexation of McGraw Addition No. 1 Annexation. The City Clerk herewith communicates such to City Council and recommends that the petition and map be referred to the City Administration for review and recommendation regarding whether the petition is in substantial compliance with Section 31-12-107(1) .

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [McGrew annexation](#)
[McGrew vicinity map](#)

- 4B.E. [19-708](#)** The City Clerk reports that on October 22, 2019 there was filed with her a petition for the annexation of Peak Center Addition No. 1 Annexation. The City Clerk herewith communicates such to City Council and recommends that the petition and map be referred to the City Administration for review and recommendation regarding whether the petition is in substantial compliance with Section 31-12-107(1) .

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [Peak Center Annexation Petition](#)
[Vicinity Map Peak Venter Addition](#)

- 4B.F. [19-448](#)** A resolution fixing and certifying the 2019 annual assessment mill levy for assessments payable in 2020 at 4.409 mills upon each dollar of assessed valuation within the Briargate Special Improvement Maintenance District

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [Briargate SIMD map](#)
[2020 Signed bg Budget.9.30.19](#)
[Resolution re Mill Levy for Briargate SIMD 11.26.19](#)

- 4B.G. [19-449](#)** A resolution fixing and certifying the 2019 annual assessment mill levy for assessments payable in 2020 at 1.009 mills upon each dollar of assessed valuation within the Colorado Avenue Gateway Special Improvement Maintenance District

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [Colo Ave Gateway SIMD map](#)
[2020 cgw Signed Budget Letter](#)
[Resolution re Set Mill Levy for Colo Ave Gateway SIMD 11.26.19](#)

- 4B.H.** [19-450](#) A resolution fixing and certifying the 2019 annual assessment mill levy for assessments payable in 2020 at 3.935 mills upon each dollar of assessed valuation within the Nor'wood Special Improvement Maintenance District

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [2020 Signed nw Budget.9.30.19](#)
[Norwood SIMD map](#)
[Resolution re Set Mill Levy for Norwood SIMD 11.26.19](#)

- 4B.I.** [19-451](#) A resolution fixing and certifying the 2019 annual assessment mill levy for assessments payable in 2020 at 13.416 mills upon each dollar of assessed valuation within the Old Colorado City Security & Maintenance District

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [2020 occ signed Budget Letter.10.3.19](#)
[Old Colo City SIMD map](#)
[Resolution re Set Mill Levy for Old Colorado City SIMD 11.26.19](#)

- 4B.J.** [19-452](#) A resolution fixing and certifying the 2019 annual assessment mill levy for assessments payable in 2020 at \$1.10 per front footage of real property within the Platte Avenue Special Improvement Maintenance District

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [2020 pa signed budget letter.revised.10.15.19](#)
[Platte Ave SIMD map](#)
[Resolution re Set Mill Levy for Platte Ave SIMD 11.26.19](#)

- 4B.K.** [19-453](#) A resolution fixing and certifying the 2019 annual assessment mill levy for assessments payable in 2020 at 3.858 mills upon each dollar of assessed valuation within the Stetson Hills Special Improvement Maintenance District

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [SH Signed Budget Letter.9.30.19](#)
[Stetson Hills SIMD map](#)
[Resolution re Set Mill Levy for Stetson Hills SIMD 11.26.19](#)

- 4B.L.** [19-454](#) A resolution fixing and certifying the 2019 annual assessment mill levy for assessments payable in 2020 at 3.615 mills upon each dollar of assessed valuation within the Woodstone Special Improvement Maintenance District

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [2020 Signed WS Budget Letter](#)
[Woodstone SIMD map](#)
[Resolution re Set Mill Levy for Woodstone SIMD 11.26.19](#)

- 4B.M.** [19-638](#) A Resolution Rescinding Resolution Number 68-12 and Establishing Building Permit Review Fees for the Development Review Enterprise.

Presenter:
Peter Wysocki, Director of Planning and Community Development
Meggan Herington, Assistant Director of Planning

Attachments: [RES_DRE Zoning Fee](#)
[Exhibit 1 DRE Fees](#)
[Exhibit 2 DRE Fee Collection Details 2017-2018](#)
[Exhibit 3 DRE Fees 2019YTD](#)
[Exhibit 4 DRE Balance Sheet as of September 2019](#)

- 4B.N.** [19-664](#) Resolution of Support for the City of Colorado Springs' Daniel's Pass Trail Grant Application to the Colorado Parks and Wildlife State Trails Program

Presenter:
Karen Palus, Director - Parks, Recreation and Cultural Services
Tilah Larson, Senior Analyst - Parks, Recreation and Cultural Services

Attachments: [11-12-19 - Daniel's Pass Grant - Resolution](#)
[11-12-19 - Daniel's Pass Grant - Powerpoint](#)

- 4B.O.** [19-680](#) A resolution approving the Intergovernmental Agreement between the City of Colorado Springs and the Colorado Department of Transportation for construction of the Mountain Metro Transit Route 8 Pedestrian and Transit Accessibility Improvements Project.

Presenter:
Mike Chaves, P.E., Engineering Manager

Attachments: [MMT Route 8 \(Cache la Poudre\).Resolution No. xxx-19-attreview](#)
[Exhibit A-R2-23058-IGA CO Spgs MMT Route Execs 8 revised 07Oct2019](#)
[Exhibit B-MMT Route 8 Vicinity Map](#)

- 4B.P.** [19-668](#) An Ordinance 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](#)

- 4B.Q.** [19-661](#) An ordinance 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](#)

- 4B.R.** [19-662](#) An ordinance 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](#)

- 4B.S.** [19-663](#) An ordinance 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](#)

- 4B.T.** [19-702](#) A Resolution Appointing Five Members to the Briargate Center Business Improvement District Board of Directors

Presenter:

Peter Wysocki, Director of Planning and Community Development
Carl Schueler, Comprehensive Planning Manager

Attachments:

[Briargate Appointment Resolution](#)

[Attachment 1- Letter to Carl Schueler re Appt of Board Directors](#)

[Attachment 2- Petition](#)

[Briargate BIS Appt. PowerPoint](#)

5. Recognitions

- 5.A.** [19-750](#) Proclamation in Honor of Pearl Harbor Day, December 7th, 2019

Presenter:

Council Member, Andy Pico

Attachments:

[Pearl Harbor Day - 2019](#)

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

7. Mayor's Business

8. Items Called Off Consent Calendar

9. Utilities Business

- 9.A.** [19-611](#) An Ordinance 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](#)

- 9.B. [19-721](#) An ordinance 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-2019-11-21](#)

10. Unfinished Business

- 10.A. [CPC V
19-00103](#) Ordinance No. 19-90 vacating public right-of-way described as W. Moreno Ave. between S. Sierra Madre St. and Sahwatch St. and a 30 foot wide portion of Sahwatch St. between W. Cimarron St. and W. Moreno Ave. within Addition #1 to the Town of Colorado Springs consisting of 0.87 acres.

(LEGISLATIVE)

CPC CU 19-00102

Presenter:

Peter Wysocki, Director, Planning and Community Development
Department
Ryan Tefertiller, Manager, Urban Planning Division

Attachments: [ORD_VROW_DowntownStadium](#)
[Exhibit A_LegalDescriptionWeidner Stadium](#)
[Exhibit B - Vacation Plat](#)
[Figure 6 - Downtown Stadium vacation plat](#)
[7.7.402.C Vacation Procedures](#)

11. New Business

- 11.A. [19-455](#) A Resolution Setting and Certifying the 2019 Tax Levy for Taxes Payable in 2020 at 5.000 Mills for the Colorado Springs Downtown Development Authority in Colorado Springs, Colorado

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [01 Res to Set Mill Levy for DDA 11 26 19](#)

- 11.B. [19-470](#) A Resolution Appropriating Funds in the Amounts of, and for the Purposes Set Forth Below, for the Colorado Springs Downtown Development Authority in Colorado Springs Colorado, for the 2020 Budget Year

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [DDA 2020 Budget](#)
[02 Res to Appropriate for DDA 11.26.19](#)

- 11.C. [19-418](#) The Proposed 2020 Operating Plan and Budget for the Creekwalk Marketplace Business Improvement District

Presenter:
Carl Schueler, Comprehensive Planning Manager

Attachments: [Revised 2020 Operating Plan and Budget - Creekwalk Marketplace BID](#)
[Letter from Spencer Fane re 2019 bond issuance](#)

- 11.D. [19-686](#) An Ordinance 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](#)

12. Public Hearing

- 12.A. [CPC CA
19-00137](#) An ordinance amending Chapter 7 of the Code of the City of Colorado Springs pertaining to the occupancy and density of short term rental units

Presenter:

Morgan Hester, Principal Planner

Peter Wysocki, Director of Planning and Community Development

Attachments:

[CPC Staff Report_STR](#)

[FIGURE 1 - 5 Lot Separation Scenario](#)

[Figure 2 - Public Comment](#)

[Option A Plan Dev-STR-5 LotSpacesONLY ORD](#)

[Option B Plan Dev-STR-5 LotSpacesAND SingleFamilyORD](#)

[Option C Plan Dev-STR-5 LotSpacesHEARING ORD](#)

[Option D Plan Dev-CPC Recommendation](#)

[CC Presentation - STR 11-26-19](#)

13. Added Item Agenda

14. Executive Session

15. Adjourn

16. Additional Items

Following adjournment of the City Council Regular meeting, City Council will reconvene as the Board of Directors for the Briargate General Improvement District

- A. [19-405](#) A Public Hearing on the Budget for the Colorado Springs Briargate General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2020 and Ending on the Last Day of December 2020

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments:

[Briargate GID 2020 Budget](#)

[CITYOFCSBRIARGATEGID-Tax-Map](#)

- B.** [19-410](#) A Resolution Levying General Property Taxes to Help Defray the Cost of Debt Service on the General Obligation Refunding Bonds, Series 2014 of the Colorado Springs Briargate General Improvement District, Colorado Springs, Colorado, for the 2020 Budget Year

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [01_Res to Set Mill Levy for Briargate GID_11 26 19](#)

- C.** [19-409](#) A Resolution Summarizing Expenditures and Revenues, Adopting a Budget, and Appropriating Funds for the Colorado Springs Briargate General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2020 and Ending on the Last Day of December 2020

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [Briargate GID 2020 Budget](#)
 [02_Res to Adopt Budget and Appropriate for Briargate GID_11 26 19](#)

Following adjournment of the Briargate General Improvement District Board of Directors meeting, members will reconvene as the Board of Directors of the Spring Creek General Improvement District.

- D.** [19-474](#) A Public Hearing on the Budget for the Colorado Springs Spring Creek General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2020 and Ending on the Last Day of December 2020

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [Spring Creek GID 2020 Budget](#)
 [CSSPRINGCREEKGID-Tax-Map](#)

- E.** [19-475](#) A Resolution Levying General Property Taxes to Help Defray the Cost of Debt Service on the General Obligation Refunding Bonds, Series 2005 of the Colorado Springs Spring Creek General Improvement District, Colorado Springs, Colorado, for the 2020 Budget Year

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [01_Res to Set Mill Levy for Spring Creek GID_11 26 19](#)

- F. [19-477](#) A Resolution Summarizing Expenditures and Revenues, Adopting a Budget, and Appropriating Funds for the Colorado Springs Spring Creek General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2020 and Ending on the Last Day of December 2020

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [02_Res to Adopt Budget for Spring Creek GID_11 26 19](#)
[Spring Creek GID 2020 Budget](#)

Following adjournment of the Spring Creek General Improvement District Board of Directors, members will reconvene as the Market Place at Austin Bluffs Board of Directors

- G. [19-471](#) A Public Hearing on the Budget for the Colorado Springs Marketplace at Austin Bluffs General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2020 and Ending on the Last Day of December 2020

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [MAB GID 2020 Budget](#)
[MARKETPLACEATAUSTINBLUFFSGID-Tax-Map](#)

- H. [19-472](#) A Resolution Levying General Property Taxes to Help Defray the Cost of Debt Service on the General Obligation Bonds of the Colorado Springs Marketplace at Austin Bluffs General Improvement District, Colorado Springs, Colorado, for the 2020 Budget Year

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [01_Res to Set Mill Levy for MAB GID_11 26 19](#)

- I. [19-473](#) A Resolution Summarizing Expenditures and Revenues, Adopting a Budget, and Appropriating Funds for the Colorado Springs Marketplace at Austin Bluffs General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2020 and Ending on the Last Day of December 2020

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [MAB GID 2020 Budget](#)
[02_Res to Adopt Budget for MAB GID_11 26 19](#)

17. Adjourn