



# City of Colorado Springs

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

## Meeting Minutes Council Work Session

*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.*

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Monday, May 7, 2018

1:00 PM

Council Chambers

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### 1. Call to Order

**Present** 9 - Councilmember Yolanda Avila, Councilmember Merv Bennett, President Pro Tem Jill Gaebler, Councilmember David Geislinger, Councilmember Don Knight, Councilmember Bill Murray, Councilmember Andy Pico, President Richard Skorman, and Councilmember Tom Strand

Councilmember Knight arrived at approximately 1:17 PM

### 2. Changes to Agenda

There were no changes to the Agenda.

### 3. Regular Meeting Comments

Eileen Krauth, City Council Administrator, stated staff requested item 11.E. pertaining to the service plan for the Wildgrass at Rockrimmon Metropolitan District be postponed to the May 22, 2018 City Council meeting. She also requested that the items related to the recognition of public safety law enforcement be delayed until the staff members arrive. Consensus of Council agreed to these changes.

### 4. Review of Previous Meeting Minutes

4.A. [18-0222](#) City Council Work Session Minutes April 23, 2018

Presenter:

Sarah B. Johnson, City Clerk

**Attachments:** [4-23-18 City Council Work Session Meeting Minutes Final.pdf](#)

The minutes of the April 23, 2018 Work Session meeting were approved by Consensus of Council.

### 5. Executive Session

#### 5A. Open

There was no Open Executive Session.

**5B. Closed**

There was no Closed Executive Session.

**6. Staff and Appointee Reports****6.A. [17-1329](#) Agenda Planner Review**

Presenter:

Eileen Lynch Gonzalez, City Council Administrator

**Attachments:** [050718 Agenda Planner Review MEMO](#)

There were no comments on this item.

**7. Presentations for General Information****7.A. [18-0174](#) Colorado Springs Convention & Visitors Bureau Destination Master Plan**

Presenter:

Doug Price, CEO, Colorado Springs Convention & Visitors Bureau  
Paul Vallee, Executive Consultant, GainingEdge

**Attachments:** [DestinationMasterPlanRES-2018-04-26](#)  
[Colorado Springs DMP - May Presentation](#)

Doug Price, CEO, Colorado Springs Convention and Visitors Bureau (CVB), presented an overview of the Colorado Springs and Pikes Peak Region Destination Master Plan and their work with consultants from GainingEdge. He stated there are three core drivers to the plan; 1. total visitors, 2. length of stay, and 3. spending. Mr. Price identified their goals for 2028, vision, plans, and key initiatives. He also stated the plan is expected to be completed in June 2018.

Councilmember Geislinger asked how local citizen rights will be protected in regards to access to the amenities. Mr. Price said the destination plan includes both residents and visitors.

Councilmember Murray commented that he would like the Lodgers and Automobile Rental Tax (LART) to be increased to enhance the destination master plan. Jeff Greene, Chief of Staff, stated that the determination of LART is a City Council decision and the City is working towards enhancing the visitor's experience through the Destination Master Plan process.

President Pro Tem Gaebler said the Destination Master Plan is a City plan, not just a CVB plan and said it is the responsibility of City Council and

City staff to support it and find balance between residents and tourists.

Councilmember Pico stated he does not agree that the LART should be increased due to other counties benefiting from the advertising without paying their fair share for it. Mr. Price stated the CVB dues structure for the attractions and hotels located outside of the city were substantially increased approximately a year ago.

Councilmember Murray commented that Colorado Springs should be a hub destination for the area rather than just a day destination. Mr. Price stated approximately forty percent of visitors in 2016 spent the night and that it is the hub for Woodland Park and Canon City.

7.B. [18-0221](#) Urban Deer Management

Presenter:

Julie Stiver, Wildlife Biologist, Colorado Parks and Wildlife

Cody Wigner, District Wildlife Manager, Colorado Parks and Wildlife

Attachments: [FINAL- CPW Presentation on Urban Deer Management to Colorado Spgs City Council 5-7-18 work session](#)  
[2006 Colorado Springs Deer Movement Management Study](#)

Frank McGee, Area Wildlife Manager, Colorado Parks and Wildlife, provided an overview of urban deer management. He identified the biological, ecological, and social carrying capacity of the deer population and the consequences of over population in regards to public safety.

Councilmember Geislinger asked if the Colorado Department of Wildlife is responsible for the deer. Mr. McGee said the wildlife belongs to the people of the state and is managed by the Colorado Department of Wildlife. He explained that whatever solution the City decided upon would have to be approved by the Colorado Parks and Wildlife Agency Commission.

Councilmember Pico, a member of the urban deer task force, commented that the costs associated with controlling the deer population are very high.

Councilmember Strand asked if doing nothing was an option. Julie Stiver, Wildlife Biologist, Colorado Parks and Wildlife, said the density of deer in the City is significantly higher than what is in the wildland environment. Councilmember Pico stated that something needs to be decided upon to manage the deer population by this fall.

Councilmember Geislinger commented this is a serious public safety issue that needs to be addressed.

President Pro Tem Gaebler asked if El Paso County had been involved in

the task force meetings. Councilmember Pico stated that a representative from the county had been attending the meetings.

Councilmember Murray asked what the conceptual cull rate per year was. Ms. Stiver stated it would be approximately two hundred does per year.

## **8. Items for Introduction**

- 8.A.**     [18-0164](#)     A Resolution Approving a Memorandum of Agreement for Transportation Planning and Programming between the Colorado Department of Transportation, the Pikes Peak Area Council of Governments, and the City of Colorado Springs

Presenter:

Brian Vitulli, Transit Planning Supervisor

**Attachments:**   [Joint MOA RES\\_04262018](#)  
[MOA PPACG CDOT MMT](#)  
[METROPOLITAN PLANNING AGREEMENT PPACG\\_04242018](#)  
[MOA Implementation Guidance PPACG\\_04242018](#)

Craig Blewitt, Transit Services Manager, presented a Resolution approving a memorandum of agreement (MOA) for transportation planning and programming between the City, the Colorado Department of Transportation, and the Pikes Peak Area Council of Governments (PPACG). He provided a summary and the purpose of the MOA and stated the participant responsibilities include the transportation planning and programming process within the area. He explained that the proposed MOA is not designed to expire, but may be amended when needed.

Councilmember Pico requested copies of the previous MOA. Mr. Blewitt agreed to provide that information.

Councilmember Strand asked if there are any financial implications associated with the MOA. Mr. Blewitt said that the agreements need to be in place in order to receive federal funding.

- 8.B.**     [18-0198](#)     An Ordinance creating section 111 (Camping Within Public Stream/Public Stream Riparian Zone Prohibited) of Part 1 (General Offenses) of Article 6 (Offenses Affecting Property) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as amended, pertaining to camping within public stream riparian zones, and providing penalties for the violation thereof

Presenter:

Tom Strand, Councilmember At-Large  
Richard Mulledy, City Water Resources Engineering Manager

**Attachments:** [Camping-Riparian-Council2018-05-01](#)  
[Camping within Public Streams 5.1.18](#)

Councilmember Strand presented an Ordinance pertaining to camping within public stream riparian zones and the penalties associated with the violation of it. He stated that it was designed to address water quality and public safety in regards the risk of sudden flooding. Councilmember Strand stated that this Ordinance would make it unlawful for people to camp within one hundred feet from the edge of the stream.

Richard Mulledy, City Water Resources Engineering Manager, said the City has experienced an increase in camping on properties adjacent to waterways which has led to potential water contamination from E. coli and other contaminants.

Councilmember Bennett commented that these waterways need to be kept clean not only for health issues, but also because of the danger of flooding.

Councilmember Geislinger stated this will affect the homeless community and asked if El Paso County has participated in addressing this issue. Jeff Greene, Chief of Staff, stated that there has been communication with the El Paso County Administrator regarding these concerns, but because of the City's home rule status, there are many things the City can do to address issues where the county is regulated by the powers of the State. Councilmember Geislinger recommended that this be presented to the El Paso County Board of Health and asked if this will be implemented farther along the waterway corridor. Mr. Greene stated that other municipalities have been notified of this proposed Ordinance and said he will follow up with Tom Gonzales, Deputy Public Health Director of El Paso County Public Health.

Councilmember Geislinger stated that moving the homeless community one hundred feet away from the water is not going to prevent them from continuing to use the water as they currently are. Mr. Greene suggested this information be presented to the Fountain Creek Watershed Board. Mr. Mulledy agreed to do so.

Councilmember Murray asked what percentage of the contamination is

caused by the homeless community. Mr. Mulledy said there are several contributing factors that have been identified from the testing results. Wynetta Massey, City Attorney, stated this Ordinance is a result of the request from the Council and the Mayor. She said that in the Zoning Code there is a streamside overlay Ordinance already in place for protection of riparian areas, but this ordinance addresses water quality in the riparian area.

President Skorman asked when the results of the water quality study being conducted by the Fountain Creek District and Colorado State University will be available. Kim Gortz, Source Water Protection Project Manager, Colorado Springs Utilities, stated the Arkansas Fountain Coalition for Urban River Evaluation (AFCURE) study is being used to track the microbial source points of E. coli in the water and twenty percent of the sites tested had human microbial source points in them.

Councilmember Knight asked how much public land would be affected by this Ordinance. Mr. Mulledy said that City-wide there are more private waterway corridors than public, but there are significant amounts of public land corridors near downtown.

President Pro Tem Gaebler asked if the City could be involved in a lawsuit if the City does not address these issues. Ms. Gore said the situation could potentially result in limitations to the discharge permits that are in the creeks if they are not able to meet the stream standards.

Councilmember Avila stated that this Ordinance targets the homeless and that there is no solution identified.

Councilmember Geislinger commented that flash flooding is the most common natural hazard in the City.

President Skorman asked how the distance of one hundred feet was determined. Councilmember Strand said various court cases supported that distance.

President Skorman said that there is a deficit of shelter beds and does not believe this will solve the problem. He commented that surrounding communities also need to be involved. Councilmember Pico said that the Pikes Peak Area Council of Governments (PPACG) has been involved in

regards to air and water quality. He said there are members of the homeless community that will not go to shelters, but the waterways and citizens need to be protected.

President Pro Tem Gaebler stated that many people choose to live by the creeks and refuse to use the shelters. She stated the water quality issue needs to be addressed.

## **9. Items Under Study**

There were no items under study.

## **10. Councilmember Reports and Open Discussion**

Councilmember Bennett said that he attended the Local Government Auditor's Association annual conference held at The Antlers Hotel.

Councilmember Geislinger stated that it is National Nurse's Week and expressed appreciation for the service provided by nurses.

Councilmember Knight requested the City Attorney's Office give a briefing regarding City funding towards a convention center. Consensus of Council agreed to the request and Wynetta Massey, City Attorney, agreed to provide information.

Councilmember Strand stated that he attended the Packaging Express tour and the Arbor Day celebration along with students from Jackson Elementary School. He said he also attended the Gary Bostrom Reservoir dedication.

Councilmember Pico said he attended the 4th Aviation Combat Brigade Ball pre-deployment event and that there will be a letter of support from City Council for the potential basing of an Army Futures Command in Denver, CO.

Councilmember Murray stated he and Councilmember Avila attended the Hispanic Scholarship Awards ceremony.

Councilmember Avila stated she spoke at the Cinco De Mayo Hispanic Scholarship Awards ceremony.

## **11. Adjourn**

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

adjourned.

Sarah B. Johnson, City Clerk