



City of Colorado Springs

Regular Meeting Agenda - Final City Council

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

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Tuesday, May 12, 2020

10:00 AM

Council Chambers

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- CenturyLink Channel 18

How to Comment on Agenda Items

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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. [20-142](#)

Ordinance No. 20-19 amending Ordinance 02-24 to Allow City Council to Fill Vacancies on the Board of Directors of the Briargate Business Improvement District by Appointment.

(Legislative)

Presenters:

Carl Schueler, Comprehensive Planning Manager

Peter Wysocki, Planning and Community Development Director

Attachments:

[Ordinance BriargateBID](#)

[Briargate BID Appt. Ordinance PowerPoint](#)

[Attachment 1- Ordinance 02-24](#)

[Attachment 2- Signed Resolution 139-19](#)

4A.B. [CPC V](#)
[19-00046](#)

Ordinance No. 20-21 vacating a fifteen-foot public right-of-way described as a portion of the alley adjacent to Lot 1 and Lot 2, Block 2, Resubdivision of Arensdale, City of Colorado Springs and consisting of 0.05 acres.

Presenter:

Peter Wysocki, Director, Planning and Development Department

Rachel Teixeira, Planner II

Attachments:

[ORD VROW N36thStAlley easement](#)

[EXHIBIT A - LEGAL DESCRIPTION](#)

[EXHIBIT B - SITE PLAN](#)

4A.C. [CPC PUZ
19-00118](#)

Ordinance No. 20-22 amending the zoning map of the City of Colorado Springs pertaining to 170.6 acres located east of Tutt Boulevard and extending north and south of North Carefree Circle from A/PK/AO/SS (Agricultural and Public Parks with Airport and Streamside Overlay) to PUD/AO/SS (Planned Unit Development with Airport and Streamside Overlay).

(Quasi-judicial)

Related Files: CPC PUZ 19-00118, CPC ZC 19-00119, and CPC PUP 19-00120

Presenter:

Daniel Sexton, Principal Planner, Planning and Community Development
Peter Wysocki, Director Planning and Community Development

Attachments: [PUZ_ORD_GreenwaysAtSandCreek](#)
[Exhibit A - PUD Legal Description](#)
[Exhibit B - PUD Exhibit](#)
[Vicinity Map](#)

4A.D. [CPC ZC
19-00119](#)

Ordinance No. 20-23 amending the zoning map of the City of Colorado Springs pertaining to 23.5 acres located east of Tutt Boulevard and extending north of North Carefree Circle from A/PK/AO/SS (Agricultural and Public Parks with Airport and Streamside Overlay) to PK/AO/SS (Public Parks with Airport and Streamside Overlay).

(Quasi-judicial)

Related Files: CPC PUZ 19-00118, CPC ZC 19-00119, and CPC PUP 19-00120

Presenter:

Daniel Sexton, Principal Planner, Planning and Community Development
Peter Wysocki, Director Planning and Community Development

Attachments: [ZC_ORD_GreenwaysAtSandCreekPark](#)
[Exhibit A - PK Legal Description](#)
[Exhibit B - PK Exhibit](#)
[Vicinity Map](#)

4B. First Presentation:

- 4B.A.** [20-193](#) City Council Regular Meeting Minutes April 28, 2020
- Presenter:
Sarah B. Johnson, City Clerk
- Attachments:** [4-28-2020 City Council Meeting Minutes Final.pdf](#)
- 4B.B.** [20-185](#) Appointments to Boards and Commissions
- Presenter:
Jacquelyn Puett, Assistant to Council
- Attachments:** [051220 Boards and Commissions.pdf](#)
- 4B.C.** [20-179](#) A resolution designating an independent auditor as required under section 3-160 of the Charter of the City of Colorado Springs
- Presenter:
Denny Nester, City Auditor
- Attachments:** [Independent Auditor Designation Resolution.docx](#)
[2020 Independent External Auditor.ppt](#)
- 4B.D.** [20-171](#) A Resolution Authorizing the Acquisition of a 1.651 Acre Parcel using PPRTA funds from the Gelles Family Trust, and the Gail C. Gelles 2002 Revocable Trust, for the Black Forest Road Widening Project
- Presenter:
Mike Chaves, P.E., Engineering Manager
- Attachments:** [Gelles Resolution - Clean 3-19-2020](#)
[Black Forest South-Gelles Presentation-2](#)
- 4B.E.** [20-129](#) Request to Establish a Public Hearing Date for the Consideration of a Resolution for Certain Changes to Utilities Rules and Regulations
- Presenter:
Scott Shewey, Chief Planning and Finance Officer, Colorado Springs Utilities
Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities
- Attachments:** [2020 Mid-Year URR Rate Case Filing on 5-12-20](#)
[URR Resolution Waived D&O](#)

5. Recognitions

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.** [20-169](#) An ordinance of the City of Colorado Springs, Colorado approving and authorizing the execution and delivery of a second amendment to Standby Bond Purchase Agreement by and among the City of Colorado Springs, Colorado and Wells Fargo Bank, National Association, as Tender Agent and Paying Agent and U.S. Bank National Association and a second amended and restated fee agreement between the City of Colorado Springs, Colorado and U.S. Bank National Association relating to the City of Colorado Springs, Colorado, Variable Rate Demand Utilities System Improvement Revenue Bonds, Series 2008A; and providing other matters relating thereto.

Presenter:

Scott Shewey, Acting Chief Planning and Finance Officer, Colorado Springs Utilities

Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

Attachments: [Colorado Spring Utilities - Series 2008A SBPA Authorizing Ordinance No. 20-Summary of Ordinance Authorizing Series 2008A SBPA Extention 4811-0295-2 Plan of Finance CC 5-12-20](#)

10. Unfinished Business

- 10.A.** [20-148](#) Ordinance No. 20-20 authorizing the issuance and delivery of the City's Series 2020 multi-family housing revenue bonds for the Atrium at Austin Bluffs Apartments project in one or more series, in the aggregate principal amount of \$8,000,000

Presenter:

Steve Posey, HUD Program Manager, Planning & Community Development

John Bayles, Fred Marienthal, Kutak Rock LLP

Peter Wysocki, Director of Planning and Community Development

Attachments: [ORD Colorado Springs Atrium 2020](#)
[Colorado Springs Greccio Atrium 2020 Financing Agreement](#)
[Colorado Springs Atrium Tax Regulatory Agreement](#)
[Aerial Photo Map](#)

10.B. [CPC PUZ
19-00155](#)

Ordinance No. 20-24 amending the zoning map of the City of Colorado Springs pertaining to 15.67 acres located at the southwest corner of Woodmen Road and Austin Bluffs Parkway, changing the zoning from OC/PBC/AO/SS (Office Complex and Planned Business Center with Airport Overlay and Streamside Overlay) to PUD/AO/SS (Planned Unit Development: Single-Family Residential, maximum density of 3.6 dwelling units per acre, 35-foot maximum building height with Airport and Streamside Overlay).

(Quasi-judicial)

Related Files: CPC PUZ 19-00155, CPC CP 08-00142-A8MJ19, CPC PUD 19-00156

Presenter:

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

Attachments: [ZC ORD TrailsideAtCottonwoodCreek](#)
[EXHIBIT A - Legal Description](#)
[EXHIBIT B - Zone Change Depiction](#)
[VICINITY MAP](#)
[Fiscal Impact Analysis.Trailside](#)
[FIA Response Summit FIA Trails at Cottonwood Memo and Exhibit v2](#)
[CPC Minutes TrailsideAtCottonwoodCreek draft](#)
[CPC Report TRAILSIDE PUZ CPA PUD](#)
[Figure 1 - Project Statement with Addendum November 2019](#)
[Figure 2 - Emails from neighbors](#)
[Figure 3 - Email from Academy School District 20](#)
[Figure 4 - PUD Zone Change Exhibit](#)
[Figure 5 - Concept Plan Amendment](#)
[Figure 6 - PUD Development Plan](#)
[Figure 7 - Area Context Map](#)
[Figure 8 - Planning Commission Meeting Minutes August 2019](#)
[Figure 9 - City Council Meeting Minutes September 24 2019](#)
[Figure 10- Request for Resubmittal Trailside at Cottonwood Creek](#)
[Figure 11 - City Approval of Request for Resubmittal](#)
[Figure 12 - Topographic Site Analysis](#)
[Figure 13 - 30 ft retaining wall examples](#)
[Figure 14 - Economic Feasibility Study](#)
[Figure 15 - Support Letter from Cook](#)
[Figure 16 - Woodmen Rd Use Analysis](#)
[Figure 17 - 2008 zone changes and subdivision](#)
[7.3.603 Establishment & Development of a PUD Zone](#)
[7.5.603.B Findings - ZC](#)

11. New Business

11.A. [20-180](#)

An ordinance amending Section 104 (deposit of coins or tokens; time limits; prohibitions) of Article 15 (parking meter regulations) of Chapter 10 (motor vehicles and traffic) of the Code of the City of Colorado Springs 2001, as amended, pertaining to time limitations for deposit of tokens at metered parking spaces

Presenter:

Scott Lee, Parking Enterprise Director, Parking Enterprise Fund

Attachments: [Metered_Parking_ORD-2020-05-01.docx](#)

- 11.B.** [CPC CA 20-00019](#) An ordinance amending Chapter 7 (Planning, Development and Building) of City Code establishing standards for Wireless Communication Facilities (WCF), including Small Cell Facilities
- (Legislative)
- Presenter:
Morgan Hester, Principal Planner
Peter Wysocki, Director of Planning and Community Development
- Attachments:** [ORD_WCF & Small Cell](#)
[CPC Staff Report_WCF Ordinances](#)
[CPC_Minutes_WCFOrdinances_draft.pdf](#)
[STAFF WCF Ordinances 4-27-20.pptx](#)
[STAFF WCF Ordinances 5-12-20](#)
- 11.C.** [CPC CA 20-00020](#) An ordinance amending Chapter 7 (Planning, Development and Building) of City Code establishing standards specific to modifications of macro cellular communication sites on private property.
- (Legislative)
- Presenter:
Morgan Hester, Principal Planner
Peter Wysocki, Director of Planning and Community Development
- Attachments:** [ORD_Eligible Facilities](#)
[CPC Staff Report_WCF Ordinances](#)
- 11.D.** [CPC CA 20-00023](#) An ordinance amending Chapter 7 (Planning, Development and Building) of City Code revising all references to include Small Cell Facilities and Wireless Communication Facilities (WCF) from Commercial Mobile Radio Service (CMRS)
- (Legislative)
- Presenter:
Morgan Hester, Principal Planner
Peter Wysocki, Director of Planning and Community Development
- Attachments:** [ORD-WCF_LandUseTables](#)
[CPC Staff Report_WCF Ordinances](#)

- 11.E. [CPC CA 20-00024](#) An ordinance amending Chapter 3 (Public Property and Public Works) of City Code establishing the allowance of small cell facilities in the right-of-way

(Legislative)

Presenter:

Morgan Hester, Principal Planner

Peter Wysocki, Director of Planning and Community Development

Attachments: [ORD Public Property](#)

12. Public Hearing

13. Added Item Agenda

14. Executive Session

15. Adjourn