



City of Colorado Springs

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

Meeting Minutes City Council

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Tuesday, August 23, 2022

10:00 AM

Council Chambers

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Estimated agenda item times are provided for planning purposes and do not constitute notice of a specific time for any item. Items may take more or less time than estimated. City Council may amend the order of items.

1. Call to Order and Roll Call

Present: 9 - Councilmember Yolanda Avila, Councilmember Dave Donelson, Councilmember Stephannie Fortune, President Pro Tem Randy Helms, Councilmember Nancy Henjum, Councilmember Bill Murray, Councilmember Mike O'Malley, President Tom Strand, and Councilmember Wayne Williams

Councilmember Murray attended the meeting virtually.

2. Invocation and Pledge of Allegiance

The Invocation was made by Chaplain Victoria Heim from the Crossroads Ministries.

President Strand led the Pledge of Allegiance.

3. Changes to Agenda/Postponements

There were no changes to the Agenda.

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. [22-455](#) Ordinance No. 22-51 by the City of Colorado Springs, Colorado authorizing the issuance and delivery of its multifamily housing revenue bonds (Paloma Garden project) series 2022, in an aggregate amount not to exceed \$19,000,000, for the purpose of financing the acquisition, construction, improvement and equipping of a senior multifamily housing facility in the City of Colorado Springs, State of Colorado and to pay certain issuance expenses of such bonds; approving and authorizing execution of a financing agreement and a tax regulatory agreement with respect to the bonds; making findings and determinations with respect to the project and the bonds; authorizing the execution and delivery of related documents; and repealing all action heretofore taken in conflict herewith

Presenter:

Katie Sunderlin, Senior Affordable Housing Coordinator
Steve Posey, Community Development Division Manager
John Bales, Fred Marienthal, Kutak Rock LLP
Peter Wysocki, Director of Planning and Community Development

Attachments: [COS Paloma Garden 2022 Ordinance](#)
[Signed Ordinance No. 22-51](#)

This Ordinance was finally passed on the Consent Calendar

- 4A.B. [22-491](#) Ordinance No. 22-52 amending Ordinance No. 21-112 (2022 Budget Appropriation Ordinance) for a Supplemental Appropriation to the General Fund in the amount of \$2,700,000 for establishing the Keep It Clean COS program which will proactively aim to reduce litter and improve the appearance of public rights-of-way

Presenter:

Charae McDaniel, Chief Financial Officer
Travis Easton, P.E., Director of Public Works

Attachments: [KeepItCleanORD-SupplApprop-2022-7-18](#)
[Signed Ordinance No. 22-52](#)

This Ordinance was finally passed on the Consent Calendar

- 4A.C.** [CPC ZC 22-00011](#) Ordinance No. 22-53 amending the zoning map of the City of Colorado Springs relating to 13.361 acres located west of the intersection of Tutt Boulevard and Sorpresa Lane from A/AO (Agricultural with Airport Overlay) to R-5/AO (Multi-Family Residential with Airport Overlay)

(Quasi-judicial)

Presenter:

Gabe Sevigny, Planning Supervisor, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

Attachments: [ORD_ZC_TuttBlvdTownhomes](#)

[Exhibit A - Legal Desc](#)

[Exhibit B - Zone Change](#)

[Signed Ordinance No. 22-53](#)

This Ordinance was finally passed on the Consent Calendar

- 4A.D.** [CPC ZC 22-00055](#) Ordinance No. 22-54 amending the zoning map of the City of Colorado Springs relating to 0.38-acre located at 518-520 West Brookside Street from R-1 6000 (Single-Family Residential) to R-2 (Two-Family Residential) to August 9, 2022.

(Quasi-Judicial)

Presenter:

Austin Cooper, Planner II, Planning & Community Development

Peter Wysocki, Director, Planning & Community Development

Attachments: [ORD_ZC_518-520WBrooksideSt](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zone Change Depiction](#)

[Signed Ordinance No. 22-54](#)

This Ordinance was finally passed on the Consent Calendar

4B. First Presentation:

- 4B.A.** [22-534](#) City Council Regular Meeting Minutes August 9, 2022

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [8-9-2022 City Council Meeting Minutes Final](#)

The Minutes were approved on the Consent Calendar.

4B.B. [22-551](#) Special City Council Regular Meeting Minutes August 10, 2022

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [8-10-22 Special City Council Meeting Minutes Final](#)

The Minutes were approved on the Consent Calendar.

4B.C. [CPC PUZ
21-00187](#)

Ordinance No. 22-55 amending the zoning map of the City of Colorado Springs relating to 45.66 acres located southeast of Grand Vista Circle at West Fillmore Street from PUD/SS/HS (Planned Unit Development: Multi-Family, 3.5 to 7.99 dwelling units per acre not to exceed 500 units, maximum building heights as shown on any approved concept plan not to exceed 69 feet using hillside height calculations, with Streamside and Hillside Overlays) to PUD/SS/HS (Planned Unit Development: Single-Family and/or Multi-Family, 2.38 to 7.99 du/ac not to exceed 364 units, maximum building heights as shown on any approved concept plan not to exceed 69 feet using hillside height calculations with Streamside and Hillside Overlays)
(Quasi-judicial)

Related Files: CPC PUP 19-00026-A1MJ21, & AR PUD 20-00023-A1MJ21

Presenter:

Caleb Jackson, AICP, Senior Planner, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

Attachments: [ORD_ZC_ThePreserveAtMesaCreek](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zone Change](#)

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

4B.D. [CPC PUP
19-00026-A1
MJ21](#)

A PUD Concept Plan Amendment for 45.66 acres located southeast of Grand Vista Circle at West Fillmore Street for a single-family residential development.
(Quasi-judicial)

Related Files: CPC PUZ 21-00187 & AR PUD 20-00023-A1MJ21

Presenter:

Caleb Jackson, AICP, Senior Planner, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

- Attachments:** [Preserve at Mesa Creek Single-Family PUD Concept Plan - Part 1 of 3](#)
[Preserve at Mesa Creek Single-Family PUD Concept Plan - Part 2 of 3](#)
[Preserve at Mesa Creek Single-Family PUD Concept Plan - Part 3 of 3](#)
[7.3.605 PUD Concept Plan](#)
[7.5.501.E Concept Plans](#)

This Item was approved on the Consent Calendar.

- 4B.E.** [AR PUD 20-00023-A1 MJ21](#) A PUD development plan amendment for 45.66-acres located southeast of Grand Vista Circle and West Fillmore Street allowing 123 single-family dwelling units.

(Quasi-judicial)

Related Files: CPC PUZ 21-00187 & CPC PUP 19-00026-A1MJ21

Presenter:

Caleb Jackson, AICP, Senior Planner, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

- Attachments:** [The Preserve SF - Development Plan - Part 1 of 5](#)
[The Preserve SF - Development Plan - Part 2 of 5](#)
[The Preserve SF - Development Plan - Part 3 of 5](#)
[The Preserve SF - Development Plan - Part 4 of 5](#)
[The Preserve SF - Development Plan - Part 5 of 5](#)
[7.3.606 PUD Development Plan](#)
[7.5.502.E Development Plan Review](#)

This Item was approved on the Consent Calendar.

- 4B.F.** [CPC A 21-00048R](#) A resolution adopting findings of fact and conclusions of law based thereon and determining the eligibility for annexation of property known as Woodmen East Commercial Center Addition No. 1 annexation consisting of 30.74 acres, and approving an annexation agreement

(Legislative)

Related Files: CPC A 21-00048, CPC ZC 21-00141, CPC CP 21-00142

Presenter:

Katelynn Wintz, Planning Supervisor, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

- Attachments:** [Resolution Findings WoodmenEastCommercialCtrAddNo1](#)
[Exhibit A - AnnexLegalDesc](#)
[Exhibit B - Anx Agreement](#)
[Planner Affidavit](#)
[Surveyor Affidavit](#)
[City Clerk Affidavit](#)
[Signed Resolution No. 114-22](#)

This Resolution was adopted on the Consent Calendar.

- 4B.G.** [CPC A 21-00048](#) Ordinance No. 22-56 annexing to the City of Colorado Springs that area known as Woodmen East Commercial Center Addition No. 1 annexation consisting of 30.74 acres located southeast of the Mohawk Road and East Woodmen Road intersection

(Legislative)

Related Files: CPC A 21-00048R, CPC ZC 21-00141, CPC CP 21-00142

Presenter:

Katelynn Wintz, Planning Supervisor, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

- Attachments:** [ORD_WoodmenEastCommercialCtrAddNo1Annex](#)
[Exhibit A - AnnexLegalDesc](#)

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

- 4B.H.** [CPC ZC 21-00141](#) Ordinance No. 22-57 amending the zoning map of the City of Colorado Springs pertaining to 30.74 acres located southeast of the Mohawk Road and East Woodmen Road intersection establishing a PBC/AO (Planned Business Center with Airport Overlay) zone

(Legislative)

Related Files: CPC A 21-00048R, CPC A 21-00048, CPC CP 21-00142

Presenter:

Katelynn Wintz, Planning Supervisor, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

Attachments: [ORD_ZC_WoodmenEastCommercialCtrAddNo1](#)
[Exhibit A - Legal ZC](#)
[Exhibit B - Zone Change Depiction](#)

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

- 4B.I.** [CPC CP 21-00142](#) The Woodmen East Commercial Center Concept Plan establishing future commercial and residential uses, located southeast of the Mohawk Road and East Woodmen Road intersection consisting of 30.74 acres.

(Quasi-Judicial)

Related Files: CPC A 21-00048R, CPC A 21-00048, CPC ZC 21-00141

Presenter:
Katelynn Wintz, Planning Supervisor, Planning and Community Development
Peter Wysocki, Director, Planning and Community Development

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

This Item was approved on the Consent Calendar.

- 4B.J.** [22-515](#) A Resolution Approving an Intergovernmental Agreement between the El Paso County Clerk and Recorder and the City of Colorado Springs regarding the conduct and administration of the November 8, 2022 Coordinated Election

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [RES_Nov2022ElectionIGA_8-16-22](#)
[2022 IGA Agreement - City of Colorado Springs_CAO Edits_8-17](#)
[Signed Resolution No. 115-22](#)

This Resolution was adopted on the Consent Calendar.

Approval of the Consent Agenda

Motion by Councilmember Fortune, seconded by Councilmember O'Malley, 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 9-0-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

5. Recognitions

- 5.A. [22-556](#) A Resolution in remembrance of El Paso County Sheriff's Office Deputy Andrew Peery

Presenter:

Tom Strand, Council President and Councilmember At Large

Attachments: [Deputy Andrew Peery](#)
[Signed Resolution No. 116-22](#)

President Strand read the Resolution in remembrance of El Paso County Sheriff's Office Deputy Andrew Peery to honor the heroism, incredible achievements as leader, mentor, and friend who dedicated his life to the service of the community.

El Paso County Sheriff's Office Undersheriff Joseph Roybal expressed gratitude for the support of the community and for the sacrifice of Deputy Peery.

Motion by Councilmember Henjum, seconded by Councilmember Donelson, that the Resolution in remembrance of El Paso County Sheriff's Office Deputy Andrew Peery be adopted. The motion passed by a vote of 9-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

- 5.B. [22-541](#) A Resolution of Appreciation of Judith Miller on her retirement from the City of Colorado Springs

Presenter: Wade Gann, Office Services Coordinator

Attachments: [Retiree Resolution - Judith Miller \(Employee Will Attend\)](#)
[Signed Resolution No. 117-22](#)

Wade Gann, Office Services Coordinator, acknowledged Judith Miller, Reprographics, Office Services, achievements and read the Resolution of Appreciation for Ms. Miller for her twenty-four years of service with the City of Colorado Springs.

Several Councilmembers expressed gratitude for Ms. Miller's service and accomplishments during her career with the City.

Ms. Miller expressed appreciation for the opportunities she had been given with the City, for the recognition, and for the Office Services Team.

Motion by Councilmember Donelson, seconded by Councilmember Henjum, that the Resolution of appreciation of Judith Miller on her retirement from the City of

Colorado Springs be adopted. The motion passed by a vote of 9-0-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

- 5.C.** [22-537](#) A Resolution recognizing September 2022 as National Preparedness Month

Presenter:

Yolanda Avila, Councilmember District 4

Jim Reid, Regional Director, Office of Emergency Management

Attachments: [National Preparedness Month](#)

[Signed Resolution No. 118-22](#)

Councilmember Avila read the Resolution recognizing September 2022 as National Preparedness Month.

Jim Reid, Regional Director, Pikes Peak Regional Office of Emergency Management (PPROEM), stated National Emergency Preparedness Month is a collaborative outreach effort to inform and encourage every American to be aware and have a plan for all types of potential emergencies and disasters and provided an overview of the emergency preparedness events taking place in the community.

Erin Duran, Emergency Management Program Manager, Colorado Springs Utilities, stated the more prepared the community is, the better any events will go.

There were no comments on this item.

Motion by Councilmember O'Malley, seconded by Councilmember Fortune, that the Resolution recognizing September 2022 as National Preparedness Month be adopted. The motion passed by a vote of 9-0-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

- 5.D.** [22-517](#) A Resolution honoring September 2, 1945 as Victory Over Japan Day

Presenter:

Dave Donelson, Councilmember District 1

Attachments: [Victory Over Japan Day](#)

[Signed Resolution No. 119-22](#)

Councilmember Donelson honored Donald Stratton and Lou Schindler, World War II veterans, recommended everyone read "All the Gallant Men: An American Sailor's Firsthand Account of Pearl Harbor" written by Donald Stratton, provided a brief history of Victory over Japan Day (V-J Day) and

read the Resolution honoring September 2, 1945 as Victory over Japan Day.

Motion by Councilmember Donelson, seconded by Councilmember Fortune, that the Resolution honoring September 2, 1945 as Victory Over Japan Day be adopted. The motion passed by a vote of 9-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

5.E. [22-536](#) A Resolution honoring September 11, 2022 as a Day of Remembrance

Presenter:

Randy Helms, Council President Pro Tem and Councilmember District 2

Attachments: [A Day of Remembrance](#)
[Signed Resolution No. 120-22](#)

President Pro Tem Helms read a Resolution honoring September 11, 2022 as a Day of Remembrance, honored those who have sacrificed their lives in the line of duty, and provided an account of his experience during the events of September 11, 2001 (9/11).

Steve Dubay, Deputy Fire Chief, Colorado Springs Fire Department, spoke about the emergency personnel who lost their lives due to 9/11 and the events which occurred at the World Trade Center and the Pentagon.

Adrian Vasquez, Chief, Colorado Springs Police Department, spoke about the impact of 9/11 and the tragic loss caused by this hateful act of terrorism.

Several Councilmembers expressed gratitude for the members of the armed service, first responders, and their families for their sacrifices.

Motion by Councilmember Henjum, seconded by Councilmember O'Malley, that the Resolution honoring September 11, 2022 as a Day of Remembrance be adopted. The motion passed by a vote of 9-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

5.F. [22-555](#) City Council Appointments to Boards, Commissions, and Committees

Presenter:

Tom Strand, Council President and Councilmember At Large

Attachments: [082322 Boards Commissions and Committee Appointments](#)

President Strand presented the City Council Appointments to Boards, Commissions, and Committees.

Sandy Friedman, Chair, Public Arts Commission (PAC), expressed appreciation for the nominees who wish to serve on the PAC and gave a brief overview of the functions of the commission.

James Ciletti, nominee appointee to the Public Arts Commission (PAC), expressed gratitude for the opportunity to serve.

Councilmember Henjum stated art is one of the profound ways the community expresses humanity.

Motion by Councilmember Henjum, seconded by Councilmember Murray, that the City Council Appointments to Boards, Commissions, and Committees be approved. The motion passed by a vote of 9-0-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

6. Mayor's Business

There was no Mayor's Business.

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

Citizens Larry Lamz and Frankie Lang, Gail Leboski, Jody Leboski, Irene Lucas, and Brian Murray spoke about the adaptive waterski program at Prospect Lake.

Citizen Chris Deil stated bear spray does not work on black bears.

Citizen Jaymen Johnson expressed appreciation for the recognitions given by City Council at today's meeting and the Homefront Network presentation at the August 22, 2022 Work Session and stated City Councilmembers should receive a livable salary.

Citizen Angela Gilpin spoke about the City Council meeting broadcast issues.

Citizen Mr. J spoke about the need for leash enforcement for dogs and about the joy his dog, Miss Blue, brings to people.

8. Items Called Off Consent Calendar

There were no items called off the Consent Calendar.

9. Utilities Business

There was no Utilities Business.

10. Unfinished Business

There was no Unfinished Business.

11. New Business

- 11.A. [22-301](#) Resolution Endorsing Extension of the Pikes Peak Rural Transportation Authority Capital Program

Gayle Sturdivant, P.E., City Engineer/Deputy Public Works Director,
Public Works Department

Todd Frisbie, P.E., P.T.O.E, City Traffic Engineer, Public Works
Department

Tim Roberts, Transportation Planning Program Manager, Public Works
Department

Attachments: [1 PPRTA-3 Final Ballot Adopted by BOD](#)
[2 RES_PPRTANov2022Ballot-2022-05-23](#)
[3 PPRTA3 Projects with Descriptions FINAL 20220728](#)
[4 PPRTA3 COS Projects for Map](#)
[Council Regular Session 20220823 - PPRTA 3](#)
[Signed Resolution No. 121-22](#)

Gayle Sturdivant, City Engineer/Deputy Public Works Director, Public Works Department, presented the Resolution endorsing extension of the Pikes Peak Rural Transportation Authority (PPRTA) Capital Program. She provided an overview of the City's projects, investment by category, project by category, ballot language for the November 8, 2022, Coordinated Election to extend the fifty-five percent of the one-cent sale tax for transportation capital improvements for a period of ten years, endorsement, and discussion.

Councilmember Henjum asked if there are any potential funds which can go toward the Sand Creek Trail Corridor Improvement project. Ms. Sturdivant stated she will provide that information.

President Pro Tem Helms stated the PPRTA voted unanimously for this item.

Citizen Jaymen Johnson recommended City Council utilize a streaming service to broadcast their meetings.

Motion by Councilmember Williams, seconded by Councilmember Murray, that

the Resolution endorsing the referred PPRTA ballot language for the November 2022 election to extend the fifty-five percent of the one-cent sale tax for transportation capital improvements for a period of 10 years (2025 to 2034) be adopted. The motion passed by a vote of 9-0-0

Aye: 9 - Avila, Donelson, Fortune, Helms, Henjum, Murray, O'Malley, Strand, and Williams

12. Public Hearing

There was no Public Hearing.

13. Added Item Agenda

There were no items added to the Agenda.

14. Executive Session

There was no Executive Session.

15. Adjourn

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

Sarah B. Johnson, City Clerk