



# City of Colorado Springs

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

## Meeting Minutes - Final 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.*

---

Monday, June 27, 2016

1:00 PM

Council Chambers

---

### 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. Changes to Agenda

Council President Bennett stated the executive session will be held at the end of the meeting.

### 3. Regular Meeting Comments

Sarah Johnson, City Clerk, stated agenda items 4.B.R and 4.B.S will be pulled off the Consent Calendar as there were some last minute language changes made to these items.

Eileen Gonzalez, City Council Administrator, reviewed some last minute changes made to the agenda.

Councilmember Murray requested agenda items 4.B.G through 4.B.J., the Woodmen Heights items, be pulled from the Consent Calendar.

Councilmember Knight requested agenda items 4.B.L through 4.B.O, the Banning Lewis Ranch items, be pulled from the Consent Calendar.

### 4. Review of Previous Meeting Minutes

4.A. [16-444](#) City Council Work Session Meeting Minutes June 13, 2016

Presenter:  
Sarah Johnson, City Clerk

The Meeting Minutes were approved as presented.

### 5. Executive Session

**5A. Open**

There was not an Open Executive Session.

**5B. Closed****5B.A. [16-449](#) Closed Executive Session**

Presenter:

Wynetta Massey, City Attorney

David Andrews, Legislative Counsel, stated the purpose of the closed executive session is to receive legal advice and negotiation consultation with the City Attorney regarding a franchise agreement.

Council President Bennett polled Council regarding the desire to proceed with the discussion in a closed session. Consensus of Council agreed to proceed with the Closed Executive Session.

**6. Staff and Appointee Reports****6.A. [15-00792](#) Agenda Planner Review**

Presenter:

Eileen Lynch Gonzalez, City Council Administrator

Ms. Gonzalez noted a few changes to the agenda planner.

Councilmember Pico stated he requested the ethics issue be presented at two work sessions prior to being presented in a regular meeting.

**6.B. [16-00141](#) Financial Report - Memorial Health System Enterprise**

Presenter:

Kara Skinner, Chief Financial Officer

There were no questions or comments on the Memorial Health System Enterprise financial report.

**7. Presentations for General Information**

There were no presentations for general information.

**8. Items for Introduction****8.A. [16-429](#) 2017 Audit Plan Approval**

Presenter:

Denny L. Nester, City Auditor, Office of the City Auditor

Denny Nester, City Auditor, presented an overview of the proposed audit plan which has been approved by the Audit Committee.

Councilmember Murray asked about the division of time between the City entities. Mr. Nester explained how time is allotted based on projects, budget and other factors. The audit process is risk based and the time allocation process has been effective for his office.

Councilmember Strand asked if the office has sufficient staff to meet the City needs. Mr. Nester stated his staff is able to handle the work load.

Councilmember Strand asked about the changes at Colorado Springs Utilities and asked if the projects will be covered by the audit process. Mr. Nester stated the audit team will be able to cover the projects without any trouble.

- 8.B.**     [16-435](#)           Consideration of Decision and Order and a Resolution Regarding Changes to Electric Rate Schedule, Industrial Service - Time-of-Day 1,000 kWh/day Minimum (ETL) Rates within the Service Areas of Colorado Springs Utilities

Presenter:

Sonya Thieme, Pricing Manager

Jerry Forte, P.E., Chief Executive Officer, Colorado Springs Utilities

Res/Ord Number: 70-16

There were no questions or comments on this agenda item.

## **9. Items Under Study**

- 9.A.**     [CPC CA](#)  
          [16-00079](#)           Request by the Planning & Community Development Department of the City of Colorado Springs for approval of a revision to Section 7.4.506, Review of Geologic Hazard Studies of Part 5, Geologic Hazard Study and Mitigation of Chapter 7, Planning Development and Building of the Code of the City of Colorado Springs, 2001, as amended.

(Legislative)

Presenter:

Peter Wysocki, AICP, Director of Planning and Community Development

Peter Wysocki, Director of Planning and Community Development,

presented an overview of the current procedures and the proposed amendments to the process.

Councilmember Murray asked if the proposed amendment includes a process to avoid drainage issues caused by increased water flow from the development. Mr. Wysocki stated drainage is addressed in the development plan; post-construction flow levels are not to exceed pre-construction flow levels.

Councilmember Collins stated she would like to see areas east of I-25 included in the proposal as south Academy Boulevard is built on old land fill and portions of the south east were built on a high water table. Councilmember Knight stated this is addressed in the proposal as it talks about known hazard areas.

Councilmember Knight provided additional information about the considerations included in the proposed amendments. He stressed the importance of this legislation and urged Council to include this item on the July 26 meeting agenda.

Councilmember Strand asked if these recommendations can be placed into practice prior to City Council approval. David Andrews, Legislative Counsel, stated this is a possibility that will have to be researched.

Councilmember Murray stated he is reluctant to practice these measures prior to City Council passing the amendments due to enforcements issues. Council President Bennett shared these concerns. Mr. Wysocki stated Planning staff will try to have this proposal ready for presentation at the second meeting in July and reminded Council there are multiple entities involved in this change including, builders, Pikes Peak Regional Building and inspectors who must be included in the process.

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

Councilmember King asked what type of agreement the City has with Mountain Metro Transit in regard to the advertising on bus stop benches. Jeff Greene, Chief of Staff, stated the advertising allowed on the bus stop benches is under review by the City Attorney's Office.

Council President Pro Tem Gaebler provided an update on the CML Conference attended by several City Staff and Councilmembers. Ms.

Gaebler stated it was the best conference she has attended yet and encouraged other Councilmembers to attend. Councilmember Strand also spoke about the CML Conference and the great guidance and leadership provided in the sessions.

Councilmember Pico reminded Council about the Utility Governance meeting scheduled for Wednesday June 29, 2016 at 8 am.

Councilmember Knight provided an update from the Conference of the Department of Defense Communities he attended in Washington D.C.

Councilmember Murray asked what the City's official position is regarding the agreement with Mr. Perdue and the advertising on the bus stop benches. Mr. Greene stated the City's position is to maintain the current contract and seek advice from the City Attorney's Office.

## **11. Adjourn**

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

Sarah Johnson, City Clerk