



City of Colorado Springs

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

Regular Meeting Agenda

City Council

*City Council meetings are broadcast live on Channel 18,
beginning at 1:00 pm.*

Tuesday, October 14, 2014

1:00 PM

Council Chambers

1. Call to Order
2. Invocation and Pledge of Allegiance
3. Changes to Agenda/Postponements
4. Councilmember Comments
5. 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.)

5A. Second Presentation:

- 5A.A. [14-0562](#)** Ordinance No. 14-64 amending the Zoning Map of the City of Colorado Springs relating to 10.78 acres located north of Fillmore Street and east of Centennial Boulevard
(Quasi-Judicial Matter)

Attachments: [Centennial East-Ordinance-CPC ZC 14-00044](#)
[Centennial East - Exhibit A-CPC ZC 14-00044](#)
[Review Criteria-7.5.603-Zone Change](#)

- 5A.B. [14-0563](#)** Ordinance No. 14-65 amending the Zoning Map of the City of Colorado Springs relating to 18.47 acres located north of Fillmore Street and east of Centennial Boulevard
(Quasi-Judicial Matter)

Attachments: [Centennial East-Ordinance-CPC ZC 14-00045](#)
[Centennial East - Exhibit A-CPC ZC 14-00045](#)
[Criteria-7.5.603-ZC Criteria](#)

- 5A.C. [14-0568](#)** Ordinance No. 14-66 amending Section 201 (Definitions) of Part 2 (Definitions); Section 702 (Wastewater Discharge; Prohibitions), Section 703 (Wastewater Discharge; Limitations), and Section 705 (Silver Source Control) of Part 7 (Prohibitions - Limitations on Wastewater Discharge); Section 901 (Reporting Requirements) and Section 903 (Inspection, Sampling, and Analysis) of Part 9 (Industrial Wastewater Monitoring and Reporting); Section 1002 (Manifest System), Section 1004 (Vehicle Maintenance Requirements) and 1005 (Financial Assurance Requirements) of Part 10 (Liquid Waste Hauler Requirements); Section 1102 (Discharge Permit; Application For), 1104 (Significant Industrial User Discharge Permit; Conditions), 1106 (Discharge Permit; Duration), 1108 (Liquid Waste Hauler Permit; Application For), 1109 (Liquid Waste Hauler Permit; Conditions) and 1112 (Modification for Permits and Control Mechanisms of Part 11 (Permit and Control Mechanism System); and Section 1201 (Enforcement Generally; Remedies Cumulative) and 1207 (Affirmative Defenses) of Part 12 (Enforcement) of all Article 5 (Wastewater Treatment Code) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as amended

Sponsors:

User

Attachments:

[092314 Water Treatment Code Ordinance As Presented and Adopted](#)
[WWT Code Change Ordinance 9-23-14](#)

- 5A.D. [14-0517](#)** Ordinance No. 14-69 amending Section 401 (Shoplifting Prohibited) of Part 4 (Shoplifting) of Article 6 (Offenses Affecting Property) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as amended, pertaining to theft

Attachments:

[092314 Theft Ordinance Final](#)

- 5A.E. [14-0518](#)** Ordinance No. 14-70 amending Section 218 (Signal Lamps and Devices; Street Rod Vehicles and Custom Motor Vehicles) of Part 2 (Vehicle Equipment and Inspection) of Article 22 (Vehicle Equipment and Inspection); Section 101 (Obstruction of View or Driving Mechanism) of Article 23 (Miscellaneous Rules of the Road); and Section 101 (Compulsory Vehicle Insurance) of Article 28 (Compulsory Insurance) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, pertaining to motor vehicles and traffic

Attachments:

[902314 Traffic Ordinance Final](#)

- 5A.F.** [14-0519](#) Ordinance No. 14-71 amending Section 207 (Perishable or Hazardous Property) of Part 2 (Custody of Property and Weapons) of Article 1 (Administration and Enforcement) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as amended, pertaining to destruction of perishable and hazardous property

Attachments: [092314 Property Ordinance Final](#)

5B. First Presentation:

- 5B.A.** [14-0624](#) City Council Meeting Minutes Special Session September 17, 2014

Attachments: [City Council Special Session Meeting Minutes, September 17, 2014](#)

- 5B.B.** [14-0609](#) City Council Regular Meeting Minutes September 23, 2014

Attachments: [2014-09-23 Minutes Draft](#)

- 5B.C** [14-0605](#) Boards and Commissions

Attachments: [10.14.14 Boards and Commissions](#)

- 5B.D.** [14-0300](#) A resolution authorizing free parking on Saturday November 8, 2014 for the Veteran's Day Parade.

Attachments: [Res for Free Parking for Veterans Day Parade 10 7-14](#)
[Free Parking Request memo](#)

- 5B.E.** [14-0301](#) A Resolution Authorizing Free On-Street Metered Parking on Saturday, November 29; Saturday, December 6; Saturday, December 13; and Saturday, December 20, 2014

Attachments: [Res to Approve Free Christmas Parking 10 08 14](#)
[DT Partnership Saturday Parking Request](#)

- 5B.F.** [14-0572](#) An ordinance amending Article 1 (General Business License Provisions) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to general business license provisions

Attachments: [CAO memo to City Clerk - 9-17-2014 regarding proposed ordinances.pdf](#)
[general business license provisions ORD.pdf](#)
[Business License Review Power Point.pdf](#)

- 5B.G.** [14-0577](#) An ordinance amending Part 2 (Private Security Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to private security service licenses
- Attachments:** [private security services licensesORD.pdf](#)
- 5B.H.** [14-0578](#) An ordinance amending Part 3 (Tree Service) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to tree service licenses
- Attachments:** [tree service licenses ORD.pdf](#)
- 5B.I.** [14-0579](#) An ordinance amending Part 4 (Alarm Licenses and Registration) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to alarm licenses
- Attachments:** [alarm licensesORD.pdf](#)
- 5B.J.** [14-0581](#) An ordinance amending Part 6 (Escort Services) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to escort services licenses
- Attachments:** [escort licensesORD.pdf](#)
- 5B.K.** [14-0582](#) An ordinance amending Sections 701 (Definitions) and 702 (License Required; Fee; Term) of Part 7 (Peddler of Food Wares) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to food peddler licenses
- Attachments:** [food peddler licensesORD.pdf](#)
- 5B.L.** [14-0583](#) An ordinance amending Sections 803 (License Required; Fee; Term) and 804 (Bonds Required) of Part 8 (Pawnbrokers) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to pawnbroker licenses
- Attachments:** [pawnbroker licensesORD.pdf](#)

- 5B.M. [14-0585](#)** An ordinance amending Part 10 (Taxicabs) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to taxicab licenses
- Attachments:** [taxicab licensesORD.pdf](#)
- 5B.N. [14-0586](#)** An ordinance amending sections 1103 (License Required; Expiration; Transferability; Fees), 1104 (Applications; Funeral Escort Service Agency, Funeral Escort Service Agency Officers) and 1105 (Funeral Escort Agency License; Insurance Requirements; Training) of Part 11 (Funeral Escorts) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to funeral escort licenses
- Attachments:** [funeral escort licensesORD.pdf](#)
- 5B.O. [14-0587](#)** An ordinance amending Article 4 (Sexually Oriented Businesses) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to sexually oriented business licenses
- Attachments:** [sexually oriented business licensesORD.pdf](#)
- 5B.P. [14-0588](#)** An ordinance amending Section 203 (Application for License; Bond and Insurance Requirements; Suspension or Revocation) of Part 2 (Excavations) of Article 3 (Streets and Public Ways) of Chapter 3 (Public Property and Public Works) of the Code of the City of Colorado Springs 2001, as amended, pertaining to excavation licenses
- Attachments:** [excavation licensesORD.pdf](#)
- 5B.Q. [14-0590](#)** An ordinance amending Part 5 (Concrete Contractors) of Article 3 (Streets and Public Ways) of Chapter 3 (Public Property and Public Works) of the Code of the City of Colorado Springs 2001, as amended, pertaining to concrete contractor licenses
- Attachments:** [concrete contractor licensesORD.pdf](#)
- 5B.R. [14-0573](#)** An ordinance repealing Part 1 (Circuses, Carnivals and Menageries) of Article 2 (Amusements) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to circus, carnival, and menagerie licenses
- Attachments:** [circus licensesORD.pdf](#)

- 5B.S.** [14-0574](#) An ordinance repealing Part 2 (Billiard and Pool Tables) of Article 2 (Amusements) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to billiard and pool table licenses
- Attachments:** [billiard_pool table licensesORD.pdf](#)
- 5B.T.** [14-0575](#) An ordinance repealing Part 3 (Coin-Operated Machines) of Article 2 (Amusements) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to coin-operated machine licenses
- Attachments:** [coin-op machine licenses ORD.pdf](#)
- 5B.U.** [14-0576](#) An ordinance repealing Part 4 (Game Rooms) of Article 2 (Amusements) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to game room licenses
- Attachments:** [game room licensesORD.pdf](#)
- 5B.V.** [14-0580](#) An ordinance repealing Part 5 (Ash, Garbage, Refuse, Trash and Rubbish Haulers) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to ash, garbage, refuse, trash and rubbish hauler licenses
- Attachments:** [garbage trash licensesORD.pdf](#)
- 5B.W.** [14-0584](#) An ordinance repealing Part 9 (Going-Out-of-Business Sales) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to going-out-of-business sale licenses
- Attachments:** [going out of business sale licensesORD.pdf](#)
- 5B.X.** [14-0591](#) An ordinance reordaining Section 507 (License Fees Enumerated) of Part 5 (License Fees) of Article 1 (General Business License Requirements) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to business license fees
- Attachments:** [business license feesORD.pdf](#)
[Comparison of current proposed business license fees.pdf](#)

6. Recognitions

7. Citizen Discussion

8. Mayor's Business

9. Items Called Off Consent Calendar

10. Utilities Business

- 10.A.** [14-0615](#) Request to Establish a Public Hearing Date for the Consideration of Resolutions Regarding Certain Changes to Utilities Rules and Regulations and Setting Electric Rates Within the Service Areas of Colorado Springs Utilities

Sponsors: User

- 10.B.** [14-0616](#) A Resolution Setting the Gas Cost Adjustment Effective November 1, 2014

Sponsors: User

Attachments: [GCA Resolution 10-14-2014](#)
[CGA Gas Tariff Sheet 10a effective 11-01-2014 Final](#)
[CGA Gas Tariff Sheet 10a effective 11-01-2014 Redline](#)
[14-25 Gas Cost Adjustment Audit Report](#)

11. Unfinished Business

- 11.A.** [14-0516](#) Ordinance No. 14-68 amending 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 the definition of a trailer and towing of the same

Attachments: [092314 Trailers Ordinance Final](#)

12. New Business

- 12.A.** [14-0593](#) An ordinance amending Ordinance 02-101 pertaining to the composition of the Citizens' Transportation Advisory Board

Attachments: [092214 CTAB Ordinance DRAFT](#)
[02-101 CTAB Ordinance](#)

- 12.B.** [14-0606](#) A resolution authorizing the transfer of \$10,000,000 from the Memorial Health System Enterprise Fund to the Colorado Springs Health Foundation in accordance with the Health System Operating Lease and Integration and Affiliation Agreement

Attachments: [Resolution to authorize transfer of funds from MHS to CSHF](#)
[MHS Enterprise Financial Report_09 22 14](#)

13. Public Hearing

- 13.A. [14-0613](#) Capital Annexation No. 1
(Legislative Matter)

Attachments: [Capital Annexation No. 1-Presentation](#)
[Capital Annexation No. 1-Planner Affidavit](#)
[Capital Annexation No. 1-Surveyor Affidavit](#)
[Review Criteria-7.6.203](#)
[Capital Annexation No. 1- CPC Record of Decision](#)
[Capital Annexation No. 1-CPC Agenda Report](#)

Planning Commission voted unanimously on this item.

- 13.B. [14-0617](#) A Resolution Setting Forth Findings of Fact and Conclusions of Law Based Thereon and Determining the Status of the Territory Known as Capital Annexation No. 1 Hereinafter More Specifically Described in Exhibit "A"
(Legislative Matter)

Attachments: [Capital Annexation No. 1 - Annex Resolution](#)
[Exhibit A - Legal Description](#)
[Exhibit B - Annexation Agreement](#)

Planning Commission voted unanimously on this item. See record of decision attached to Item No. 13.A.

- 13.C. [14-0618](#) An Ordinance Annexing to the City of Colorado Springs That Area Known as Capital Annexation No. 1 as Hereinafter Specifically Described in Exhibit "A"
(Legislative Matter)

Attachments: [Capital Annexation No. 1-Annexation Ordinance](#)
[Legal Description-Exhibit A](#)

Planning Commission voted unanimously on this item. See record of decision attached to Item No. 13.A.

- 13.D. [14-0619](#) Capital Annexation No. 1 Master Plan
(Legislative Matter)

Attachments: [Review Criteria-7.5.408-Master Plan](#)

Planning Commission voted unanimously on this item. See record of decision attached to Item No. 13.A.

- 13.E. [14-0620](#) An Ordinance Amending the Zoning Map of the City of Colorado Springs Relating to 60.606 Acres Located East of the Industry Road and Capital Drive Intersection at 3285 Capital Drive (Legislative Matter)

Attachments: [Zoning Ordinance](#)
[Legal Description-Exhibit A](#)
[Review Criteria-7.5.603-Zone Change](#)

Planning Commission voted unanimously on this item. See record of decision attached to Item No. 13.A.

14. Added Item Agenda

15. Executive Session

16. Adjourn

Following adjournment of the regular City Council meeting, City Council will adjourn and reconvene as the Board of Directors of the Briargate General Improvement District for action on the following items:

- A. [14-0497](#) Ordinance No. 14-67 providing for the issuance of the City of Colorado Springs Briargate General Improvement District Limited Tax General Obligation Refunding Bonds, in the aggregate principal amount of \$8,960,000 for the purpose of refunding the District's outstanding Limited Tax General Obligation bonds, Series 2003; authorizing the execution by the District of a tax compliance certificate, the bonds and related documents required in connection herewith; and making determinations as to other matters related to the bonds.

Attachments: [Briargate GID Bond Refunding - Regular](#)
[Briargate GID LTGORB 2014 Bond Ordinance](#)

- B. [14-0453](#) Request to set November 25, 2014 as the Public Hearing date for consideration of adopting the proposed 2015 Colorado Springs Briargate General Improvement District Budget and to advertise as required by law

Attachments: [Memo Attach re Set Public Hearing for Briargate GID 10 14 14](#)

Following adjournment of the Board of Directors of the Briargate General Improvement District, City Council shall reconvene as the Board of Directors of the Cottonwood General Improvement District for action on the following item:

- A. [14-0454](#) Request to set November 25, 2014 as the Public Hearing date for consideration of adopting the proposed 2015 Colorado Springs Cottonwood General Improvement District Budget and to advertise as required by law

Attachments: [Memo Attach re Set Public Hearing for Cottonwood GID 10 14 14](#)

Following adjournment of the Board of Directors of the Cottonwood General Improvement District, City Council shall reconvene as the Board of Directors of the Marketplace at Austin Bluffs General Improvement District for action on the following item:

- A. [14-0455](#) Request to set November 25, 2014 as the Public Hearing date for consideration of adopting the proposed 2015 Colorado Springs Marketplace at Austin Bluffs General Improvement District Budget and to advertise as required by law

Attachments: [Memo Attach re Set Public Hearing for Marketplace at Austin Bluffs GID 10 14](#)

Following adjournment of the Board of Directors of the Marketplace at Austin Bluffs General Improvement District, City Council shall reconvene as the Board of Directors of the Colorado Springs Spring Creek General Improvement District for action on the following item:

- A. [14-0456](#) Request to set November 25, 2014 as the Public Hearing date for consideration of adopting the proposed 2015 Colorado Springs Spring Creek General Improvement District Budget and to advertise as required by law

Attachments: [Memo Attach re Set Public Hearing for Spring Creek GID 10 14 14](#)