



City of Colorado Springs

Regular Meeting Agenda - Final-revised City Council

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

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Tuesday, February 9, 2021

10:00 AM

Council Chambers

How to Watch the Meeting

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How to Comment on Agenda Items

Before the meeting, you may email general comments for items not on the agenda or comments regarding agenda items to: allcouncil@coloradosprings.gov

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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.** [20-683](#) Ordinance No. 21-15 amending Ordinance No. 20-92 (2021 Appropriation Ordinance) for a Supplemental Appropriation to the Memorial Health System Enterprise Fund in the amount of \$3,912,580 to transfer monies received from the periodic reconciliation with UC Health to the Colorado Springs Health Foundation

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [Supplemental Approp Ord for MHS for UCH recon payment - 01 11 21](#)

- 4A.B.** [20-660](#) Ordinance No. 21-16 amending Ordinance No. 19-87 (2020 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$1,862,882, and to the Lodgers and Auto Rental Tax (LART) Fund in the amount of \$72,147, which will be transferred to the General Fund and is included in the \$1,862,882, for the retention of 2019 fiscal year revenue above the 2019 fiscal year revenue and spending limitations (TABOR Cap), approved by voters in the November 2020 coordinated election to be retained and spent for the benefit of public safety

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [Ordinance for Supplemental - 2019 TABOR Public Safety](#)

- 4A.C.** [20-681](#) Ordinance No. 21-17 amending Section 115 (Automated Vehicle Identification System (AVIS)) of Part 1 (General Provisions) of Article 1 (Administration and Enforcement) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, pertaining to AVIS Procedures.

Presenter:
Vince Niski, Chief of Police
Jeff Strossner, Commander SED

Attachments: [MuniCt-AVIS AmendmentCh10-1-115-DRAFT.docx](#)

4A.D. [CPC PUZ
20-00119](#)

Ordinance No. 21-18 amending the zoning map of the City of Colorado Springs relating to 42.784 acres from Planned Unit Development: Hospital, Office, Medical Office, and General Commercial to Planned Unit Development: Residential and Open Space; Density of 15-24.99 Dwelling Units Per Acre; Maximum Building Height of 75 Feet

(Quasi-Judicial)

Related Files: CPC MPA 04-00043-A6MJ20, CPC PUZ 20-00119, and CPC PUP 20-00120

Presenter:

Daniel Sexton, Principal Planner, Planning & Community Development
Peter Wysocki, Director, Planning & Community Development

Attachments: [ORD_ZoneChange_OverlookatCentennial](#)
[Exhibit A - PUD Zone Change Legal](#)
[Exhibit B - PUD Zone Change](#)
[Vicinity Map](#)

4A.E. [CPC ZC
20-00116](#)

Ordinance No. 21-19 amending the zoning map of the City of Colorado Springs pertaining to 7.38 acres located southwest of the Rio Vista Drive and Barnes Road intersection from PUD/AO (Planned Unit Development: multi-family with an Airport Overlay) to PBC/AO (Planned Business Center with Airport Overlay)

(Quasi-Judicial)

Related Files: CPC ZC 20-00116 and CPC CP 20-00117

Presenter:

Daniel Sexton, Principal Planner, Planning & Community Development
Peter Wysocki, Director, Planning & Community Development

Attachments: [ZC ORD Rio Vista](#)
[Exhibit A - Legal Description](#)
[Exhibit B-Zone Change](#)
[Vicinity Map](#)

- 4A.F.** [21-047](#) Ordinance No. 21-20 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 City Employee Candidacy for Election

Presenter:

Michael Sullivan, Chief Human Resources and Risk Officer
Tracy Lessig, City Attorney's Office

Attachments: [Employee Candidacy Ordinance Final](#)

- 4A.G.** [21-085](#) Ordinance No. 21-22 creating a six (6) month moratorium on the enforcement of certain zoning code violations related to carports in front-yard setbacks

(Legislative)

Presenter:

Peter Wysocki - Director, Planning & Community Development

Attachments: [CarportMoratoriumORD-2021-01-14](#)

4B. First Presentation:

- 4B.A.** [21-095](#) City Council Regular Meeting Minutes January 26, 2021

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [1-26-2021 City Council Meeting Minutes Final](#)

- 4B.B.** [21-076](#) Appointments to Boards, Commissions and Committees

Presenter:

Michael Montgomery, Deputy City Council Administrator

Attachments: [020921 Boards Commissions and Committee Appointments](#)

- 4B.C.** [21-036](#) Resolution to approve the draft 2021 Annual Action Plan for HUD submittal

Presenter:

Catherine Duarte, Senior Analyst, Community Development Division
Steve Posey, HUD Program Manager, Community Development Division
Peter Wysocki, Planning & Community Development Department Director

Attachments: [2021 Action Plan Council Resolution](#)
[2021 AAP Master Draft Jan4 w appendix](#)

- 4B.D.** [21-011](#) An Ordinance Amending Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Motor Vehicles and Providing Penalties for the Violation Thereof

Presenter:

Amy Loft, Prosecution, City Attorney's Office

Attachments: [Ordinance Bicycle E-scooterCh10 2020-10-07](#)
[2021_1_25_Chapter 10 Council Presentation](#)

- 4B.E.** [21-072](#) A Resolution adopting the Rules and Procedures for the Lodgers and Automobile Rental Tax Citizens' Advisory Committee

Presenter:

Jill Gaebler, Councilmember District #5
Wayne Williams, Councilmember At-large
Michael Montgomery, Deputy City Council Administrator

Attachments: [RES_LART Rules and Procedures 1-15-21](#)
[LART CAC-RulesandProcedures Clean 01.15.2020](#)
[LART CAC-RulesandProcedures Redline 01.15.2020](#)
[LART Rules and Procedures Exhibit 1](#)

- 4B.F.** [21-053](#) Resolution Approving an Increase in the Aggregate Bond Amount for the USAFA Visitors Center Business Improvement District for Issuance of Series A, B and C Bonds Previously Authorized by Resolution No. 103-19 and Extending the Deadline for Issuance

(Legislative Item)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development

Bob Cope, Economic Development Officer

Attachments: [RES USAFA Visitors Center BID](#)

[1- Resolution 103-19](#)

[2- Resolution 94-20](#)

[3- Budget Committee Presentation 01-12-2021](#)

[4- 2020-01-21 USAFA Financing Plan](#)

[5- BID Costs and Bonding](#)

[6- Budget Committee Presentation 01-18-2021](#)

[PowerPoint](#)

- 4B.G.** [21-102](#) The City Clerk reports that on January 21, 2021 there was filed with her a petition for the annexation of Baier Addition No. 1 Annexation. The City Clerk herewith communicates such to City Council and recommends that the petition and map be referred to the City Administration for review and recommendation regarding whether the petition is in substantial compliance with Section 31-12-107(1).

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [Baier Vicinity Map](#)

[Baier Addition Petition](#)

5. Recognitions

- 5.A.** [21-096](#) A Proclamation celebrating February as Black History Month

Presenter:

Tom Strand, Council President Pro Tem/Councilmember At-large

Attachments: [Black History Month](#)

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

7. Mayor's Business

- 7.A. [21-098](#) A Resolution Confirming the Mayor's Appointment of Randolph Royal as the Fire Chief

Presenter:
John Suthers, Mayor

Attachments: [2021 Fire Chief Resolution](#)

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

- 9.A. [21-065](#) Resolution Approving an Agreement Providing Water Service to Land Located Outside the City Limits of Colorado Springs and Agreement to Annex for Lot 1 Fox Rock Subdivision

Presenter:
Brian Whitehead, System Extensions Manager, Colorado Springs Utilities
Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

Attachments: [Final Resolution 2-9-21](#)
[Final Agreement to Annex 2-9-21](#)
[CC Powerpoint Presentation 2-9-2021 MJG](#)

10. Unfinished Business

- 10.A. [21-033](#) Ordinance No. 21-21 Creating Part 14 (Temporary Rebate Of 2% General Fund Portion Of City Sales Tax For Qualifying Restaurants For Lost Revenue As A Result Of The Economic Disruptions Due To The Presence Of Coronavirus Disease 2019 (Covid-19) 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, Pertaining To Temporary Rebate Of City Sales Tax

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [SalesTax-RebateCOVID-ORD-2020-01-06](#)

11. New Business

- 11.A. [CPC CA
19-00135](#) An ordinance repealing and reordaining Part 12 (Park and School Site Dedications) of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to park land dedication

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Britt Haley, Parks Development Manager/TOPS Program Manager
Chris Lieber, N.E.S. Inc.

Attachments:

[PLDO ORD](#)

[Exhibit A to PLDO ORD](#)

[Meeting Presentation City Council Work Session 1-25-2021](#)

[ACS 2019 Raw Household data.pdf](#)

[PLDO ORD 2.3.2021Updated](#)

[Meeting Presentation City Council Public Hearing 2-9-2021 - Final](#)

- 11.B. [21-015](#) A Resolution Adopting the Park Land Dedication Ordinance Criteria Manual

Peter Wysocki, Director of Planning and Community Development
Britt Haley, Parks Development Manager/TOPS Program Manager
Chris Lieber, N.E.S., Inc.

Attachments:

[Resolution PLDOCriteriaManual01122021](#)

[PLDO Manual 2021FINAL 2-3-21.pdf \(Reduced Size\)](#)

- 11.C. [20-679](#) A Resolution Adopting the Neighborhood Park Geographic Service Areas Map

(Legislative)

Peter Wysocki, Director of Planning and Community Development
Britt Haley, Parks Development Manager/TOPS Program Manager
Chris Lieber, N.E.S., Inc.

Attachments:

[Resolution Geographic Service Areas with ExhibitA01122021](#)

[PLDO NSA FinalNewNamingConvention](#)

- 11.D. [20-680](#) A Resolution Establishing the Fee Schedule Associated with the Park Land Dedication Requirements of the City Code of Colorado Springs.

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Britt Haley, Parks Development Manager/TOPS Program Manager
Chris Lieber, N.E.S. Inc.

Attachments:

[RES_PLDO_FEESINLIEU](#)

[Final Revised Appraisal 7.29.20](#)

[Exhibit A 5.5 AC PER 1000 LAND DEDICATION 2019 ACS Data](#)

[Exhibit B 7.5 AC PER 1000 LAND DEDICATION 2019 ACS Data](#)

- 11.E. [21-017](#) An Ordinance creating a new Part 19 (School Site Dedications) of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to school site dedication

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Britt Haley, Parks Development Manager/TOPS Program Manager
Chris Lieber, N.E.S. Inc.

Attachments:

[SchoolSiteDedications_ORD](#)

- 11.F. [CPC CA 21-00004](#) An ordinance amending Section 210 (Service Without Annexation) of Part 2 (Annexations) of Article 6 (Planning Commission and Annexations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to school site section change

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Britt Haley, Parks Development Manager/TOPS Program Manager
Chris Lieber, N.E.S. Inc.

Attachments:

[SchoolSiteSectionChange-CodeCleanUpORD](#)

12. Public Hearing

13. Added Item Agenda

14. Executive Session

15. Adjourn