



# City of Colorado Springs

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

## Meeting Minutes City Council

*City Council meetings are broadcast live on Channel 18.*

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Tuesday, July 14, 2015

1:00 PM

Council Chambers

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### 1. Call to Order

**Present:** 9 - Councilmember Larry Bagley, President Merv Bennett, Councilmember Helen Collins, President Pro Tem Jill Gaebler, Councilmember Keith King, Councilmember Don Knight, Councilmember Bill Murray, Councilmember Andy Pico, and Councilmember Tom Strand

### 2. Invocation and Pledge of Allegiance

The Invocation was led by Chaplain Victoria Heim, Crossroads Ministry.

The Pledge of allegiance was led by Council President Bennett.

### 3. Changes to Agenda/Postponements

Eileen Gonzalez, City Council Administrator, stated agenda item 11.A. will be heard under item 7, Mayor's Business. Consensus of Council agreed to this change.

### 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. [15-00358](#)** Ordinance No. 15-40 amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for a \$2,000,000 Supplemental Appropriation increasing revenue and expenditure in the Airport Capital Improvement Fund for the Airport Terminal Apron and Trench Drain System Reconstruction project.

Res/Ord Number: 15-40

**This ordinance was finally passed on the Consent Calendar.**

#### 4B. First Presentation:

**4B.A. [15-00375](#)** City Council Meeting Minutes June 23, 2015

The Meeting Minutes were approved on the Consent Calendar.

**4B.B.** [15-00395](#) Boards and Commissions

This item was approved on the Consent Calendar.

**4B.C.** [15-00285](#) Ordinance No. 15-41 amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$558,447 for repairs due to hail damage that was incurred on May 21, 2014, an increase in insurance premiums, and an increase in court-appointed attorney costs; and to the Parking System Fund in the amount of \$31,937, and the Patty Jewett Golf Fund in the amount of \$10,138 for repairs due to hail damage that was incurred on May 21, 2014

Res/Ord Number: 15-41

This ordinance was approved on first reading on the Consent Calendar.

**4B.E.** [15-00366](#) A resolution of the City Council of the City of Colorado Springs, Colorado, amending Resolution 121-12 and stating the intent of Council in support of growing the assets of the Colorado Springs Health Foundation while making prudent distribution of grant funds

Res/Ord Number: 71-15

This resolution was adopted on the Consent Calendar.

## 5. Approval of the Consent Agenda

**Motion by President Pro Tem Gaebler, seconded by Councilmember Murray, that all matters on the Consent Calendar be passed, adopted, and approved by unanimous consent of the members present. The motion passed by a vote of 9-0-0.**

**Aye:** 9 - Bagley, Bennett, Collins, Gaebler, King, Knight, Murray, Pico, and Strand

## 5. Recognitions

There were no Recognitions.

## 6. Citizen Discussion

Citizen Whitney Galbraith spoke about the ordinance creating the Human Relations Commission adopted by Council several years ago, requesting this ordinance be repealed. Mr. Galbraith provided documentation regarding this issue for the record.

Citizen David Hopkins spoke about TABOR and its crippling effect on City government spending, requesting Council write a resolution denouncing TABOR to the State Government.

Citizen Deborah Stout-Meininger spoke about ethics in City Council and the Mayor's Office.

Citizen Walter Lawson spoke about the Cable Franchise agreement public input process.

## 7. Mayor's Business

Mayor John Suthers stated, as of July 12th, there have been 165,763 visitors on the Pikes Peak Highway. This is a significant increase compared to the 146,219 visitors recorded by the same date last year and a good indicator of local tourism.

- 7.A.** [15-00400](#) 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 3, 2015, and providing the effective date of this resolution.

Res/Ord Number: 72-15

Mayor Suthers requested City Council support the resolution of intent to refer a tax measure and a separate TABOR refund question to the ballot to fund infrastructure improvement projects with specific ballot language to be presented at a later date.

Citizens Rob Blancken and Deborah Stout-Meininger spoke in opposition of a tax increase.

**Motion by President Pro Tem Gaebler, seconded by Councilmember Strand, that the Resolution to approve 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 3, 2015 be adopted. The motion passed by a vote of 8-1-0.**

**Aye:** 8 - Bagley, Bennett, Gaebler, King, Knight, Murray, Pico, and Strand

**No:** 1 - Collins

## 8. Items Called Off Consent Calendar

- 4B.D.** [15-00335](#) Ordinance No. 15-42 approving the salary of the City Auditor

Res/Ord Number: 15-42

Councilmember Collins stated she pulled this item off the Consent Calendar due to the pending tax increase and the decrease in responsibilities of the City Auditor.

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

**Aye:** 8 - Bagley, Bennett, Gaebler, King, Knight, Murray, Pico, and Strand

**No:** 1 - Collins

## 9. Utilities Business

There was no Utilities Business.

## 10. Unfinished Business

- 10.A.** [15-00332](#) Ordinance No. 15-39 amending the Zoning Map of the City of Colorado Springs for 13.845 acres, located east of Tutt Boulevard and north of South Carefree Boulevard.  
(Quasi-Judicial Matter)

Res/Ord Number: 15-39

There were no questions or comments on this agenda item.

**Motion by Councilmember Strand, seconded by Councilmember Pico, that the Ordinance to approve the zone change from A/AO to R-5/AO for the Springs Ranch Golf Course R-5 Site, 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.**

**Aye:** 8 - Bagley, Bennett, Collins, Gaebler, King, Knight, Pico, and Strand

**No:** 1 - Murray

## 11. New Business

- 11.B.** [15-00289](#) 2016 Audit Plan Approval

There were no questions or comments on this agenda item.

**Motion by Councilmember Pico, seconded by Councilmember Murray, to approve the 2016 Audit Plan as provided by the City Auditor and recommended by the Audit Committee. The motion passed by a vote of 9-0-0.**

**Aye:** 9 - Bagley, Bennett, Collins, Gaebler, King, Knight, Murray, Pico, and Strand

## 12. Public Hearing

- 12.A.** [15-00378](#) Tutt Corners Addition Annexation, C-6/AO Zone District Establishment, and Concept Plan  
(Legislative Matter)

Meggan Herington, Principal Planner, Land Use and Review, provided an overview of the concept plan, development plan, zone change and annexation request for this property.

There were no questions or comments on this agenda item.

There was no opposition to this application.

Renee Congdon from the City Attorney's Office stated there is no need to vote on agenda item 12.A.

- 12.B.** [15-00379](#) A Resolution Adopting Findings of Fact and Conclusions of Law Based Thereon and Determining the Eligibility for Annexation of Property Known as Tutt Corners Addition Hereinafter More Specifically Described in Exhibit "A"  
(Legislative Matter)

Res/Ord Number: 73-15

Please see comments in item 12.A.

**Motion by President Pro Tem Gaebler, seconded by Councilmember Murray, that the resolution concerning the Tutt Corners Addition annexation finding that the annexation meets the requirements of and fully complies with Part 1 of Article 12 of Title 31 C.R.S., the Municipal Annexation Act of 1965, as amended, and Section 30 of Article II of the Colorado Constitution and that the property is eligible for annexation be adopted. The motion passed by a vote of 9-0-0.**

**Aye:** 9 - Bagley, Bennett, Collins, Gaebler, King, Knight, Murray, Pico, and Strand

- 12.C.** [15-00380](#) Ordinance No. 15-43 Annexing to the City of Colorado Springs that Area Known as Tutt Corners Addition Consisting of 6.331 acres.  
(Legislative Matter)

Res/Ord Number: 15-43

Please see comments in item 12.A.

**Motion by Councilmember Strand, seconded by Councilmember Bagley, that the Ordinance to approve the Tutt Corners Addition 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 on first reading. The motion passed by a vote of 9-0-0.**

**Aye:** 9 - Bagley, Bennett, Collins, Gaebler, King, Knight, Murray, Pico, and Strand

- 12.D.** [15-00383](#) Ordinance No. 15-44 Amending the Zoning Map of the City of Colorado Springs Relating to 4.8 Acres Located at the Northeast Corner of Templeton Gap Road and Dublin Boulevard Establishing the C-6/AO Zone.  
(Legislative Matter)

Res/Ord Number: 15-44

Please see comments in item 12.A.

**Motion by Councilmember Bagley, seconded by Councilmember Murray, that the Ordinance to approve the establishment of the C-6/AO (General Business with Airport Overlay) zone district, based upon the findings that the zoning request complies with the three (3) criteria for granting of zone changes 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.**

**Aye:** 9 - Bagley, Bennett, Collins, Gaebler, King, Knight, Murray, Pico, and Strand

**12.E. [15-00385](#) Tutt Corners Addition Concept Plan  
(Quasi-Judicial Matter)**

Please see comments in item 12.A.

**Motion by Councilmember Murray, seconded by Councilmember Strand, that the Tutt Corners Concept Plan based upon the findings that the concept plan meets the review criteria for concept plans as set forth in City Code Section 7.5.501.E. be approved. The motion passed by a vote of 9-0-0.**

**Aye:** 9 - Bagley, Bennett, Collins, Gaebler, King, Knight, Murray, Pico, and Strand

**13. Added Item Agenda**

There were no items added to the agenda.

**14. Executive Session**

There was not an Executive Session.

**15. Adjourn**