



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, February 26, 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. [19-019](#)

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](#)

- 4A.B.** [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](#)

4B. First Presentation:

- 4B.A.** [19-141](#) City Council Regular Meeting Minutes February 12, 2019

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [2-12-2019 City Council Meeting Minutes Final.pdf](#)

- 4B.B.** [19-138](#) Appointments to Boards and Commissions

Presenter:

Jacquelyn Puett, Assistant to Council

Attachments: [022619 Boards and Commissions](#)

- 4B.C.** [19-048](#) Resolution of Support for the City of Colorado Springs' Application to Great Outdoors Colorado for the North Cheyenne Cañon Park Stewardship Program

Presenter:

Tilah Larson, Senior Grants Analyst - Parks, Recreation and Cultural Services

Karen Palus, Director - Parks, Recreation and Cultural Services

Attachments: [2-11-19 - Stewardship City Council Resolution of Support](#)

- 4B.D.** [19-058](#) Request to Establish a Public Hearing Date for the Consideration of a Resolution Regarding Certain Changes to Colorado Springs Utilities' Open Access Transmission Tariff Setting Forth Joint Dispatch Transmission Service

Presenter:

David Beckett, Senior Attorney

Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

Attachments:

[CSU OATT JDA Tariff - Redlined - Excerpt Only.pdf](#)

[OATT 2019 Resolution to Add Joint Dispatch Transmission Service.docx](#)

5. Recognitions

- 5.A.** [19-131](#) A proclamation celebrating the Transforming Safety Grant

Presenter:

Richard Skorman, City Council President

Attachments:

[Transforming Safety - 2019](#)

6. Citizen Discussion

7. Mayor's Business

- 7.A.** [19-132](#) A Resolution Confirming the Mayor's Appointment of Vincent B. Niski as Police Chief

Presenter:

John Suthers, Mayor

Attachments:

[Niski Resolution.docx](#)

- 7.B.** [19-133](#) Nomination to reappoint Kathy Boe for a three year term on the Colorado Springs Health Foundation Board of Trustees.

Presenter:

Mayor John Suthers

Attachments:

[2019 Kathy Boe Bio](#)

- 7.C.** [19-134](#) Nomination to reappoint Jon Medved for a three year term on the Colorado Springs Health Foundation Board of Trustees.

Presenter:

Mayor John Suthers

Attachments:

[Medved Bio Redacted](#)

- 7.D. [19-135](#) Nomination to reappoint Thayer Tutt for a three year term on the Colorado Springs Health Foundation Board of Trustees.

Presenter:
Mayor John Suthers

Attachments: [2019 Thayer Tutt Bio](#)

8. Items Called Off Consent Calendar

9. Utilities Business

10. Unfinished Business

- 10.A. [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](#)

10.B. [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](#)

10.C. [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](#)

11. New Business

- 11.A. [19-145](#) A Resolution Approving the Credit Public Improvement Fee Agreement Between the City of Colorado Springs, Scheels All Sports, Inc., and Interquest North Business Improvement District.

Presenter:

Bob Cope, Economic Development Officer

Attachments:

[Scheels Resolution 2019](#)

[Scheels Power Point 2.25.19 Resolution](#)

[Credit PIF AGREEMENT-FINAL -2-19-19](#)

12. Public Hearing

- 12.A. [CPC A 18-00124R](#) A resolution adopting findings of fact and conclusions of law based thereon and determining the eligibility for annexation of property known as USAFA Addition No. 1 Annexation

Related Files: CPC A 18-00124, CPC A 18-00125, CPC MP 18-00138, CPC PUZ 18-00137, CPC PUP 18-00177

Presenter:

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

Attachments:

[RES Findingsoffact USAFA additionNo1](#)

[EXHIBIT A Legal Description USAFA Addition No. 1 Annexation](#)

[Exhibit B - Agr Usafa Annexation No1](#)

[EXHIBIT 12A Planner Affidavit USAFA Annexation](#)

[EXHIBIT 12B Clerk Affidavit USAFA Annexation](#)

[EXHIBIT 12C Surveyor Affidavit USAFA Annexation](#)

12.B. [CPC A
18-00124](#)

An ordinance annexing into the City of Colorado Springs an area known as the USAFA Addition No.1 Annexation of 85.23 acres located southwest of North Gate Boulevard and Interstate 25 along Interstate 25 west of existing City limits.

(Legislative)

Related Files: CPC A 18-00124, CPC A 18-00125, CPC MP 18-00138, CPC PUZ 18-00137, CPC PUP 18-00177

Presenter:

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

Attachments:

[ORD_USAFA_AdditionNo1](#)

[EXHIBIT A Legal Description USAFA Addition No. 1 Annexation](#)

[CPC Staff Report USAFA Annexation](#)

[USAFA Annexation Addition No. 1 Agreement](#)

[Vicinity-Ortho w-surrounding](#)

[Annexation Map](#)

[FIGURE 1 Project Statement True North Commons](#)

[FIGURE 2 Mining Museum Comment Letter](#)

[FIGURE 3 Comment Response Letter Mining Museum](#)

[FIGURE 4 USAFA Comment](#)

[FIGURE 5 El Paso County Review Comments](#)

[FIGURE 6 Comment Response Letter County](#)

[FIGURE 7 Annexation Plat No. 1](#)

[FIGURE 8 Annexation Plat No. 2](#)

[FIGURE 9 USAFA Annexation Petition](#)

[FIGURE 10 USAFA Annexation Exhibit](#)

[FIGURE 11 USAFA Annexation Addition No. 1](#)

[FIGURE 12 FIA True North Commons](#)

[FIGURE 13 Master Plan - Concept Plan True North Commons](#)

[FIGURE 14 LSA True North Commons](#)

[FIGURE 15 Colorado Geological Survey Comments](#)

[FIGURE 16 Conformance with the City PlanCOS](#)

[FIGURE 17 True North Commons Annexation Exhibit](#)

[7.6.203-Annexation Conditions](#)

[USAFA Annexation Public Comment 1-16-19](#)

[STAFF Presentation USAFA CC 2-26-19](#)

- 12.C. [CPC A 18-00125R](#) A resolution adopting findings of fact and conclusions of law based thereon and determining the eligibility for annexation of property known as USAFA Addition No. 2 Annexation.

Related Files: CPC A 18-00124, CPC A 18-00125, CPC MP 18-00138, CPC PUZ 18-00137, CPC PUP 18-00177

Presenter:

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

Attachments:

[RES_finsingsoffact_USAFA additionNo2](#)

[EXHIBIT A Legal Description USAFA Addition No. 2 Annexation](#)

[Exhibit B - Agr Usafa Annexation No2](#)

[EXHIBIT 12A Planner Affidavit USAFA Annexation](#)

[EXHIBIT 12B Clerk Affidavit USAFA Annexation](#)

[EXHIBIT 12C Surveyor Affidavit USAFA Annexation](#)

- 12.D. [CPC A 18-00125](#) An ordinance annexing into the City of Colorado Springs an area known as the USAFA Addition No.2 Annexation of 97.90 acres west of Interstate 25 along North Gate Boulevard.
(Legislative)

Related Files: CPC A 18-00124, CPC A 18-00125, CPC MP 18-00138, CPC PUZ 18-00137, CPC PUP 18-00177

Presenter:

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

Attachments:

[ORD USAFA AdditionNo2](#)

[EXHIBIT A Legal Description USAFA Addition No. 2 Annexation](#)

[FIGURE 8 Annexation Plat No. 2](#)

[7.6.203-Annexation Conditions](#)

12.E. [CPC MP
18-00138](#)

A resolution for The True North Commons Master Plan illustrating future development of 57.84 acres and 125.30 acres open space located southwest of North Gate Boulevard and Interstate 25.
(Legislative)

Related Files: CPC A 18-00124, CPC A 18-00125, CPC MP 18-00138, CPC PUZ 18-00137, CPC PUP 18-00177

Presenter:

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

Attachments:

[RES TrueNorthCommonsMasterPlan](#)

[Exhibit A](#)

[FIGURE 13 Master Plan - Concept Plan True North Commons](#)

[FIGURE 14 LSA True North Commons](#)

[7.5.408 MASTER PLAN REVIEW CRITERIA](#)

12.F. [CPC PUZ
18-00137](#)

An ordinance establishing the PUD (Planned Unit Development; Commercial, Office, Retail, Institutional, Hospitality, Open Space) zone district pertaining to 183.14 acres located southwest of North Gate Boulevard and Interstate 25.
(Legislative)

Related Files: CPC A 18-00124, CPC A 18-00125, CPC MP 18-00138, CPC PUZ 18-00137, CPC PUP 18-00177

Presenter:

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

Attachments:

[ZC ORD USAFA](#)

[EXHIBIT A Zone Change Legal True North Commons](#)

[EXHIBIT B Zone Change Exhibit True North Commons](#)

[7.5.603 Findings - ZC req CA](#)

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

12.G. [CPC PUP
18-00177](#)

The True North Commons Concept Plan illustrating future development of 57.84 acres of commercial, office, retail, institutional, and hospitality located southwest of North Gate Boulevard and Interstate 25.
(Quasi-Judicial)

Related Files: CPC A 18-00124, CPC A 18-00125, CPC MP 18-00138, CPC PUZ 18-00137, CPC PUP 18-00177

Presenter:

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

Attachments:

[FIGURE 13 Master Plan - Concept Plan True North Commons](#)

[7.5.501.E Concept Plans](#)

[7.3.605 PUD Concept Plan](#)

12.H. [AR PFP
18-00678](#)

An appeal of City Planning Commission's decision to deny a preliminary and final plat for 28 Polo to subdivide one 38,460 square foot lot into two single-family lots located at 28 Polo Drive.

(Quasi-Judicial)

Related Files: AR NV 17-00123, AR NV 17-00124, AR PFP 17-00122

Presenter:

Peter Wysocki, Director Planning and Community Development

Lonna Thelen, Principal Planner, Planning and Community Development

Attachments:

[Appeallant Appeal Statement](#)

[VINICNITY MAP - 2](#)

[28 Polo - CC powerpoint - LT](#)

[CPC Staff Report 28 Polo](#)

[FIGURE 1 - Preliminary Plat](#)

[FIGURE 2 - Final Plat](#)

[FIGURE 3 - Record of Decision](#)

[FIGURE 4 - 2017 appeal of 28 Polo](#)

[FIGURE 5 - CPC July 20 2017 - 28 Polo Minutes](#)

[FIGURE 6 - CC August 22. 2017 - 28 Polo Minutes](#)

[FIGURE 7 - Project Statement](#)

[FIGURE 8 - Applicant's response to inital review](#)

[FIGURE 9 - Comments recieved during internal review](#)

[FIGURE 10 - Lot sizes](#)

[FIGURE 11 - CGS Geologic Hazard Review](#)

[7.7.102 Subdivision Plats Review Criteria](#)

[7.7.204 Preliminary Plat Req - Subdivision Plats Review Criteria](#)

[7.7.303 Final Plat Req - Subdivision Plats Review Criteria](#)

[28 Polo Correspondence](#)

[JimDohertyOpposition.ltr](#)

[CPC DraftMinutes 28 Polo](#)

- 12.I. [AR NV 18-00679](#) An appeal of City Planning Commission's decision to deny a nonuse variance for 28 Polo to allow a 67 foot lot width at the rear setback line for Lot 1 and a 59 foot lot width at the rear setback line for Lot 2 where 100 feet of lot width is required at the front and rear setback line located at 28 Polo Drive.

(Quasi-Judicial)

Related Files: AR NV 17-00123, AR NV 17-00124, AR PFP 17-00122

Presenter:

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

Attachments: [FIGURE 1 - Preliminary Plat](#)
[7.5.802.B Nonuse Variance](#)

- 12.J. [AR NV 18-00680](#) An appeal of City Planning Commission's decision to deny a nonuse variance for 28 Polo to allow two 19,230 square foot lots where 20,000 square feet is required in the R zoned district located at 28 Polo Drive.

(Quasi-Judicial)

Related Files: AR NV 17-00123, AR NV 17-00124, AR PFP 17-00122

Presenter:

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

Attachments: [FIGURE 1 - Preliminary Plat](#)
[7.5.802.B Nonuse Variance](#)

13. Added Item Agenda

14. Executive Session

15. Adjourn