



# City of Colorado Springs

## Regular Meeting Agenda - Final-revised City Council

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

*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.*

---

Tuesday, June 14, 2016

1:00 PM

Council Chambers

---

### 1. Call to Order

### 2. Invocation and Pledge of Allegiance

### 3. Changes to Agenda/Postponements

### 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. [AR V  
16-00191](#)

Ordinance No. 16-58 vacating a public right of way consisting of 5,700 square feet originally platted in the Williamsons Addition to Ivywild and located south of East Navajo Street and west of South Nevada Avenue.

Legislative

Presenter:  
Ryan Tefertiller, Urban Planning Manager, Planning and Community Development

**Attachments:** [Ord. Williamsons Addition](#)

[Exhibit A](#)

[Exhibit B](#)

#### **4B. First Presentation:**

**4B.A. [16-425](#)** City Council Meeting Minutes May 24, 2016

Presenter: Sarah Johnson, City Clerk

**Attachments:** [2016-05-24 Minutes Draft](#)**4B.B. [16-438](#)** Appointments to Boards and CommissionsPresenter:  
Jacquelyn Puett, Assistant to Council**Attachments:** [061416 Boards and Commissions](#)  
[Resolution 50-16](#)**4B.C. [16-408](#)** A Resolution Approving Modifications to a Declaration of Protective Covenants and Authorizing Execution of Such Modified Declaration of Protective CovenantsPresenter:  
Bethany Burgess, Senior Attorney  
Jerry Forte, Chief Executive Officer, Colorado Springs Utilities**Attachments:** [PPIR CityCouncil Presentation 05-26-2016](#)  
[PPIR Modification to Declaration of Protective Covenants\\_FINAL](#)  
[PPIR Deed Restrictions Resolution\\_FINAL](#)  
[PPIR Warranty Deed and Deed Restrictions](#)**4B.D. [16-409](#)** Resolution approving the Amended Agreement between the City of Aurora, the Southeastern Colorado Water Activity Enterprise, the City of Fountain, the City of Colorado Springs, and the Board of Water Works of Pueblo, ColoradoPresenter:  
Brett Gracely, Manager, Water Supply Resources  
Jerry Forte, P.E., CEO, Colorado Springs Utilities**Attachments:** [ROY Holbrook Amended Agreement 4-4-16](#)  
[ROY Holbrook Resolution 6-14-16](#)

- 4B.E.** [16-245](#) A Resolution Approving the 2016 Action Plan for the use of Federal Block Grant Funds (CDBG, HOME, ESG) Provided Through the U.S. Department of Housing and Urban Development.

Presenter:  
Aimee Cox, Manager, Community Development

**Attachments:** [2016 City Council AAP Resolution](#)  
[2016 Action Plan Presentation to Council FJL](#)  
[Version 2 - Colorado Springs 2016 AAP DRAFT 5.27.1 \(2\)](#)

- 4B.F.** [16-392](#) A resolution establishing 2016 Drainage Basin Fees, Bridge Fees and Detention Pond Facility and Land Fees.

Presenter:  
Peter Wysocki, Planning Director, Planning and Community Development  
Elizabeth Nijkamp, Civil Engineer III

**Attachments:** [2016SettingDrainageFeesRES-2016-04-28](#)  
[Exhibit A - Proposed Drainage Basin Fee Schedule 4.8%](#)  
[Exhibit B - 2016 Drainage Fee schedule 4.8% fee increase Item](#)  
[Exhibit C -7.3% Fee Increase 3-3-16 Drainage Board Meeting](#)  
[Drainage Fee Adjustment 3-7-16](#)

- 4B.G.** [16-391](#) A resolution increasing drainage basin fees for the Sand Creek drainage basin.

(Legislative)

Presenter:  
Peter Wysocki, Planning Director, Planning and Community Development  
Elizabeth Nijkamp, Civil Engineer III

**Attachments:** [SandCreekDrainageBasinIncreaseFeesRES-2016-04-28 \(2\)](#)  
[Exhibit A - Sand Creek \\$36 fee increase Item](#)

**4B.H. [CPC LUM  
16-00003](#)**

An Ordinance amending the Comprehensive Plan 2020 Land Use Map reflecting changes from July 1, 2013 through June 30, 2015. -  
Legislative

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning &  
Development Department

**Attachments:**

[1- Ord\\_2020 Land Use Amendment](#)

[3.17.16 CPC Minutes Land Use Map Update](#)

[2020 LUM CPC Staff Report](#)

[2- Updated 2020 LU Map](#)

[3- 2001 Comp Plan Use Matrix](#)

[4.1- Region Index Map](#)

[4.2-Region A](#)

[4.3- Region B](#)

[4.4- Region C](#)

[4.5- Region D](#)

[4.6- Region E](#)

[4.7- Region F](#)

[Council2020LUM PowerPoint](#)

**5. Recognitions****6. Citizen Discussion****7. Mayor's Business****8. Items Called Off Consent Calendar****9. Utilities Business**

- 9.A. [16-337](#) Public Hearing for the Consideration of 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, Rates Manager, Colorado Springs Utilities  
Jerry Forte, P.E., Chief Executive Officer, Colorado Springs Utilities

**Attachments:**

[ETL Rate Hearing Agenda-6-7-16.docx](#)  
[ETL City Attorney Instructions-6-7-16.docx](#)  
[ETL Rate Hearing - Issues For Decision - 6-7-16.doc](#)  
[06-14-2016 ETL Rate Hearing w-out notes](#)

## **10. Unfinished Business**

- 10.A. [CPC PUZ](#)  
[15-00143](#) Ordinance No. 16-59 amending the zoning map of the City of Colorado Springs pertaining to 168 acres located near Echo Canyon Drive and North Powers Boulevard from A (Agriculture) to PUD (Planned Unit Development) for single-family residential development.

Quasi-Judicial

Presenter:

Katie Carleo, Principal Planner, Land Use Review  
Peter Wysocki, Director, Planning and Community Development

**Attachments:**

[Ord North Fork](#)  
[Exhibit A - Legal](#)  
[Exhibit B - Drawing](#)  
[Vicinity - North Fork](#)  
[CPC Staff Report North Fork at Briargate - FINAL](#)  
[FIGURE 1 SITE PLAN](#)  
[FIGURE 2 PROJECT STATEMENT](#)  
[FIGURE 3 TRAFFIC RESPONSE BY APPLICANT](#)  
[FIGURE 4 WRITTEN OPPOSITION](#)  
[FIGURE 5 APPLICANT RESPONSE](#)  
[FIGURE 6 LA SITE PLAN](#)  
[FIGURE 7 MOUSE HABITAT](#)  
[7.5.603.B Establishment or change of zone district boundaries](#)  
[7.3.603 Establishment & Development of a PUD Zone](#)

**10.B.** [CPC ZC  
16-00018](#)

Ordinance No. 16-60 amending the zoning map of the City of Colorado Springs pertaining to a 10.7-acre property located at the corner of Boychuk Avenue (just west of South Academy Boulevard) and Drennan Road from C-6/AO (General Business with Airport Overlay) to M-1/AO (Light Industrial with Airport Overlay).

Quasi-Judicial

Presenter:

Michael Turisk, Planner II

Peter Wysocki, Director, Planning and Community Development  
Department

**Attachments:**

[ORD Springs Waste](#)

[Exhibit A Springs Waste Systems Legal Description](#)

[Exhibit B Springs Waste Vicinity Map w Aerial](#)

[FIGURE 1 ZONE CHANGE PROJECT STATEMENT](#)

[FIGURE 2 CONCEPT PLAN PROJECT STATEMENT](#)

[FIGURE 3 CONCEPT PLAN](#)

[CPC report.docx](#)

[7.5.603.B Establishment or change of zone district boundaries](#)

**11. New Business****11.A.** [16-253](#)

A Resolution Approving the Issuance of Debt by Copper Ridge Metropolitan District in the Form of a Limited Tax General Obligation Loan. (Legislative Item)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and  
Community Development

**Attachments:**

[Figure 1 -Resolution-CopperRidge-2016-04-28](#)

[Figure 2 Copper Ridge transmittal memo](#)

[Figure 3 Copper Ridge Term Sheet 4.15.16](#)

[Figure 4 Copper Ridge Opinion letter 2016 \(2\)](#)

[Figure 5 Copper Ridge fin advisor loan agreement opinion \(2\)](#)

[Figure 6-Copper Ridge Loan Agreement](#)

- 11.B. [CPC CA  
16-00044](#) A resolution adopting the North Nevada/University of Colorado, Colorado Springs Economic Opportunity Zone Task Force Findings and Recommendations, for strategic planning purposes.

(Legislative)

Presenter:

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

**Attachments:**

[Figure 1- NevadaEOZResolution clean 5-17-16](#)  
[Figure 2- North Nevada Task Force Findings and Recommendations FINAL 022](#)  
[Figure 3- NNEOZ2016Supplemental Attachment](#)  
[NNEOZ CPC Staff Report 2016](#)

- 11.C. [CPC CA  
16-00043](#) A resolution adopting the South Academy Economic Opportunity Zone Action Plan for strategic planning purposes.

(Legislative)

Presenter:

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

**Attachments:**

[Figure 1- AcademyEOZResolution clean 5-17-16](#)  
[Figure 2- South Academy Economic Opportunity Zone Action Plan \(3\)](#)  
[ABEOZ CPC Staff Report 2016](#)

- 11.D. [16-398](#) A Resolution to Extend the Term of the Cable Television Franchise being Operated by Comcast of Colorado/Pennsylvania/West Virginia, LLC (locally known as Comcast)  
Body

Presenter:

Bret Waters, Deputy Chief of Staff, Mayor's Office

**Attachments:**

[ComcastFranchise-ExtendingTermRES-2016-05-10](#)

## **12. Public Hearing**

- 12.A. [CPC A  
15-00060-R](#) A resolution adopting findings of fact and conclusions of law based thereon and determining the eligibility for annexation of property known as Kum & Go Store 685 Annexation.

(Legislative)

Presenter:

Mike Schultz, Principal Planner, Land Use Review

**Attachments:** [Resolution\\_Kum&Go685 - Findings of Fact](#)  
[Exhibit A Annex-Legal](#)  
[Enclave Map](#)  
[Annexation Plan Map](#)  
[Affidavit Clerk](#)  
[Affidavit Planner](#)  
[Affidavit Surveyor](#)

- 12.B. [CPC A  
15-00060](#) An ordinance annexing to the City of Colorado Springs that area known as Kum and Go Store 685 consisting of 7.711 acres located at the northwest corner of Powers Boulevard and Dublin Boulevard.

(Legislative)

Presenter:

Michael Schultz, Principal Planner, Land Use Review

**Attachments:** [Annexation Ordinance\\_KumGo685](#)  
[Exhibit A Annex-Legal](#)  
[Exhibit B Kum and Go Store 685 Annexation Agreement](#)  
[Kum and Go Annexation Staff Report](#)  
[Figure 1 - Project Statement](#)  
[Figure 2 - Annexation Plat](#)  
[Figure 3 - Fiscal Impact Analysis](#)  
[Criteria-7.6.203-Annexation Conditions](#)



**12.C.** [CPC ZC  
15-00081](#)

An ordinance establishing the PBC/AO (Planned Business Center with Airport Overlay) pertaining to 4.611 acres located at the northwest corner of Powers Boulevard and Dublin Boulevard.

Presenter:

Michael Schultz, Principal Planner, Land Use Review

**Attachments:**

[Ordinance\\_ZC\\_Kum&Go685\\_Annex](#)

[Exhibit A Kum and Go 685 Zone Change Legal Description](#)

[7.5.603 Criteria for granting zone changes](#)

**12.D.** [CPC DP  
15-00082](#)

A development plan and concept plan illustrating the development of a convenience store on 1.877 acres with the remaining 1.6 acres consisting of a concept diagram for future retail development.

(Quasi-Judicial)

Presenter:

Michael Schultz, Principal Planner, Land Use Review

**Attachments:**

[Figure 1 - Development Plan](#)

[7.5.501.E Concept Plans](#)

[7.5.502.E Development Plan Review](#)

**13. Added Item Agenda****14. Executive Session****15. Adjourn**