



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 8, 2016

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
16-00084](#)**

Ordinance No. 16-106 amending the zoning map of the City of Colorado Springs pertaining to 10.34 acres located east of Old North Gate Road at the extension of Pride Mountain Drive from A (Agriculture) to PUD (Planned Unit Development; single-family detached residential, .86 dwelling units per acre, 35-foot maximum building height).

(Quasi-Judicial)

Related File: CPC PUD 16-00085

Presenter:

Katie Carleo, Principal Planner, Planning & Community Development
Peter Wysocki, Director Planning and Community Development

Attachments:

[ORD ZC Madonie](#)

[Exhibit A-Madonie Legal](#)

[Exhibit B -Madonie Zone Change Exhibit](#)

- 4A.B.** [16-619](#) Ordinance No. 16-107 Approving Inclusion of a Portion of the City of Colorado Springs, Colorado within the Lower Fountain Metropolitan Sewage Disposal District upon the Terms and Conditions Set Forth by the Board of Directors of the Lower Fountain Metropolitan Sewage Disposal District.

Presenter:

Brian Whitehead, System Extensions Manager
Jerry Forte, P.E., CEO, Colorado Springs Utilities

Attachments: [LFMSDD_Inclusion Ordinance-2016-10-04](#)
[Ord_Lower Fountain Inclusion Exhibits](#)

- 4A.C.** [CPC PUZ](#)
[16-00092](#) Ordinance No. 16-110 amending the zoning map of the City of Colorado Springs pertaining to 38.22 acres located to the east of Black Forest Road between Forest Meadow Avenue and Woodmen Road from PUD/AO-CAD (Planned Unit Development with Airport Overlay - Commercial Airport District) to PUD/AO (Planned Unit Development with Airport Overlay: Townhouse and Two-Family Attached Dwellings, 7.99 dwelling units per acre, and 30-foot height maximum).

(Quasi-Judicial)

Related Files: CPC MPA 06-00206-A8MN16

Presenter:

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

Attachments: [Ord_ZC Forest Meadows](#)
[Exhibit A - PUD Zoning Change Legal-Illustration](#)
[Exhibit B - Vicinity Map](#)

4B. First Presentation:

- 4B.A.** [16-669](#) City Council Meeting Minutes October 25, 2016

Presenter:

Sarah Johnson, City Clerk

Attachments: [2016-10-25 Minutes with attachment Draft](#)

4B.B. [16-664](#) Appointments to Boards and Commissions

Presenter:
Jacquelyn Puett, Assistant to Council

Attachments: [110816 Boards and Commissions](#)

4B.C. [16-552](#) A Resolution Approving the 2017 Budget for Pikes Peak Regional Building Department

Presenter:
Roger Lovell, Building Official, Pikes Peak Regional Building Department

Attachments: [102416 2017 PPRBD Budget Resolution](#)
[102416 2017 RBD budget](#)
[2016 RBD Budget Signed Resolution_137-15](#)

4B.D. [16-620](#) A Resolution Supporting an Application to Great Outdoors Colorado for the John Venezia Community Park Universally Accessible Playgrounds

Presenter:
Karen Palus, Director - Parks, Recreation and Cultural Services
Tilah Larson, Senior Grants Analyst - Parks, Recreation and Cultural Services

Attachments: [10-24-16 - Venezia City Council Resolution of Support 2016](#)
[10-24-16 - Venezia Playground GOCO Grant](#)

4B.E. [16-637](#) A Resolution Approving the Issuance of Debt by Banning Lewis Ranch Metropolitan District No. 2 in the Form of Series 2016 Unlimited General Obligation Refunding Bonds (Legislative Item)

(Legislative)

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

Attachments: [Figure 1 -Resolution BLR 2 Bond Issue](#)
[Figure 2- Indenture 1](#)
[Figure 3- Banning Lewis Ranch No. 2 Term Sheet 9-7-16](#)
[Figure 4- 2016 General Counsel Opinion \(draft\)](#)

4B.F. [16-638](#)

A Resolution approving an amendment to the Amended and Restated Service Plan for Banning Lewis Ranch Metropolitan Districts Nos. 1, 2, 3, 4, 5 and 7 to allow an unlimited maximum debt service mill levy in District No. 2

(Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development

Peter Wysocki, Planning and Community Development Director

Attachments:

[Figure 1- BLR2 PowerPoint](#)

[Figure 2- Resolution BLR Service Plan Amendment](#)

[Figure 3- BLRMD No. 2 - Service Plan Amendment 9-23-16 RL](#)

[Figure 4- Excerpt From the City Model Service Plans](#)

[Figure 5- 9-21-16 Transmittal Letter](#)

[Figure 6- Banning Lewis Community Presentation Aug 2016](#)

[Figure 7- Banning Lewis Ranch Proposed Refunding QA](#)

[BLR District 1-5 & 7 Amended and Restated Service Plan February 26 2008](#)

4B.G. [16-639](#)

An Ordinance Repealing Ordinance No. 15-88 and Adopting the City of Colorado Springs - 2017 Salary Structure for Civilian and Sworn Municipal Employees

Presenter:

Mike Sullivan, Human Resources Director

Kara Skinner, Chief Financial Officer

Attachments:

[Ordinance Approving Salary Ranges 2016](#)

[2017 Salary Schedule.pdf - Adobe Acrobat Pro \(3\)](#)

[2017 Salary Schedule Redlined](#)

- 4B.H.** [CPC PUZ
16-00089](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 15.169 acres located southwest of Woodruff Drive and Wattle Creek Road from A (Agriculture) to PUD (Planned Unit Development; single-family detached residential, 3.49 dwelling units per acre, 35-foot maximum building height).

(Quasi-Judicial)

Presenter:

Katie Carleo, Principal Planner, Planning & Community Development
Peter Wysocki, Director Planning and Community Development

Attachments:

[ORD_ZC_Torino](#)
[Exhibit A-Torino Legal Disc.](#)
[Exhibit B - FIGURE 3_Torino Zone Change Exhibit](#)
[Torino Vicinity Map](#)
[FIGURE 1_Site Plan](#)
[Staff Report_Torino at Flying Horse](#)
[FIGURE 2_Project Statement-Torino](#)
[FIGURE 3_Zone Change Exhibit](#)
[7.5.603 Criteria for granting zone changes](#)
[7.3.603 Establishment & Development of a PUD Zone](#)

- 4B.I.** [CPC MP
09-00027-A1
MJ16](#) Experience Downtown Land Use Master Plan
Related File: CPC MP 09-00027-A1MJ16R

Presenter:

Ryan Tefertiller, Urban Planning Manager
Peter Wysocki, Planning and Community Development Director
Sarah Humbargar, Downtown Partnership of Colorado Springs

Attachments:

[Figure 2_CC](#)
[Figure 3_Fiscal Report](#)
[CPC Staff Report Experience Downtown](#)
[Figure 2](#)
[Figure 3](#)
[Figure 4](#)
[Figure 5](#)
[7.5.408 MASTER PLAN REVIEW CRITERIA](#)
[Experience Downtown DRB Staff Report 100516](#)
[Experience Downtown Informal Council presentation 102416](#)

- 4B.J. [CPC MP
09-00027-A1
MJ16R](#) Experience Downtown Plan of Development

Presenter:
Ryan Tefertiller, Urban Planning Manager
Peter Wysocki, Planning and Community Development Director
Sarah Humbargar, Downtown Partnership of Colorado Springs

Attachments: [RES_ExperienceDowntownPoD-2016-10-26](#)
[Figure 2_CC](#)
[Figure 3_Fiscal Report](#)
[7.5.408 MASTER PLAN REVIEW CRITERIA](#)

5. Recognitions

6. Citizen Discussion

7. Mayor's Business

8. Items Called Off Consent Calendar

9. Utilities Business

- 9.A. [16-575](#) Review and Approval of Decision and Order and Resolution Setting Electric Rates within the Service Area of Colorado Springs Utilities

Presenter:
Chris Bidlack, City Attorney's Office-Utilities Division
Jerry Forte, P.E., CEO, Colorado Springs Utilities

Attachments: [Electric Resolution](#)
[2017 Electric Tariffs - Final](#)
[2017_D&O_Electric-Final 11-7-16](#)

- 9.B. [16-577](#) Review and Approval of Decision and Order and Resolution Setting Water Rates within the Service Area of Colorado Springs Utilities

Presenter:
Chris Bidlack, City Attorney's Office-Utilities Division
Jerry Forte, P.E., CEO, Colorado Springs Utilities

Attachments: [Water Resolution - Final Revised as of 10-25-16](#)
[Water Tariffs - Final Revised per 10-25-16](#)
[2017_D&O_Water-Final 11-7-16](#)

- 9.C.** [16-578](#) Review and Approval of Decision and Order and Resolution Setting Wastewater Rates within the Service Area of Colorado Springs Utilities
- Presenter:
 Chris Bidlack, City Attorney's Office-Utilities Division
 Jerry Forte, P.E., CEO, Colorado Springs Utilities
- Attachments:** [Wastewater Resolution-Final Revised as of 10-25-2016](#)
 [Wastewater Tariffs - Final Revised per 10-25-16](#)
 [2017 D&O Wastewater Final-11-7-16](#)
- 9.D.** [16-579](#) Review And Approval of Decision and Order and Resolution Regarding Changes to the Utilities Rules and Regulations
- Presenter:
 Chris Bidlack, City Attorney's Office-Utilities Division
- Attachments:** [URR Resolution](#)
 [2017 URR Tariffs - Final](#)
 [2017 D&O URR-Final 11-7-16](#)
- 9.E.** [16-573](#) Ordinance No. 16-108 Identifying and Accepting the Annual Sources of Funds for Colorado Springs Utilities for the Year Ending December 31, 2017
- Presenter:
 Bill Cherrier, Chief Planning and Finance Officer, Colorado Springs Utilities
 Jerry Forte, P.E., CEO, Colorado Springs Utilities
- Attachments:** [City Council First Budget Reading](#)
 [2017 Appropriation Accept Source Funds Ord-Revised](#)
 [City Council First Budget Reading Revised](#)
- 9.F.** [16-574](#) Ordinance No. 16-109 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, 2017
- Presenter:
 Bill Cherrier, Chief Planning and Finance Officer, Colorado Springs Utilities
 Jerry Forte, P.E., CEO, Colorado Springs Utilities
- Attachments:** [2017 Annual Budget Formal Ord-Revised](#)

- 9.G.** [16-584](#) A Resolution Setting the Street Lighting Service Revenue Requirement for the Period of January 1, 2017 through December 31, 2017

Attachments: [MG 2017 SL COSS Summary v1](#)
[MG Street Lighting Rev Req - Resolution 11-08-16 v1](#)

10. Unfinished Business

- 10.A.** [16-379](#) Approval of the Proposed 2017 Operating Plan and Budget for the Briargate Center Business Improvement District

Presenter:
Carl Schueler, Planning Manager - Comprehensive Planning
Kara Skinner, Chief Financial Officer
Peter Wysocki, Planning and Development Director

Attachments: [Briargate Center BID 2017 Operating Plan and Budget-revised 110816](#)
[REDLINE Briargate Center BID 2017 Operating Plan and Budget 110816](#)

- 10.B.** [CPC A](#)
[15-00099R](#) A resolution adopting findings of fact and conclusions of law based thereon and determining the eligibility for annexation of property known as the Reserve at Northcreek Annexation.

(Legislative)

Related Files: CPC A 15-00099, CPC ZC 16-00016, CPC CP 16-00017

Presenter:
Mike Schultz, Principal Planner, Land Use Review
Peter Wysocki, Planning and Development Director, Planning and Development Department

Attachments: [AX-NorthcreekAdoptFindingsFactConclusionsLawEligibilityRES-2016-10-19](#)
[Reserve at Northcreek Annexation Legal REVISED -](#)
[Clerk's Affidavit](#)
[Planner's Affidavit](#)
[Surveyor's Affidavit](#)
[Reserve at Northgate Annexation Plat](#)
[Reserve at Northcreek Annexation City Council Presentation](#)

10.C. [CPC A
15-00099](#)

An ordinance for annexation of the Reserve at Northcreek addition pertaining to 17.023 acres; 9.998 acres consists of the subject property and 7.025 acres consists of New Life Drive right-of-way.

(Legislative)

Related Files: CPC A 15-00099R, CPC ZC 16-00016, CPC CP 16-00017

Presenter:

Mike Schultz, Principal Planner, Land Use Review
Peter Wysocki, Planning and Development Director, Planning and Development Department

Attachments:

[AX-ReserveNorthcreekORD-2016-10-19](#)

[Reserve at Northcreek Annexation Legal REVISED -](#)

[Exhibit B - NOT SIGNED - Reserve at Northcreek Draft Annexation Agreement](#)

[Exhibit B - SIGNED COPY Reserve at Northcreek annexation agreement](#)

[Enclave Map](#)

[Fiscal Impact Analysis](#)

[ATTACH TO STAFF MEMO - AFA Letters](#)

[Attach to Staff Report - Northgate - Classic Request for Cost Recovery 1-3-2007](#)

[Reserve at Northcreek CPC memo](#)

[Figure 1 - Reserve at Northcreek Annexation Plat](#)

[Figure 2 - Concept Plan](#)

[Figure 3 - Project Statement](#)

[Figure 4 - Letter from AFA](#)

[Figure 5 - Annexation Plan Map](#)

[Figure 6 - Reserve at Northcreek Draft Annexation Agreement](#)

[7.6.203-Annexation Conditions](#)

[CPC JUNE 16 Meeting Minutes - Reserve at Northcreek](#)

[Reserve at Northgate Annexation Plat](#)

- 10.D.** [CPC ZC
16-00016](#) An ordinance establishing the PUD (Planned Unit Development) pertaining to 9.998 acres located at the northeast of the corner of New Life Drive and Jet Stream Drive.

(Legislative)

Related Files: CPC A 15-00099R, CPC A 15-00099, CPC CP 16-00017

Presenter:

Mike Schultz, Principal Planner, Land Use Review
Peter Wysocki, Planning and Development Director, Planning and Development Department

Attachments:

[Reserve at Northcreek Zoning Establishment REVISED FORMAT](#)

[Exhibit A for ZC - Zone Establishment Legal Description](#)

[7.5.603.B Establishment or change of zone district boundaries](#)

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

- 10.E.** [CPC CP
16-00017](#) A concept plan and concept plan illustrating attached single-family homes comprising of a gross maximum density of 8 dwelling units per acre and a maximum building height of 35 feet.

(Quasi-Judicial)

Related Files: CPC A 15-00099R, CPC A 15-00099, CPC ZC 16-00016

Presenter:

Mike Schultz, Principal Planner, Land Use Review
Peter Wysocki, Planning and Development Director, Planning and Development Department

Attachments:

[Figure 2 - Revised CP with AFA Note - ReserveNorthcreek](#)

[7.3.605 PUD Concept Plan](#)

[7.5.501.E Concept Plans](#)

11. New Business

- 11.A. [16-358](#) An Ordinance Making and Certifying the 2016 Tax Levy for Taxes Payable in 2017 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:
Kara Skinner, Chief Financial Officer

Attachments: [TaxLevy2017-BPPT_CreditORD-rev-11-08-16.docx](#)

- 11.B. [16-359](#) 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, 2017

Presenter:
Kara Skinner, Chief Financial Officer

Attachments: [Spreadsheet for markup session 2017 - complete 10-27-16.pdf](#)
[Appropriation Ordinance for 2017 Budget - 11-07-16.docx](#)

12. Public Hearing

13. Added Item Agenda

- 13.A. [16-706](#) Request for Suspension of Council Rule 3-17(I) to permit the consideration of a motion for reconsideration of Item 12A from Council's Oct 25, 2016 meeting regarding an appeal of the CPC August 18, 2016 approval of a subdivision waiver from design standards to provide primary legal access via a public alley to 543 Robbins Place.

Presenter:
Councilmember Don Knight
Councilmember Jill Gaebler

Attachments: [Request for Reconsideration.jpg](#)

14. Executive Session

15. Adjourn