



# City of Colorado Springs

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

## Work Session Meeting Agenda - Final Council Work Session

*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.*

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Monday, September 24, 2018

1:00 PM

Council Chambers

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### 1. Call to Order

### 2. Changes to Agenda

### 3. Regular Meeting Comments

### 4. Review of Previous Meeting Minutes

- 4.A. [18-0475](#) City Council Work Session Meeting Minutes September 10, 2018

Presenter:

Sarah B. Johnson, City Clerk

**Attachments:** [9-10-18 City Council Work Session Meeting Minutes Final.pdf](#)

### 5. Executive Session

#### 5A. Open

- 5A.A. [18-0482](#) Candace Aguilera v. City of Colorado Springs, Danielle McClarin, Angie Nieves, Roger Vargason, Brett Lacey, Robert Mitchell, Case No. 18-cv-02125-KMT, United States District Court, District of Colorado

Presenter:

Wynetta Massey, City Attorney

**Attachments:** [2018-09-24 CAIC Recommendation to City Council](#)

#### 5B. Closed

**5B.A. [18-0480](#)**

In accord with the City Charter Art. III, § 3-60(d) and its incorporated Colorado Open Meetings Act, C.R.S. § 24-6-402(4)(b),(c) and (g), the City Council, in Open Session, is to determine whether it will hold a Closed Executive Session. The topic of the Closed Executive Session is Formal Ethics Complaint 2018-01. The issues to be discussed involve: (1) conferences with the City Attorney's Office for the purpose of receiving legal advice (C.R.S. § 24-6-402(4)(b)); (2) matters required to be kept confidential by federal or state law or rules and regulations (C.R.S. § 24-6-402(4)(c); C.R.S. § 24-72-202(6)(a)(II)(A) & (6)(b)(II) (work product prepared for elected officials); and C.R.S. § 24-72-204(3) (a)(XIII) (deliberative process materials)); and (3) consideration of documents protected by the mandatory nondisclosure provisions of part 2 of article 72 of title 24, commonly known as the "Open Records Act" (C.R.S. § 24-6-402(4)(g); C.R.S. § 24-72-202(6)(a)(II)(A) & (6)(b)(II) (work product prepared for elected officials); and C.R.S. § 24-72-204(3) (a)(XIII) (deliberative process materials)).

Presenter:  
Wynetta Massey, City Attorney

**6. Staff and Appointee Reports****6.A. [17-1338](#) Agenda Planner Review**

Presenter:  
Sarah B. Johnson, City Clerk

Attachments: [Agenda Planner Review 9-24-18.pdf](#)

**7. Presentations for General Information****8. Items for Introduction**

- 8.A. [18-0420](#) A Resolution Authorizing the Banning Lewis Ranch Metropolitan District No. 4 to Issue Series 2018A Limited Tax General Obligation Bonds in an Amount Estimated to be \$12,865,000, Series 2018B Subordinate Cash Flow Bonds in an Amount Estimated to be \$2,111,000 and Series 2018C Junior Subordinate Cash Flow Bonds in an Amount Estimated to be \$4,059,000.

(Legislative)

Presenter:  
Carl Schueler, Comprehensive Planning Manager, Planning and Development

**Attachments:** [Resolution\\_BLRMetro\\_No4\\_2018\\_Debt\\_Authorization](#)  
[Figure 1 Transmittal Letter](#)  
[Figure 2 Term Sheet](#)  
[Figure 3 Indentures of Trust](#)  
[Figure 4 Development-Financial Projections](#)  
[Figure 5 2018 Bonds Summary of Costs](#)  
[Figure 6 General Counsel Opinion](#)  
[Figure 7 Certificate of External Advisor](#)  
[PowerPoint BLR4 Bond Issue](#)

- 8.B. [18-0421](#) A Resolution Authorizing the Banning Lewis Ranch Metropolitan District No. 5 to Issue Series 2018A Limited Tax General Obligation Bonds in an Amount Estimated to be \$6,440,000, Series 2018B Subordinate Cash Flow Bonds in an Amount Estimated to be \$1,030,000 and Series 2018C Junior Subordinate Cash Flow Bonds in an Amount Estimated to be \$1,826,000.

(Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Development

**Attachments:** [Resolution\\_BLRMetro\\_No5\\_2018\\_Debt\\_Authorization](#)  
[Figure 1 Transmittal Letter](#)  
[Figure 2 Term Sheet](#)  
[Figure 3a - Senior Indenture of Trust](#)  
[Figure 3b - Junior Indenture of Trust](#)  
[Figure 3c - Subordinate Indenture of Trust](#)  
[Figure 4 Development-Financial Projections](#)  
[Figure 5 2018 Bonds Summary of Costs](#)  
[Figure 6 General Counsel Opinion](#)  
[Figure 7 Certificate of External Advisor](#)  
[PowerPoint BLR5 Bond Issue](#)

- 8.C. [18-0422](#) A Resolution Authorizing the Banning Lewis Ranch Metropolitan Regional Metropolitan District No. 1 to Issue Series 2018A Limited Tax General Obligation Bonds in an Amount Estimated to be \$10,790,000, Series 2018B Subordinate Cash Flow Bonds in an Amount Estimated to be \$1,234,000 and Series 2018C Junior Subordinate Cash Flow Bonds in an Amount Estimated to be \$1,770,000.

(Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Development

**Attachments:** [Resolution\\_BLR\\_Regional\\_Metro\\_2018\\_Debt\\_Authorization](#)  
[Figure 1 Transmittal Letter](#)  
[Figure 2 - Term Sheet](#)  
[Figure 3a - Senior Indenture of Trust](#)  
[Figure 3b - Junior Indenture of Trust](#)  
[Figure 3c - Subordinate Indenture of Trust](#)  
[Figure 4 - Development-Financial Projections](#)  
[Figure 5\\_2018 Bonds\\_Summary of Costs](#)  
[Figure 6 General Counsel Opinion](#)  
[Figure 7 Certificate of External Advisor](#)  
[PowerPoint\\_BLR\\_Regional\\_Bond\\_Issue](#)

- 8.D. [18-0436](#) A Resolution approving the Intergovernmental Agreement with the Colorado Department of Transportation Regarding Funding of the Fairfax Tributary Basin Permanent Water Quality Pond Project

Presenter:

Richard Mulledy, P.E., Water Resources Engineering Division Manager  
Brian Kelley, P.E., Engineering Programs Manager, Water Resources Engineering Division

**Attachments:** [RES\\_Fairfax-2018-9-13](#)  
[IGA](#)  
[Vicinity Map-Fairfax Pond](#)

- 8.E.**    [18-0439](#)    An Ordinance amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation to the Grants Fund in the amount of \$23,032,764 for the Federal Transit Administration's Section 5307 Grant.

Presenter:  
Jennifer Vance, Grants Manager, Finance

**Attachments:**    [Ordinance for 2018 Grants Fund Supplemental\\_rev8.27.18](#)

- 8.F.**    [18-0458](#)    An Ordinance amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$4,423,414 for a transfer to the Capital Improvement Program Fund, and to the Capital Improvement Program Fund in the amount of \$4,423,414 for capital transportation infrastructure projects due to additional funding from the Highway Users Tax Fund

Presenter:  
Charae McDaniel, Chief Financial Officer  
Chris Wheeler, Budget Manager

**Attachments:**    [Letter frm CML for HUTF funding](#)  
[Supplemental Approp Ordinance for addl HUTF funding](#)

- 8.G.**    [18-0467](#)    An Ordinance amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$500,000 for capital and operating expenses associated with increasing the number of available low-barrier shelter beds in our community

Presenter:  
Andrew Phelps, Homelessness Prevention & Response Coordinator,  
Neighborhood Services  
Peter Wysocki, Director of Planning and Development  
Steve Posey, HUD Grants Administrator  
Charae McDaniel, Chief Financial Officer

**Attachments:**    [Supplemental Approp Ordinance for low-barrier shelter beds](#)

- 8.H. [18-0483](#) An Ordinance amending Section 315 (Delegation of Authority During Temporary or Short Term Absences) of Part 3 (Powers and Duties of the Mayor) of Article 2 (Officers of the City) of Chapter 1 (Administration, Personnel, and Finance) of the Code of the City of Colorado Springs 2001, as amended, pertaining to the delegation of Mayoral appointment authority for temporary replacement members on the Title Board

Presenter:

Marc Smith, Corporate Division Chief, Office of the City Attorney  
Don Knight, City Councilmember

**Attachments:** [TitleBdApptMemberDelegationORD-2018-08-22\(2\).docx](#)

- 8.I. [18-0484](#) An Ordinance amending Part 9 (Boards and Commissions) of Article 2 (Officers of the City) of Chapter 1 (Administration, Personnel, and Finance) of the Code of the City of Colorado Springs 2001, as amended, and associated ordinance and rules amendments pertaining to Council-appointed boards and commissions

Presenter:

Marc Smith, Corporate Division Chief, Office of the City Attorney  
Don Knight, City Councilmember

**Attachments:** [BoardsCommissionsORD-2018-09-17.docx](#)

- 8.J. [CPC CA  
18-00063](#) An Ordinance amending Chapter 7 (Planning, Development and Building) of City Code defining and establishing standards for short term rental units

(Legislative)

Presenter:

Meggan Herington, Assistant Planning Director

Peter Wysocki, Director of Planning and Community Development

**Attachments:**

[ORD\\_Short Term Rental](#)

[CPC Staff Report Short Term Rental Unit](#)

[FIGURE 1\\_VRBOlocations](#)

[FIGURE 2\\_Municipal Comparisons](#)

[FIGURE 3\\_ReadlinedSTR\\_Draft](#)

[FIGURE 4\\_Correspondence](#)

[FIGURE 4a\\_Additional Correspondence](#)

[FIGURE 5\\_Self Inspection Checklist Draft2](#)

[Opposition Correspondence from Neighborhood Preservation Alliance](#)

[Comparison Table](#)

[CPC\\_ShortTermRental\\_Minutes](#)

[Staff Presentation\\_STRs](#)

- 8.K. [18-0440](#) A Resolution rescinding Resolution No. 12-17 and establishing Development Application Fees and Charges for the Land Use Review Division of the Planning and Development Department

(Legislative)

Presenter:

Meggan Herington, Assistant Planning Director

Peter Wysocki, Director of Planning and Community Development

**Attachments:**

[RES\\_Development-App-Fees](#)

[Exhibit A-LUR Fees](#)

## **9. Items Under Study**

## **10. Councilmember Reports and Open Discussion**

## **11. Adjourn**