



# City of Colorado Springs

## Regular Meeting Agenda - Final 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.*

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Tuesday, October 8, 2019

10:00 AM

Council Chambers

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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. [CPC V  
19-00065](#)

Ordinance No. 19-65 vacating a public right-of-way described as a portion of Tejon Place and the adjacent ten foot alleys south of E. Navajo St. and east of S. Tejon St. within the Maddock's Addition to Ivywild and the Williamson's Addition to Ivywild consisting of 0.104 acres.

Presenter:

Peter Wysocki, Director, Planning and Community Development  
Department  
Ryan Tefertiller, Manager, Urban Planning Division

**Attachments:** [V ROW ORD IvywildHotelAlley](#)  
[Exhibit A - Legal Description](#)  
[Exhibit B - Vacation Plat](#)

### 4B. First Presentation:

**4B.A. [19-613](#)** City Council Regular Meeting Minutes September 24, 2019

Presenter:

Sarah B. Johnson, City Clerk

**Attachments:** [9-24-2019 City Council Meeting Minutes Final.pdf](#)**4B.B. [19-639](#)** Appointments to Boards and Commissions

Presenter:

Jacquelyn Puett, Assistant to Council

**Attachments:** [100819 Boards and Commissions.pdf](#)**4B.C. [19-553](#)** A Resolution Authorizing the Acquisition of up to 164 Acres in Rock Creek Canyon, as an Addition to the Cheyenne Mountain State Park Through the Trails, Open Space and Parks ("TOPS") Program

Presenter:

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

**Attachments:** [CheyenneMt\\_RockCreekCanyonCandidateParcels](#)  
[City 8.15.2019-signed](#)  
[ResolutionRockCreekCanyonOpenSpaceAcquisition](#)  
[09-23-19 Cheyenne Mtn State Park AdditionsCityCouncil](#)**4B.D. [19-554](#)** An Ordinance Amending Ordinance No. 18-118 (2019 Appropriation Ordinance) for a Supplemental Appropriation to the Trails, Open Space and Parks ("TOPS") Fund in the Amount of \$1,284,000 for Acquisition of Approximately 164 Acres of Property for the Purpose of Public Open Space and Trails as an Extension of the Cheyenne Mountain State Park

Presenter:

Britt Haley, TOPS Program Manager, Parks, Recreation &amp; Cultural Services Department

**Attachments:** [Appropriation Ordinance 09-10-19](#)

- 4B.E.** [19-568](#) A resolution authorizing the Mayor to execute a contract between the City of Colorado Springs and the Colorado Department of Transportation for maintaining traffic signals on state owned facilities

Presenter:

Todd Frisbie, P.E., P.T.O.E, City Traffic Engineer, Public Works Department

**Attachments:** [Traff Maint Resolution 2019 Final](#)  
[R2-IGA CO Spgs Traffic MTCE FY 20 Execs Final](#)

- 4B.F.** [19-500](#) Resolution to Increase the 2019 Drainage Fee for the Sand Creek Drainage Basin

Presenter:

Richard Mulledy, P.E., Stormwater Enterprise Manager, Stormwater Enterprise  
Erin Powers, P.E., Senior Engineer, Stormwater Enterprise

**Attachments:** [SandCreekDrainageFeeIncreaseRES-201908-13](#)  
[Exhibit A\\_2019 Drainage Fee Schedule Proposed](#)  
[Exhibit B\\_2019 Drainage Fee Schedule](#)  
[Exhibit C\\_Drainage Board Minutes 2018.12.06](#)  
[Sand Creek Fee Adjustment 2019 Presentation](#)

- 4B.G.** [19-565](#) An Ordinance certifying delinquent stormwater fees and charges to the El Paso County Treasurer for collection

Presenter:

Richard Mulledy, Stormwater Enterprise Manager

**Attachments:** [Ordinance\\_StormwaterFees-CertificationOfDelinquency](#)

- 4B.H.** [19-571](#) A resolution approving submission of a grant application to the Colorado Department of Local Affairs for the City of Colorado Springs Census 2020 outreach and execution of a grant agreement awarding funds for outreach

Presenter:

Sarah B. Johnson, City Clerk  
Carla Smith, City Grant Writer

**Attachments:** [Resolution Approving DOLA Census Grant Application](#)  
[Census Grant Presentation.pptx](#)  
[DOLA 2020 Census Outreach Grant and Budget Timeline.pdf](#)

- 4B.I.**    [19-564](#)            A Resolution Declaring Real Property to be Surplus and Authorizing the Disposal of Real Property to Holders of Rights of First Refusal for the Appraised Value

Presenter:

Jessica Davis, Principal Land Resources Specialist, Colorado Springs Utilities

Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

**Attachments:**    [2019-10-08 City Council Resolution JCC Disposal Final](#)  
[2019-10-08 City Council Presentation JCC Disposal Final](#)

## **5. Recognitions**

- 5.A.**    [19-620](#)            Proclamation in Celebration of World Habitat Day

Presenter:

Council Member, David Geislinger

**Attachments:**    [Habitat Day Proclamation](#)

- 5.B.**    [19-628](#)            A Proclamation declaring October 19th as World Singing Day

Presenter:

Council Member, Andy Pico

**Attachments:**    [World Singing Day Proclamation](#)

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

## **7. Mayor's Business**

## **8. Items Called Off Consent Calendar**

## **9. Utilities Business**

## **10. Unfinished Business**

**10.A.** [CPC ZC  
18-00083](#)

Ordinance No. 19-64 amending the zoning map of the City of Colorado Springs pertaining to 4.77 acres located southwest of East Fountain Boulevard and Alvarado Drive from OC/PBC/cr/AO (Office Complex and Planned Business Center with conditions of record and Airport Overlay) to PBC/AO (Planned Business Center with Airport Overlay).

(QUASI-JUDICIAL)

Related Files: CPC ZC 18-00083, and CPC DP 18-00084

Presenter:

Peter Wysocki, Director of Planning and Community Development  
Rachel Teixeira, Planner II, Planning and Community Development

**Attachments:**

[ZC ORD FountainSelfStorage](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zone Change](#)

[Fountain Vicinity Map](#)

[Figure 3 - Development Plan](#)

[CPC Staff Report Fountain Self Storage](#)

[Figure 1 - Project Statement](#)

[Figure 2 - Zoning Exhibit](#)

[Powerpoint for Fountain Self Storage](#)

[Figure 4 - PlanCOS](#)

[Figure 5 - Land Uses](#)

[7.5.603.B Findings - ZC](#)

[CPC Minutes FountainSelfStorage](#)

**10.B.** [CPC A  
13-00004](#)

Ordinance No. 19-66 annexing into the City of Colorado Springs that area known as the Church for All Nations Annexation consisting of 52.78 acres.

(Legislative)

Related Files: CPC A 13-00004, CPC A 13-00004R, CPC PUZ 13-00138, CPC PUP 13-00139

Presenter:

Katie Carleo, Principal Planner, Planning and Development

Peter Wysocki, Planning and Community Development Director

**Attachments:**

[ORD Annex ChurchForAllNations](#)

[EXHIBIT A CFAN Annexation Legal](#)

[Vicinity](#)

[FIGURE 1cc CFAN Annexation Agreement-signed](#)

[FIGURE 2cc CFAN BOR Letter of Assent 6.6.19](#)

[FIGURE 3cc Fiscal Impact Analysis.CFAN](#)

[Staff Presentation CFAN Annexation CC 9.24.19](#)

[CPC Staff Report CFAN Annexation KAC](#)

[FIGURE 1 Project Statement](#)

[FIGURE 2 Annexation Plat](#)

[FIGURE 3 Enclave Areas](#)

[FIGURE 4 CFAN Annex Agreement](#)

[FIGURE 5 Surrounding Zoning](#)

[FIGURE 6 PlanCOS Exhibit](#)

[FIGURE 7 Concept Plan](#)

[7.6.203-Annexation Conditions](#)

[Draft CPC CFAN min](#)

[STAFF PP CFAN Annexation CPC 6.20.19](#)

[Applicant PP Church for All Nations Annexation - Slideshow](#)

**10.C.** [CPC PUZ  
13-00138](#)

Ordinance No. 19-67 amending the Zoning Map of the City of Colorado Springs relating to 43.72 acres located northeast of Powers Boulevard and Dublin Boulevard establishing the PUD (Planned Unit Development; Mixed Commercial, Residential, Religious Institution; maximum residential density 20 DU/AC; 45-foot maximum building height with 75-foot for architectural features with Airport Overlay) zone district. (Legislative)

Related Files: CPC A 13-00004, CPC A 13-00004R, CPC PUZ 13-00138, CPC PUP 13-00139

Presenter:

Katie Carleo, Principal Planner, Planning and Development

Peter Wysocki, Planning and Community Development Director

**Attachments:**

[ZC\\_ORD\\_ChurchforAllNations](#)

[Exhibit A CFAN Zoning Legal](#)

[Exhibit B CFAN Zoning Exhibit](#)

[FIGURE 5 Surrounding Zoning](#)

[7.5.603.B Findings - ZC](#)

[7.3.603 Establishment & Development of a PUD Zone](#)

**10.D.** [CPC PUZ  
19-00006](#)

Ordinance No. 19-68 amending the zoning map of the City of Colorado Springs relating to 4 acres located at the southwest corner of Peterson Road and Pony Tracks Drive from R-1 6000/DF/AO (single-family residential with a design flexibility overlay and an airport overlay) to PUD/AO (single-family residential, maximum gross density of 9 dwelling units per acre with a 35-foot maximum building height with an Airport Overlay)

(QUASI-JUDICIAL)

Related Files: CPC PUZ 19-00006, CPC PUD 19-00007

Presenter:

Hannah Van Nimwegen, Senior Planner, Planning & Community Development

Peter Wysocki, Planning & Community Development Director

**Attachments:**

[Updated ZC ORD PonyParkResidences](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Legal Description Depicted](#)

[Vicinity Map](#)

[Pony Park Presentation - Staff](#)

[Figure 1cc - Public Comments Passed to CPC](#)

[Figure 2cc - Public Comments Received After CPC](#)

[CPC Report Pony Park](#)

[Figure 1 - Development Plan](#)

[Figure 2 - Project Statement](#)

[Figure 3 - Existing Land Uses and Surrounding Zoning](#)

[Figure 4 - Public Comments Received During Initial Review](#)

[Figure 5 - Public Comments Received Following 2nd Neighborhood Meeting](#)

[Figure 6 - Aerial Overlay](#)

[Figure 7 - PlanCOS Analysis](#)

[7.5.603.B Findings - ZC](#)

[7.3.603 Establishment & Development of a PUD Zone](#)

[CPC Minutes PonyPark draft](#)

**11. New Business**

- 11.A. [19-289](#) An ordinance including certain property into the USAFA Visitor's Center Business Improvement District.

(Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development

**Attachments:**

[Ordinance- USAFA Visitors Center BID Inclusions](#)

[Exhibit A- Signed Petition of Inclusion](#)

[Exhibit B- Notice of Inclusion](#)

[PowerPoint USAFABID Inclusions-Exclusion](#)

- 11.B. [19-288](#) An ordinance excluding certain property from the USAFA Visitor's Center Business Improvement District.

(Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development

**Attachments:**

[USAFA Visitors Center BID Exclusion - Ordinance](#)

[Exhibit A- Signed Petition for Exclusion-USAFA VC EUL](#)

[Exhibit B- Notice of Exclusion](#)

- 11.C. [19-389](#) An ordinance amending Article 4 (Public Health and Sanitation-Garbage, Refuse, and Rubbish) of Chapter 6 (Neighborhood Vitality/Community Health) of the Code of the City of Colorado Springs 2001, as amended, pertaining to waste disposal within a bear management area

Presenter:

Jan McHugh-Smith, CEO Humane Society of the Pikes Peak Region  
Frank McGee, Area Wildlife Manager Colorado Parks and Wildlife

**Attachments:**

[VERSION 1-Bear\\_Smart\\_ORD-2019-08-16-2019\\_Draft.docx](#)

[VERSION 2-Bear\\_Smart\\_ORD-2019-09-15\\_v2\\_Draft.docx](#)

[VERSION 3-Bear\\_Smart\\_ORD-2019-10-02\\_v3\\_Draft.docx](#)

[Bear Smart Taskforce PP July.2019](#)

[Summary of Colorado Ordinances](#)

[Bear Management Area Map](#)

[Colorado Springs City Council Bear Trash Presentation](#)

[Bear Smart Taskforce PP July.2019.pptx](#)

- 11.D. [19-402](#) A resolution establishing and adopting a bear management area map in the City of Colorado Springs

Presenter:  
Mitch Hammes, Neighborhood Services Manager

**Attachments:** [BearAreaMap-RES\\_07-15-19-clean](#)  
[Exhibit A - Bear Management Area Map](#)

- 11.E. [19-528](#) A resolution accepting and endorsing recommended expenditures from the Lodgers and Automobile Rental Tax (LART) special fund for inclusion in the 2020 budget

Presenter:  
Laurel Prud'homme, Chair, LART Citizens' Advisory Committee  
Charae McDaniel, Chief Financial Officer

**Attachments:** [LART Resolution - 2020 Projects](#)  
[2020 LART Resolution Exhibit A Recommendations](#)

- 11.F. [19-426](#) Resolution Approving an Amended and Restated Service Plan for The Sands Metropolitan District Nos. 1-3 and The Sands Metropolitan District No. 5.

Presenter:  
Carl Schueler, Planning Manager- Comprehensive Planning, Planning & Development Department

**Attachments:** [Resolution](#)  
[Exhibit 1- The Sands 1-3 and 5 \(Ridge\) Amended and Restated Service Plan - F](#)  
[Attachment 1- Transmittal Letter- Executive Summary- 08-26-2019](#)  
[Attachment 2-2018 IGA-Resolution 76-18](#)  
[Attachment 3- The Sands 1-4 - 1986 Service Plan](#)  
[Attachment 4- RedlineSP-The Sands 1-3 and 5 Sep 12 2019](#)  
[Attachment 5- Financial Plan- 9.3.2019](#)  
[Attachment 6- Ridge at Sand Creek PUD 2.7.19](#)  
[Attachment 7- Ridge at Sand Creek - Engineer Estimate](#)  
[PowerPoint](#)

- 11.G.** [19-291](#) A Resolution authorizing issuance of debt by the Tuscan Foothills Village Metropolitan District in the form of Limited Tax General Obligation Convertible Capital Appreciation Bonds in an aggregate principal amount of \$1,100,000.

(Legislative Item)

Presenter:

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

**Attachments:**

[City Resolution Approving Debt Issuance 2019-08-13](#)

[Attachment 1-TFVMD - CO Springs Submittal Letter](#)

[Attachment 2- Term Sheet - Tuscan Foothills Village MD \(8.15.19\)](#)

[Attachment 3- Form of CCAB Series 2019 Bond](#)

[Attachment 4- Financial Projections](#)

[Attachment 5 - Reimbursable Cost Summary](#)

[Attachment 6 -General Counsel Opinion Letter, 2019-08-16](#)

[PowerPoint](#)

## **12. Public Hearing**

## **13. Added Item Agenda**

## **14. Executive Session**

## **15. Adjourn**

## **16. General Improvement Districts:**

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

- 16.A.** [19-403](#) Request to set November 26, 2019 as the Public Hearing date for consideration of adopting the proposed 2020 Colorado Springs Briargate General Improvement District Budget and to advertise as required by law

Presenter:

Charae McDaniel, Chief Financial Officer

**Attachments:**

[Briargate GID 2020 Budget](#)

**Following adjournment of the Board of Directors of the Briargate General Improvement District, City Council shall reconvene as the Colorado Springs Marketplace at Austin Bluffs General Improvement District, for action on the following item:**

- 16.B. [19-404](#)** Request to set November 26, 2019 as the Public Hearing date for consideration of adopting the proposed 2020 Colorado Springs Marketplace at Austin Bluffs General Improvement District Budget and to advertise as required by law

Presenter:  
Charae McDaniel, Chief Financial Officer

**Attachments:** [MAB GID 2020 Budget](#)

**Following adjournment of the Board of Directors of the Colorado Springs Marketplace at Austin Bluffs General Improvement District, City Council shall reconvene as the Colorado Springs Spring Creek General Improvement District, for action on the following item:**

- 16.C. [19-413](#)** Request to set November 26, 2019 as the Public Hearing date for consideration of adopting the proposed 2020 Colorado Springs Spring Creek General Improvement District Budget and to advertise as required by law

Presenter:  
Charae McDaniel, Chief Financial Officer

**Attachments:** [Spring Creek GID 2020 Budget](#)