



City of Colorado Springs

Regular Meeting Agenda - Final 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.

Tuesday, July 11, 2017

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. [CPC PUZ
16-00096](#)**

Ordinance No. 17-50 amending the zoning map of the City of Colorado Springs pertaining to 5.012 acres located at the southeast corner of Fillmore Street and Grand Vista Circle from R/HS (Residential Estate with Hillside Overlay) to PUD (Planned Unit Development: Multi-Family Residential, 18.16 Dwelling Units Per Acre and a 55 foot maximum building height).

(Quasi-Judicial)

Related File: CPC PUP 16-00097

Presenter:

Peter Wysocki, Director Planning and Community Development
Michael Schultz, Principal Planner, Planning and Community Development

Attachments: [ZC_ORD-Fillmore Street Apts](#)
[Exhibit A - Legal Description](#)
[New Vicinity Map](#)

4A.B. [CPC ZC
16-00098](#)

Ordinance No. 17-51 amending the zoning map of the City of Colorado Springs pertaining to .8-acre located at the northeast corner of Stetson Hills Boulevard and Templeton Drive from PBC/cr/AO (Planned Business Center with conditions of record and Airport Overlay) and OC/cr/AO (Office Complex with conditions of record and Airport Overlay) to PUD/AO (Planned Unit Development: Multi-Family Residential, 15 Dwelling Units per Acre, maximum building height of 30 feet with an Airport Overlay)

(Quasi-Judicial)

Related File: CPC DP 16-00099

Presenter:

Peter Wysocki, Director Planning and Community Development
Michael Schultz, Principal Planner, Planning and Community Development

Attachments:

[ORD ZC Stetson Ridge Townhomes](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Graphic Depiction](#)

[Vicinity map](#)

4A.C. [17-957](#)

Ordinance No. 17-53 amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$6,000,000, which is the amount of the 2016 fiscal year revenue above the 2016 fiscal year revenue and spending limitations (TABOR cap), approved by voters in the April 2017 municipal election to be retained and spent for stormwater projects

Presenter:

Charae McDaniel, Acting Budget Director

Attachments:

[Ordinance for Supplemental for TABOR \\$6M](#)

- 4A.D. [17-1057](#) Ordinance No. 17-55 amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$100,000 for increased revenue and expenditures related to the updated Medical Marijuana Business Application and License Fees Schedule and associated enforcement expenditures

Presenter:

Chris Wheeler, Senior Analyst, Fiscal and Strategic Planning Office,
Finance

Nina Vetter, Strategic Plan and Business Process Administrator,
Finance

Attachments: [Ordinance for MMJ Fee Revenue & Exp Increase](#)

- 4A.E. [CPC A 16-00133-1](#) Ordinance No. 17-56 annexing to the City of Colorado Springs an area known as the Kum & Go Store 689 Annexation Number 1 consisting of .773-acre.

(Legislative)

Related Files: CPC A 16-00133R (public hearing dates), CPC A 16-00133-1, CPC A 16-00133-1R, CPC A 16-00133-2, CPC A 16-00133-2R, CPC V 16-00147, CPC ZC 16-00146, CPC DP 16-00148, CPC NV 16-00149

Presenter:

Peter Wysocki, Director Planning and Community Development
Michael Schultz, Principal Planner, Planning and Community
Development

Attachments: [ORD AX-KumGoStore689No01ORD-2017-06-12](#)
[Exhibit A - Legal Description - Kum and Go Store 689 Annexation Number 1](#)
[Exhibit B - Kum and Go Store 689 Annexation Agreement signed by property ov](#)
[Figure 5 - Zoning Map](#)

4A.F. [CPC A
16-00133-2](#)

Ordinance No. 17-57 annexing to the City of Colorado Springs an area known as the Kum & Go Store 689 Annexation Number 2 consisting of 1.403 acres.

(Legislative)

Related Files: CPC A 16-00133R (public hearing dates), CPC A 16-00133-1, CPC A 16-00133-1R, CPC A 16-00133-2, CPC A 16-00133-2R, CPC V 16-00147, CPC ZC 16-00146, CPC DP 16-00148, CPC NV 16-00149

Presenter:

Peter Wysocki, Director Planning and Community Development
Michael Schultz, Principal Planner, Planning and Community Development

Attachments:

[ORD_AX-KumGoStore689No02-2017-06-12](#)

[Exhibit A - Legal Description - Kum and Go Store 689 Annexation Number 2](#)

[Exhibit B - Annexation Agreement Kum and Go 689](#)

4A.G. [CPC V
16-00147](#)

Ordinance No. 17-58 vacating portions of a public right-of-way known as Pearl Drive consisting of 9,096 square feet (.209-acre).

(Legislative)

Related Files: CPC A 16-00133R (public hearing dates), CPC A 16-00133-1, CPC A 16-00133-1R, CPC A 16-00133-2, CPC A 16-00133-2R, CPC V 16-00147, CPC ZC 16-00146, CPC DP 16-00148, CPC NV 16-00149

Presenter:

Peter Wysocki, Director Planning and Community Development
Michael Schultz, Principal Planner, Planning and Community Development

Attachments:

[ORD_VacationROW_Pearl Dr](#)

[Exhibit A - Legal Description - Vacation of ROW](#)

[Exhibit B - Pearl Drive Vacation Plat](#)

4A.H. [CPC ZC
16-00146](#)

Ordinance No. 17-59 establishing a PBC/AO (Planned Business Zone with Airport Overlay) zone district pertaining to 1.539 acres located at the northeast corner of Austin Bluffs Parkway and Park Vista Boulevard.

(Legislative)

Related Files: CPC A 16-00133R (public hearing dates), CPC A 16-00133-1, CPC A 16-00133-1R, CPC A 16-00133-2, CPC A 16-00133-2R, CPC V 16-00147, CPC ZC 16-00146, CPC DP 16-00148, CPC NV 16-00149

Presenter:

Peter Wysocki, Director Planning and Community Development
Michael Schultz, Principal Planner, Planning and Community Development

Attachments: [ZC ORD AX-KumGoStore689ZoningEst-2017-06-13](#)
[Exhibit A - Zoning Legal Description](#)
[Figure 5 - Zoning Map](#)

4B. First Presentation:**4B.A.** [17-1147](#)

City Council Regular Meeting Minutes June 27, 2017

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [6-27-2017 City Council Meeting Minutes Final](#)

4B.B. [17-1152](#)

Appointments to Boards and Commissions

Presenter:

Jacquelyn Puett, Assistant to Council

Attachments: [071117 Boards and Commissions](#)

- 4B.C.** [17-1069](#) A Resolution authorizing the acquisition of property located at 535 Popes Valley Drive as part of the Pebblewood at Pinecliff Drainage Improvement Project

Presenter:

Richard Mulledy, P.E. Water Resources Engineering Division
Manager

Travis Easton, P.E. Public Works Director

Attachments:

[Popes Valley Reso](#)

[Exhibit A to Resolution](#)

[Exhibit B to Resolution](#)

- 4B.D.** [17-1019](#) An Ordinance repealing Part 10 (Taxicabs) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to taxicabs

Presenter:

Sarah B Johnson, City Clerk

Attachments:

[17update memo on regulation of carrier service and tnccs.pdf](#)

[6-15-17-TaxicabsPart10ORD-Final.docx](#)

[Taxi RM 07-11-17 slides.pptx](#)

- 4B.E.** [17-1143](#) An Ordinance amending Section 507 (License Fees Enumerated) of Part 5 (License Fees) of Article 1 (General Business License Provisions) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to taxicabs

Presenter:

Sarah B. Johnson, City Clerk

Attachments:

[6-15-17-TaxicabsLicenseFeesORD-Final.docx](#)

4B.F. [CPC ZC
17-00052](#)

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 40.82 acres from PIP2/CR/AO/APZ1/RPZ/SS (Planned Industrial Park with conditions of record, airport overlay, accident potential zone 1, runway protection zone and streamside overlay) to APD/AO/APZ1/RPZ (Airport Planned Development with airport overlay, accident potential zone 1, runway protection zone) and APD/AO/APZ1/RPZ/SS (Airport Planned Development with airport overlay, accident potential zone 1, runway protection zone and streamside overlay), located northeast of Stewart Avenue and Airport Road

(Quasi-Judicial)

Related File: CPC CP 17-00053

Presenter:

Lonna Thelen, Principal Planner, Planning & Community Development

Peter Wysocki, Planning and Community Development Director

Attachments:

[ZC_ORD_Project Vector](#)

[Exhibit A - Parcel A](#)

[Exhibit B - Parcels B & C](#)

[Exhibit C - depiction](#)

[Vicinity Map](#)

[CPC Staff Report Project Vector](#)

[FIGURE 1 - Concept Plan](#)

[FIGURE 2 - Project Statement](#)

[FIGURE 3 - Ordinance 83-260](#)

[FIGURE 4 - Ordinance 83-274](#)

[7.5.603 Findings - ZC req_CA](#)

[CPC Minutes 06.15.17](#)

4B.G. [CPC CP
17-00053](#)

A concept plan for a warehouse and distribution facility on a 40.82-acre parcel located northeast of Stewart Avenue and Airport Road

(Quasi-Judicial)

Related File: CPC ZC 17-00052

Presenter:

Lonna Thelen, Principal Planner, Planning & Community Development

Peter Wysocki, Planning and Community Development Director

Attachments:

[FIGURE 1 - Concept Plan](#)

[7.5.501.E Concept Plans](#)

4B.H. [CPC ZC
17-00008](#)

An Ordinance amending the zoning map of the City of Colorado Springs pertaining to 1.61 acres located southwest of 1170 Kelly Johnson Boulevard from PIP-1 (Planned Industrial Park) to PBC (Planned Business Park)

(Quasi-Judicial)

Related File: CPC CP 17-00009

Presenter:

Rachel Teixeira, Planner II, Planning and Community Development

Peter Wysocki, Director Planning and Community Development

Attachments:

[ZC_ORD_1170 Kelly Johnson Boulevard](#)

[Exhibit A - LEGAL DESCRIPTION FOR 1170 KELLY JOHNSON BOULEVARD](#)

[Exhibit B - Vicinity Map - Kelly Johnson](#)

[CPC Staff Report Kelly Johnson Boulevard](#)

[Figure 1 - Concept Plan](#)

[Figure 2 - Project Statement](#)

[7.5.603.B Establishment or change of zone district boundaries](#)

[CPC 06.15.17 Minutes](#)

- 4B.I.** [CPC CP
17-00009](#) A Concept Plan for an 87-room hotel on 1.61 acres located at 1170 Kelly Johnson Boulevard

(Quasi-Judicial)

Related File: CPC ZC 17-00008

Presenter:

Rachel Teixeira, Planner II, Planning and Community Development
Peter Wysocki, Director Planning and Community Development

Attachments:

[Figure 1 - Concept Plan](#)

[7.5.501.E Concept Plans](#)

- 4B.J.** [CPC ZC
17-00033](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 5.41 acres from PIP-2/CR/SS (Planned Industrial Park with Conditions of Record and Streamside Overlay) to OC/SS (Office Complex with Streamside Overlay), located south of the I-25/Mark Dabling Boulevard underpass

(Quasi-Judicial)

Related File: CPC CP 17-00070

Presenter:

Hannah Van Nimwegen, Planner II, Planning & Community Development
Peter Wysocki, Planning and Community Development Director

Attachments:

[ZC_ORD - Monument Creek Apts](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Legal Description Depicted](#)

[CPC Staff Report Monument Creek](#)

[Figure 1. Concept Plan](#)

[Figure 2. Applicant Narrative](#)

[Figure 3. Surrounding Land Uses and Zoning](#)

[Figure 4. Neighbor Comment](#)

[Figure 5. Neighbor Comment](#)

[Figure 6. Building Elevations](#)

[Figure 7. SS Land Use Hierarchy](#)

[Figure 8. Trail Realignment](#)

[7.5.603.B Establishment or change of zone district boundaries](#)

[CPC June Minutes - Monument Apartments](#)

4B.K. [CPC CP
17-00070](#)

A Concept Plan for the Monument Creek Apartments illustrating the development of a 5.41-acre property into a single, 4-story, 48-unit apartment complex located south of the I-25/Mark Dabbling Boulevard underpass

(Quasi-Judicial)

Related File: CPC ZC 17-00033

Presenter:
Hannah Van Nimwegen, Planner II, Planning & Community
Development
Peter Wysocki, Planning and Community Development Director

Attachments: [Figure 1. Concept Plan](#)
[7.5.501.E Concept Plans](#)

5. Recognitions**5.A.** [17-1061](#)

Recognition regarding Colorado Springs' Elite Healthy Eating Active Living ("HEAL") status

Presenter:
Julie George, Policy Director, LiveWell Colorado

6. Citizen Discussion**7. Mayor's Business****8. Items Called Off Consent Calendar****9. Utilities Business****10. Unfinished Business**

- 10.A.** [17-992](#) Ordinance No. 17-52 establishing the terms, fees, compensation, conditions and other matters relating to the granting of a cable franchise to Comcast of Colorado/ Pennsylvania/West Virginia, LLC and approving a cable franchise agreement between Comcast of Colorado/Pennsylvania/West Virginia, LLC and the City of Colorado Springs

Presenter:

Bret Waters, Deputy Chief of Staff

Ken Fellman, Outside Counsel

Renee Congdon, Senior Attorney,

Kelsey Hunt, Southern Colorado Educational Television Consortium

Attachments: [ApprovingComcastFranchiseORD-2017-05-22 final](#)

[Proposed Comcast-Colorado Springs Renewal Franchise Agreement](#)

[Comcast cable franchise comparison of key terms 5-22-17](#)

[SCETC POWERPOINT CITY COUNCIL WORK SESSION 5-22-17](#)

[Comcast--Summary of Public Comments](#)

- 10.B.** [17-963](#) Ordinance No. 17-54 amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a Supplemental Appropriation to the General Fund in the amount of \$75,000 for tree cleanup from the April 2017 snowstorm

Presenter:

Karen Palus, Parks, Recreation and Cultural Services Director

Jay Hein, City Forester

Attachments: [050817 - Ordinance for Parks Forestry Div Tree Cleanup \(17-963\).docx](#)

[5-8-17 - Forestry Emergency Supplemental Request - Powerpoint](#)

[April 4 snowstorm June Council.pptx](#)

11. New Business

- 11.A.** [17-1068](#) A resolution declaring the intention of the City of Colorado Springs, Colorado, to hold a special municipal election and to participate in a coordinated election to be held on Tuesday, November 7, 2017, and providing the effective date of this resolution.

Attachments: [Coordinated Election2017Notice Resolution FINAL61517](#)

12. Public Hearing

13. Added Item Agenda

14. Executive Session

15. Adjourn