



Regular Meeting Agenda - Final City Council

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

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Tuesday, March 23, 2021

10:00 AM

Council Chambers

How to Watch the Meeting

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How to Comment on Agenda Items

Before the meeting, you may email general comments for items not on the agenda or comments regarding agenda items to: allcouncil@coloradosprings.gov

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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. 21-119 Ordinance No. 21-31 amending Ordinance No. 20-92 (2021

Appropriation Ordinance) to decrease the appropriation in the Grants Fund (103) in the amount of \$2,586,451 and the HOME Grants Fund (102) in the amount of \$315,715, and to increase the appropriation of the Pikes Peak America's Mountain enterprise fund (460) in the amount of \$750,000 for anticipated grants in 2021, and the CDBG Grants Fund (101) in the amount of \$2,152,166, to correct the dollar amount of

appropriation in each of these Grants Funds

Presenter:

Charae McDaniel, Chief Financial Officer

Chris Wheeler, Budget Manager

<u>Attachments:</u> Ordinance-Grants Funds corx to 2021 Appropriation

4A.B. 21-120 Ordinance No. 21-32 of the City of Colorado Springs, Colorado

authorizing the termination by the City of existing Interest Rate Exchange Agreements delegating to the Utilities Chief Executive Officer or the Utilities Chief Planning and Financial Officer (or the Acting Chief Planning and Financial Officer, as applicable) the authority to determine the financial terms of transactions terminating such agreements; retifying

the financial terms of transactions terminating such agreements; ratifying action heretofore taken and relating to such agreements; and providing

other matters relating thereto

Presenter:

Scott Shewey, Chief Planning and Finance Officer, Colorado Springs

Utilities

Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

Attachments: Swap Termination Ordinance 2021

4A.C. 21-133 Ordinance No. 21-33 adding Article 29 (Vehicular Public Nuisances) to

Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of

Colorado Springs.

Presenter:

Vince Niski, Chief of Police

David Edmondson, Commander Sand Creek Division

<u>Attachments:</u> VehicularPublicNuisanceORD-2021-03 09 Clean

VPNO Procedure Chart

Vehicular Public Nuisance (Version 2)

4B. First Presentation:

4B.A. 21-175 City Council Regular Meeting Minutes March 9, 2021

Presenter:

Sarah B. Johnson, City Clerk

Attachments: 3-9-2021 City Council Meeting Minutes Final

4B.B. 21-182 Appointments to Boards, Commissions and Committees

Presenter:

Michael Montgomery, Deputy City Council Administrator

<u>Attachments:</u> 032321 Boards Commissions and Committee Appointments

4B.C. 21-147 A Resolution of the City Council of the City of Colorado Springs,

Colorado approving revisions to the investment policy of the Colorado

Springs Health Foundation

Presenter:

R. Thayer Tutt, Jr., Board Chair, Colorado Springs Health Foundation Jim Johnson, Board Treasurer, Colorado Springs Health Foundation Cari Davis, Executive Director, Colorado Springs Health Foundation

Attachments: CSHFgrantmakingRES-03-02-2021

Summary of Key Proposed Changes Mar2021

Exhibit A - CSHF Revised Investment Policy Changes Incorporated Mar2021

CSHF Investment Policy red-line Mar2021

CSHF City Council Pres Invst Policy Revisions 8Mar21

4B.D. 21-163 A resolution repealing Resolution 155-07 and adopting the City of

Colorado Springs procedure manual for the acquisition and disposition

of real property interests, revised 2021.

Presenter:

Peter Wysocki, Planning and Development Director Darlene Kennedy, Real Estate Services Manager

Attachments: Resolution RES Manual Revised 2021

Exhibit A RES Manual 2021

4B.E. 21-144

An Ordinance amending Ordinance No. 20-92 (2021 Appropriation Ordinance) for a Supplemental Appropriation to the Trails, Open Space and Parks Fund in the Amount of \$2,797,113 for the Phase II Acquisition of Approximately 61 Acres of Property Known as the Pikeview Frontage Property from The Conservation Fund for the Purpose of Public Open Space and Trails in the Mountain Shadows Candidate Open Space Area.

Presenter:

Britt I. Haley, Parks, Recreation and Cultural Services Department, TOPS Program Manager

Attachments:

<u>Appropriation Ordinance.MTNSHADOWS_PhaseII</u> Final-Pikeview-Attachment B-2 PHase 2 GRAPHIC

4B.F. 21-090

Resolution Authorizing the Banning Lewis Ranch Metropolitan District No. 8 to Issue Series 2021A Limited Tax General Obligation Bonds in an Amount Estimated to be \$18,995,000 and Series 2021B Limited Tax Subordinate Bonds in an Amount Estimated to be \$989,000 (Legislative).

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development

Attachments:

Resolution BLR 8

2- Applicant PowerPoint- Banning Lewis Ranch MD NO. 2 and No. 8

3- Term Sheet - Banning Lewis Ranch MD No.8 (as of 2.9.21)

4-Banning Lewis Ranch MD No. 8 Series 2021 Senior Indenture (2021A)

5- Banning Lewis Ranch MD No. 8 Series 2021 Subordinate Indenture (2021B)

6-BLR 8 and Reg 2 - 2021 Bond Issuance - Form GC opinion - Draft - Feb 17 2

Banning Lewis Ranch Metro 8 Regional 2 Cost Summary

External Financial Advisor Certificate-Banning Lewis Ranch MD No. 8 - Draft Se

BLR Districts PowerPoints

4B.G. 21-091 Resolution Authorizing the Banning Lewis Ranch Regional Metropolitan

District No. 2 to Issue Series 2021A Limited Tax General Obligation Bonds in an Amount Estimated to be \$8,595,846 and Series 2021B Subordinate Cash Flow Bonds in an Amount Estimated to be

\$1,040,000 (Legislative).

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and

Community Development

Attachments: Resolution- BLR Reg 2

1- Term Sheet - Banning Lewis Ranch Regional MD No.2 (as of 2.9 (1)

2- Senior Indenture Banning Lewis Ranch Regional MD No.2

3- Subordinate Indenture Banning Lewis Ranch Regional MD No.2

Banning Lewis Ranch Metro 8 Regional 2 Cost Summary

External Financial Advisor Ceretificate-Banning Lewis Ranch Regional MD No. :

4B.H. 21-160 Resolution Amending Resolution 93-18 and Specifically Confirming

Authority to Overlap the Authorized Maximum Debt Mill Levies of the Banning Lewis Ranch Metropolitan District Nos. 8-11 and Banning Lewis Ranch Regional Metropolitan District No. 2 Pursuant to

Resolutions 93-18 and 94-18 (Legislative).

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and

Community Development

<u>Attachments:</u> Resolution

Resolution 93-18

Resolution 94-18

4B.I. 21-136 Resolution authorizing issuance of debt by the Barnes Center

Metropolitan District in a combined principal amount not to exceed

\$1,237,120

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning &

Community Development Department

Attachments: Resolution

1- PowerPoint

2- BCMD City bond process cover letter final

3- Barnes Center MD Financial Plan 02.17.21 (1)

4- BCMD 2021 - Authorizing Resolution

5- Barnes Center Cert-02162021123039

6- BCMD Public Impovements mapping

7- EFA Cert, Barnes Center MD

4B.J. 21-137 A resolution approving a service plan allowing for the creation of the

North Meadow Metropolitan District Nos. 1-5.

(Legislative)

Presenter:

Carl Schueler, Planning Manager- Comprehensive Planning, Planning &

Development Department

Peter Wysocki, Director of Planning and Community Development

<u>Attachments:</u> Resolution

Exhibit 1- 2021 02 19 - Service Plan - North Meadow MD Nos. 1-5

2- 2021 02 17 - Cover Letter - North Meadow MD Nos. 1-5

3- 2021 02 19 - Supplemental Letter - North Meadow MD Nos. 1-5

4- 2021 02 19 - Redline Comparison Service Plan - North Meadow MD Nos. 1-5

North Meadow Metropolitan District Summary R6 2.25.21[2]

NMMD CC Worksession Applicant Presentation 030821

4B.K. 21-139 A resolution approving a service plan allowing for the creation of the

GSF Metropolitan District Nos. 1 & 2.

(Legislative)

Presenter:

Carl Schueler, Planning Manager- Comprehensive Planning, Planning &

Development Department

Peter Wysocki, Director of Planning and Community Development

Attachments: Resolution

Exhibit 1-Service Plan - GSF MD Nos. 1 & 2

2021 02 17 - Cover Letter - GSF MD Nos. 1 & 2 and GSF BID

Redline Comparison - GSF MD Service Plan final

Public Improvement Cost Estimates - GSF Metros. and BID

GSF DISTRICT FORMATION OVERVIEW - FINAL for CC Work Session

4B.L. 21-138 An Ordinance Organizing the GSF Business Improvement District and

Appointing an Initial Board of Directors.

(Legislative)

Presenter:

Carl Schueler, Planning Manager- Comprehensive Planning, Planning &

Development Department

Peter Wysocki, Director of Planning and Community Development

Attachments: Ordinance

Exhibit A - Petition for Organization - GSF BID

Exhibit B- Affidavit of Publication

Exhibit C- GSF BID Operating Plan and Budget

Exhibit D - SpecialDistrictPolicyJan06

2021 02 17 - Cover Letter - GSF MD Nos. 1 & 2 and GSF BID

2021 02 24 - Redline Comparison Operating Plan - GSF BID

Public Improvement Cost Estimates - GSF

4B.M. <u>CPC ZC</u> 20-00139

An Ordinance amending the zoning map of the City of Colorado Springs pertaining to 0.39-acre located at 603 South El Paso Street from C5/cr (Intermediate Business with Conditions of Record) to C5/cr (Intermediate Business with Conditions of Record).

(Quasi-Judicial)

Related Files: CPC DP 20-00140

Presenter:

Gabe Sevigny, Principal Planner, Planning & Community Development Peter Wysocki, Director, Planning & Community Development

Attachments: ORD ZC 603SEIPasoSt

Exhibit A - Legal Description

Exhibit B - Zone Change

Vicinity Map

603 S El Paso StaffPresentation

CPC Staff Report 603 S El Paso Street

<u>Development Plan</u>

Project Statement

Vision Map

Areas of Change

Context Map

CPC Minutes consent draft

7.5.603.B Findings - ZC

4B.N. <u>CPC DP</u> 20-00140

A Development Plan for the 603 South El Paso project to allow for a catering/restaurant use within an existing structure located at 603 South

El Paso Street

(Quasi-Judicial)

Related Files: CPC ZC 20-00139

Presenter:

Gabe Sevigny, Principal Planner, Planning & Community Development

Peter Wysocki, Director, Planning & Community Development

<u>Attachments:</u> <u>Development Plan</u>

7.5.502.E Development Plan Review

4B.O. <u>CPC ZC</u> 20-00151

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 9.51 acres located at 1750 South Murray Boulevard from PIP-2/CR/AO (Planned Industrial Park with Conditions of Record and Airport Overlay) to R5/AO (Multi-Family Residential with Airport Overlay).

(Quasi-Judicial)

Related Files: CPC ZC 20-00151, CPC DP 20-00152

Presenter:

Gabe Sevigny, Principal Planner, Planning & Community Development Peter Wysocki, Director, Planning & Community Development

Attachments:

ZC ORD Kaliedos

Exhibit A - Legal Desc

Exhibit B - Zone change

Vicinity Map

Kaliedos StaffPresentation

Kaleidos ApplicantPresentation

CPC Staff Report Kaleidos

Development Plan

Project Statement

Neighbor Comment

Context Map Commercial

Context Map Park School

Context Map

Vision Map

Vibrant Neighborhoods Framework 8.5x11

Unique Places Framework

Thriving Economy Framework

CPC Minutes consent draft

7.5.603.B Findings - ZC

4B.P. <u>CPC DP</u> 20-00152

A Development Plan for the Kaliedos project to allow the development of 150 units within 30 5-plexes, a community center, and open space located at 1750 South Murray Boulevard.

(Quasi-Judicial)

Related Files: CPC ZC 20-00151

Presenter:

Gabe Sevigny, Principal Planner, Planning & Community Development

Peter Wysocki, Director, Planning & Community Development

<u>Attachments:</u> <u>Development Plan</u>

7.5.502.E Development Plan Review

4B.Q. <u>CPC PUZ</u> 20-00012

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 10.64 acres from PUD/AO (Planned Unit Development 5.66 dwelling units per acre, 30' maximum building height; airport overlay) to PUD/AO (Planned Unit Development 20 dwelling units per acre, 35' maximum building height; airport overlay) located northeast of the Templeton Gap Road and Wolf Ridge.

(Quasi-Judicial)

Related Files: CPC PUP 20-00013, CPC PUD 20-00014

Presenter:

Katie Carleo, Senior Planner, Planning & Community Development Peter Wysocki, Planning and Community Development Director

Attachments:

ORD ZC TempletonGapTownhomes

Exhibit A - Legal Description

Exhibit B

STAFF Templeton Gap Townhomes CC 3-23-21

CPC Staff Report Templeton Gap Townhomes

PROJECT STATEMENT

PUBLIC COMMENT

PUBLIC COMMENT RESPONSE

DUBLIN NORTH CONTEXT

CONCEPT PLAN

DEVELOPMENT PLAN

CPC Minutes consent draft

7.5.603.B Findings - ZC

7.3.603 Establishment & Development of a PUD Zone

4B.R. <u>CPC PUP</u> 20-00013

Templeton Gap Townhomes PUD Concept Plan for establishment of townhouse development located northeast of the Templeton Gap Road and Wolf Ridge Road consisting of 10.64 acres.

(Quasi-Judicial)

Related Files: CPC PUZ 20-00012, CPC PUD 20-00014

Presenter:

Katie Carleo, Senior Planner, Planning & Community Development Peter Wysocki, Planning and Community Development Director

Attachments: CONCEPT PLAN

7.5.501.E Concept Plans
7.3.605 PUD Concept Plan

4B.S. CPC PUD

20-00014

Templeton Gap Townhomes PUD Development Plan located northeast of the Templeton Gap Road and Wolf Ridge Road intersection

consisting of 10.64 acres.

(Quasi-Judicial)

Related Files: CPC PUZ 20-00012, CPC PUP 20-00013

Presenter:

Katie Carleo, Senior Planner, Planning & Community Development Peter Wysocki, Planning and Community Development Director

Attachments: DEVELOPMENT PLAN

7.3.606 PUD Development Plan
7.5.502.E Development Plan Review

5. Recognitions

5.A. 21-193 A Resolution in Remembrance of Tom Osborne

Presenter:

Wayne Williams, Councilmember At-large

Amy Osborne

Attachments: A Resolution in Remembrance Tom Osborne

5.B. 21-185 A Resolution recognizing April 5th to April 11th as National Public Health

Week

Presenter:

Yolanda Avila, Councilmember District 4

Susan Wheelan, Director, El Paso County Public Health

Attachments: National Public Health Week

5.C. 21-186 A Resolution recognizing April 4th to April 10th as National Library Week

Presenter:

Jill Gaebler, Councilmember District 5

Elyse Jones, Community Partnership Coordinator, Pikes Peak Library

District

<u>Attachments:</u> National Library Week

5.D. 21-170 A Resolution of Appreciation of Carl Nehls, Chief Information Officer for

the City of Colorado Springs, for his retirement from the City of Colorado

Springs

Presenter:

Richard Skorman, City Council President, Colorado Springs City

Council

Attachments: Retirement Resolution - Carl Nehls

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

7. Mayor's Business

8. Items Called Off Consent Calendar

9. Utilities Business

9.A. 21-164 A Resolution Setting the Electric Cost Adjustment effective April 1, 2021

Presenter:

Scott Shewey, Chief Planning and Finance Officer, Colorado Springs

Utilities

Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

<u>Attachments:</u> 03-23-2021 CC Mtg-ECA Resolution

ECA Sheet 2.9 E Rate Tbl - Redline
ECA Sheet 2.9 E Rate Tbl - Final

ECA Schedule 1

ECA Alternatives Summary

10. Unfinished Business

11. New Business

11.A. 21-192 An Ordinance amending Ordinance No. 20-92 (2021 Appropriation

Ordinance) for a supplemental appropriation to the Lodgers & Auto Rental Tax (LART) Fund in the amount of \$1,309,315 for additional projects and events recommended by the LART Citizen Advisory

Committee

Presenter:

Charae McDaniel, Chief Financial Officer

PK McPherson, Chair, LART Citizen Advisory Committee

Attachments: Ordinance for LART 2021 Additional Events-Mar 2021 with Ex A

11.B. 21-149 A Resolution Authorizing the Acquisition of Property Utilizing Possession

and Use Agreements, for the Black Forest Road, Roadway Improvements: Woodmen Road to Research Parkway Project.

Presenter:

Mike Chaves, Engineering Programs Manager

<u>Attachments:</u> <u>Black Forest PU-Resolution</u>

Exhibit A-Parcel List
Resolution 109-12
Black Forest PU

11.C. 21-181 A Resolution Expressing The City Of Colorado Springs City Council's

Strong Support Of The Colorado General Assembly's Proposed 2021

Military Family Open Enrollment In Public Schools House Bill

Presenter:

Don Knight, Councilmember District 1

Attachments: A RESOLUTION EXPRESSING THE CITY OF COLORADO SPRINGS CITY CO

12. Public Hearing

12.A. <u>CPC MP</u>

MJ20

A Resolution amending the Banning Lewis Ranch Master Plan relating to 87-00381-A27 235.8 acres located southeast of State Highway 94 at Marksheffel changing land use designations to commercial and residential.

(Legislative)

Related Files: CPC CP 20-00137, CPC PUP 20-00136, CPC ZC

20-00135, CPC PUZ 20-00134

Presenter:

Tasha Brackin, Senior Planner, Planning & Community Development Peter Wysocki, Director, Planning and Community Development

RES ReaganRanchMasterPlanAmendment Attachments:

Exhibit A - MPA

Fiscal Impact Analysis.Reagan Ranch

Reagan Ranch Staff Presentation

CPC Report Reagan Ranch

Project Statement Reagan Ranch

Master Plan Amendment

Zone Change

PUD Zone Change

Concept Plan

PUD Concept Plan

ELLICOTT SCHOOL DISTRICT

AIRPORT ADVISORY COMMISSION

PETERSON AIR FORCE BASE

CPC Minutes ReaganRanch draft

7.5.408 Master Plan

12.B. <u>CPC CP</u> 20-00137

A Concept Plan establishing the locations of land uses, major roads, access points and density of planned commercial, office, and light industrial uses for 98.1 acres of land located southeast of State Highway 94 at Marksheffel Road.

(Quasi-Judicial)

Related Files: CPC MP 87-00381-A27MJ20, CPC PUP 20-00136, CPC ZC 20-00135, CPC PUZ 20-00134

Presenter:

Tasha Brackin, Senior Planner, Planning & Community Development Peter Wysocki, Director, Planning and Community Development

Attachments: Concept Plan

7.5.501.E Concept Plans

12.C. <u>CPC PUP</u> 20-00136

A PUD Concept Plan establishing the location of land uses, major roads, access points and density of planned residential uses for 137.7 acres of land located southeast of State Highway 94 at Marksheffel Road.

(Quasi-Judicial)

Related Files: Related Files: CPC MP 87-00381-A27MJ20, CPC CP 20-00137, CPC ZC 20-00135, CPC PUZ 20-00134

Presenter:

Tasha Brackin, Senior Planner, Planning & Community Development Peter Wysocki, Director, Planning and Community Development

Attachments: PUD Concept Plan

7.3.605 PUD Concept Plan 7.5.501.E Concept Plans **12.D.** <u>CPC ZC</u> 20-00135

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 77.8 acres located southeast of State Highway 94 at Marksheffel Road from PIP2/CR/APZ1/APZ2/AO (Planned Industrial Park 2/Conditions of Record/Accident Potential Zone 1/Accident Potential Zone 2/Airport Overlay) to PBC/APZ1/APZ2/AO (Planned Business Center/Accident Potential Zone 1/Accident Potential Zone 2/Airport Overlay) for commercial development.

(Quasi-Judicial)

Related Files: CPC MP 87-00381-A27MJ20, CPC CP 20-00137, CPC PUP 20-00136, CPC PUZ 20-00134

Presenter:

Tasha Brackin, Senior Planner, Planning & Community Development Peter Wysocki, Director, Planning and Community Development

Attachments: ORD ZC ReaganRanch

Exhibit A - ZC Legal Depiction

Zone Change

7.5.603.B Findings - ZC

12.E. <u>CPC PUZ</u> 20-00134

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 137.7 acres located southeast of State Highway 94 at Marksheffel Road, from PIP2/PBC/CR/AO (Planned Industrial Park 2/Planned Business Center/Conditions of Record/Airport Overlay) to PUD/AO (Planned Unit Development/Airport Overlay) for residential development including 112.5 acres of single-family residential at a density of 3.5-11.99 units per acre and a maximum height of 45 feet; 21.2 acres of multi-family residential at a density of 12-24.99 units per acre and a maximum height of 45 feet; and 4 acres of future right of way.

(Quasi-Judicial)

Related Files: CPC MP 87-00381-A27MJ20, CPC CP 20-00137, CPC PUP 20-00136, CPC ZC 20-00135

Presenter:

Tasha Brackin, Senior Planner, Planning & Community Development Peter Wysocki, Director, Planning and Community Development

Attachments: ORD PUZ ReaganRanch

Exhibit A - PUD Zone Change

PUD Zone Change

7.3.603 Establishment & Development of a PUD Zone

7.5.603.B Findings - ZC

13. Added Item Agenda

14. Executive Session

15. Adjourn