



City of Colorado Springs

Regular Meeting Agenda - Final-revised 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, February 12, 2019

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. [19-025](#)

Ordinance No. 19-7 Amending Sections 102 (Definitions) and 103 (Independent Ethics Commission) of Article 3 (Code of Ethics) of Chapter 1 (Administration, Personnel, and Finance) of The Code of The City Of Colorado Springs 2001, as amended, Pertaining to Independent Ethics Commission Alternates and Applicability of the City Code of Ethics

Presenter:

Tracy Lessig, Employment Division Chief, Office of the City Attorney

Attachments: [IEC_AlternatesORD-2018-12-27](#)

4A.B. [CPC ZC
18-00117](#)

Ordinance No. 19-8 amending the zoning map of the City of Colorado Springs pertaining to 2.59 acres located at 2433 East Fountain Boulevard from PBC (Planned Business Center) to C-6/CR (General Business District with Conditions of Record).

(QUASI-JUDICIAL)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Lonna Thelen, Principal Planner, Planning and Community Development

Attachments:

[Zoning Ord. 2433 E Fountain](#)

[Exhibit A - legal description](#)

[Exhibit B - zone change exhibit](#)

[Vicinity Map #2](#)

4A.C. [CPC V
18-00157](#)

Ordinance No. 19-9 vacating portions of a public right-of-way known as Zircon Drive consisting of 0.41 of an acre.

(LEGISLATIVE)

Presenter:

Hannah Van Nimwegen, Senior Planner, Planning and Community Development
Peter Wysocki, Director of Planning and Community Development

Attachments:

[Plan_Dev-ZirconDriveVacationORD-2019-01-15.docx](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zircon Drive Vacation Plat](#)

4A.D. [18-0598](#)

Ordinance No. 19-10 amending Ordinance No. 18-118 (2019 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$41,555 for a transfer to the Capital Improvement Program Fund; and to the Capital Improvement Program Fund in the amount of \$41,555 for street paving in The Estates at Rockrimmon (formerly Crown Hill at Rockrimmon)

Presenter:

Charae McDaniel, Chief Financial Officer
Travis Easton, P.E., Public Works Director
Corey Farkas, Manager of Operations and Maintenance, Public Works

Attachments:

[Ordinance-Supplemental Approp for Assurance -Rockrimmon Estates](#)

4B. First Presentation:

4B.A. [19-098](#) City Council Regular Meeting Minutes January 22, 2019

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [1-22-2019 City Council Meeting Minutes Final.pdf](#)

4B.B. [19-095](#) Appointments to Boards and Commissions

Presenter:
Jacquelyn Puett, Assistant to Council

Attachments: [021219 Boards and Commissions](#)

4B.C. [18-0597](#) A Resolution Rescinding and Replacing Resolution Nos. 09-06 and 10-06, Establishing Special District Review Fees and Including the City's Previously Adopted Special District Policy and Model Service Plans

(Legislative Item)

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

Attachments: [Resolution](#)
[Exhibit A_Special District Policy](#)
[Exhibit B-1-SingleDistrictModelServicePlan9-11-12](#)
[Exhibit B-2_MultiDistrictModelServicePlan9-11-12](#)
[Exhibit C - Special District Proposed Fees](#)
[Figure 1 - Resolution 9-06](#)
[Figure 2 - Resolution 10-06](#)
[Figure 3 - Comparable Cities Data](#)
[Figure 4 - Special District Fee Review Summary - Revised 1-8-19](#)
[Figure 5 - Special District Fee Review Final - Revised 1-8-19](#)
[Figure 6 - Application and Transmittal Form - Jan06](#)
[Figure 7 - Special District Applications 2009-present](#)
[Figure 8 - Count of Special Districts Created by Year](#)
[Figure 9 - Additional Background Information](#)
[Figure 10 - Resolution 113-12](#)
[Presentation](#)

4B.D. [19-052](#) Resolution of Acceptance for the Bear Creek Greenback Cutthroat Trout Habitat Restoration Grant

Presenter:

Tilah Larson, Grants Analyst - Parks, Recreation and Cultural Services
Karen Palus, Director - Parks, Recreation and Cultural Services

Attachments: [1-22-19 - Greenback Trout GOCO Resolution](#)
[1-22-19 - Bear Creek Trout Powerpoint](#)

4B.E. [19-067](#) A Resolution Approving an Economic Development Agreement Between The City Of Colorado Springs and Trisco Foods, LLC

Presenter:

Bob Cope, Economic Development Officer
Chelsea Gaylord, Economic Development Project Manager

Attachments: [Trisco Foods Resolution Regular Session](#)
[Trisco Economic Development Agreement Final Regular Session](#)
[Trisco City Council Presentation Regular Session](#)

4B.F. [19-019](#) An ordinance amending Ordinance No. 18-118 (2019 Appropriation Ordinance) for a supplemental appropriation to the 2C-Road Repair, Maintenance and Improvement Fund in the amount of \$6,000,000 for additional capital expenditures identified for 2019

Presenter:

Charae McDaniel, Chief Financial Officer
Travis Easton, P.E., Public Works Director
Corey Farkas, Manager of Operations and Maintenance Division of Public Works

Attachments: [Supplemental Approp Ord - 2C Fund](#)

- 4B.G.** [CPC CA 18-00164](#) An Ordinance Amending Section 205 (Accessible Parking Space Requirements for the Disabled) of Part 2 (Off-Street Parking 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 Accessible Parking Signs.

(Legislative)

Presenter:

Meggan Herington, Assistant Director of Planning
Robert Hernandez, Title II ADA Manager, Office of Accessibility
Peter Wysocki, Director of Planning and Community Development

Attachments: [AccessibleParkingSignageORD-2018-01-16](#)
[CPC Staff Report ADA Parking Signage](#)
[IllustrationSignageSymbols](#)
[CPC Minutes ADA Parking draft](#)

5. Recognitions

- 5.A.** [19-072](#) A Resolution of appreciation for Kathleen Krager upon her retirement from the City of Colorado Springs

Presenter:

Richard Skorman, City Council President
Jill Gaebler, City Council President Pro-Tem

Attachments: [Retiree Resolution K Krager.docx](#)

- 5.B.** [19-081](#) A Proclamation recognizing February 1, 2019 as National Wear Red Day

Presenter:

Richard Skorman, City Council President

Attachments: [Wear Red Day - 2019- FINAL](#)

- 5.C.** [19-084](#) A proclamation celebrating February 2019 as Black History Month

Presenter:

Richard Skorman, City Council President

Attachments: [Black History Month 2019- FINAL](#)

6. Citizen Discussion

7. Mayor's Business

8. Items Called Off Consent Calendar**9. Utilities Business****10. Unfinished Business**

- 10.A. [CPC MP](#) A resolution adopting the Mill Street Neighborhood Plan, replacing the
[18-00113](#) 2003 Mill Street Preservation Plan and expanding the Plan's geographic
scope.

Presenter:

Catherine Duarte, Senior Analyst, Community Development Division

Attachments:

[Resolution Mill Street Neighborhood Plan](#)

[Fiscal Impact Analysis.Mill Street](#)

[Staff Report Mill Street](#)

[Mill Street Neighborhood Plan Feb12 plan for adoption](#)

[Mill Street Full Appendix Feb12](#)

11. New Business

- 11.A. [19-055](#) Resolution approving the 2019 Action Plan for the use of Federal Block
Grant Funds (CDBG, HOME, ESG) provided through the U.S.
Department of Housing and Urban Development.

Presenter:

Steve Posey, Community Development Division Manager

Peter Wysocki, Director of Planning and Community Development

Attachments:

[2019 AP_Jan2](#)

[2019 Action Plan Council Resolution](#)

[2019 AP Slide Deck.pptx](#)

[Memo re public comment_CDD to Council Feb 12](#)

[Combined comments Jan2 to Feb 1 2019 Draft Action Plan](#)

- 11.B. [19-112](#) An Ordinance Creating a New Part 13 (Temporary Sales Tax Credit in Designated Geographic Areas With Public Improvement Fees) of Article 7 (Sales and Use Tax) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City Of Colorado Springs, 2001, as Amended, Providing for the Temporary Reduction of City Sales Tax Within Certain Designated Geographic Areas for the Purpose of Funding Public Improvements and Supporting Economic Development Through Public Improvement Fees.

Presenter:

Bob Cope, Economic Development Officer

Attachments:

[Scheels PowerPoint Presentation](#)

[Tax Credit-PIF Ordinance - FINAL-Rev -2-6-2019.pdf](#)

[Scheels Credit PIF Agreement](#)

- 11.C. [CPC A](#)
[17-00025R](#) A resolution adopting findings of fact and conclusions of law based thereon and determining the eligibility for annexation of property known as the Briargate Church Assembly of God Annexation.

(Legislative)

Related Files: CPC A 17-00025, CPC ZC 18-00035, CPC DP 18-00036

Presenter:

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

Attachments:

[RES FindingofFacts BriargateChurchAnnexation](#)

[Exhibit A - Annexation Legal Desc](#)

[Figure 1 Planner Affidavit](#)

[Figure 2 City Clerk Affidavit BCAG](#)

[Figure 3 Surveyor Affidavit-signed](#)

11.D. [CPC A
17-00025](#)

An ordinance annexing into the City of Colorado Springs that area known as the Briargate Church Assembly of God Annexation consisting of 8.26 acres.

(Legislative)

Related Files: CPC A 17-00025R, CPC ZC 18-00035, CPC DP 18-00036

Presenter:

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

Attachments:

[AX_ORD_BriargateChurchAnnexation](#)

[Exhibit A - Annexation Legal Desc](#)

[Exhibit B - Briargate Church Assembly of God Annexation Agreement](#)

[Vicinity_detail2](#)

[CPC Staff Report_Briargate Church Assembly of God Annexation_KAC](#)

[FIGURE 1_Project Statement](#)

[FIGURE 2_Annexation Plat](#)

[FIGURE 3_Enclave Map](#)

[FIGURE 4_Fiscal Impact Analysis.Briargate Church](#)

[FIGURE 5_Annexation agreement](#)

[FIGURE 6_BCAG_SECWCD Letter of Assent_7-24-2018](#)

[FIGURE 7_ZC Legal Description](#)

[FIGURE 8_Briargate Church Assembly of God DP](#)

[7.6.203-Annexation Conditions](#)

[CPC_Minutes_BriargateChurchAssemblyofGodAnnex_draft](#)

- 11.E. [CPC ZC 18-00035](#) An ordinance amending the Zoning Map of the City of Colorado Springs relating to 7.78 acres located northeast of the intersection of Voyager Parkway and Springcrest Road establishing the A (Agricultural) zone district.

(Legislative)

Related Files: CPC A 17-00025, CPC ZC 18-00035, CPC DP 18-00036

Presenter:

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

Attachments:

[ZC_ORD_BriargateChurchAX](#)
[Exhibit A - ZC Legal Description](#)
[Exhibit B_Zoning Map_BCAG](#)
[7.5.603 Findings - ZC req_CA](#)

- 11.F. [CPC DP 18-00036](#) Briargate Church Assembly of God Development Plan illustrating future development for religious institution located northeast of the intersection of Voyager Parkway and Springcrest Road.

(Quasi-Judicial)

Related Files: CPC A 17-00025, CPC ZC 18-00035, CPC DP 18-00036

Presenter:

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

Attachments:

[FIGURE 8 Briargate Church Assembly of God DP](#)
[7.5.502.E Development Plan Review](#)

- 11.G. [19-091](#) Resolution Approving a First Amendment to the Service Plan for the Peak Metropolitan District Nos. 1-3 Allowing Covenant Enforcement and Design Review as Operations and Maintenance Functions

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

Attachments:

[Resolution-2019Amendment](#)
[Exhibit1_FirstAmendedServicePlan](#)
[Attachment 1_Resolution 95-18_OriginalServicePlan](#)
[PowerPoint PeakMD 2019_SP Amendment](#)

- 11.H. [19-115](#) A Resolution Amending Resolution 132-18 Authorizing The Disposal Of Surplus City Property To Garrett Baum (Purchaser), As The One Logical, Potential Purchaser

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Baum-Amended-Resolution_132-18](#)
[ExhibitB-Colorado Springs Airport Filing No 1C Plat](#)
[ExhibitA-Baum-Resolution-No_132-18_18-0565](#)
[132-18_GarrettBaum-ResolutionMemo](#)

- 11.I. [19-116](#) A Resolution Amending Resolution 133-18 Authorizing The Disposal Of Surplus City Property To William R. Branyan (Purchaser), As The One Logical, Potential Purchaser

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Branyan-Amended-Resolution_133-18](#)
[ExhibitB-Colorado Springs Airport Filing No 1C Plat](#)
[ExhibitA-Branyan-Resolution-No_133-18_18-0566](#)
[133-18_WilliamRBranyan-ResolutionTitle](#)

- 11.J. [19-117](#) A Resolution Amending Resolution 134-18 Authorizing The Disposal Of Surplus City Property To Bonner G. Gilmore (Purchaser), As The One Logical, Potential Purchaser

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Gilmore-Amended-Resolution_134-18](#)
[ExhibitB-Colorado Springs Airport Filing No 1C Plat](#)
[ExhibitA-Gilmore-Resolution-No_134-18_18-0567](#)
[134-18_BonnerGGilmore-ResolutionMemo](#)

- 11.K. [19-118](#) A Resolution Amending Resolution 135-18 Authorizing The Disposal Of Surplus City Property To Michelle M. McDonald (Purchaser), As The One Logical, Potential Purchaser

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [McDonald-Amended-Resolution_135-18](#)
[ExhibitB-Colorado_Springs_Airport_Filing_No_1C_Plat](#)
[135-18_MichelleMMcDonald-ResolutionMemo](#)
[ExhibitA-McDonald-Resolution_135-18](#)

- 11.L. [19-119](#) A Resolution Amending Resolution 136-18 Authorizing The Disposal Of Surplus City Property To J. Sean O'Hearn (Purchaser), As The One Logical, Potential Purchaser

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [OHearn-Amended-Resolution_136-18](#)
[ExhibitB-Colorado_Springs_Airport_Filing_No_1C_Plat](#)
[136-18_JSeanOHearn-ResolutionMemo](#)
[ExhibitA-OHearn-Resolution_136-18](#)

- 11.M. [19-120](#) A Resolution authorizing the inclusion of certain real property within Peak Metropolitan District No. 2.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Council Memo - Petition for inclusion 2.5.19](#)
[2-5-19- 2d Final Petition to include 18 ac Director parcels](#)
[EXHIBITA-Resolution](#)
[EXHIBIT B](#)
[EXHIBITA-Petition](#)

- 11.N. [19-121](#) A Resolution authorizing the City to enter into an Intergovernmental Agreement (IGA) with Peak Metropolitan District No. 1.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Council Memo - Petition for Reimbursement Agreement 2.5.19](#)
[IntergovernmentalAgreement-Executed](#)
[ResolutionApproving-IGA-](#)

12. Public Hearing

13. Added Item Agenda

14. Executive Session

15. Adjourn