



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.

Tuesday, March 28, 2017

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. [17-852](#)

Ordinance No. 17-17 amending Section 102 (Regular Council Meetings; Utility Board) of Part 1 (Elective Officers) of Article 2 (Officers of the City) of Chapter 1 (Administration, Personnel and Finance) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Utility Board

Presenter:
Councilmember Don Knight
Wynetta Massey, City Attorney

Attachments: [031417 CS-Ch1-UtilityBoardORD](#)

- 4A.B.** [17-853](#) Ordinance No. 17-18 amending Section 202 (Bonds) of Part 2 (Appointive Officers; General Provisions) of Article 2 (Officers of the City) of Chapter 1 (Administration, Personnel and Finance) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Bonds and Oaths

Presenter:
Councilmember Don Knight
Wynetta Massey, City Attorney

Attachments: [031417 CS-Ch1-BondsOathORD](#)

- 4A.C.** [17-854](#) Ordinance No. 17-19 amending Section 204 (Assistants) of Part 2 (Appointive Officers; General Provisions) of Article 2 (Officers of the City) of Chapter 1 (Administration, Personnel and Finance) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Assistants

Presenter:
Councilmember Don Knight
Wynetta Massey, City Attorney

Attachments: [031417 CS-Ch1-AssistantsORD](#)

- 4A.D.** [17-855](#) Ordinance No. 17-20 amending Section 303 (Appoint to Acting Capacity) of Part 3 (Powers and Duties of the Mayor) of Article 2 (Officers of the City) of Chapter 1 (Administration, Personnel, and Finance) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Acting Appointments

Presenter:
Councilmember Don Knight
Wynetta Massey, City Attorney

Attachments: [031417 CS-Ch1-InterimActingORD](#)

- 4A.E.** [17-856](#) Ordinance No. 17-21 amending Section 105 (Candidates for Election) of Part 1 (Employee Rules and Regulations) of Article 4 (City Employees) of Chapter 1 (Administration, Personnel and Finance) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Candidates for Election

Presenter:
Councilmember Don Knight
Wynetta Massey, City Attorney

Attachments: [031417 CS-Ch1-CandidatesElectionORD](#)

- 4A.F.** [17-857](#) Ordinance No. 17-22 amending Section 103 (Presiding Judge; Powers and Duties) of Article 2 (Judges) of Chapter 11 (Municipal Court) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Judges

Presenter:
Councilmember Don Knight
Wynetta Massey, City Attorney

Attachments: [031417 CS-Ch11-JudgesORD](#)

- 4A.G.** [CPC PUZ](#)
[16-00144](#) Ordinance No. 17-23 amending the zoning map of the City of Colorado Springs pertaining to 13.32 acres located at the northwest corner of Centennial Boulevard and Van Buren Street, from PUD (Planned Unit Development; attached townhomes, 35' maximum building height, 6.68 dwelling units per acre) to PUD (Planned Unit Development; general and medical office, retail, personal improvement services, financial institutions, child care facilities, sit down restaurants, light industrial and private open space, maximum building height 35').

(Quasi-Judicial)

Presenter:
Lonna Thelen, Principal Planner, Planning & Community Development
Peter Wysocki, Planning and Community Development Director

Attachments: [ZC ORD Indian Hills Business Park](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Vicinity Map](#)

- 4A.H.** [CPC ZC](#)
[16-00134](#) Ordinance No. 17-24 amending the zoning map of the City of Colorado Springs pertaining to 2.5 acres located at 2020, 2021 and 2030 West Colorado, from C5 (General Business), C5 P (General Business with Planned Provisional Overlay) and R2 (Two-Family Residential) to C5/CR (General Business with Conditions of Record)

(Quasi-Judicial)

Presenter:
Lonna Thelen, Principal Planner, Planning & Community Development
Peter Wysocki, Planning and Community Development Director

Attachments: [ZC ORD Sacred Heart Catholic Church](#)

[Exhibit A - ZC Legal Description SacredHeart](#)

[Exhibit B - Vicinity Map Sacred Heart](#)

- 4A.I. [CPC V
16-00137](#) Ordinance No. 17-25 vacating .142-acre of City right-of-way located between 20th Street and 21st Street from West Colorado Avenue to West Pikes Peak Avenue.

(Legislative)

Presenter:
Lonna Thelen, Principal Planner, Planning & Community
Development
Peter Wysocki, Planning and Community Development Director

Attachments: [ORD_VacationROW - Alley](#)
[Exhibit A - Legal Sacred Heart](#)
[Exhibit B - Alley Vacation](#)

- 4A.J. [CPC CA
16-00079](#) Ordinance No. 17-26 amending Part 5 (Geological Hazard Study and Mitigation) of Article 4 (Site Development Standards) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Geological Hazard Study and Mitigation.

(Legislative)

Presenter:
Peter Wysocki, Planning and Community Development Director

Attachments: [Plan_Dev-GeologicalHazardORD-2017-03-01-Final](#)
[3.14.17 geohazard CC presentation](#)
[Minutes_GeoHazard_02.16.17](#)

- 4A.K. [17-848](#) Ordinance No. 17-28 amending Part 1 (Medical Marijuana License Code) of Article 2 (Marijuana) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Medical Marijuana License Code.

Presenter:
Bret Waters, Deputy Chief of Staff
Lee McRae, License Enforcement Officer in the City Clerk's Office

Attachments: [MJ Working Group Report-2017-02-27 \(Location Cap and Testing Facilites\).ppt](#)
[Clerk-MMJLicenseCodeORD-2017-02-14-Final](#)

- 4A.L.** [17-850](#) Ordinance No. 17-29 creating Section 212 (Unlawful Transfer of Marijuana) of Part 2 (Other Dangerous Weapons and Substances) of Article 7 (Dangerous Weapons and Substances) of Chapter 9 (Public Offenses) of the Code of the city of Colorado Springs 2001, as amended, pertaining to the unlawful transfer of marijuana and providing penalties for the violation thereof.

(Legislative)

Presenter:
Bret Waters, Deputy Chief of Staff

Attachments: [MJ-UnlawfulTransferCh9-ORD-2017-02-28-Final](#)

- 4A.M.** [CPC CA
17-00018](#) Ordinance No. 17-30 amending Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to marijuana uses and providing remedies for the violation thereof.

(Legislative)

Presenter:
Peter Wysocki, Director of Planning and Development

Attachments: [Plan_Dev-ZoningMJUsesOtherORD-2017-02-28-Final](#)

- 4A.N.** [17-858](#) Ordinance No. 17-31 amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$2,486,100, to the City Funded CIP Fund in the amount of \$1,582,300, to the Patty Jewett Golf Course Fund in the amount of \$41,900, and to the Stetson Hills SIMD Fund in the amount of \$66,780, for repairs related to the 2016 hail storm and the 2017 wind storm

Presenter:
Kara Skinner, Chief Financial Officer

Attachments: [Ordinance for GF, CTF, CIP, PJ, Stetson - 02-27-17.docx](#)

- 4A.O.** [17-859](#) Ordinance No. 17-32 amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a supplemental appropriation to the Conservation Trust Fund (CTF) Fund in the amount of \$570,000 for high-priority projects

Presenter:
Karen Palus, Director of Parks, Recreation and Cultural Services
Kurt Schroeder, Parks Operations Manager

Attachments: [031317 - Ordinance for CTF projects.docx](#)
[3-13-17 - Conservation Trust Fund Supplemental Appropriation - Powerpoint](#)

4B. First Presentation:

4B.A. [17-897](#) City Council Meeting Minutes February 14, 2017

Presenter:
Sarah B. Johnson

Attachments: [Meeting Minutes 14-Feb-2017](#)

4B.B. [17-896](#) City Council Meeting Minutes March 14, 2017

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [3-14-2017 City Council Minutes Final](#)

4B.C. [17-902](#) Appointments to Boards and Commissions

Presenter:
Jacquelyn Puett, Assistant to Council

Attachments: [032817 Boards and Commissions](#)

4B.D. [17-838](#) An ordinance creating the Colorado Springs Commission on Aging

Presenter:
Council President Pro Tem Jill Gaebler

Attachments: [031317 Ordinance creating commission on aging DRAFT](#)
[032817 Commission on Aging Ordinance](#)

4B.E. [17-869](#) A resolution approving and authorizing the mayor to execute and administer the Intergovernmental Agreement (IGA) with the Colorado Department of Transportation (CDOT) regarding funding of the Cheyenne Cañon Road Bridge Replacements Project.

Presenter:
Aaron Egbert, P.E. Senior Manager
Alex Pellegrino, P.E. Civil Engineer

Attachments: [Resolution - Cheyenne Canon Bridges](#)
[EXHIBIT A--R2-IGA-21129 CO Spgs Cheyenne Canyon Bridge](#)
[IGA Presentation - Cheyenne Canon Bridges](#)

- 4B.F.** [17-821](#) A resolution reaffirming and clarifying the status of City-sponsored events funded from the Lodgers and Automobile Rental Tax special revenue fund

Presenter:

Fred Veitch, Chair, LART Citizens Advisory Committee

Attachments: [031317 LART-CitySponsoredEventRES DRAFT](#)

- 4B.G.** [CPC MP](#)
[07-00061-A5](#)
[MJ16](#) Major Amendment to the Briargate Master Plan changing 13.11 acres from Residential - Very Low (R-VL 0-1.99 dwelling units per acre) to Residential - Low (R-L 2.0-3.49 dwelling units per acre).

(Legislative)

Presenter:

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

Attachments: [BriargateRES-2017-03-21-clean](#)
[Exhibit A Master Plan](#)
[CPC Staff Report Cordera 3I](#)
[FIGURE 1 Site Plan](#)
[FIGURE 2 Project Statement](#)
[FIGURE 3 Public Comment](#)
[FIGURE 4 Response Letter to Public Comment](#)
[FIGURE 6 Cordera 3I Financial Impact Analysis](#)
[FIGURE 7 PUZ Exhibit](#)
[7.5.408 MASTER PLAN REVIEW CRITERIA](#)
[Minutes_02.16.17_Final](#)

4B.H. [CPC PUZ
16-00139](#)

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 13.11 acres located at the southeast intersection of Old Ranch Road and Cordera Crest Avenue from A (Agriculture) to PUD (Planned Unit Development; single-family detached residential, 2.75 dwelling units per acre, 36-foot maximum building height).

(Quasi-Judicial)

Presenter:

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

Attachments:

[ZC ORD Cordera 3I](#)

[Exhibit A Legal Description Cordera Filing 3I outer boundary](#)

[Vicinity Corder 3I](#)

[FIGURE 7 PUZ Exhibit](#)

[7.5.603 Criteria for granting zone changes](#)

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

4B.I. [CPC PUD
16-00140](#)

Cordera 3I Development Plan illustrating detailed layout and infrastructure for 13.11 acres to be developed as single-family detached residential, located at the southeast intersection of Old Ranch Road and Cordera Crest Avenue.

(Quasi-Judicial)

Presenter:

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

Attachments:

[FIGURE 1 Site Plan](#)

[7.3.606 PUD Development Plan](#)

[7.5.502.E Development Plan Review](#)

- 4B.J. [CPC V 17-00017](#) Vacation of a portion of public right-of-way known as Spectrum Loop, consisting of 0.014 acres

(Legislative)

Presenter:

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

Attachments:

[V ORD Spectrum Loop](#)

[Vacation Legal Spectrum Loop](#)

[Vacation Plat EXHIBIT B Spectrum Loop ROW Vacation](#)

[Vicinity Map ROW Vacation Spectrum](#)

[7.7.402.C Vacation Procedures](#)

- 4B.K. [17-883](#)

A Resolution Directing the Chief Executive Officer of Colorado Springs Utilities to Execute an Agreement for Short-term Water Service with Stratmoor Hills Water District

Presenter:

Jenny Bishop, P.E., Senior Project Engineer, Water Services Division
Jerry A. Forte, P.E., Chief Executive Officer, Colorado Spring Utilities

Attachments:

[Stratmoor Resolution](#)

[Stratmoor Hills Short Term Water Service Agreement 2-24-17](#)

5. Recognitions

- 5.A. [17-888](#)

Resolution of Appreciation for Diane Ridderhoff on the occasion of her retirement as Parks Operations Administrator for Parks, Recreation, and Cultural Services, Therapeutic Recreation Department with the City of Colorado Springs

Presenter:

Merv Bennett, City Council President

Attachments:

[Retirement Resolution - Ridderhoff_SherwoodEdits](#)

6. Citizen Discussion

7. Mayor's Business

- 7.A. [17-898](#) Nomination to reappoint Brian Colvert to serve a five term on the Colorado Springs Housing Authority Board, expiring on April 1, 2022.

Presenter:
Mayor John Suthers

Attachments: [2017 Reappointment CC Memo](#)
[bio- Brian Colvert Redacted](#)

8. Items Called Off Consent Calendar

9. Utilities Business

10. Unfinished Business

- 10.A. [16-765](#) Ordinance No. 17-5 Amending Section 703 (Wastewater Discharge; Limitations) of Part 7 (Prohibitions - Limitations on Wastewater Discharge) of Article 5 (Wastewater Treatment Code) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Wastewater Discharge

Presenter:
Dave Padgett, Chief Environmental Officer
Jerry Forte, P.E., Chief Executive Officer, Colorado Springs Utilities

Attachments: [CSU-WastewaterDischargeORD-2017-1-04](#)

- 10.B. [17-809](#) Ordinance No. 17-27 excluding a 13.151-acre parcel from the Interquest North Business Improvement District.

(Legislative)

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

Attachments: [Exclusion-InterquestNBIDORD-2017-02-21](#)
[Interquest North Exclusion Transmittal Letter](#)
[Interquest North Petition for Exclusion](#)
[Interquest North Draft Notice of Exclusion](#)
[Powerpoint- Interquest North BID 2017 Exclusion](#)

- 10.C.** [17-860](#) Ordinance No. 17-33 amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a supplemental appropriation to the Lodgers & Auto Rental Tax (LART) Fund in the amount of \$200,000 for the United States Olympic Museum project recommended by the LART Citizen Advisory Committee

Presenter:
Kara Skinner, Chief Financial Officer

Attachments: [2017 Attachment A - List of LART recommended projects.pdf](#)
[Ordinance for LART USOM project.docx](#)

11. New Business

- 11.A.** [CPC CA 17-00027](#) An Ordinance Amending Section 102 (General Standards) of Part 1 (General Standards) of Article 4 (Site Development Standards of Chapter 7 (Planning Development and Building) of the Code of the City of Colorado Springs 2001, As Amended, Pertaining to ADA Site Accessibility

(Legislative)

Presenter:
Meggan Herington, Assistant Director of Planning
Peter Wysocki, Director of Planning and Development

Attachments: [ADA Accessibility Ordinance Final](#)
[7.5.603 Criteria for Amendments to Zoning Code](#)
[CPC March Minutes - ADA](#)
[CC ADA Site Accessibility](#)

- 11.B.** [17-901](#) A resolution authorizing the disposal of surplus city-property to Setzer Properties, LLC, as the one logical, potential purchaser.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Vector Project for City Council 3-21-17.pptx](#)
[ResolutionAuthorizingDisposalSurplusProp](#)
[X101-CX.X EXHIBIT.pdf](#)

- 11.C. [17-900](#) An ordinance amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$100,000, and to the Conservation Trust Fund (CTF) in the amount of \$150,000, for repair of the Bancroft Park Band Shell

Presenter:

Keith King, City Council Member

Kara Skinner, Chief Financial Officer

Attachments: [Ordinance for Bancroft - GF and CTF.docx](#)

- 11.D. [17-906](#) An ordinance amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a supplemental appropriation to the Lodgers & Auto Rental Tax (LART) Fund in the amount of \$900,278 for the final payment to the Colorado Springs Convention & Visitors Bureau relating to the 2016 contract and for the Pikes Peak Summit House project, as recommended by the LART Citizen Advisory Committee, and to the Pikes Peak - America's Mountain Fund in the amount of \$250,000 for the Summit House project

Presenter:

Kara Skinner, Chief Financial Officer

Attachments: [Ordinance for LART CVB+PPAM.docx](#)

- 11.E. [17-880](#) A resolution authorizing the use of eminent domain to acquire real property owned by Amerco Real Estate Company needed for the Tejon Roundabout Project

Attachments: [Uhaul eminent domain resolution](#)

[Exhibit A Legal Description](#)

[AMERCO Parcel Vicinity Map](#)

12. Public Hearing

13. Added Item Agenda

14. Executive Session

15. Adjourn