



# City of Colorado Springs

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

## Meeting Minutes City Council

*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**

**Present:** 9 - Councilmember Yolanda Avila, Councilmember Merv Bennett, President Pro Tem Jill Gaebler, Councilmember David Geislinger, Councilmember Don Knight, Councilmember Bill Murray, Councilmember Andy Pico, President Richard Skorman, and Councilmember Tom Strand

### **2. Invocation and Pledge of Allegiance**

The Invocation was made by Chaplain Carl Nelson, Colorado Springs Police Department volunteer.

President Skorman led the Pledge of Allegiance.

### **3. Changes to Agenda/Postponements**

There were no changes to the 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. [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](#)  
[Signed Ordinance 19-7](#)

**This Ordinance was was finally passed on the Consent Calendar.**

**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](#)  
[Signed Ordinance 19-8](#)

**This Ordinance was was finally passed on the Consent Calendar.**

**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](#)  
[Signed Ordinance 19-9](#)

**This Ordinance was was finally passed on the Consent Calendar.**

**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](#)  
[Signed Ordinance 19-10](#)

**This Ordinance was was finally passed on the Consent Calendar.**

#### **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](#)

**The Minutes were approved on the Consent Calendar.**

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

Presenter:

Jacquelyn Puett, Assistant to Council

**Attachments:** [021219 Boards and Commissions](#)

**This Item was approved on the Consent Calendar.**

**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](#)  
[Signed Resolution 15-19](#)

**This Resolution was adopted on the Consent Calendar.**

**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](#)  
[Signed Resolution 16-19](#)

**This Resolution was adopted on the Consent Calendar.**

**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](#)

This Resolution was adopted on the Consent Calendar.

**4B.F.** [19-019](#) Ordinance No. 19-11 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](#)

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

**4B.G.** [CPC CA 18-00164](#) Ordinance No. 19-12 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](#)

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

**Approval of the Consent Agenda**

**Motion by Councilmember Strand, seconded by Councilmember Bennett, 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 9-0-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

**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](#)

[Signed Resolution 18-19](#)

President Pro Tem Gaebler, presented the Resolution of appreciation for Kathleen Krager, Traffic Engineering Division Manager, for her nine years of service with the City of Colorado Springs.

Several councilmembers and Jeff Greene, Chief of Staff, expressed gratitude for all the accomplishments Ms. Krager achieved during her career.

**Motion by Councilmember Strand, seconded by Councilmember Geislinger, that the Resolution be adopted. The motion passed by a vote of 9-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

- 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](#)

President Pro Tem Gaebler read the Proclamation recognizing February 1, 2019 as National Wear Red Day to raise awareness about cardiovascular disease in the City of Colorado Springs.

Dr. Nita Harris, MD, Colorado Springs Board of Directors President, American Heart Association, and Patricia Lobato, Mrs. Southern Colorado International, gave an overview of the hazards of cardiovascular disease and the measures that can be taken to prevent them.

- 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](#)

President Skorman read the Proclamation recognizing February as Black History Month in the City of Colorado Springs.

Citizens Henry Allen and Willie Brazil expressed appreciation for the Proclamation.

Councilmember Bennett spoke about the section of Highway 24 dedicated to the Buffalo Soldiers Memorial.

## **6. Citizen Discussion**

Citizen Gerald Miller donated a book written by Scott Rigsby to the City.

Citizen Mark Huismann spoke about parking issues related to Colorado College in the near North End neighborhood.

Citizens Eric Arnol-Martin, Stephen Winchell, Shirley Cannon, Rose Porter, Nicole Grant, and Ed Snyder spoke in opposition of the current implementation of bike lanes. Councilmember Murray requested information regarding the metering systems in place to monitor the flow of the bike lanes. Jeff Greene, Chief of Staff, stated they will provide that information.

Citizens Jim Schern, Shelly Jensen, Corey Setula, and Jaymen Johnson spoke in favor of the implementation of bike lanes.

Citizen Dennis Leamy spoke about parking issues on Silver Hawk Avenue in the Soaring Eagle development area.

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

There was no Mayor's Business.

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

There were no items called off the Consent Calendar.

## **9. Utilities Business**

There was no Utilities Business.

## **10. Unfinished Business**

### **10.A. [CPC MP 18-00113](#)**

A resolution adopting the Mill Street Neighborhood Plan, replacing the 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](#)  
[Signed Resolution 19-19](#)

Catherine Duarte, Senior Analyst, Community Development Division, presented the Resolution adopting the updated Mill Street Neighborhood Plan.

Citizen Marc Huismann spoke in opposition of the Mill Street Neighborhood Plan because of the proposed soccer stadium. Councilmember Pico clarified that the Mill Street neighborhood is located south of the proposed soccer stadium. Councilmember Geislinger explained that this item is adopting a plan, not changing any zoning.

**Motion by Councilmember Bennett, seconded by Councilmember Murray, that the Resolution adopting the Mill Street Neighborhood Plan, replacing the 2003 Mill Street Preservation Plan and expanding the Plan's geographic scope be adopted. The motion passed by a vote of 9-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

## **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](#)  
[Signed Resolution 20-19](#)

Steve Posey, Community Development Division Manager, presented the 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.



Councilmember Pico stated he will not be supporting this item because of the restrictions put on the funding that will be received from the Federal Block Grant Funds.

Councilmember Strand asked when the funding will be received. Mr. Posey stated they anticipate it will be late summer 2019. Councilmember Strand requested a copy of the timeliness test in regards to the projects scheduled for completion. Mr. Posey agreed to provide that information.

**Motion by Councilmember Murray, seconded by Councilmember Strand, that the 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 (HUD) be adopted. The motion passed by a vote of 8-1-0-0**

**Aye:** 8 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Skorman, and Strand

**No:** 1 - Pico

**11.B.** [19-112](#)

Ordinance No. 19-13 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](#)

Bob Cope, Economic Development Officer, presented the Ordinance providing for the temporary one percent reduction of City sales tax for Scheels All Sports, Inc. and a one percent Credit Public Improvement Fee (PIF) agreement and gave an overview of the economic impact to the City.

Councilmember Murray requested additional information regarding the forty to fifty percent of Scheels All Sports, Inc. sales being received from customers that live outside of the city limits where the store is located. He also requested the Johnstown, CO agreement that shows where Scheels All Sports, Inc. were offered a sales tax reduction. Mr. Cope stated Scheels All Sports, Inc. provided a letter identifying an internal analysis which reflected forty to sixty percent of their customers are from outside their

municipality and will provide a copy of that letter and the Johnstown agreement to Council.

President Pro Tem Gaebler requested additional data on locations that are located in cities similar in size to Colorado Springs. Mr. Cope stated he will request additional data from Scheels All Sports, Inc.

Councilmember Geislinger asked how the City, who is subject to the Taxpayers Bill of Rights (TABOR), can have a temporary sales tax reduction without having it go before the voters. Tom Florczak, Deputy City Attorney, stated temporary tax credits are authorized under TABOR.

Councilmember Pico stated this would give Scheels All Sports, Inc. an unfair competitive advantage.

Councilmember Knight stated he supports this item due to the economic development it will create within the City.

Councilmember Murray stated the existing vendors will lose business to this company because of this incentive.

Councilmember Avila stated she is in support of this project and appreciates the fact that Scheels All Sports, Inc. is employee-owned.

Councilmember Geislinger commented that the company is going to build in this area and he would like to see it be built within the City. He asked if existing businesses will have opportunity for an incentive. Mr. Cope stated they could if they had some type of significant new investment.

Citizen Dale Biggs asked how Scheels All Sports, Inc. is different from Bass Pro Shop and if Bass Pro Shop was refused an incentive. Mr. Cope identified the differences between the retailers and said there was not a discussion for an incentive when the Copper Ridge area was built.

Jeff Greene, Chief of Staff, stated it is important for the City to build its tax base.

**Motion by Councilmember Murray that the 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 be postponed. The motion failed for lack of second.**

**Motion by Councilmember Bennett, seconded by Councilmember Strand, that the 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 be approved on first reading. The motion passed by a vote of 7-2-0-0**

**Aye:** 7 - Avila, Bennett, Gaebler, Geislinger, Knight, Skorman, and Strand

**No:** 2 - Murray, and Pico

- 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](#)

[Signed Resolution 21-19](#)

Catherine Carleo, Principal Planner, Comprehensive Planning, Planning and Community Development Department, presented the Resolution determining the eligibility for annexation of the Briargate Church Assembly of God. Ms. Carleo identified the site location, gave a brief background of the area, details of the proposed annexation, and the surrounding land use. She identified the plan for future development, the key elements of the annexation agreement, the fiscal impact analysis, alignment with PlanCOS, and the stakeholder process.

President Pro Tem Gaebler asked if the area to the north of the proposed

annexation was built out. Ms. Carleo stated it was a majority built out with RR-5 zoning.

Councilmember Knight asked if this church was requesting annexation due to a utilities issue. Ms. Carleo confirmed it was.

Councilmember Geislinger asked if this is part of the Briargate master plan. Ms. Carleo stated it was not.

**Motion by Councilmember Strand, seconded by Councilmember Bennett, that the Resolution of finding that Briargate Church Assembly of God Annexation meets the requirements of and fully complies with Part 1 of Article 12 of Title 31 C.R.S, the Municipal Annexation Act of 1965, as amended and Section 30 of Article II of the Colorado Constitution and that the property is eligible for annexation be adopted. The motion passed by a vote of 8-1-0-0**

**Aye:** 8 - Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

**No:** 1 - Avila

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

Ordinance No. 19-14 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](#)

Please see comments in Agenda item 11.C.

**Motion by Councilmember Bennett, seconded by Councilmember Geislinger, that the Ordinance annexing into the City of Colorado Springs that area known as the Briargate Church Assembly of God Annexation, consisting of 8.26 acres, based upon the findings that the annexation complies with all of the Conditions for Annexation Criteria set forth in City Code Section 7.6.203 be approved on first reading. The motion passed by a vote of 8-1-0-0**

**Aye:** 8 - Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

**No:** 1 - Avila

- 11.E.** [CPC ZC 18-00035](#) Ordinance No. 19-15 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](#)

Please see comments in Agenda item 11.C.

**Motion by Councilmember Strand, seconded by Councilmember Murray, that the Ordinance for the establishment of an A (Agricultural) zone district, based upon the findings that the change of zoning request complies with the three (3) criteria for granting of zone changes as set forth in City Code Section 7.5.603.(B) be approved on first reading. The motion passed by a vote of 8-1-0-0**

**Aye:** 8 - Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

**No:** 1 - Avila

- 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](#)

Please see comments in Agenda item 11.C.

**Motion by Councilmember Geislinger, seconded by Councilmember Bennett, that the Briargate Church Assembly of God Development Plan, based upon the findings that the proposal meets the review criteria for development plans as set forth in City Code Section 7.5.502(E) be approved. The motion passed by a vote of 8-1-0-0**

**Aye:** 8 - Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

**No:** 1 - Avila

- 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](#)  
[Signed Resolution 22-19](#)

Carl Schueler, Planning Manager, Comprehensive Planning, Planning and Development Department, presented the 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.

There were no comments on this item.

**Motion by Councilmember Murray, seconded by Councilmember Bennett, that the Resolution Approving a First Amendment to the Service Plan for the Peak Metropolitan District Nos. 1-3 Allowing Covenant Enforcement and Design Review as Authorized Functions be adopted. The motion passed by a vote of 9-0-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

- 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](#)  
[Signed Resolution 23-19](#)

There were no comments on this item.

**Motion by Councilmember Murray, seconded by Councilmember Strand, that the Resolution amending Resolution 132-18 authorizing the disposal of surplus City property to Garrett Baum (Purchaser), as the one logical, potential purchaser be adopted. The motion passed by a vote of 9-0-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

- 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](#)  
[Signed Resolution 24-19](#)

There were no comments on this item.

**Motion by Councilmember Strand, seconded by Councilmember Murray, that the Resolution Amending Resolution 133-18 authorizing the disposal of surplus City property to William R. Branyan (Purchaser), as the one logical, potential purchaser be adopted. The motion passed by a vote of 9-0-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

- 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](#)  
[Signed Resolution 25-19](#)

There were no comments on this item.

**Motion by Councilmember Murray, seconded by Councilmember Strand, that the Resolution amending Resolution 134-18 authorizing the disposal of surplus City property to Bonner G. Gilmore (Purchaser), as the one logical, potential purchaser be adopted. The motion passed by a vote of 9-0-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

- 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](#)  
[Signed Resolution 26-19](#)

There were no comments on this item.

**Motion by Councilmember Geislinger, seconded by Councilmember Murray, that the Resolution amending Resolution 135-18 authorizing the disposal of surplus City property To Michelle M. McDonald (Purchaser), as the one logical, potential purchaser be adopted. The motion passed by a vote of 9-0-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

- 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](#)  
[Signed Resolution 27-19](#)

There were no comments on this item.

**Motion by Councilmember Geislinger, seconded by Councilmember Murray, that the Resolution amending Resolution 136-18 authorizing the disposal of surplus City property to J. Sean O'Hearn (Purchaser), as the one logical, potential purchaser be adopted. The motion passed by a vote of 9-0-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

- 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](#)  
[Signed Resolution 28-19](#)

There were no comments on this item.

**Motion by Councilmember Murray, seconded by Councilmember Bennett, that the Resolution authorizing the City to include Lot 1 and Tract A into the boundaries of District No. 2 and authorizes the execution and delivery of the Petition for Inclusion and all documents in connection therewith be adopted. The motion passed by a vote of 9-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

**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-](#)  
[Signed Resolution 29-19](#)

There were no comments on this item.

**Motion by Councilmember Murray, seconded by Councilmember Bennett, that the Resolution authorizing the City to execute an IGA with Peak Metropolitan District No. 1 be adopted. The motion passed by a vote of 9-0-0**

**Aye:** 9 - Avila, Bennett, Gaebler, Geislinger, Knight, Murray, Pico, Skorman, and Strand

## **12. Public Hearing**

There was no Public Hearing.

## **13. Added Item Agenda**

There were no items added to the Agenda.

## **14. Executive Session**

There was no Executive Session.

**15. Adjourn**

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

Sarah B. Johnson, City Clerk