



City of Colorado Springs

Regular Meeting Agenda - Final City Council

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

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Tuesday, November 14, 2023

10:00 AM

Council Chambers

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Estimated agenda item times are provided for planning purposes and do not constitute notice of a specific time for any item. Items may take more or less time than estimated. City Council may amend the order of items.

1. Call to Order and Roll Call

2. Invocation and Pledge of Allegiance

Following a recess of the Regular City Council meeting, City Council shall reconvene as the Colorado Springs Board of Directors of the Briargate General Improvement Distinct 2021 for action on the following items:

- 2.A.** [23-511](#)
Est. Time: 5
minutes
- A Public Hearing on the Budget for the Colorado Springs Briargate General Improvement District 2021, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2024 and Ending on the Last Day of December 2024
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [2024 Briargate GID 2021 Budget](#)
[Briargate GID 2021 Map](#)
- 2.B.** [23-509](#)
Est. Time: 5
minutes
- A Resolution Fixing and Certifying a 4.409 Mill Levy for the Colorado Springs Briargate General Improvement District 2021, Colorado Springs, Colorado, for the 2024 Budget Year
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [01 Res to Fix Mill Levy for Briargate GID 2021 10 23 23](#)
- 2.C.** [23-510](#)
Est. Time: 5
minutes
- A Resolution Summarizing Expenditures and Revenues, Adopting a Budget, and Appropriating Funds for the Colorado Springs Briargate General Improvement District 2021, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2024 and Ending on the Last Day of December 2024
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [2024 Briargate GID 2021 Budget](#)
[02 Res to Adopt Budget and Appropriate for Briargate GID 2021 10 23 23](#)

Following adjournment of the Briargate General Improvement District 2021, City Council shall reconvene as the Colorado Springs Board of Directors of the Market place at Austin Bluffs General Improvement Distinct for action on the following items:

- 2.D.** [23-514](#)
Est. Time: 5 minutes
- A Public Hearing on the Budget for the Colorado Springs Marketplace at Austin Bluffs General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2024 and Ending on the Last Day of December 2024
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [MAB GID Budget 2024](#)
[MARKETPLACEATAUSTINBLUFFSGID-Tax-Map](#)
- 2.E.** [23-512](#)
Est. Time: 5 minutes
- A Resolution Fixing and Certifying a 50.00 Mill Levy for the Purpose of Servicing Debt on the General Obligation Bonds of the Colorado Springs Marketplace at Austin Bluffs General Improvement District, Colorado Springs, Colorado, for the 2024 Budget Year
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [01_Res to Fix Mill Levy for MAB GID_10 23 23](#)
- 2.F.** [23-513](#)
Est. Time: 5 minutes
- A Resolution Summarizing Expenditures and Revenues, Adopting a Budget, and Appropriating Funds for the Colorado Springs Marketplace at Austin Bluffs General Improvement District, Colorado Springs, Colorado, for the Calendar Year Beginning on the First Day of January 2024 and Ending on the Last Day of December 2024
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [MAB GID Budget 2024](#)
[02_Res to Adopt Budget for MAB GID_10 23 23](#)

Following adjournment of the Colorado Springs Board of Directors of the Market place at Austin Bluffs General Improvement Distinct, City Council shall reconvene the City Council meeting.

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. [23-550](#)

Ordinance No. 23-59 identifying and approving the Colorado Springs Utilities' Annual Sources of Funds for the Year Ending December 31, 2024

Presenter:

Tristan Gearhart, Chief Planning and Finance Officer, Colorado Springs Utilities
Travas Deal, Chief Executive Officer, Colorado Springs Utilities

Attachments:

[2024 Annual Budget & Sources of Funds](#)
[10-24-2023 CC 2024 Source of Funds Ordinance.docx](#)

4A.B. [23-549](#)

Ordinance No. 23-60 Approving the Annual Budget for Colorado Springs Utilities and Appropriating Monies for the Several Purposes Named in the Colorado Springs Utilities' Annual Budget for the Year Ending December 31, 2024

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities
Tristan Gearhart, Chief Planning and Finance Officer, Colorado Springs Utilities

Attachments:

[2024 Annual Budget & Sources of Funds](#)
[10-24-2023 CC 2024 Budget Ordinance.docx](#)

4B. First Presentation:

4B.A. [23-592](#)

City Council Regular Meeting Minutes October 24, 2023

Presenter:

Sarah B. Johnson, City Clerk

Attachments:

[10-24-2023 City Council Meeting Minutes Final](#)

4B.B. [23-351](#)

A Resolution to amend the 2020-2024 Consolidated Plan and 2023 Annual Action Plan to enable the City of Colorado Springs to apply for the U.S. Department of Housing and Urban Development's Section 108 Loan Guarantee Program

Presenter:

Paul Morrow, Senior Analyst, Housing and Community Vitality Department

Attachments:

[2023 AAP Amdt 1_ConPlan Amdt 3_Council Resolution](#)

[Attachment A - ConPlan Amendment 3](#)

[Attachment B - 2023 Annual Action Plan Amendment 1](#)

[Council Work Session Presentation 10-10-23](#)

4B.C. [23-559](#)

A Resolution Repealing Resolution 50-16 and Dissolving the Council President's Special Marijuana Working Group

Presenter:

Randy Helms, Council President and Councilmember District 2
Charae McDaniel, Chief Financial Officer
Sarah Johnson, City Clerk

Attachments:

[A RESOLUTION REPEALING RESOLUTION 50-16 AND DISSOLVING THE COUNCIL PRESIDENT'S SPECIAL MARIJUANA WORKING GROUP](#)

[Resolution 50-16-1](#)

4B.D. [23-588](#)

A Resolution Setting the Street Lighting Service Revenue Requirement for the Period of January 1, 2024 Through December 31, 2024

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities
Tristan Gearhart, Chief Planning and Finance Officer

Attachments:

[11-14-2023 -2024 MG Street Lighting Resolution.docx](#)

[Worksheet 2024 Street Lighting Cost of Service.pdf](#)

4B.E. [23-494](#)

A Resolution Regarding Certain Changes to the Natural Gas Service Boundary across Sterling Ranch.

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities
Todd Sturtevant, Manager, Customer Utilities Connections

Attachments:

[FINAL - City Council \(11-14\) - Sterling Ranch Gas Service Boundary Adjustment 10302023](#)
[SterlingRanchCC_RES-2023-10-30](#)

4B.F. [ZONE-23-0012](#)

An ordinance amending the zoning map of the City of Colorado Springs relating to 1.23 acres located at 4760 Flintridge Drive from MX-N (mixed use neighborhood scale) to MX-M (mixed use medium scale).

Presenter:

Austin Cooper, Planner II, Planning and Neighborhood Services
Peter Wysocki, Planning Director, Planning and Neighborhood Services

Attachments:

[Ordinance_ Quik Trip Academy and Flintridge](#)
[Quik Trip Staff Report](#)
[Figure 1 - Project Statement](#)
[Figure 2 - Public Comments](#)
[Figure 3 - Public Comment Response](#)
[Figure 4 - Exhibit A](#)
[Figure 5 - Exhibit B](#)
[Figure 6 - Trip Generation Comparison](#)
[7.5.502.E Development Plan Review](#)
[7.5.603.B Findings - ZC](#)
[7.A-B. Staff_ Quik Trip Zone Change](#)

- 4B.G.** [ANEX-23-0002](#) A resolution finding a petition for annexation of the area known as Capital Drive Addition No. 2 Annexation consisting of 6.63 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of January 9, 2024, for the Colorado Springs City Council to consider the annexation of the area.
(Legislative)

Presenter:
Gabe Sevigny, Planning Supervisor Planning & Neighborhood Services
Peter Wysocki, Planning & Neighborhood Services

Attachments: [Resolution-Hearing Setting-Capital Drive Addition No 2](#)
[Capital Drive Addition No 2 - Petition](#)
[Exhibit B - Plat Capital Drive Addition No 2](#)
[Vicinity Map](#)
[Aerial Location Map](#)

- 4B.H.** [ANEX-23-0003](#) A resolution finding a petition for annexation of the area known as Capital Drive Addition No. 3 Annexation consisting of 1.01 acres to be in substantial compliance with section 31-12-107(1), C.R.S. and setting a hearing date of January 9, 2024, for the Colorado Springs City Council to consider the annexation of the area.
(Legislative)

Presenter:
Gabe Sevigny, Planning Supervisor Planning & Neighborhood Services
Peter Wysocki, Planning & Neighborhood Services

Attachments: [Resolution-Hearing Setting-Capital Drive Addition No 3](#)
[Capital Drive Addition No 3 - Petition](#)
[Exhibit B - Plat Capital Drive Addition 3](#)
[Vicinity Map](#)
[Aerial Location Map](#)

5. Recognitions

- 5.A.** [23-596](#) City Council Appointments to Boards, Commissions, and Committees
Est. Time: 10 minutes

Presenter:
Randy Helms, Council President and Councilmember District 2

Attachments: [111423 Boards Commissions and Committee Appointments](#)

- 5.B. [23-604](#)
Est. Time: 15 minutes
- A Resolution of Appreciation of Michael Sullivan, Chief Human Resources and Risk Officer, Human Resources Department, for his 12 years of service to the City of Colorado Springs.

Presenter:

Lynnette Crow-Iverson, At-Large City Councilmember
Ryan Trujillo, Deputy Chief of Staff, Office of Mayor

Attachments: [Retiree Resolution Michael Sullivan \(Employee Will Attend\)](#)

6. Mayor's Business

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

8. Items Called Off Consent Calendar

9. Utilities Business

- 9.A. [23-537](#)
Est. Time: 15 minutes
- A Resolution Authorizing the Acquisition of Permanent Easements on the Properties Identified by El Paso County Tax Schedule Numbers 6420300033 and 6419100027 to be Used for the Kelker to South Plant Transmission Project

Presenter:

Jessica K. Davis, Land Resource Manager, Colorado Springs Utilities

Travas Deal, Chief Executive Officer, Colorado Springs Utilities

Attachments: [2 - CC Presentation Property Acquisition K-SP Mandel Draft](#)
[3 - CC Resolution KelkerSouthPlant Mandel Draft djc comments 09-05-23 KB9.25](#)
[3 - Land Description - 21-7171 - Mandel Billy G 6419100027 & 6420300033_REV2](#)

- 9.B. [23-577](#)
Est. Time: 15 minutes
- Consideration of a Resolution Setting Certain Electric Rates within the Service Area of Colorado Springs Utilities and Regarding Certain Changes to the Electric Rate Schedules

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities
Chris Bidlack, City Attorney's Office - Utilities Division

Attachments: [2 - 2024 Rate Case - D&O Electric](#)
[3 - 2024 Rate Case - Electric Resolution](#)
[4 - 2024 Rate Case - Final Electric Tariffs](#)

- 9.C. [23-578](#)
Est. Time: 15 minutes
- Consideration of a Resolution Setting the Natural Gas Rates within the Service Area of Colorado Springs Utilities and Regarding Certain Changes to the Natural Gas Rate Schedules.

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities
Chris Bidlack, City Attorney's Office - Utilities Division

Attachments:

[2 - 2024 Rate Case - D&O Natural Gas](#)

[3 - 2024 Rate Case - Natural Gas Resolution](#)

[4 - 2024 Rate Case - Final Natural Gas Tariffs](#)

- 9.D. [23-579](#)
Est. Time: 15 minutes
- Consideration of a Resolution Setting Certain Water Rates within the Service Area of Colorado Springs Utilities

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities
Chris Bidlack, City Attorney's Office - Utilities Division

Attachments:

[2 - 2024 Rate Case - D&O Water](#)

[3 - 2024 Rate Case - Water Resolution](#)

[4 - 2024 Rate Case - Final Water Tariffs](#)

- 9.E. [23-581](#)
Est. Time: 15 minutes
- Consideration of a Resolution Regarding Certain Changes to Colorado Springs Utilities' Utilities Rules and Regulations

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities
Chris Bidlack, City Attorney's Office - Utilities Division

Attachments:

[2 - 2024 Rate Case - D&O URR](#)

[3 - 2024 Rate Case - URR Resolution](#)

[4 - 2024 Rate Case - Final URR Tariffs](#)

10. Unfinished Business

11. New Business

- 11.A.** [23-568](#)
Est. Time: 10 minutes
- A Resolution Approving an Intergovernmental Agreement between El Paso County and the City of Colorado Springs for the Cleanup of Homeless Camps
- Presenter:
Peter Wysocki, Director of Planning and Neighborhood Services
- Attachments:** [IGA for homeless camp cleanup CCWS 10-23-2023 Resolution](#)
- 11.B.** [23-516](#)
Est. Time: 20 minutes
- A resolution accepting and endorsing the recommendations from the Lodgers and Automobile Rental Tax (LART) Citizen Advisory Committee for expenditures from the LART special fund for inclusion in the 2024 budget
- Presenter:
Charae McDaniel, Chief Financial Officer
PK McPherson, Chair, LART Citizens' Advisory Committee
- Attachments:** [LART Resolution - 2024 Projects](#)
[2024 LART Resolution Exh A](#)
- 11.C.** [23-395](#)
Est. Time: 10 minutes
- An Ordinance Making and Certifying the 2023 Tax Levy for Taxes Payable in 2024 at 3.349 Mills (comprised of a general operating mill levy of 4.279 mills and a temporary tax credit of 0.93 mills) Upon Each Dollar of Assessed Valuation of All Taxable Property and a Tax Credit of 3.349 Mills Upon Each Dollar of Assessed Valuation of All Taxable Business Personal Property Within the Corporate Limits of the City of Colorado Springs
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [TaxLevy2024-BPPT_CreditORD 11.13.23](#)
- 11.D.** [23-397](#)
Est. Time: 10 minutes
- An Ordinance Repealing Ordinance No. 22-89 and Adopting the City of Colorado Springs - 2024 Salary Structure for Civilian and Sworn Municipal Employees
- Presenter:
Mike Sullivan, Chief Human Resources and Risk Officer
Charae McDaniel, Chief Financial Officer
- Attachments:** [2024 Salary Schedule \(1\).pdf](#)
[11-13-23 - Ordinance - 2024 Salary Schedule](#)

- 11.E. [23-529](#)
Est. Time: 10 minutes
- Repealing Ordinance No. 23-12, And Amending Section 3 Of Ordinance No. 14-20 (An Ordinance Confirming The Mayor's Appointment Of The City Attorney And Setting The Salary Of The City Attorney), And Section 3 Of Ordinance No. 18-120 (An Ordinance Appointing The City Council Administrator And Setting The Salary Of The City Council Administrator), And Section 3 Of Ordinance No. 21-06 (An Ordinance Appointing Jacqueline Rowland As City Auditor And Prescribing Her Duties, Compensation, And Tenure In Office), And Prescribing The Salaries Of The City Attorney, City Council Administrator, And City Auditor

Presenter:

Michael Sullivan, Chief Human Resources and Risk Officer

Attachments: [2024 Appointee Salary Ordinance](#)

- 11.F. [23-396](#)
Est. Time: 10 minutes
- Annual Appropriation Ordinance Adopting the Annual Budget and Appropriating Funds for the Several Purposes Named in Said Budget for the Year Ending December 31, 2024

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [2024 Budget Ordinance-11.13.23](#)

12. Public Hearing

North Gate Boulevard Addition No. 8 Annexation Estimated Time: 10 minutes

12.A. [23-600](#)

An ordinance annexing to the City of Colorado Springs that area known as North Gate Boulevard Addition No. 8 annexation consisting of 1.37-acres located at North Gate Boulevard and Struthers Road intersection.
(Legislative)

Presenter:

Katelynn Wintz, Planning Supervisor, Planning and Neighborhood Services

Peter Wysocki, Director, Planning and Neighborhood Services

Attachments:

[ORD_Northgate8](#)

[Exhibit A - Legal North Gate Blvd Add No 8](#)

[Annex Plat North Gate Blvd Add No 8](#)

[Planner Affidavit](#)

[Surveyor Affidavit](#)

[Staff Presentation NothGate 8](#)

[StaffReport_Northgate ANEX](#)

North Gate Boulevard Addition No. 9 Annexation Estimated Tme: 10 minutes**12.B. [23-601](#)**

An ordinance annexing to the City of Colorado Springs that area known as North Gate Boulevard Addition No. 9 annexation consisting of 0.55-acres located west of North Gate Boulevard and Struthers Road intersection.

Presenter:

Katelynn Wintz, Planning Supervisor, Planning and Neighborhood Services

Peter Wysocki, Director, Planning and Neighborhood Services

Attachments:

[ORD_Northgate9](#)

[Signed Resolution No. 140-23.pdf](#)

[Exhibit A - Legal North Gate Blvd Add No 9](#)

[Annex Plat North Gate Blvd Add No 9](#)

[Planner Affidavit](#)

[Surveyor Affidavit](#)

[Staff Presentation_NorthgateAdd9](#)

[StaffReport_Northgate ANEX](#)

Woodmen Road Addition No. 2 Annexation Estimated Time: 15 minutes

- 12.C [23-602](#) An ordinance annexing to the City of Colorado Springs that area known as Woodmen Road Addition No. 2 annexation consisting of 1.60-acres located northwest of Woodmen Road and Chapel Lane intersection.
(Legislative)

Presenter:

Katelynn Wintz, Planning Supervisor, Planning and Neighborhood Services

Peter Wysocki, Director, Planning and Neighborhood Services

Attachments:

[ORD_Woodmen2](#)

[Signed Resolution No. 141-23.pdf](#)

[Exhibit A_WoodmenRoadAdd2_LegalDesc](#)

[Annex Plat Woodmen Road Add 2](#)

[Planner Affidavit](#)

[Surveyor Affidavit](#)

[Staff Presentation_Woodmen Addition 2](#)

[StaffReport_WoodmenANEX](#)

Appeal of a City Planning Commission Decision Estimate Time: 30 minutes

- 12.D. [APPL-23-0006](#) An appeal of City Planning Commission's approval with conditions of a Conditional Use to allow a carwash in the MX-M (Mixed-Use Medium Scale) zone district consisting of 1.91 acres located at 3924 Pony Tracks Drive.

Quasi-Judicial

Presenter:

Tamara Baxter, Senior Planner, Planning + Neighborhood Services

Peter Wysocki, Director, Planning + Neighborhood Services

Attachments:

[CPC Staff Report_Autowash 3924 Pony Tracks](#)

[CUDP-23-0014 Autowash appeal of a city planning commission deci](#)

[Staff_Autowash 3924 Pony Tracks Dr_11.14.23](#)

[Planning Commission Minutes](#)

[Project Statement](#)

[Public Comments](#)

[Response to Public Comment](#)

[CONTEXT MAP](#)

[Staff_Autowash 3924 Pony Tracks Dr_10.9.23](#)

Appeal of a City Planning Commission Decision Estimated Time: 2 hours

12.E. [APPL-23-0007](#)

An appeal of the Planning Commission decision to deny the CSU Wilson Tank Height Increase Development Plan Major Modification.

(Quasi-Judicial)

Presenter:

William Gray, Senior Planner, Planning + Neighborhood Services
Peter Wysocki, Director, Planning + Neighborhood Services

Attachments:

[Wilson Tank Major Modification Planning Commission Staff Report](#)
[Notice of Appeal_Wilson Tank Mjr Mod to Increase Height_10232023](#)
[Planning Commission Minutes](#)
[CC Staff Presentation_Wilson Tank Mjr Mod Appeal_WEG_11012023](#)
[Vicinity Map](#)
[Approval Letter](#)
[Approved Development Plan](#)
[Approved Final Plat](#)
[DP Major Modification](#)
[Project Statement](#)
[Statement For Appeal](#)
[Planning Comment Response](#)
[Planning and Public Comment Response](#)
[Wilson Tank Landscape Model](#)
[Wilson Tank Renderings](#)
[Geologic Hazard Study](#)
[Wilson Reservoir and Pump Station Development Plan](#)
[Mountain Shadows Master Plan](#)
[Ordinance No. 93-25](#)
[Notice and Order](#)
[Public Comment](#)
[Eugene and Jacqueline Gunn_Public Comment_CSU Wilson Tank Amd_08082023](#)
[Flying W Ranch_Public Comment_CSU Wilson Tank Amd_08012023](#)
[Katharine Heffner_Public Comment_CSU Wilson Tank Amd_08132023](#)
[Kristine Land_Public Comment_CSU Wilson Tank Amd_08142023](#)
[Lawrence Starr_DEPN-23-0157 Review Process Track_Public Comment_08092023](#)
[Pre-Application Summary](#)
[Starr Berdon Major Mod rejection 20231010](#)
[StarrBerdon_Public Comment_CSU WilsonTank Amd_08092023](#)
[Stop Work Demand on Wilson Tank](#)
[Ward and Lori Garza_Public Comment_CSU Wilson Tank_08122023](#)

12.F. [APPL-23-0008](#)

An appeal of the Planning Commission decision to deny the appeal of the Notice of Violation and Order to Abate for the CSU Wilson Tank Development Plan.

(Quasi-Judicial)

Presenter:

William Gray, Senior Planner, Planning and Neighborhood Services

Peter Wysocki, Director, Planning and Neighborhood Services

Attachments:

[Wilson Tank Notice and Order Appeal City Planning Commission Staff Report](#)

[Wilson Tank Notice and Order](#)

[Approval Letter](#)

[Approved Development Plan](#)

[Notice of Appeal Notice and Order Wilson Tank Development Plan](#)

[Planning Commission Minutes](#)

[CC Staff Presentation Wilson Tank Notice and Order](#)

[Appeal WEG 11012023](#)

[Appeal Statement](#)

[Stop Work Demand on Wilson Tank](#)

[Notice and Order](#)

[LES-StarrBerdon Appeal Comments APPL-23-0005](#)

13. Added Item Agenda**14. Executive Session****15. Adjourn**