



# City of Colorado Springs

## Regular Meeting Agenda - Final City Council

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

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**Tuesday, February 13, 2024**

**10:00 AM**

**Council Chambers**

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### **How to Watch the Meeting**

Coloradosprings.gov/springstv | Facebook Live: Colorado Springs City Council  
Facebook Page @coscity Council | SPRINGS TV - Comcast Channel 18 / 880 (HD)  
- Stratus IQ Channel 76 / 99 (Streaming)

### **How to Comment on Agenda Items**

Before the meeting, you may email general comments for items not on the agenda or comments regarding agenda items to: [allcouncil@coloradosprings.gov](mailto:allcouncil@coloradosprings.gov)

During the meeting, those who wish to comment should submit their name, telephone number, and the topic or agenda item for comment via [allcouncil@coloradosprings.gov](mailto:allcouncil@coloradosprings.gov) in addition to calling +1 720-617-3426 United States, Denver (Toll) and entering this Conference ID: 216 669 947#

Estimated agenda item times are provided for planning purposes and do not constitute notice of a specific time for any item. Items may take more or less time than estimated. City Council may amend the order of items.

### **1. Call to Order and Roll Call**

### **2. Invocation and Pledge of Allegiance**

### **3. Changes to Agenda/Postponements**

**3.A. [APPL-24-0001](#)**

Postponement of an appeal of the City Planning Commission decision to approve both The Market at Pine Creek Major Concept Plan Amendment changing 7.87 acres from Commercial to Commercial and Residential and the Royal Pine Apartments Development Plan establishing multi-family residential consisting of 7.87 acres located at 4150 Royal Pine Drive to a Special Meeting on February 26, 2024 at 1:00 pm.  
(Quasi-Judicial)

**Presenter:**

Katelynn Wintz, Planning Supervisor, Planning + Neighborhood Services  
Logan Hubble, Planner II, Planning + Neighborhood Services  
Peter Wysocki, Director, Planning + Neighborhood Services

**Attachments:**

[Staff Report Royal Pine LKH](#)

[Concept Plan](#)

[Concept Plan Project Statement](#)

[Development Plan](#)

[Development Plan Project Statement](#)

[Traffic Impact Analysis](#)

[Development Plan Public Comments](#)

[Royal Pine comments combined 1.8.24](#)

[Updated Neighbor Comments](#)

[Concept Plan Public Comments](#)

[CPC Minutes RoyalPine Draft](#)

[Appeal Documents](#)

[D20 Response](#)

[CPW Letter](#)

[7.5.501.E Concept Plans](#)

[7.5.501 ADMINISTRATIVE DECISIONS GENERAL](#)

[7.5.515 DEVELOPMENT PLAN](#)

**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.** [24-001](#) Ordinance No. 24-06 amending Ordinance No. 23-65 (2024 Budget Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$3,919,650 and to the Lodgers and Auto Rental Tax (LART) Fund in the amount of \$828,478 for the refund of 2022 fiscal year revenue above the 2022 fiscal year revenue and spending limitations (TABOR cap)

Presenter:

Charae McDaniel, Chief Financial Officer  
Chris Fiandaca, City Budget Manager

**Attachments:** [LARTaborRefund2024ORD-2023-12-4\\_clean copy CAO review](#)

- 4A.B.** [24-017](#) Ordinance No. 24-07 to repeal and reordain 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 Impoundment Of Vehicles

Presenter:

Commander John Koch, Colorado Springs Police Department  
Jennifer Underwood, CSPD Evidence/Impound Manager  
Frederick Stein, Public Safety City Attorney

**Attachments:** [CSPD-ImpoundmentVehiclesORD-2023-10-09](#)  
[2024 Impound Ordinance City Council Powerpoint - UPDATED 12062023 - JEU](#)

#### **4B. First Presentation:**

- 4B.A.** [24-059](#) City Council Regular Meeting Minutes January 23, 2024

Presenter:

Sarah B. Johnson, City Clerk

**Attachments:** [1-23-2024 City Council Meeting Minutes Final](#)

- 4B.B.** [24-073](#) Appointment of Outside Counsel and a Secretary to Serve the Colorado Springs Independent Ethics Commission pursuant to City Code § 1.3.103(G).

Presenter:

Office of the City Attorney

- 4B.C. [24-010](#)** A Resolution Approving An Economic Development Agreement Between The City Of Colorado Springs And Project Stronghold
- Presenter:  
Jessie Kimber, Economic Development Officer  
Shawna Lippert, Senior Economic Development Specialist
- Attachments:** [RES ProjectStronghold 2024](#)  
[EDA ProjectStronghold](#)  
[Presentation\\_Stronghold EDA\\_ws](#)
- 4B.D. [24-006](#)** A Resolution to approve the draft 2024 Annual Action Plan for HUD submittal
- Presenter:  
Catherine Duarte, HUD Programs Manager, Housing and Community Vitality Department
- Attachments:** [2024 AAP Council Presentation](#)  
[2024 Action Plan Council Resolution](#)  
[2024 AAP draft for Public Comment 12-15-2023](#)
- 4B.E. [24-026](#)** An Ordinance Exercising City Council's Legislative Authority Regarding the Extension of Water Service and Outside City Water and/or Wastewater Service to the Park Vista Subdivisions
- Presenter:  
Bryan English, PMP, Development Projects Manager, Customer Utilities Connections  
Travas Deal, Chief Executive Officer, Colorado Springs Utilities
- Attachments:** [3. FINAL - Park Vista Enclave Ordinance 20240129](#)  
[4. FINAL - EXHIBIT A - Form of Agreement to Annex Template \(Park Vista Enclaves\) 20240129](#)  
[2. FINAL - City Council PPT \(2-13-24\) Park Vista Enclaves Ordinance 20240125](#)
- 4B.F. [24-021](#)** Resolution Authorizing and Directing the Chief Executive Officer of Colorado Springs Utilities to Enter Into an Agreement for Standby Regional Water Service between Colorado Springs Utilities and Stratmoor Hills Water District
- Presenter:  
Jenny Bishop, System Project Planning, Colorado Springs Utilities  
Travas Deal, Chief Executive Officer, Colorado Springs Utilities
- Attachments:** [2 - CSU-StratmoorStandbyWaterServiceRES 2023-12-19](#)  
[3 - Stratmoor Hills Standby Service Jan 2024 FINAL](#)

- 4B.G.** [24-022](#) Resolution Authorizing and Directing the Chief Executive Officer of Colorado Springs Utilities to Enter Into an Agreement Regarding Delivery/Exchange of Manitou Fry-Ark Project Water between Colorado Springs Utilities and the City of Manitou Springs

Presenter:

Jenny Bishop, System Project Planning, Colorado Springs Utilities  
Travas Deal, Chief Executive Officer, Colorado Springs Utilities

**Attachments:**

[2 - CSU-ManitouFry-ArkProjectDeliveryRES-2023-12-19](#)

[3 - 2024 Manitou FRY-ARK EXCHG renewal FINAL 1-29-24](#)

[2024 Manitou FRY-ARK EXCHG renewal Appendix A - FINAL to MANITOU](#)

- 4B.H.** [24-027](#) A Resolution Authorizing and Directing the Chief Executive Officer of Colorado Springs Utilities to Enter into an Addendum to the Agreement for Convey, Treat, and Deliver Regional Water Service between Colorado Springs Utilities and Triview Metropolitan District

Presenter:

Jenny Bishop, System Project Planning, Colorado Springs Utilities  
Travas Deal, Chief Executive Officer, Colorado Springs Utilities

**Attachments:**

[2 - CSU-TriviewCTDAddendumRES\\_2023-12-19](#)

[3 - Addendum to Triview CTD FINAL](#)

- 4B.I.** [24-024](#) A Resolution Approving a Memorandum of Agreement Related to the Settlement of Case Nos. 15CW3019, 18CW3041, and 16CW3015, District Court, Water Division 5 State of Colorado

Presenter:

Abigail Ortega, Infrastructure and Resource Planning General  
Manager, Colorado Springs Utilities  
Travas Deal, Chief Executive Officer, Colorado Springs Utilities

**Attachments:**

[2 - CSU-MOAsettlmetWaterRES 1-9-24 Clean](#)

[3 - Settlement Agreement Concerning Water Rights - Final 1-3-2024](#)

**4B.J.** [24-025](#)

An Ordinance Adding New Language to Article 10 of Chapter 12 (Utilities) of the Code of Colorado Springs 2001, as Amended, Pertaining to the Colorado Springs Underground Damage Prevention Safety Program (CSUDPSP or the Program).

Presenter:

Melissa Brown, Energy Regulatory and Compliance Manager,  
Colorado Springs Utilities  
Travas Deal, Acting Chief Executive Officer, Colorado Springs  
Utilities

**Attachments:**

[2 - CSU-Article10ORDredlines-2024-01-03](#)

[3 - CSU-Article10ORD-2023-12-15](#)

**4B.K.** [24-023](#)

An Ordinance Adding New Language to Article 1 of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Underground Excavation Regulations.

Presenter:

Melissa Brown, Energy Regulatory and Compliance Manager,  
Colorado Springs Utilities  
Travas Deal, Acting Chief Executive Officer, Colorado Springs  
Utilities

**Attachments:**

[2 - CSU-AbatementORDredlines\\_2024-01-03](#)

[3 - CSU-AbatementORD\\_2023-12-15](#)

**4B.L.** [24-019](#)

A Resolution Approving a Memorandum of Understanding among Colorado Springs Utilities, the City of Colorado Springs, El Paso County, the El Paso-Teller County E911 Authority, and Teller County, to Acquire Digital Orthorectified Imagery in 2024.

Presenter:

Travas Deal, Chief Executive Officer, Colorado Springs Utilities  
Tim Scheiderer, Associate Attorney, City Attorney's Office-Utilities  
Michael Herrmann, Manager -Asset Management/Geospatial Technology, Colorado Springs Utilities

**Attachments:**

[2 - PPGA MOU Resolution\\_2024](#)

[2024 PPGA MOU FINAL](#)

[2024 PPGA Project Summary Bullet](#)

[2024 PPGA Project Summary](#)

[Exhibit 1 - PPGA IGA](#)

[Exhibit 2 - PPGA 2024 SOW](#)

[Exhibit 3 - PPGA 2024 Cost breakdown](#)

[PPGA 2024 presentation City Council](#)

**4B.M.** [24-077](#)

Request for approval of a settlement amount with respect to a wastewater backup claim, located at 2707 Gomer Avenue, Colorado Springs, Colorado ("Claim")

Presenter:

Wynetta Massey, City Attorney

**4B.N.** [24-034](#)

The City Clerk reports that on January 3, 2024 there was filed with her a petition for the annexation of PTAA Addition No 1 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:**

[Memo to Clerk Annexation Petition.doc](#)

[PTAA - Annexation Plat.pdf](#)

[PTAA - Petition.pdf](#)

[PTAA - SOA.pdf](#)

[PTAA Vicinity Map.docx](#)

[PTAA Legal Description.pdf](#)

**4B.O.** [ZONE-23-0025](#)

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 7500 square feet located at 903 Swope Avenue from R-1 6 (Single-Family - Medium) to R2 (Two-Family). (Quasi-Judicial - 1st Reading only to set the public hearing for February 27, 2024)

Presenter:

Austin Cooper, Planner II, Planning + Neighborhood Services  
Peter Wysocki, Planning Director, Planning + Neighborhood Services

**Attachments:**

[Staff Report](#)

[Conceptual Site Plan](#)

[903 Swope- Ordinance](#)

[Exhibit A and B](#)

[Public Comments](#)

[Public Comment Response Letter](#)

[7.5.704 ZONING MAP AMENDMENT \(REZONING\)](#)

[CPC Minutes](#)



- 4B.P.** [SUBD-23-0145](#) An ordinance vacating portions of a public right-of-way known as Lierman street consisting of 0.443 acres located between North Cascade Ave and Schafer Heights.  
(Legislative) (1st Reading only to set the public hearing date for February 27, 2024)

Presenter:

Allison Stocker AICP, Planner II, Planning + Neighborhood Services Department

Peter Wysocki, Planning Director, Planning + Neighborhood Services Department

**Attachments:**

[SUBD-23-0145 Ord Draft ADS 20240119](#)

[SUBD-23-0145 Ord Exhibit A ADS 20240119](#)

[SUBD-23-0145 Ord ExhibitB ADS 20240119](#)

[SUBD-23-0145 Presentation CC 20240126](#)

[SUBD-23-0145 Short Memo ADS 20240119](#)

[7.5.703 VACATION OF PUBLIC STREETS OR RIGHTS-OF- WAY](#)

- 4B.Q.** [24-062](#) An Ordinance amending Ordinance No. 23-65 (2024 Budget Appropriation Ordinance) for a supplemental appropriation to the General Fund in an amount not to exceed \$2,600,000 in order to purchase real estate as part of the Nevada Avenue Reconstruction transportation projects, which will be fully reimbursed by the Pikes Peak Rural Transportation Authority (PPRTA) in 2025, per the Intergovernmental Agreement (IGA)

Presenter:

Charae McDaniel, Chief Financial Officer

Gayle Sturdivant, Acting Public Works Director

Chris Fiandaca, City Budget Manager

**Attachments:**

[FINAL-Ordinance-Supp Approp-Public Works land purchase](#)

## **5. Recognitions**

- 5.A.** [24-060](#) City Council Appointments to Boards, Commissions, and Committees  
**Est. Time:** 5 minutes

Presenter:

Randy Helms, Council President and Councilmember District 2

**Attachments:**

[02132024 Boards Commissions and Committee Appointments](#)

## **6. Mayor's Business**

**7. Citizen Discussion For Items Not On Today's Agenda**

**8. Items Called Off Consent Calendar**

**9. Utilities Business**

**10. Unfinished Business**

**11. New Business**

11.A. [24-082](#)  
**Est. Time:** 30  
minutes

A Resolution Protecting The Security And Quality Of Life Of The  
Citizens Of Colorado Springs

Presenter:  
Dave Donelson, Councilmember District 1

**Attachments:** [Resolution Protecting the Security and Quality of Life of the Citizens of  
COS 2-6-24](#)

**12. Public Hearing**

**13. Added Item Agenda**

**14. Executive Session**

**15. Adjourn**