



City of Colorado Springs

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

Meeting Minutes - Final Council Work Session

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Monday, November 21, 2016

1:00 PM

Council Chambers

1. Call to Order

- Present** 8 - Councilmember Larry Bagley, President Merv Bennett, Councilmember Helen Collins, President Pro Tem Jill Gaebler, Councilmember Keith King, Councilmember Don Knight, Councilmember Bill Murray, and Councilmember Tom Strand
- Excused** 1 - Councilmember Andy Pico

2. Changes to Agenda

Council President Bennett stated agenda item 7.B. will be postponed indefinitely.

3. Regular Meeting Comments

Councilmembers Strand and Knight requested agenda item 4.B.L. be pulled from the Consent Calendar for tomorrow.

Councilmember Knight asked if the items requesting the City sponsor grant applications to GOCO for parks should include authorization for the Mayor to approve an associated IGA. Wynetta Massey, City Attorney, stated the agreements are not included in the initial grant applications, if the grants are awarded, the agreements will be approved by Council at a later date.

4. Review of Previous Meeting Minutes

- 4.A. [16-711](#) City Council Work Session Meeting Minutes November 7, 2016

Presenter:
Sarah Johnson, City Clerk

The Meeting Minutes were approved as presented.

5. Executive Session

5A. Open

5A.A. [16-713](#) Open Executive Session

Presenter:
Wynetta Massey, City Attorney

Wynetta Massey, City Attorney, suggested Council follow the recommendation of the Civil Action Investigation Committee that the City represent the Officers as required by the Colorado Governmental Immunity Act and the Peace Officer's Liability Act for both cases.

Consensus of Council agreed with this recommendation.

5B. Closed

There was not a Closed Executive Session.

6. Staff and Appointee Reports**6.A. [16-00146](#)** Financial Report - Memorial Health System Enterprise

Presenter:
Kara Skinner, Chief Financial Officer

There were no questions or comments on this agenda item.

6.B. [15-00802](#) Agenda Planner Review

Presenter:
Eileen Lynch Gonzalez, City Council Administrator

Eileen Gonzalez, City Council Administrator, noted the next City Council meetings will be on Tuesday December 13th with the work session starting at 9:00 am and the regular meeting starting at 1:00 pm and stated the typographical error regarding the election date will be corrected.

Councilmember Knight noted there are no items on the regular meeting agenda for December 13th and asked when the proposed changes to the election process have to be presented to be in effect by the election. Ms. Gonzalez stated items from today's meeting will feed to that agenda. Sarah Johnson, City Clerk, stated the proposed changes on the carry over debt of campaign finance funds will be presented in the December 13th work session. The ordinance can be read at the two meetings in January and be in effect for the April election. Councilmember Knight asked when Council will receive a report on the non-transparent campaign finance donations. Ms. Johnson stated they

will present in an update on that item in the December 13th work session also.

Councilmember Strand asked if the exact amount of the supplemental appropriation to the LART fund will be provided to Council prior to the January 9th meeting. Ms. Gonzalez stated it will.

7. Presentations for General Information

- 7.A. [16-00137](#) Colorado Springs Convention & Visitors Bureau (CVB) - Q3 2016 Performance Measures

Presenter:

Doug Price, President & CEO, Colorado Springs Convention & Visitors Bureau

Ryan Trujillo, Sustainability & Support Services Manager

Doug Price, CEO, Colorado Springs Convention and Visitors Bureau, presented the report.

- 7.B. [16-652](#) Protect Our Parks Initiative

Presenter:

Richard Skorman, President, Save Cheyenne

This item was postponed indefinitely.

8. Items for Introduction

- 8.A. [16-657](#) A Resolution Supporting the City of Colorado Springs Sponsorship of the UCCS Baseball Field Grant Application to Great Outdoors Colorado on Behalf of the University of Colorado Colorado Springs

Presenter:

Karen Palus, Director - Parks, Recreation and Cultural Services

Tilah Larson, Senior Grants Analyst - Parks, Recreation and Cultural Services

Nathan Gibson - UCCS Athletic Director

Beau Kelly - UCCS Assistant Director of Development

Res/Ord Number: 127-16

Tilah Larson, Senior Grants Analyst, presented an overview of the GOCO grant application for this project. Beau Kelly, UCCS Assistant Director of Development, spoke about the opportunities presented by this grant. Nathan Gibson, UCCS Athletic Director, spoke about the planned facility.

Councilmember Knight suggested Council give the Mayor authority to sign an IGA in conjunction with support of this grant application. Ms. Massey stated Council does not have the authority to authorize the Mayor to sign an IGA. The IGA will be approved by Council if the grant is awarded.

Councilmember Strand asked how failure of the grant application will affect the project. Mr. Kelly stated receipt of this grant would help the school fund the stadium, however; the school is continuing to work toward raising additional funds for the stadium.

Councilmember Murray asked about an additional stadium included in the master plan for this area. Mr. Gibson stated this application is specifically for a baseball complex, the other stadium is still included in the master plan and will be a venue for other sports.

- 8.B.** [CPC CA
16-00008](#) An Ordinance repealing and reordaining Section 906 (Appeals) of Part 9 (Notice, Hearings and Appeals) of Article 5 (Administration and Procedures) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to appeals.

(Legislative)

Presenter:

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

Carl Schueler, Comprehensive Planning Manager, explained this is the final version of an ordinance which has been approved by the Code Scub Committee and the Planning Commission. Mr. Schueler highlighted the changes made to the proposed ordinance since the previous Council presentation.

Councilmember Murray questioned the need to change the appeal process and stated this proposal makes it more difficult for citizens to file an appeal. He requested a review and explanation of how recent appeals would have been affected by the proposed changes to the process. Mr. Schueler stated the definitions and process have not changed in respect to the ability of citizens to come before Council. This change mainly affects the automatic bump process.

Councilmember Knight expressed concern about how a person desiring

to file an appeal would achieve “standing” under the proposed process. Mr. Schueler explained the process. Renee Congdon with the City Attorney’s Office explained the proposed changes, and how “standing” is defined and established. Ms. Congdon stated this proposal is aimed at prohibiting individuals working to further a political interest by filing an appeal from doing so. Discussion continued about the proposed changes to the process.

Ms. Congdon stated this is a recommendation, Council can make changes to the language.

Council President Pro Tem Gaebler stated the Code Scrub Committee worked hard to achieve a balanced approach to the appeal process and Council should respect the work and recommendation of that group.

Jeff Greene, Chief of Staff, stated the goal of the Code Scrub Committee was to establish a logical process, creating clear definitions and rules staff can follow.

Peter Wysocki, Director of Planning and Community Development, stated the proposed changes stem from a court decision stating Council currently does not have adequate criteria on which to establish decisions in appeal cases.

Councilmember Knight stated he believes the proposed changes are too restrictive.

Councilmember Murray stated he does not see the need to make any changes to the appeal process.

9. Items Under Study

- 9.A.** [16-468](#) Ordinance No. 16-122 amending all sections of Article 3 (Code of Ethics) of Chapter 1 (Administration, Personnel and Finance) of the Code of the City of Colorado Springs 2001, as amended.

Presenter:

Tracy Lessig, Division Chief-Employment, City Attorney’s Office
Andy Pico, City Council Member, District 6

Res/Ord Number: 16-122

There were no questions or comments on this agenda item.

10. Councilmember Reports and Open Discussion

Councilmember King read a letter to Council regarding his decision to not run for City Council in the next election and requested Council permission to use up to \$3,000 of his remaining Council funds to research and write a series of editorials about selected segments of his political career.

Councilmember Collins asked if this is permissible under Council Rule. Ms. Massey reviewed Council Rules and stated the funds can be used if the rules are adhered to.

Councilmember Murray stated he does not support this use of funds as any document can intone a political agenda.

Councilmember Collins suggested Councilmember King use the interns and Council staff to assist with this project.

Consensus of Council agreed to support Councilmember King's request.

11. Adjourn

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

Sarah Johnson, City Clerk