



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, November 13, 2018

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. [CPC PUZ
18-00070](#)**

Ordinance No. 18-106 amending the zoning map of the City of Colorado Springs pertaining to 28.58 acres of land from PUD/A (Planned Unit Development and Agricultural) to PUD (Planned Unit Development; commercial and residential, 20 dwelling units per acre, maximum height of 45-feet in Parcel A and 70-feet in Parcel B for office and commercial uses), located northwest of the New Life Drive and Federal Drive intersection.

(QUASI-JUDICIAL)

Presenter:

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

Attachments:

[ZC_ORD_FoothillsFarm](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zone Change Exhibit](#)

4A.B. [CPC PUZ
18-00068](#)

Ordinance No. 18-107 amending the Zoning Map of the City of Colorado Springs relating to 7.8 acres located south and west of the intersection at Red Cavern Road and Crisp Air Drive, establishing the PUD (Planned Unit Development - attached single-family residential (townhomes); 9.00 dwelling units per acre maximum; 30-foot maximum building height) zone district..

(Quasi-Judicial)

Presenter:

Matthew Bingman, DRE Permit Center Administrator, Planning & Community Development

Peter Wysocki, Director of Planning and Community Development

Attachments:

[ZC ORD NorthForkTownhomes](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zoning Exhibit](#)

4A.C. [CPC ZC
18-00093](#)

Ordinance No. 18-108 amending the zoning map of the City of Colorado Springs pertaining to 0.75-acre located at 1565 and 1581 York Road from OC (Office Complex) to C-6/CR (General Business with conditions of record)

(Quasi-Judicial)

Presenter:

Chris Staley, Planner II, Planning and Community Development

Peter Wysocki, Planning Director

Attachments:

[ZC ORD YorkRoad](#)

[Exhibit A - York Road Legal](#)

[Exhibit B - York Road](#)

4A.D. [18-0487](#)

Ordinance No. 18-109 Approving the Annual Budget for Colorado Springs Utilities and Appropriating Monies for the Several Purposes Named in the Annual Colorado Springs Utilities Budget for the Year Ending December 31, 2019

Presenter:

Tamela Monroe, Chief Planning and Finance Officer

Aram Benyamin, Chief Executive Officer

Attachments:

[2019 Annual Budget Formal Ord-Revised.docx](#)

[10-23-2018 CC Budget Presentation Final.pptx](#)

- 4A.E.** [18-0533](#) Ordinance No. 18-110 Identifying and Accepting the Annual Sources of Funds for Colorado Springs Utilities for the Year Ending December 31, 2019

Presenter:

Tamela Monroe, Chief Planning and Financial Officer
Aram Benyamin, Chief Executive Officer

Attachments: [2019 Appropriation Accept Source Funds Ord-Revised.docx](#)

4B. First Presentation:

- 4B.A.** [18-0571](#) City Council Regular Meeting Minutes October 23, 2018

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [10-23-2018 City Council Meeting Minutes Final.pdf](#)
[Issues for Decision 2019 Rate Case Hearing 10-23-18 City Council Meeting.pdf](#)

- 4B.B.** [18-0513](#) A Resolution Supporting the City of Colorado Springs Sponsorship of a School Yard Initiative Grant Application to Great Outdoors Colorado on Behalf of Atlas Preparatory School

Presenter:

Tilah Larson, Senior Grants Analyst
Karen Palus, Director of Parks, Recreation and Cultural Services

Attachments: [10-22-18 - AtlasPrepSponsorshipSupportRES](#)
[10-22-18 - Atlas GOCO IGA](#)

- 4B.C.** [18-0514](#) A Resolution Supporting the City of Colorado Springs Sponsorship a School Yard Initiative Grant Application to Great Outdoors Colorado on Behalf of Colorado Early Colleges

Presenter:

Tilah Larson, Senior Grants Analyst
Karen Palus, Director of Parks, Recreation and Cultural Services

Attachments: [10-22-18 - CECSponsorshipSupportRES](#)
[10-22-18 - IGA - CEC](#)

- 4B.D.** [18-0515](#) A Resolution Supporting the City of Colorado Springs Sponsorship of a School Yard Initiative Grant Application to Great Outdoors Colorado on Behalf of Colorado Springs Charter Academy

Presenter:

Tilah Larson, Senior Grants Analyst

Karen Palus, Director of Parks, Recreation and Cultural Services

Attachments: [10-22-18 - CSCASponsorshipSupportRES](#)

[10-22-18 - IGA - CSCA](#)

- 4B.E.** [18-0530](#) An Ordinance repealing Section 507 (License Fees Enumerated) of Part 5 (License Fees) of 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 business license fees

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [Clerk-BusinessLicenseResolutionSettingAndRepealORD-2018-10-16.docx](#)

- 4B.F.** [18-0490](#) A Resolution directing the Chief Executive Officer of Colorado Springs Utilities to execute an agreement for short-term water service with Donala Water and Sanitation District

Presenter:

Jenny Bishop, P.E. Senior Project Engineer, Water Resource Planning
Aram Benyamin, Chief Executive Officer

Attachments: [Donala Short-Term Water Service Contract Resolution Final.docx](#)

[Donala Bridge Water Services Agreement DRAFT with Donala changes.pdf](#)

[Donala Bridge Contract 10 17 2018 UB Presentation .pptx](#)

4B.G. [18-0318](#) A Resolution Approving the 2019 Budget for the Pikes Peak Regional Building Department

Presenter:

Charae McDaniel, Chief Financial Officer

Roger Lovell, Building Official, Pikes Peak Regional Building Department

Virginia Koultschitzka, Regional Building Counsel, Pikes Peak Regional Building Department

Ryan Johanson, CPA, Finance Director, Pikes Peak Regional Building Department

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

[2019 RBD Budget - Final.pdf](#)

[Exhibit A: 2018 Budget -RBD](#)

[2019 Budget - Final CS.pptx](#)

4B.H. [18-0525](#) An Ordinance amending Section 102 and creating new Section 121 (Limitations on Feeding of Wildlife) of Article 7 (Regulations of Animals-General Provisions) of Chapter 6 (Neighborhood Vitality/ Community Health) of the Code of the City of Colorado Springs 2001, as amended, pertaining to the feeding wildlife and providing penalties for the violation thereof.

Presenter:

Bret Waters, Deputy Chief of Staff

Attachments: [FeedingWildlifeCh6ORD-2018-09-19-Draft.docx](#)

[Wildlife Feeding Ordinance_Oct22.pptx](#)

4B.I. [18-0536](#) An Ordinance amending Section 104 (Right to Trial by Jury; Jail; Exceptions) of Part 1 (Trial by Jury) of Article 4 (Jury Provision) of Chapter 11 (Municipal Court) of the Code of the City of Colorado Springs 2001, as amended, pertaining to jury trial eligibility regarding Limitations on Feeding of Wildlife

Presenter:

Bret Waters, Deputy Chief of Staff

Attachments: [FeedingWildlife-PenaltiesCh11ORD-2018-10-15](#)

- 4B.J.** [18-0488](#) A Resolution Setting the Street Lighting Service Revenue Requirement for the Period of January 1, 2019 through December 31, 2019

Presenter:
Sonya Thieme, Rates Manager
Aram Benyamin, Chief Executive Officer

Attachments: [MG Street Lighting Rev Req - Resolution and COSS Summary 11-13-18.pdf](#)

- 4B.K.** [18-0485](#) A Resolution Accepting a Donation of Real Property Consisting of Approximately 2.54 Acres from Larry D. Webster and Harriet R. Webster to the City of Colorado Springs

Presenter:
Britt Haley - Parks Development Manager
Karen Palus - Parks, Recreation and Cultural Services Manager

Attachments: [Resolution Webster Donation Garden of the Gods Park Assemblage Rampart F Webster Donation Map Depiction](#)

- 4B.L.** [18-0431](#) An Ordinance Repealing Ordinance No. 17-113 and Adopting the City of Colorado Springs - 2019 Salary Structure for Civilian and Sworn Municipal Employees

Presenter:
Mike Sullivan, Human Resources Director
Charae McDaniel, Chief Financial Officer

Attachments: [11-13-18 - Ordinance - 2019 Salary Schedule 2019 Salary Schedule](#)

- 4B.M.** [18-0371](#) An Ordinance Making and Certifying the 2018 Tax Levy for Taxes Payable in 2019 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: [TaxLevy2019-BPPT CreditORD](#)

- 4B.N.** [18-0430](#) Annual Appropriation Ordinance Adopting the Annual Budget and Appropriating Funds for the Several Purposes Named in Said Budget for the Year Ending December 31, 2019

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [2019 Budget Ordinance](#)

- 4B.O.** [18-0548](#) An Ordinance adopting a plan for the defeasance and payment of the City of Colorado Springs Airport System Revenue Refunding Bonds, Series 2014, issued by the City of Colorado Springs, Colorado, acting by and through its Airport Enterprise; and authorizing and approving related documents and actions in connection therewith

Presenter:
Charae McDaniel, Chief Financial Officer
Tom Florczak, Deputy City Attorney
Greg Phillips, Director of Aviation

Attachments: [Colorado Springs Airport Bonds - 2018 Defeasance Ordinance.docx](#)
[Colorado Springs Parking Airport Bonds Defeasance 2018 Escrow Agreement.c](#)

- 4B.P.** [18-0587](#) An Ordinance appointing the City Council Administrator and setting the salary of the City Council Administrator

Presenter:
Richard Skorman, City Council President

Attachments: [City Council Admin Ord.docx](#)

5. Recognitions

- 5.A.** [18-0512](#) Introduction of the 2018/2019 Ticket to Success Class

Presenter:
Karen Palus, Director of Parks, Recreation and Cultural Services
Donna Nelson, Spirit of the Springs Program Coordinator

6. Citizen Discussion

7. Mayor's Business

8. Items Called Off Consent Calendar

9. Utilities Business

- 9.A. [18-0561](#) Consideration of a Resolution Setting Wastewater Rates within the Service Area of Colorado Springs Utilities

Presenter:

Chris Bidlack, City Attorney's Office-Utilities Division
Aram Benyamin, Chief Executive Officer

Attachments: [2019_DO_Wastewater-10-25-18.docx](#)
[Wastewater Resolutions & Final Tariffs.pdf](#)

- 9.B. [18-0562](#) Consideration of a Resolution Setting Water Rates within the Service Area of Colorado Springs Utilities

Presenter:

Chris Bidlack, City Attorney's Office-Utilities Division
Aram Benyamin, Chief Executive Officer

Attachments: [2019_DO_Water-10-25-18.docx](#)
[Water Resolution & Final Tariffs.pdf](#)

10. Unfinished Business

10.A. [CPC PUZ
18-00066](#)

Ordinance No. 18-111 amending the zoning map of the City of Colorado Springs pertaining 2.33 acres located northwest of Centennial Boulevard and Mule Deer Drive from PUD/HS (Planned Unit Development with Hillside Overlay: commercial) to PUD/HS (Planned Unit Development: multi-family residential, 17.17 dwelling units per acre with a maximum building height of 37 feet - 2 inches, with Hillside Overlay).

(Quasi-Judicial)

Related file: CPC PUD 06-00067-A3MJ18

Presenter:

Mike Schultz, Principal Planner, Planning and Community Development
Peter Wysocki, Director Planning and Community Development

Attachments:

[ZC_ORD - TuscanFoothillsVillage2](#)

[Exhibit A - Tuscan Foothills Village Filing No 2 - Legal Description](#)

[Exhibit B - Tuscan Foothills Village Filing No. 2 Zone Change Exhibit-DWG](#)

[Aerial Vicinity Map](#)

[Vicinity Map](#)

[Tuscan FHV Filing 2 CPC Report](#)

[Figure 1 - Project Statement](#)

[Figure 2 - Tuscan FHV Filing 2 DP](#)

[Figure 3 - Resident Comments](#)

[Figure 3a - Additional Resident Comments](#)

[Figure 3b - Email in Opposition - Mr and Mrs Schuetz](#)

[Figure 3c - Email in Opposition - Dr Donald Reed](#)

[Figure 4 - Original Tuscan Foothills Village PUD DP](#)

[Figure 5 - Proposed and Future Open Space](#)

[Figure 6 - 2020 land Use map and master plan matrix](#)

[Figure 7 - CGS Letter](#)

[7.5.603 Findings - ZC req CA](#)

[7.3.603 Establishment & Development of a PUD Zone](#)

[City Code Section 7.5.9 - Notice](#)

[Staff Presentation - Tuscan FHV Filing 2](#)

10.B. [CPC CA
18-00063](#)

Ordinance No. 18-112 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](#)

11. New Business

- 11.A. [18-0549](#) An ordinance amending Sections 102 (Code Adopted by Reference) and 103 (Penalty Provisions, Additions, and Modifications) of Part 1 (General Provisions) of Article 10 (Building Code Administration) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to amending provisions of the Pikes Peak Regional Building Code, 2017 Edition, formerly adopted by Ordinance No. 18-15 and reinstating the penalties for the violation thereof

(Legislative)

Presenter:

Roger Lovell, Building Official, Pikes Peak Regional Development Department

Keith Curtis, Floodplain Administrator, Pikes Peak Regional Building Department

Jina Koultchitzka, Regional Building Counsel, Pikes Peak Regional Building Department

Attachments: [RBC-AmendmentORD-2018-10-16-clean.docx](#)
[2017 PPRBC V1.0 2nd PrintingFINAL.pdf](#)
[RBD CODE UPDATE- New FIRM.pptx](#)
[fema_495.pdf](#)
[ColoradoSprings_CO.pdf](#)
[12-7-2018.Consolidated.pdf](#)

- 11.B. [18-0595](#) A Resolution Authorizing Issuance of Debt by the Banning Lewis Ranch No. 5 Metropolitan District in the Form of Limited Tax General Obligation Bonds, Series 2018A in the Estimated Principal Amount of \$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 and Rescinding Resolution No. 107-18

Presenter:

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

Attachments: [Revised BLR District 5 Resolution.docx](#)
[BLR 5 and Regional - 2018 City Bond Resolutions - Bond Counsel comments.p](#)

- 11.C. [18-0596](#) A Resolution Authorizing Issuance of Debt by the Banning Lewis Ranch Regional Metropolitan District No. 1 in the Form of Limited Tax General Obligation Bonds, Subordinate Cash Flow Bonds, and Junior Subordinate Cash Flow Bonds, Series 2018A, Series 2018B and Series 2018C in the Estimated Aggregate Principal Amount of \$13,794,000 and Rescinding Resolution No. 108-18

Presenter:

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

Attachments:

[Revised BR Regional District Debt RES #2.docx](#)

[BLR 5 and Regional - 2018 City Bond Resolutions - Bond Counsel comments.p](#)

- 11.D. [18-0582](#) A Resolution authorizing free parking in the downtown municipal garages on the Saturdays and Sundays of November 24 and 25, December 1 and 2, 8 and 9, 15 and 16, 22 and 23, 2018; and, free on-street metered parking in Old Colorado City on the Saturdays of November 24, December 1, 8, 15, 22, 2018

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments:

[Res to Approve Free Holiday Parking 11-13-18](#)

- 11.E. [18-0563](#) A resolution authorizing the disposal of surplus City-owned property to project jungle ("Purchaser"), as the one logical, potential purchaser.

Presenter:

Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments:

[10-29-18-Airport-Jungle RES-2018-10-29 \(12\).docx](#)

[Exhibit A- JungleBusiness Park.pdf](#)

[Exhibit B Jungle18 acres.pdf](#)

[Exhibit C JungleFAA letter.pdf](#)

[Ltr of Support Auth Disposal of City Property Oct24.2018.pdf](#)

[Land Sale-City Council 10_31_18 GP rev.pptx](#)

- 11.F. [18-0564](#) A resolution authorizing the disposal of surplus City-owned property to Project Rodeo ("Purchaser"), as the one logical, potential purchaser.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Exhibit A- RodeoBusiness Park.pdf](#)
[Exhibit B Rodeo70 acres.pdf](#)
[Exhibit C RodeoFAA letter.pdf](#)
[Ltr of Support Auth Disposal of City Property Oct24.2018.pdf](#)
[10-29-18-Airport-Rodeo RES-2018-10-29.docx](#)

- 11.G. [18-0565](#) A resolution authorizing the disposal of surplus City-property to Garrett Baum (Purchaser), as the one logical, potential purchaser.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Exhibit A- BaumBusiness Park.pdf](#)
[Exhibit B BaumDirector Parcels.pdf](#)
[Exhibit C BaumFAA letter.pdf](#)
[Exhibit D- Baumdirector parcels.pdf](#)
[Ltr of Support Auth Disposal of City Property Oct24.2018.pdf](#)
[10-29-18- Airport-Baum-RES-2018-10-29 \(2\).docx](#)

- 11.H. [18-0566](#) A resolution authorizing the disposal of surplus City-property to William R. Branyan (Purchaser), as the one logical, potential purchaser.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Exhibit A- BranyanBusiness Park.pdf](#)
[Exhibit B BranyanDirector Parcels.pdf](#)
[Exhibit C BranyanFAA letter.pdf](#)
[Exhibit D- Branyandirector parcels.pdf](#)
[Ltr of Support Auth Disposal of City Property Oct24.2018.pdf](#)
[10-29-18- Airport-Branyan-RES-2018-10-29.docx](#)

- 11.I. [18-0567](#) A resolution authorizing the disposal of surplus City-property to Bonner G. Gilmore (Purchaser), as the one logical, potential purchaser.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Exhibit A- GilmoreBusiness Park.pdf](#)
[Exhibit B GilmoreDirector Parcels.pdf](#)
[Exhibit C GilmoreFAA letter.pdf](#)
[Exhibit D- Gilmoredirector parcels.pdf](#)
[Ltr of Support Auth Disposal of City Property Oct24.2018.pdf](#)
[10-29-18- Airport-Gilmore-RES-2018-10-29.docx](#)

- 11.J. [18-0568](#) A resolution authorizing the disposal of surplus City-property to Michelle M. McDonald (Purchaser), as the one logical, potential purchaser.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Exhibit A- McDonaldBusiness Park.pdf](#)
[Exhibit B McDonaldDirector Parcels.pdf](#)
[Exhibit C McDonaldFAA letter.pdf](#)
[Exhibit D- McDonalddirector parcels.pdf](#)
[Ltr of Support Auth Disposal of City Property Oct24.2018.pdf](#)
[10-29-18- Airport-McDonald-RES-2018-10-29.docx](#)

- 11.K. [18-0569](#) A resolution authorizing the disposal of surplus City-property to J. Sean O'Hearn (Purchaser), as the one logical, potential purchaser.

Presenter:
Greg Phillips
Director of Aviation
Colorado Springs Airport

Attachments: [Exhibit A- O'HearnBusiness Park.pdf](#)
[Exhibit B O'HearnDirector Parcels.pdf](#)
[Exhibit C O'HearnFAA letter.pdf](#)
[Exhibit D- O'Hearndirector parcels.pdf](#)
[Ltr of Support Auth Disposal of City Property Oct24.2018.pdf](#)
[10-29-18- Airport-O'Hearn-RES-2018-10-29 \(3\).docx](#)

12. Public Hearing

13. Added Item Agenda

14. Executive Session

15. Adjourn