



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, December 12, 2017

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. [17-1304](#)

Ordinance No. 17-108 repealing Section 715 (Nuisance Abatement Advisory Committee) of Part 7 (Civil Abatement of Public Nuisances) of Article 6 (Offenses Affecting Property) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as amended

Presenter:

Bret Waters, Deputy Chief of Staff

Sean Mandel, Commander, Colorado Springs Police Department

Attachments:

[NAACRepealORD-2017-11-02 \(2\)](#)

[CivilAbatementPublicNuisances-Pt7Redline-2017-11-02 \(2\)](#)

[Ordinance 00-104](#)

[NAACAmendment 2006](#)

4A.B. [CPC ZC
17-00091](#)

Ordinance No. 17-109 amending the zoning map of the City of Colorado Springs pertaining to .414 acres from R-5 (Multi-Family Residential) and OR (Office Residential) to C-5/cr (Intermediate Business with Conditions of Record) located at 1213 and 1215 East Fillmore Street.

(Quasi-Judicial)

Related File: CPC CP 17-00092

Presenter:

Michael McConnell, Planner II, Land Use Review Department

Peter Wysocki, Planning and Community Development Director

Attachments:

[ZC ORD 1213-15 East Fillmore Street](#)

[Exhibit A - 1213 & 1215 East Fillmore Street Legal Descriptions](#)

[Exhibit B - Zone Change](#)

[aerial vicinity](#)

[Vicinity Map](#)

4A.C. [17-1350](#)

Ordinance No. 17-110 amending Ordinance No. 16-116 (2017 Appropriation Ordinance) for a Supplemental Appropriation to the Memorial Health System Enterprise Fund in the amount of \$1,214,210 for transfer to the Colorado Springs Health Foundation

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments:

[Supplemental Approp Ord for MHS Revenue Share-2017](#)

4A.D. [17-1381](#)

Ordinance No. 17-111 repealing Ordinance No. 17-12 (approving the salary of the City Council Administrator) and prescribing the salary of the City Council Administrator

Presenter:

Council President Richard Skorman

Attachments:

[2018GonzalezSalaryOrdinance](#)

4A.E. [17-1380](#)

Ordinance No. 17-112 repealing Ordinance No. 17-11 (approving the salary of the City Auditor) and prescribing the salary of the City Auditor

Presenter:

Council President Richard Skorman

Attachments:

[2018NesterSalaryOrdinance](#)

- 4A.F.** [17-1045](#) Ordinance No. 17-113 repealing Ordinance No. 16-112 and adopting the City of Colorado Springs - 2018 Salary Structure for Civilian and Sworn Municipal Employees

Presenter:

Mike Sullivan, Human Resources Director

Charae McDaniel, Chief Financial Officer

Attachments: [Ordinance Approving Salary Ranges 2018
2018 Salary Schedule.pdf](#)

- 4A.G.** [17-1046](#) Ordinance No. 17-115 making and certifying the 2017 Tax Levy for taxes payable in 2018 at 4.279 mills upon each dollar of assessed valuation of all taxable property and a tax credit of 4.279 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: [Ordinance-TaxLevy2018-BPPT_Credit](#)

- 4A.H.** [17-1048](#) Ordinance No. 17-116 approving the Annual Appropriation Ordinance Adopting the Annual Budget and Appropriating Monies for the Several Purposes Named in Said Budget for the Year Ending December 31, 2018

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [Appropriation Ordinance 11.20.17.docx](#)

- 4A.I.** [CPC ZC 17-00103](#) Ordinance No. 17-117 amending the zoning map of the City of Colorado Springs pertaining to 2.13 acres from OC (Office Complex) to PBC/cr (Planned Business Center with Conditions of Record) located at 7585 North Academy Boulevard.

(Quasi-Judicial)

Presenter:

Peter Wysocki, Director Planning and Community Development
Daniel Sexton, Senior Planner, Planning and Community Development

Attachments: [ZC_ORD_7585NAcademyBlvd](#)
[Exhibit A - Legal Description](#)
[Exhibit B - Zone Change Exhibit](#)
[Vicinity Map_rev1182017](#)
[7585NAcademyBlvd_CCPresentation-Staff](#)

4B. First Presentation:

- 4B.A.** [17-1408](#) City Council Regular Meeting Minutes November 28, 2017

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [11-28-2017 City Council Regular Meeting Minutes Final](#)

- 4B.B.** [17-1409](#) Appointments to Boards and Commissions

Presenter:

Jacquelyn Puett, Assistant to Council

Attachments: [121217 Boards and Commissions](#)

- 4B.C.** [17-1359](#) A resolution authorizing the acquisition of property utilizing the use of possession and use agreements, for the West Colorado Avenue Reconstruction Project (Westside Avenue Action Plan)

Presenter:

Mike Chaves, Engineering Programs Manager

Attachments: [ColoradoAvePosUseAgrRES-2017-11-3](#)
[Exhibit A - West Co Ave - City of COS Parcels 11-16-2017-PU](#)

- 4B.D.** [17-1388](#) An ordinance for the inclusion of certain property into the Creekwalk Marketplace Business Improvement District

(Legislative)

Presenter:

Conrad Olmedo, Comprehensive Planner II, Planning & Community Development
Carl Schueler, Comprehensive Planning Manager, Planning & Community Development

Attachments: [ORD_CreekwalkMarketplaceBID](#)
[Exhibit A CMBID - Petition](#)
[Exhibit B CMBID Notice of Inclusion](#)
[CMBID - Submittal Letter](#)

- 4B.E.** [17-1389](#) A Resolution Appointing Members to the Canyon Creek Metropolitan District No. 2 Board of Directors

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development Department

Attachments: [CanyonCreekRES-2017-11-20](#)
[Letter to City of Colorado Springs regarding appointment of Board of Directors.;](#)
[Resumes](#)
[History of Inclusions and Exclusions, 2017-11-14](#)

- 4B.F.** [17-1400](#) A Resolution Authorizing the Acquisition of an Easement across Property Owned by Bull Hill, LLC and an Easement across Property Owned by BLH No. 2, LLC to be Used for Southern Delivery System Project Improvements

Presenter:

Lyman Ho, SDS Land Acquisition Manager
Jerry Forte, P.E., Chief Executive Officer, Colorado Springs Utilities

Attachments: [Bull Hill Resolution - Bull Hill and BLH 2017-12-12 ver2.docx](#)
[Bull Hill Exhibit A_5500000324_LALEGALDESCRIPTION.pdf](#)
[Bull Hill Exhibit B_5500000225_LALEGALDESCRIPTION_070517.pdf](#)
[Bull Hill Presentation December 2017_Final.pptx](#)

- 4B.G.** [17-1375](#) A resolution increasing drainage basin fees for the Sand Creek drainage basin (Legislative)
- Presenter:
Travis Easton, P.E., Public Works Director
Brian Kelley, P.E., Stormwater Capital Programs Manager
- Attachments:** [ResSand Creek Incremental Increase \\$58](#)
[Exhibit A Sand Creek DB \\$58 Incremental Increase](#)
- 4B.H.** [17-1376](#) A resolution establishing 2018 Drainage Basin Fees, Bridge Fees, Detention Pond Facility and Land Fees
- Presenter:
Travis Easton, P.E., Public Works Director
Brian Kelley, P.E., Stormwater Capital Programs Manager
- Attachments:** [ResDrainageFeeIncrease2018](#)
[Exhibit A 2018 Drainage Fee schedule - Copy](#)
[Exhibit B 2017 Drainage Fee schedule](#)
[Exhibit C 2018 Drainage Fees Memo to Drainage Board 11.2.2017](#)
[Exhibit D 101817 HBA Drainage Fee Letter](#)
[11-02-17 Drainage Board Minutes](#)
[CC Drainage Fee Adjustment 2018](#)
- 4B.I.** [17-1103](#) A Resolution Setting and Certifying the 2017 Tax Levy for Taxes Payable in 2018 at 5.000 Mills for the Colorado Springs Downtown Development Authority in Colorado Springs, Colorado
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [01_Res to Set Mill Levy for DDA_12.12.17](#)
- 4B.J.** [17-1104](#) A Resolution Appropriating Funds in the Amounts of, and for the Purposes Set Forth Below, for the Colorado Springs Downtown Development Authority in Colorado Springs Colorado, for the 2018 Budget Year
- Presenter:
Charae McDaniel, Chief Financial Officer
- Attachments:** [02_Res to Appropriate for DDA_12.12.17](#)

5. Recognitions

6. Citizen Discussion**7. Mayor's Business****8. Items Called Off Consent Calendar****9. Utilities Business****10. Unfinished Business**

- 10.A. [17-1362](#) Ordinance No. 17-114 amending Article 5 (Alcohol Beverages) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Hearing Officers.

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [Liquor-Change2HearingOfficerORD2017-11-8-17.docx](#)

11. New Business

- 11.A. [17-1363](#) A Resolution accepting and adopting the updated Liquor and Beer Rules and Regulations for The City of Colorado Springs, pertaining to Hearing Officers.

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [Liquor-RulesRES-2017-11-07.docx](#)
[Liquor-RulesRES-2017-11-07-EXHIBIT_A.docx](#)
[LIQUOR-RULES-Change2HearingOfficer2017-11-07-redline.docx](#)

- 11.B. [17-1382](#) An Ordinance Authorizing and Approving The Lease-Purchase Of Certain Property and the Execution of Documents Related Thereto by the City of Colorado Springs, Colorado, in Connection With the Issuance of Refunding Certificates of Participation, Series 2018, in an Aggregate Principal Amount of Not To Exceed \$30,000,000; Ratifying Action Previously Taken Concerning Such Matters; And Providing For Other Matters Related Thereto.

Presenter:

Charae McDaniel, Chief Financial Officer

Tom Florczak, Deputy City Attorney

Attachments: [Ordinance-Colorado Springs Refunding COPs](#)
[COP lease refinance - Powerpoint](#)

- 11.C. [17-1411](#) An Emergency Ordinance Authorizing and Approving the Lease-Purchase of Certain Property and the Execution of Documents Related Thereto by the City of Colorado Springs, Colorado in Connection With the Issuance of Refunding Certificates of Participation, Series 2017, in an Aggregate Principal Amount of Not To Exceed \$30,000,000; Ratifying Action Previously Taken Concerning Such Matters; Providing for Other Matters Related Thereto; And Declaring an Emergency and Providing the Effective Date of this Ordinance

Presenter:

Charae McDaniel, Chief Financial Officer

Tom Florczak, Deputy City Attorney

Attachments: [Emergency Ordinance Approving COPs - Colorado Springs Refunding COPs.dc](#)

- 11.D. [17-1291](#) A resolution approving a nomination process and governance policy for the Local Crime Prevention Planning Team in accordance with Colorado House Bill 17-1326

Presenter:

Dace West, Vice President of Community Impact, The Denver Foundation

Patrick Horvath, Deputy Vice President of Programs, The Denver Foundation

Attachments: [121217 Transforming Safety - Resolution](#)
[112717 Exhibit A Transforming Safety - governance policies](#)
[112717 Exhibit B Transforming Safety - nomination process](#)
[HB17 1326 signed](#)

- 11.E. [17-1102](#) A Resolution Approving the 2018 Budget for the Pikes Peak Regional Building Department

Presenter:

Charae McDaniel, Chief Financial Officer
Roger Lovell, Building Official, Pikes Peak Regional Building Department
Todd Welch, Regional Building Counsel, Pikes Peak Regional Building Department
Ryan Johanson, CPA, Finance Director, Pikes Peak Regional Building Department

Attachments: [Exhibit A: 2018 Budget -RBD](#)
[2018 PPRBD Budget Resolution-10.31.17](#)

- 11.F. [17-1295](#) Resolution approving an amendment to the Service Plan for the Flying Horse Metropolitan District Nos. 1-3.

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development Department

Attachments: [Resolution Flying Horse Metro Dist Amendment](#)
[Submittal Letter w/petition-amendment-resolution-schedule](#)
[OWNERSHIP-DISTRICT-Layout1](#)
[FHMD O&M 2017 Budget](#)
[2004 Service Plan w-o all attachments](#)
[November2_InformationMeetingHandouts](#)
[12-12-17 Service Plan for Flying Horse Met District 1-3 property 1945 Ripple Ri](#)
[Certificate of Mailing of Notice on SP Amendment 11.21.17-cleaned](#)

12. Public Hearing

12.A. [CPC ZC
17-00096](#)

An appeal of the City Planning Commission's recommendation of approval of a zone change and concept plan for Patriot Park, a multi-family, single-family and private open space development.

(Quasi-Judicial)

Related File: CPC PUP 08-00157-A1MJ17

Presenter:

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

Attachments:

[ZC_ORD_Patriot Park](#)
[EXHIBIT A - Legal Description](#)
[EXHIBIT B - Zone change depiction](#)
[EXHIBIT 1 - Appeal Application](#)
[EXHIBIT 2 - Appellant request for postponement](#)
[Vicinity Map](#)
[CPC Staff Report_Patriot Park](#)
[FIGURE 1 - Previous PUD allowances](#)
[FIGURE 2 - Concept Plan](#)
[FIGURE 3 - Project Statement](#)
[FIGURE 4 - public comment](#)
[7.5.603.B Findings - ZC req_CA](#)
[7.3.603 Establishment & Development of a PUD Zone](#)
[CPC Minutes October 19 - Patriot Park](#)
[Patriot Park - CPC powerpoint - LT](#)

12.B. [CPC PUP
08-00157-A1
MJ17](#)

An appeal of the City Planning Commission's recommendation of approval of a zone change and concept plan for Patriot Park, a multi-family, single-family and private open space development.

(Quasi-Judicial)

Related File: CPC ZC 17-00096

Presenter:

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

Attachments:

[FIGURE 2 - Concept Plan](#)
[7.3.605 PUD Concept Plan](#)
[7.5.501.E Concept Plans](#)

13. Added Item Agenda

14. Executive Session

15. Adjourn