



City of Colorado Springs

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

Meeting Minutes - Draft City Council

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Tuesday, January 26, 2016

1:00 PM

Council Chambers

1. Call to Order

- Present:** 8 - Councilmember Larry Bagley, President Merv Bennett, Councilmember Helen Collins, Councilmember Keith King, Councilmember Don Knight, Councilmember Bill Murray, Councilmember Andy Pico, and Councilmember Tom Strand
- Excused:** 1 - President Pro Tem Jill Gaebler

2. Invocation and Pledge of Allegiance

The Invocation was led by Doug Brauner from Holy Cross Lutheran Church.

The Pledge of Allegiance was led by Council President Bennett.

3. Changes to Agenda/Postponements

David Andrews, Legislative Counsel, stated one of the items from the Closed Executive Session today has been withdrawn.

Councilmember Strand will pull agenda item 4.B.I off the Consent Agenda.

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.** [16-00017](#) Ordinance No. 16-1 amending and correcting Ordinance No. 15-89 for the Another Attic, Ltd., Zone Change
Quasi-Judicial
Res/Ord Number: 16-1

This Ordinance was finally passed on the Consent Calendar.

- 4A.B.** [15-00715](#) Ordinance No. 16-2 creating a new Section 103 (Yielding Right-Of-Way to Transit Buses) of Article 2 (Right of Way) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, pertaining to yielding the right-of-way to transit buses.

Res/Ord Number: 16-2

This Ordinance was finally passed on the Consent Calendar.

- 4A.C.** [16-00015](#) Ordinance No. 16-5 vacating of undeveloped City right-of-way for Wolff Place east of 23rd Street consisting of .22-acre.

-Legislative

Res/Ord Number: 16-5

This Ordinance was finally passed on the Consent Calendar.

- 4A.D.** [16-00018](#) Ordinance No. 16-6 vacating a public right-of-way consisting of 1.48 acres located between 6795 and 6910 Templeton Gap Road

Legislative

Res/Ord Number: 16-6

This Ordinance was finally passed on the Consent Calendar.

4B. First Presentation:

- 4B.A.** [16-00071](#) City Council Meeting Minutes January 12, 2016

The Meeting Minutes were approved on the Consent Calendar,

- 4B.B.** [16-00010](#) Appointments to Boards and Commissions

This item was approved on the Consent Calendar.

- 4B.C.** [15-00480](#) A Resolution approving the Cemetery Endowment Fund Investment Policy

Res/Ord Number: 2-16

The resolution was adopted on the Consent Calendar.

- 4B.D.** [15-00767](#) Ordinance No. 16-7 amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for a supplemental appropriation to the Lodgers & Auto Rental Tax (LART) Fund in the amount of \$821,090

for the final 2015 LART payment to the Colorado Springs Convention & Visitors Bureau and for additional projects approved by the LART Citizen Advisory Committee during 2015

Res/Ord Number: 16-7

This Ordinance was approved on first reading on the Consent Calendar.

- 4B.E.** [16-00032](#) A Resolution Appointing A Member of the Board of Directors of Public Authority for Colorado Energy ("PACE") for a Three Year Staggered Term Effective December 15, 2015

Res/Ord Number: 3-16

The resolution was adopted on the Consent Calendar.

- 4B.F.** [15-00726](#) A Resolution authorizing the disposal of surplus City-owned property to the Humane Society of the Pikes Peak Region as the one logical, potential purchaser.

Res/Ord Number: 4-16

The resolution was adopted on the Consent Calendar.

- 4B.G.** [15-00727](#) A Resolution of the City of Colorado Springs City Council to approve the Drainage Basin Planning Study for Kettle Creek Basin and designating the study area as a closed basin with no drainage, bridge or detention basin/land fees and no reimbursement for constructed improvements.

Res/Ord Number: 5-16

The resolution was adopted on the Consent Calendar.

- 4B.H.** [15-00728](#) A Resolution Amending Resolution No. 21-15 approving the Jimmy Camp Creek Basin Drainage Basin Planning Study

Res/Ord Number: 6-16

The resolution was adopted on the Consent Calendar.

- 4B.J.** [16-00062](#) Ordinance No. 16-8 amending the zoning map of the City of Colorado Springs pertaining to 14.75 acres located southwest of Powers Boulevard and Hancock Expressway from C-6/P/AO (General Business with a Planned Provisional Overlay and the Airport Overlay) to R1-6000/DF/AO (Single-Family Residential with Design Flexibility and the Airport Overlay).
(Quasi-Judicial)

Presenter:

Lonna Thelen, Principal Planner, Planning and Community

Development

Res/Ord Number: 16-8

This Ordinance was approved on first reading on the Consent Calendar.

- 4B.K.** [16-00069](#) A concept plan for Silver Hawk Village associated with the change of zone to develop the property with commercial uses on the northern half of the property and single-family residences on the southern half of the property, located at Southwest corner of Hancock Expressway and Powers Boulevard.
(Quasi-Judicial)

This item was approved on the Consent Calendar.

- 4B.L.** [16-00061](#) Ordinance No. 16-9 amending the zoning map of the City of Colorado Springs pertaining to 5.84 acres located approximately 1,000 feet east of the intersection of Rangewood Drive and Woodmen Road.
(Quasi-Judicial)

Presenter:

Mike Schultz, Principal Planner, Planning and Community Development

Res/Ord Number: 16-9

This Ordinance was approved on first reading on the Consent Calendar.

- 4B.M.** [16-00065](#) Ordinance No. 16-10 amending the zoning map of the City of Colorado Springs pertaining to 12.99 acres located at the southwest corner of Woodmen Road and Lee Vance View.
(Quasi-Judicial)

Presenter:

Mike Schultz, Principal Planner, Planning and Community Development

Res/Ord Number: 16-10

This Ordinance was approved on first reading on the Consent Calendar.

- 4B.N.** [16-00073](#) A request for street name change from Lee Vance View (a private street name) to Lee Vance Drive (a public street name).
(Quasi-Judicial)

This item was approved on the Consent Calendar.

- 4B.O.** [16-00074](#) A major amendment to the Cook Communications Ministries Concept Plan reflecting the change of zoning, converting Lee Vance View from a private street to a public street, reconfiguring lot lines and relocating a proposed access off of Woodmen Road.
(Quasi-Judicial)

This item was approved on the Consent Calendar.

Approval of the Consent Agenda

Motion by Councilmember Strand, seconded by Councilmember Bagley, that all matters on the Consent Calendar be passed, adopted, and approved by unanimous consent of the members present. The motion passed by a vote of 8-0-1

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

5. Recognitions

- 5.A.** [16-00081](#) A resolution recognizing Connect Colorado Springs for its support of the “Love Your City Government” campaign and declaring the month of February 2016 as “Love A City Employee Month” in the City of Colorado Springs

Res/Ord Number: 7-16

Lawrence Wagner, President and Founder of Connect Colorado Springs, recognized the efforts and contributions of City employees to our community.

Motion by Councilmember Strand, seconded by Councilmember Bagley, that the resolution be adopted. The motion passed by a vote of 8-0-1.

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

6. Citizen Discussion

Citizen Charles Barber proposed a 45 mile per hour roadway into town.

Citizen Jim Bensberg spoke in opposition of the proposed land exchange (including Strawberry Fields) between the City and The Broadmoor.

Citizens Michael Foerster and Bill Clay requested Council intervention with CSU for a planned renewable solar energy project they have proposed for an apartment complex they own. Councilmember Pico will schedule a meeting to follow-up with them.

Citizen David Hopkins spoke about federal campaign finance reform.

Citizen Paul Billups spoke in opposition to the Pedestrian Access

Ordinance.

Citizen William Goodnight spoke in opposition to the City charging sales tax on precious metal investments. Councilmember Pico will research this.

Citizen Deborah Stout-Meininger voiced concern about soil contamination in the area of America the Beautiful Park and the planned Olympic Museum.

7. Mayor's Business

There was no Mayor's Business.

8. Items Called Off Consent Calendar

- 4B.I.** [15-00732](#) A resolution of the City Council of the City of Colorado Springs, Colorado approving revisions to the grantmaking policy of the Colorado Springs Health Foundation

Res/Ord Number: 8-16

Councilmember Strand stated he pulled this item off the Consent Calendar to request additional information about the amount of allowable administrative costs and who will benefit from the funds. Cari Davis, Executive Director of the Colorado Springs Health Foundation, stated funds will only be provided to organizations serving the residents of El Paso and Teller Counties and that administrative costs will be kept to a minimum by both the Foundation and organizations receiving grant funds, the goal being to keep administrative costs below 15%.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Resolution be adopted. The motion passed by a vote of 8-0-1.

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

9. Utilities Business

- 9.A.** [16-00050](#) Ordinance No. 16-11 amending Section 417 (Disconnection) of Part 4 (Connection and Installation of System) of Article 4 (Water Code); and Section 413 (Disconnection) of Part 4 (Connection and Installation) of Article 5 (Wastewater Treatment Code) All of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to the Elimination of Reconnection Fees for and the Status of Abandoned and Inactive Water and Wastewater Service Lines

Res/Ord Number: 16-11

Council President Bennett stated these items were discussed in the Utilities Board meeting last week. There were no further comments or questions on this item.

Motion by Councilmember Pico, seconded by Councilmember Murray, that the Ordinance be approved on first reading. The motion passed by a vote of 8-0-1

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

9.B. [16-00038](#) A Resolution Regarding Certain Changes to Colorado Springs Utilities' Utilities Rules and Regulations

Res/Ord Number: 9-16

Please see comments in agenda item 9.A.

Chris Bidlack, CSU Attorney, added this is a tariff change allowed by City Code.

Motion by Councilmember Pico, seconded by Councilmember Murray, that the Resolution be adopted. The motion passed by a vote of 8-0-1.

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

9.C. [16-00045](#) A Resolution Setting the Electric Cost Adjustment Effective February 1, 2016

Res/Ord Number: 10-16

Please comments in agenda item 9.A.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Resolution be adopted. The motion passed by a vote of 8-0-1.

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

9.D. [16-00044](#) A Resolution Setting the Gas Cost Adjustment Effective February 1, 2016

Res/Ord Number: 11-16

Please comments in agenda item 9.A.

Motion by Councilmember Murray, seconded by Councilmember Pico, that the Resolution be adopted. The motion passed by a vote of 8-0-1

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

10. Unfinished Business

- 10.A.** [15-00703](#) Ordinance No. 16-3 amending Ordinance No. 15-86 (2016 Appropriation Ordinance) for a Supplemental Appropriation to Adopt the Budget and Appropriate Monies in the Amount of \$50,000,000 for the Road Repair, Maintenance and Improvements Sales and Use Tax Fund for the Sole Purpose of Road Repair, Maintenance, and Improvements

Res/Ord Number: 16-3

Council President Bennett explained this ordinance will establish an account and allow these funds to be used, on previously defined projects, throughout the collection period.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Ordinance amending Ordinance No. 15-86 (2016 Appropriation Ordinance) for a supplemental appropriation to adopt the budget and appropriate monies in the amount of \$50,000,000 for the Road Repair, Maintenance and Improvements Sales and Use Tax Fund for the sole purpose of road repair, maintenance, and improvements be finally passed. The motion passed by a vote of 7-1-1

Aye: 7 - Bagley, Bennett, King, Knight, Murray, Pico, and Strand

No: 1 - Collins

Excused: 1 - Gaebler

- 10.B.** [15-00695](#) Ordinance No. 16-4 amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for a Supplemental Appropriation to the General Fund in the amount of \$2,100,000 to transfer the voter-approved retained estimated 2014 revenues above the 2014 Fiscal Year Revenue/Spending Limitations to the Capital Improvements Program Fund, and to the Capital Improvements Program Fund in the Amount of \$2,100,000 for the Voter-Approved Park Trail Improvements

Res/Ord Number: 16-4

There were no questions or comments on this item.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Ordinance Amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for a Supplemental Appropriation to the General Fund in the Amount of \$2,100,000 to Transfer the Voter-Approved Retained Estimated 2014 Revenues Above the 2014 Fiscal Year Revenue/Spending Limitations to the Capital Improvements Program Fund, and to the Capital Improvements Program Fund in the Amount of \$2,100,000 for the Voter-Approved Park Trail Improvements be finally passed. The motion passed by a vote of 7-1-1

Aye: 7 - Bagley, Bennett, King, Knight, Murray, Pico, and Strand

No: 1 - Collins

Excused: 1 - Gaebler

11. New Business

- 11.A. [15-00741](#) A Resolution approving the revision to Chapter 10 of The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests with respect to removing the revocability of leases.

Legislative

Res/Ord Number: 12-16

Ronn Carlentine, Real Estate Services Manager, stated this policy will apply to leased property throughout the City and will be applied to new lease agreements but will not affect existing lease agreements.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Resolution adopting amendments related to the revocability of leases of City-owned property in Chapter 10 of "The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests." be adopted. The motion passed by a vote of 8-0-1

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

- 11.B. [16-00006](#) An Ordinance Organizing the Creekwalk Marketplace Business Improvement District and Providing for the Election of the Board of Directors.

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development

Carl Schueler, Planning Manager, Comprehensive Planning, responded to Councilmember questions from the work session, stating the petitioner has changed the operational mill levy to 10 mills, a PIF will not be requested at this time, and the petitioner is still working to get a written response from the property owner of the McDonald location.

Danny Meintka with The Equity Group, the developer, stated a postponement to the February 9, 2016 meeting will provide additional time for him to obtain a statement from the property owner of the McDonalds location, which is preferable to not including this parcel of property, and still meet the election requirements.

Motion by Councilmember Knight, seconded by Councilmember Bagley, that the Ordinance be Postponed to a date certain, the February 9, 2016 meeting. The motion passed by a vote of 7-1-1

Aye: 7 - Bagley, Bennett, King, Knight, Murray, Pico, and Strand

No: 1 - Collins

Excused: 1 - Gaebler

- 11.C.** [16-00007](#) Ordinance No. 16-12 excluding certain property from the Interquest North Business Improvement District. (Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development

Res/Ord Number: 16-12

Carl Schueler, Planning Manager, Comprehensive Planning, provided a brief review of this item. There were no questions or comments on this item.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Ordinance excluding certain property from the boundaries of the Interquest North Business Improvement District be approved on first reading. The motion passed by a vote of 8-0-1.

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler

- 11.D.** [15-00524](#) Ordinance No. 16-13 creating a New Section 112 (Sitting or Lying Down in Commercial Districts) of Article 2 (Offenses Affecting Public Safety) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Pedestrian Access to the Public Sidewalks and Rights-of-Way in Commercial Districts

Res/Ord Number: 16-13

Anne Turner with City Attorney's Office presented a summary of this proposal. Ms. Turner requested a written presentation submitted by Aimee Cox, Community Initiatives Manager, be included as evidence in this presentation.

Police Chief Peter Carey, spoke about the public safety concerns and enforcement of this ordinance.

Citizen Jerry Rutledge, downtown business owner, spoke in support of this ordinance.

Susan Edmondson, President and CEO of the Downtown Partnership, spoke in support of this ordinance.

Citizens Jan Hoke, Zach Jackman, Ruth Markwort, Shirley Andros,

Alejandra Garza, David Hopkins, Carrie Baatz, Aubrey Day, Tom Barnes, Laurie Beach and D. Richard Sneery spoke in opposition to the ordinance.

Citizen Nancy Gordon spoke in support of this ordinance.

Motion by Councilmember King, seconded by Councilmember Strand, that the Ordinance be approved on first reading. The motion passed by a vote of 6-2-1

Aye: 6 - Bagley, Bennett, King, Knight, Murray, and Strand

No: 2 - Collins, and Pico

Excused: 1 - Gaebler

- 11.E.** [16-00016](#) Ordinance No. 16-14 amending Section 111 (Solicitation Prohibited) of Article 2 (Offenses Affecting Public Safety) and repealing Section 106 (Use of Medians or Central Dividing Strip) 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 solicitation and medians

Res/Ord Number: 16-14

Anne Turner with the City Attorney's Office presented a summary of this item.

Councilmember Knight suggested the possibility of establishing solicitation zones allowing solicitation in specified zones and prohibiting solicitation in other areas and urged the City to seek a position of compromise. Councilmembers Knight and Pico stated they will not be supporting these ordinances because they feel it is going too far in the opposite direction, risking citizen safety and making them feel unsafe.

Councilmember Murray encouraged Council to approve this today and reconsider options at a later date thus eliminating things that cannot be defended in court.

Council discussed potential options and the repercussions of not acting on this issue. Ms. Turner stated the Federal Courts have repealed these provisions and failure to act in removing those provisions from local law exposes the City to potential liability.

Councilmember Collins asked how this applies to the petitioning process. Ms. Turner stated she does not believe it does.

Council President Bennett stated he believes this is a multi-step process that needs to be addressed one step at a time. The City Attorney's Office can research and present alternative options based on case studies.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Ordinance be approved on first reading. The motion passed by a vote of 5-3-1

Aye: 5 - Bagley, Bennett, King, Murray, and Strand

No: 3 - Collins, Knight, and Pico

Excused: 1 - Gaebler

- 11.F. [16-0019](#)** Ordinance No. 16-15 repealing Section 112 (Solicitation On or Near Street or Highway) of Article 18 (Pedestrians' Rights and Duties, Drivers to Exercise Due Care) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended

Res/Ord Number: 16-15

Please see comments in agenda item 11.E.

Motion by Councilmember Murray, seconded by Councilmember Bagley, that the Ordinance be approved on first reading. The motion passed by a vote of 5-3-1

Aye: 5 - Bagley, Bennett, King, Murray, and Strand

No: 3 - Collins, Knight, and Pico

Excused: 1 - Gaebler

- 11.G. [16-00020](#)** Ordinance No. 16-16 repealing Section 105 (Unlawful Use of Telephone or Computer) and Repealing and Reordaining Section 107 (Harassment) of Article 2 (Offenses Affecting Public Safety) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as amended, pertaining to unlawful telephone or computer use and harassment

Res/Ord Number: 16-16

There were no questions or comments on this item.

Motion by Councilmember Murray, seconded by Councilmember Strand, that the Ordinance be approved on first reading. The motion passed by a vote of 6-2-1

Aye: 6 - Bagley, Bennett, King, Knight, Murray, and Strand

No: 2 - Collins, and Pico

Excused: 1 - Gaebler

12. Public Hearing

- 12.A. [16-00076](#)** An appeal of City Planning Commission's recommendation to

recommend approval to the City Council change of zone application CPC ZC 15-00107 and concept plan application CPC CP 15-00108. (Quasi-Judicial)

Mike Schultz, Principal Planner, provided an overview of this appeal of a Planning Commission decision.

Council discussed concerns regarding the proposed building height in relation to the grade of the property, traffic concerns and overall compliance with Chapter Six of the Comprehensive Plan with Mr. Schultz.

Councilmember Knight expressed concern about Planning Staff only presenting sections of the comprehensive plan that support the decision recommended by Planning Staff. Decisions need to be based on the entire plan and City Code, not selected portions thereof. A just decision cannot be made on the supporting portions of a document. Mr. Schultz stated the comprehensive plan is fairly global and Planning usually cites those sections of the comprehensive plan and Code that support the recommended decision. The Planning Staff will discuss how items are presented in the future.

James Kin, Ted Foster, George Metz and Alan Strass representing the appellants, spoke in opposition of the zone change, development plan and changes to the concept plan. The appellants spoke about the failure of the developer and Planning Commission to include the requirements of Chapter Six of the Comprehensive Plan designing this facility. They consider this to be a flaw in the way the system is being managed. The appellants are objecting to the proposed height of one section of the building.

Citizens spoke in opposition of the concept plan.

Susan Wood-Ellis, representing the applicant, Megan Turner, Lead Project Engineer, and Gene Guskowski with AG Architecture provided an overview of the development plan and responded to Councilmember questions regarding this development. Council questioned the concerns of the appellants regarding this development and sought to reach a compromise between the developer and the appellants. Mr. Schultz stated he believes the appellants' concerns include more than the structure height limits, and are focused more on complying with Chapter Six of the Comprehensive Plan and the view shed of the development.

Mr. Guskowski stated the dialog today has been helpful in allowing the developers to create a plan that will be acceptable to all parties.

Peter Wysocki, Director of Planning and Community Development, spoke about the Planning criteria established by the City and the consequences of action taken by Council. Council requested that this item return to Planning Commission for further review and that the scope of the neighborhood comment survey be broadened to include all of the immediately surrounding neighborhoods. Mr. Wysocki agreed to this request.

Motion by Councilmember King, seconded by Councilmember Bagley, to Deny the appeal, upholding City Planning Commission's recommendation of approval to the City Council of the change of zone application CPC ZC 15-00107 and concept plan application CPC CP 15-00108, based on the findings that the applications meet the applicable review criteria as set forth in City Code Section 7.5.603.B (Establishment or Change of Zone District Boundaries), City Code Section 7.3.603 (Establishment and Development of a PUD Zone), and City Code Section 7.3.605 (Review Criteria for PUD Concept Plans). The motion failed by a vote of 4-4-1

Aye: 4 - Bagley, Bennett, King, and Pico

No: 4 - Collins, Knight, Murray, and Strand

Excused: 1 - Gaebler

Motion by Councilmember Knight, seconded by Councilmember Murray, to uphold the appeal and refer the item back to planning commission for a full review compared to Chapter 6 of the Comprehensive Plan as part of their consideration and include additional public comment opportunities. The motion passed by a vote of 6-2-1

Aye: 6 - Bennett, Collins, King, Knight, Murray, and Strand

No: 2 - Bagley, and Pico

Excused: 1 - Gaebler

- 12.B.** [16-00063](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 25.62 acres located immediately south of Grand Vista Circle.
(Quasi-Judicial)

Please see comments in section 12.A.

There was no action taken on this item based on the action taken on agenda item 12.A.

- 12.C.** [16-00075](#) Sentinel Ridge Senior Living facility concept plan associated with the

change of zone allowing a maximum of 266 independent living units, 40 memory care units, 66 assisted living units and 56 beds for skilled nursing care located south of Grand Vista Circle and Fillmore Road. (Quasi-Judicial)

Please see comments in section 12.A.

There was no action taken on this item based on the action taken on agenda item 12.A.

13. Added Item Agenda

14. Executive Session

Meeting went into Recess

Meeting Reconvened

14.A. [16-00043](#) Closed Executive Session

David Andrews, Legislative Counsel, stated the issue to be discussed in the closed executive session involves legal advice and negotiation consultation with the City Attorney regarding a contract matter related to pending litigation.

Council President Bennett polled Council regarding the desire to proceed with this discussion in a closed executive session. Consensus of Council agreed to proceed with the discussion in a closed executive session.

15. Adjourn

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

Sarah Johnson
City Clerk

Following adjournment of the regular City Council meeting, City Council shall reconvene as the Colorado Springs Board of Directors of the Colorado Springs Cottonwood General Improvement District, for action on the following item:

- 15.A. [15-00771](#) Request to set February 9, 2016 as the Public Hearing date to hear any protests against or objections to dissolution of the Colorado Springs Cottonwood General Improvement District and to advertise the Public Hearing as required by law**

There were no questions or comments on this item.

Motion by Councilmember Bagley, seconded by Councilmember King, to set

February 9, 2016 as the date of the Public Hearing to hear any protests against or objections to dissolution of the Colorado Springs Cottonwood General Improvement District and to advertise the Public Hearing as required by law. The motion passed by a vote of 8-0-1

Aye: 8 - Bagley, Bennett, Collins, King, Knight, Murray, Pico, and Strand

Excused: 1 - Gaebler