



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, March 26, 2019

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. [19-085](#) Ordinance No. 19-19 including certain property into the Creekwalk Marketplace Business Improvement District

(Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development

Attachments:

[Ordinance-2019CreekwalkBIDInclusions](#)

[Exhibit A Petition for Inclusion Creekwalk Marketplace BID CreekwalkLLC](#)

[Exhibit B CMBID_NoticeofInclusion_CreekwalkLLC](#)

[Exhibit A Petition for Inclusion Creekwalk Marketplace BID PikesPeakEquities](#)

[Exhibit B CMBID_NoticeofInclusion_PikesPeakEquitiesLLC](#)

[Attachment 1 Proposed Inclusions Map](#)

- 4A.B.** [19-122](#) Ordinance No. 19-20 Amending Section 104 (Words and Phrases Defined) Of Part 1 (General Provisions) Of Article 7 (Sales and Use Tax) Of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City Of Colorado Springs 2001, As Amended, Pertaining to Sales and Use Tax Definitions

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [Ordinance-SalesTaxDEFINITIONS-Ch2Art7Part1-2019-01-31 \(19-122\)](#)
[CML Letter of Support and SJR 14-038](#)

- 4A.C.** [19-129](#) Ordinance No. 19-21 Amending Sections Within Part 3 (Taxable Transactions, Commodities and Services) and Part 4 (Exempt Transactions, Commodities and Persons; Deductions) of Article 7 (Sales and Use Tax) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Sales and Use Tax Definitions

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [Ordinance-SalesTaxDefintions-Ch2Art7-OtherPartsAffected2019-01-31](#)

- 4A.D.** [19-153](#) Ordinance No. 19-22 amending Section 101 (Mayor and Council; Departments) of Part 1 (Elective Officers) 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 Council submission of its Strategic Plan and Annual Report to the Citizens to the Mayor

Presenter:

Emily Evans, City Council Administrator

Attachments: [CouncilStratPlanORD-2019-01-22](#)

4B. First Presentation:

- 4B.A.** [19-181](#) City Council Regular Meeting Minutes March 12, 2019

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [3-12-2019 City Council Meeting Minutes Final.pdf](#)

4B.B. [19-178](#) Appointments to Boards and Commissions

Presenter:
Jacquelyn Puett, Assistant to Council

Attachments: [032619 Boards and Commissions](#)

4B.C. [19-154](#) Resolution adopting the 2018 City Council Annual Report

Presenter:
Emily Evans, City Council Administrator
Ted Skroback, City Council Communications Specialist

Attachments: [Resolution 2018 City Council Annual Report](#)
[City Council Report to the Citizens](#)
[Council Annual Report_2018_DRAFT](#)

4B.D. [19-152](#) A resolution authorizing the acquisition of properties pursuant to the Federal Emergency Management Agency's Hazard Mitigation Grant Program

Presenter:
Gordon Brenner, City Office of Emergency Management Recovery Coordinator
Darlene Kennedy, City Real Estate Services Manager
Jennifer Vance, City Finance Grants Program Manager

Attachments: [Resolution for Acquisition 2013-2015 FEMA Landslides 20190213](#)
[EXHIBIT-A_904 ZODIAC DR](#)
[EXHIBIT-B_1002 ZODIAC DR](#)
[EXHIBIT-C_315 HAVERSHAM DR](#)

4B.E. [19-169](#) The City Clerk reports that on February 21, 2019 there was filed with her a petition for the annexation of Banning Lewis Ranch North Annexation. The City Clerk herewith communicates such to City Council and recommends that the petition and map be referred to the City Administration for review and recommendation regarding whether the petition is in substantial compliance with Section 31-12-107(1) .

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [Banning Lewis Ranch North petition.pdf](#)
[Banning Lewis Ranch North map.pdf](#)

4B.F. [CPC PUZ
18-00173](#)

An ordinance amending the zoning map for the City of Colorado Springs pertaining to 8.57 acres located southeast of the terminus of Silversmith Road, changing the zoning from PUD (Planned Unit Development) to PUD (Planned Unit Development: commercial and residential, 16 dwelling units per acre, maximum 120,000 square feet for nonresidential uses, maximum building height of 45 feet).

(QUASI-JUDICIAL)

Related File: CPC PUP 13-00033-A2MJ18

Presenter:

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

Attachments:

[ZC_ORD_FlyingHorseParcel22](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zone Change Exhibit](#)

[Vicinity Map](#)

[CPC Report_FlyingHorseParcel22](#)

[FIGURE 1 - Change Change Exhibit](#)

[FIGURE 2 - Concept Plan](#)

[FIGURE 3 - Project Statement](#)

[FIGURE 4 - 2020 Land Use Map - Master Plan Matrix](#)

[FIGURE 5 - Vibrant Neighborhoods Map](#)

[7.5.603.B Findings - ZC](#)

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

[FlyingHorseParcel22-A2_Staff-Presentation](#)

[CPC_Minutes_FlyingHorse22_draft](#)

- 4B.G.** [CPC PUP
13-00033-A2
MJ18](#) A Major Amendment of the Flying Horse Parcel 22 PUD Concept Plan illustrating a reconfigured lot layout and adding the Multi-Family Residential land use as a permitted use on proposed Lot 1, located southeast of the terminus of Silversmith Road.

(QUASI-JUDICIAL)

Related File: CPC PUZ 18-00173

Presenter:

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

Attachments:

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

- 4B.H.** [CPC ZC
18-00153](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 0.18-acre located at 629 N. Corona Street from R-4/PUD (Multi-Family Residential and Planned Unit Development) to R-4 (Multi-Family Residential).

(Quasi-Judicial)

Related Files: CPC DP 18-00154, CPC R 18-00156

Presenter:

Peter Wysocki, Director, Planning and Community Development
Matthew Fitzsimmons, Planner II, Urban Planning Division

Attachments:

[ZC_ORD_629NCoronaSt](#)
[CPC Report 629 N. Corona](#)
[Exhibit A - Legal Description](#)
[Exhibit B - Rezone Exhibit](#)
[FIGURE 1 - DP Plan](#)
[FIGURE 2 - Project Statement](#)
[FIGURE 3 - Area Zoning](#)
[FIGURE 4 - Stakeholder letters](#)
[FIGURE 5 - Vibrant Neighborhoods Map](#)
[7.5.603.B Findings - ZC](#)
[CPC_Minutes_629NCorona_draft](#)

- 4B.I.** [CPC DP
18-00154](#) A Development Plan for the construction of a fourplex on a 0.18-acre lot located at 629 N. Corona Street.

(Quasi-Judicial)

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Related Files: CPC ZC 18-00153, CPC R 18-00156

Presenter:

Peter Wysocki, Director, Planning and Community Development
Matthew Fitzsimmons, Planner II, Urban Planning Division

Attachments: [FIGURE 1 - DP Plan](#)

[7.5.502.D](#)

- 4B.J.** [CPC R
18-00156](#) An administrative relief to allow an increase in lot coverage from 35% to 40% for the construction of a fourplex on a 0.18-acre lot located at 629 N. Corona Street.

(Quasi-Judicial)

Related Files: CPC DP 18-00154, CPC ZC 18-00153

Presenter:

Peter Wysocki, Director, Planning and Community Development
Matthew Fitzsimmons, Planner II, Urban Planning Division

Attachments: [7.5.1102 Findings Necessary to Grant Administrative Relief](#)

4B.K. [CPC ZC
18-00128](#)

An ordinance amending the zoning map for City of Colorado Springs from A (Agricultural) to OC (Office Complex) for the property located west of Cordera Crest Avenue and Outlook Ridge Trail on Cordera Crest Avenue consisting of 3.39 acres.

(QUASI-JUDICIAL)

Related File: CPC DP 18-00129

Presenter:

Catherine Carleo, Principal Planner, Planning and Development
Peter Wysocki, Planning and Community Development Director

Attachments:

[ZC ORD CorderaCrestAve](#)

[EXHIBIT A - Legal Description](#)

[EXHIBIT B - Zone Change](#)

[Vicinity](#)

[CPC Staff Report_Village Cooperative of Briargate](#)

[FIGURE 1 Village Coop Project Statement](#)

[FIGURE 2_Citizen Comment_Village Cooperative of Briargate](#)

[FIGURE 3 Neighborhood Meeting Letter Response](#)

[FIGURE 4 Village Cooperative of Briargate DP](#)

[FIGURE 5 PlanCOS Supporting Map](#)

[FIGURE 6 Briargate Master Plan](#)

[7.5.603.B Findings - ZC](#)

[CC STAFF Presentation Village Cooperative of Briargate CC 3-26-19](#)

[CPC_Minutes_VillageCooperativeatBriargate_draft](#)

4B.L. [CPC DP
18-00129](#)

The Village Cooperative of Briargate Development Plan for the development of a senior housing facility located west of Outlook Ridge Trail on Cordera Crest Avenue consisting of 3.39 acres.

(QUASI-JUDICIAL)

Related File: CPC ZC 18-00128

Presenter:

Catherine Carleo, Principal Planner, Planning and Development
Peter Wysocki, Planning and Community Development Director

Attachments:

[FIGURE 4 Village Cooperative of Briargate DP](#)

[7.5.502.E Development Plan Review](#)

5. Recognitions

- 5.A. [19-165](#) A Resolution of Appreciation to Westside Pioneer and their contribution to Colorado Springs Westside community.

Presenter:
Don Knight, Council Member

Attachments: [Westside Resolution 3-12-19](#)

- 5.B. [19-155](#) A Proclamation recognizing April 2019 as Fair Housing Month

Presenter:
Catherine Duarte, AICP, Senior Analyst, Community Development Division

Attachments: [Fair Housing Proclamation 2019](#)

- 5.C. [19-170](#) A proclamation celebrating Teen Court Day

Presenter:
Richard Skorman, City Council President

Attachments: [Teen Court Day - 2019 - FINAL](#)

- 5.D. [19-175](#) A proclamation celebrating National Library Week

Presenter:
Tom Strand, City Council Member

Attachments: [National Library Week 2019](#)

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

- 10.A.** [18-0610](#) An Ordinance No. 18-131 amending Section 101 (Authority to Impound Vehicles) of Article 25 (Removal and Impoundment of Vehicles) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, pertaining to the authority to impound recreational vehicles and providing penalties for the violation thereof.

Presenter:

Commander Sean Mandel, Colorado Springs Police Department
Richard Skorman, City Council President
Tom Strand, City Councilmember

Attachments: [Council Reconsideration Letter - Skorman 1.11.19 \(002\).pdf](#)
[Recreational Vehicles Tow 2018 11 14.docx](#)

11. New Business

- 11.A.** [19-166](#) A Resolution Approving the “Third Amended and Restated Intergovernmental Agreement Among El Paso County, Colorado, the City of Colorado Springs, the City of Manitou Springs, the Town of Green Mountain Falls, and the Town of Ramah Regarding the Pikes Peak Rural Transportation Authority”

Presenter:

David Geislinger, Councilmember, City Council
Marc Smith, Corporate Division Chief, Office of the City Attorney

Attachments: [PPRTA_IGA_RES-2019-03-04](#)
[Exhibit A - Establishing IGA 3rd Amend and Restate \(02-13-2019 CLEAN Draft\)](#)
[Establishing IGA 3rd Amend and Restate \(02-13-2019 REDLINE Draft\)](#)
[2017-09-14 Ballot Proof from County](#)

12. Public Hearing

13. Added Item Agenda

14. Executive Session

15. Adjourn