



City of Colorado Springs

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

Meeting Minutes City Council

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Tuesday, December 14, 2021

10:00 AM

Council Chambers

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1. Call to Order and Roll Call

Present: 9 - President Tom Strand, Councilmember Yolanda Avila, Councilmember Dave Donelson, President Pro Tem Randy Helms, Councilmember Nancy Henjum, Councilmember Bill Murray, Councilmember Mike O'Malley, Councilmember Richard Skorman, and Councilmember Wayne Williams

Councilmember Murray attended the meeting virtually.

2. Invocation and Pledge of Allegiance

The Invocation was made by Pastor Steve Holt from The Road at Chapel Hills.

President Strand led the Pledge of Allegiance.

3. Changes to Agenda/Postponements

President Strand requested items 4B.M. and 4.B.N be removed from the Consent Calendar.

Consensus of Council agreed to these changes on the agenda.

- 3.A. [CPC AP 21-00157](#) Request to postpone an appeal of the Planning Commission's decision to uphold the administrative denial of the Short Term Rental permit for 116 South Fourteenth Street for an ownership change to the January 11, 2022 City Council Meeting. The intent of the postponement is to refine the internal STR policy regarding ownership based on Planning Commission discussion.

(Quasi-Judicial)

Presenter:

Carli Hiben, Program Coordinator

Peter Wysocki, Director of Planning and Community Development

Attachments: [Postponement Confirmation 116 S 14th St](#)
[Staff Report - 116 S 14th St STR](#)
[Ueland Appeal Statement](#)
[116 S 14th Street - 500' Buffer](#)
[PlanCOS Vision Map](#)
[116 S 14th St STR Appeal Public Comments](#)
[7.5.1702.B ShortTermRentalPermitRequired](#)
[7.5.1704.C ShortTermRentalPermitReviewCriteria](#)
[7.5.906 \(A\)\(4\) Administrative Appeal](#)

There were no comments on this item.

Motion by Councilmember Williams, seconded by Councilmember Henjum, that the postponement for the appeal for the Short Term Rental permit for 116 South Fourteenth Street to the January 11, 2022, City Council meeting in order for staff to refine the internal STR policy regarding ownership per the request of the Planning Commission discussion be approved. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

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 21-00008](#) Ordinance No. 21-107 amending the zoning map of the City of Colorado Springs relating to 12.89 acres located at the northeast corner of Hills Circle and West Fillmore Street, from R (Estate Single-Family Residential) to PUD (Planned Unit Development: Single-Family

Residential, 30-foot Maximum Building Height, and 3.87 Dwelling Units per Acre).

(Quasi-Judicial)

Related Files: CPC PUP 21-00104

Presenter:

Daniel Sexton, Planning Supervisor, Planning & Community Development

Peter Wysocki, Director, Planning & Community Development

Attachments: [ORD_ZC_KissingCamelsRedRockPoint4](#)

[Exhibit A - Legal Desc](#)

[Exhibit B - Zone Change](#)

[Vicinity Map](#)

[Signed Ordinance 21-107](#)

This Ordinance was finally passed on the Consent Calendar

4A.B. [21-455](#)

Ordinance No. 21-108 by the City of Colorado Springs, Colorado authorizing the issuance and delivery of its Multifamily Housing Tax-Exempt Mortgage-Backed Bonds (M-Tems) (Draper Commons), Series 2022A, in an amount not to exceed \$26,000,000 and its Multifamily Housing Taxable Mortgage-Backed Bonds (M-Tmbs) (Draper Commons Project), Series 2022B, in an amount not to exceed \$5,000,000; authorizing the execution and delivery by the City of any and all necessary documents to effectuate the issuance of such bonds; authorizing officials of the City to take all action necessary to carry out the transactions contemplated hereby, and providing for related matters

Presenter:

Steve Posey, Community Development Division Manager

John Bales, Fred Marienthal, Kutak Rock LLP

Peter Wysocki, Director of Planning and Community Development

Attachments: [Draper Commons - 2021 Ordinance](#)

[Draper Commons - Financing Agreement](#)

[Signed Ordinance 21-108](#)

This Ordinance was finally passed on the Consent Calendar.

4A.C. [21-390](#)

Ordinance No. 21-111 Repealing Ordinance No. 20-88 and Adopting the City of Colorado Springs - 2022 Salary Structure for Civilian and Sworn Municipal Employees

Presenter:

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

Attachments: [HR-Salary2022ORD-2021-11-16](#)

[2022 Salary Schedule](#)

[Signed Ordinance 21-111](#)

This Ordinance was finally passed on the Consent Calendar

- 4A.D. [21-388](#)** Ordinance No. 21-112 Annual Appropriation Ordinance Adopting the Annual Budget and Appropriating Funds for the Several Purposes Named in Said Budget for the Year Ending December 31, 2022

Presenter:
Charae McDaniel, Chief Financial Officer

Attachments: [2022 Budget Ordinance](#)

[Signed Ordinance 21-112](#)

This Ordinance was finally passed on the Consent Calendar

4B. First Presentation:

- 4B.A. [21-752](#)** City Council Regular Meeting Minutes November 23, 2021

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [11-23-2021 City Council Meeting Minutes Final](#)

The Minutes were approved on the Consent Calendar.

- 4B.B. [21-757](#)** Appointments to Boards, Commissions and Committees

Presenter:
Michael Montgomery, Deputy City Council Administrator

Attachments: [121421 Boards Commissions and Committee Appointments](#)

This Item was approved on the Consent Calendar.

- 4B.C. [21-414](#)** A Resolution Approving the 2022 Budget for Pikes Peak Regional Building Department

Presenter:
Charae McDaniel, Chief Financial Officer
Roger Lovell, Building Official, Pikes Peak Regional Building Department
Erin Garcia, Finance Director, Pikes Peak Regional Building Department

Attachments: [2022 Budget Final](#)[2022 Budget Presentation - City Budget Committee](#)[2022 PPRBD Budget Resolution-11.22.21](#)[Signed Resolution 193-21](#)

This Resolution was adopted on the Consent Calendar.

4B.D. [21-666](#)

A resolution approving the First Amendment to the Service Plan for Powers Metropolitan District to include properties outside the previously established Inclusion Area for a district located west of Powers Boulevard and south of Barnes Road

(Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development

Peter Wysocki, Director, Planning and Community Development

Attachments: [Resolution](#)[Exhibit 1 - First Amendment to Powers Metro District Service Plan](#)[PowerPoint](#)[1 - Original Powers Metro Service Plan](#)[2 - Signed Consent Letter for Inclusion](#)[3 - Financial Projection & Future Issurance](#)[Signed Resolution 194-21](#)

This Resolution was adopted on the Consent Calendar.

4B.E. [21-691](#)

A Resolution Establishing 2022 Drainage Basin Fees, Bridge Fees, Detention Pond Facility and Land Fees

Presenter:

Richard Mulledy, P.E., Stormwater Enterprise Manager

Erin Powers, P.E., Stormwater Compliance Program Manager

Attachments: [Resolution for 2022 Drainage Fees](#)[Exhibit A - Proposed 2022 Fee Schedule](#)[Exhibit B - Memo to Drainage Board for 2022 Fees](#)[Exhibit C - Resolution 131-20](#)[Exhibit D - 2022 Proposed Drainage Fee Increases FINAL](#)[Drainage Fee Adjustment 2022 Presentation](#)[Signed Resolution 195-21](#)

This Resolution was adopted on the Consent Calendar.

- 4B.F.** [21-667](#) A Resolution Authorizing the City of Colorado Springs to Enter into an Intergovernmental Agreement Between El Paso County, Colorado, Sterling Ranch Metropolitan District No. 1 and the City of Colorado Springs, Colorado Regarding Marksheffel Road Through Sterling Ranch

Presenter:

Gayle Sturdivant, P.E., City Engineer/Deputy Public Works Director
Jeff Bailey, P.E., Engineering Review Program Manager

Attachments: [IGA RES-Marksheffel-2021-10-18](#)
[IGA - Sterling Ranch Marksheffel rev1](#)
[IGA Exhibit A - Sterling Ranch-Marksheffel](#)
[IGA Exhibit B - Sterling Ranch Storm](#)
[Vicinity Map](#)
[Signed Resolution 196-21](#)

This Resolution was adopted on the Consent Calendar.

- 4B.G.** [21-714](#) A Resolution Authorizing the City of Colorado Springs to Enter into an Intergovernmental Agreement with the Pikes Peak Area Council of Governments Regarding Design Planning of the East US Highway 24 and Peterson Road/Boulevard Interchange Improvements

Presenter:

Gayle Sturdivant, P.E., City Engineer/Deputy Public Works Director

Attachments: [IGA RES-PPACG-2021-10-18](#)
[INTERGOVERNMENTAL AGREEMENT PETERSON NORTH ENTRANCE DRAFT Clean](#)
[IGA Exhibit A](#)
[Concept of PSFB Hwy24 Interchange Design](#)
[Vicinity Map](#)
[Signed Resolution 197-21](#)
[Resolution 197-21](#)

This Resolution was adopted on the Consent Calendar.

- 4B.H.** [21-651](#) A Resolution Authorizing the Disposal of Surplus City-Owned Property to Paula J. LeBaron, as the Successful Bidder

Presenter:

Kimberly King, Recreation and Administration Manager
Karen Palus, Parks, Recreation and Cultural Services Director

Attachments: [112221 - Cemetery - Resolution Disposal of City Property](#)
[112221 - Cemetery Surplus Parcel - PowerPoint Final](#)
[Signed Resolution 198-21](#)

This Resolution was adopted on the Consent Calendar.

- 4B.I.** [21-686](#) A Resolution Declaring a Portion of 9 Beckers Lane Surplus Property and Authorizing the Disposal of Such Property to John and Nicole Bauer as the Logical Purchasers

Presenter:

Jessica K. Davis, Land Resource Manager, Colorado Springs Utilities
Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

Attachments: [9 Beckers Lane Resolution Final Clean](#)
[9 Beckers Lane Presentation - CC](#)
[Signed Resolution 199-21](#)

This Resolution was adopted on the Consent Calendar.

- 4B.J.** [CPC A](#)
[20-00102R](#) A resolution adopting findings of fact and conclusions of law based thereon and determining the eligibility for annexation of property known as Park Vista Addition No. 9 Annexation (Legislative)

Related Files: CPC A 20-00102, CPC ZC 21-00016

Presenter:

Katie Carleo, Land Use Planning Manager, Planning & Community Development
Peter Wysocki, Director, Planning & Community Development Director

Attachments: [RES FindingofFactsandConclusionsofLaw](#)
[Exhibit B - Park Vista Addition No.9 Annexation Agreement](#)
[Exhibit A - Legal annexation](#)
[Planner Affidavit Park Vista Add. No. 9](#)
[Surveyor Affidavit Park Vista Add. No. 9](#)
[Clerk Affidavit Park Vista Add. No. 9](#)
[Signed Resolution 200-21](#)

This Resolution was adopted on the Consent Calendar.

- 4B.K.** [CPC A](#)
[20-00102](#) An ordinance annexing to the City of Colorado Springs that area known as Park Vista Addition No. 9 Annexation consisting of 1.29-acres located southeast of Hopeful Drive and Siferd Boulevard (Legislative)

Related Files: CPC A 20-00102R, CPC A 20-00102, CPC ZC 21-00016

Presenter:

Katie Carleo, Land Use Planning Manager, Planning & Community Development

Peter Wysocki, Director, Planning & Community Development Director

Attachments: [ORD_ParkVistaAdditionNo.9Annexation](#)

[Exhibit A - Legal annexation](#)

[PARK VISTA ADD. NO. 9 ANNEXATION PLAT](#)

[STAFF PP_Park Vista Add. No. 9 Annexation_CC 12-14-2021](#)

[LIGHTHOUSE BAPTIST PROJECT STATEMENT](#)

[PARK VISTA Enclave Analysis](#)

[FISCAL IMPACT ANALYSIS_PARK VISTA NO. 9](#)

[PARK VISTA ADD. NO. 9 ANNEXATION AGREEMENT](#)

[LIGHTHOUSE BAPTIST CONCEPT STATEMENT](#)

[PARK VISTA Surrounding Uses \(LBC\)](#)

[7.6.203-Annexation Conditions](#)

This Ordinance was approved on first reading on the Consent Calendar.

4B.L. [CPC ZC 21-00011](#)

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 1.16 acres located southeast of Hopeful Drive and Siferd Boulevard establishing the R1-6000 (Residential) zone. (Legislative)

Related Files: CPC A 20-00102R, CPC A 20-00102

Presenter:

Katie Carleo, Land Use Planning Manager, Planning & Community Development

Peter Wysocki, Director, Planning & Community Development Director

Attachments: [ORD_ParkVistaAddNo9_ZoneChange](#)

[Exhibit A - Legal zone change](#)

[Exhibit B - Zone Change](#)

[LIGHTHOUSE BAPTIST CONCEPT STATEMENT](#)

[7.5.603.B Findings - ZC](#)

This Ordinance was approved on first reading on the Consent Calendar.

Approval of the Consent Agenda

Motion by Councilmember Williams, seconded by Councilmember Henjum, that all matters on the Consent Calendar be passed, adopted, and approved by unanimous consent of the members present. The motion passed by a vote of 9-0-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

5. Recognitions

5.A. [21-759](#) A Resolution recognizing December 15, 2021 as Bill of Rights Day

Presenter:
Tom Strand, City Council President

Attachments: [Bill of Rights](#)
[Signed Resolution 201-21](#)

President Strand gave a brief history of the Bill of Rights Day, stated it is the 230th anniversary of the ratification of the Bill of Rights, and read a Resolution recognizing December 15, 2021 as Bill of Rights Day.

Councilmember Williams gave a brief history of the protection provided by the Bill of Rights and the Constitution.

Motion by Councilmember Williams, seconded by Councilmember Henjum, that the Resolution recognizing December 15, 2021 as Bill of Rights Day be adopted. The motion passed by a vote of 9-0-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

5.B. [21-755](#) A Resolution of appreciation of Kandi Anthony, City Attorney's Office Administrator, for her 30 years of service to the City of Colorado Springs

Presenter:
Wynetta Massey, City Attorney

Attachments: [KandiAnthonyRetirementRes.docx](#)
[Signed Resolution 202-21](#)

Wynetta Massey, City Attorney, City Attorney's Office, presented the Resolution of appreciation for Kandi Anthony, City Attorney's Office Administrator, for her thirty years of service with the City of Colorado Springs.

Several Councilmembers expressed appreciation to Ms. Anthony for her dedication to the City.

Ms. Anthony expressed appreciation for the opportunities she had been given with the City.

Several Councilmembers expressed gratitude for all the accomplishments Ms. Anthony achieved during her career.

Motion by Councilmember Williams, seconded by Councilmember O'Malley, that the Resolution of appreciation of Kandi Anthony, City Attorney's Office Administrator, for her 30 years of service to the City of Colorado Springs be adopted. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

5.C. [22-004](#) A Resolution Declaring December 15, 2021 as Dirk Draper Day

Presenter:
Tom Strand, City Council President

Attachments: [Dirk Draper Day](#)
[Signed Resolution 203-21](#)

President Strand provided a brief history of Dirk Draper, his work in the community, and read a Resolution declaring December 15, 2021 as Dirk Draper Day.

Several Councilmembers spoke about the contributions of Dirk Draper.

Motion by Councilmember Williams, seconded by President Pro Tem Helms, that the Resolution declaring December 15, 2021 as Dirk Draper Day be adopted. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

5.D. [22-003](#) A Joint Proclamation in Honor of Dirk Draper

Presenter:
Tom Strand, Council President and At-Large Councilmember
John Suthers, Mayor of Colorado Springs

Attachments: [120721 Dirk Draper Proclamation](#)

Mayor Suthers read a Proclamation in honor of Dirk Draper.

6. Mayor's Business

6.A. [22-007](#) Spirit of the Springs Award for Dirk Draper

Presenter:
Mayor John Suthers

Mayor Suthers expressed gratitude for Dirk Draper for going above and beyond and presented him with a Spirit of the Springs Award.

Councilmember Henjum, Doug Price, President and CEO, Colorado Springs Convention and Visitors Bureau, and Jeff Greene, Chief of Staff, expressed gratitude for Mr. Draper's contributions to the community.

Mr. Draper expressed appreciation for the recognition and thanked the many people who supported him.

- 6.B.** [21-740](#) Nomination to appoint Curtis Brown for a three-year term on the Colorado Springs Health Foundation Board of Trustees, beginning on January 1, 2022, and expiring on December 31, 2024.

Presenter:
Mayor John Suthers

Attachments: [Curtis Brown, redacted application](#)

Mayor John Suthers presented the nomination to appoint Curtis Brown for a three-year term beginning on January 1, 2022, and expiring on December 31, 2024 on the Colorado Springs Health Foundation Board of Trustees.

Councilmember Avila stated she will be voting no on these nominations due to her desire to have a resident from the Southeast community on the Board. Councilmember Henjum stated none of the nominees were from District 4 but does agree that there needs to be a member from that area.

Mr. Brown expressed appreciation for the nomination.

Motion by Councilmember Williams, seconded by President Pro Tem Helms, to appoint Curtis Brown to serve on the Colorado Springs Health Foundation Board of Trustees for a three-year term beginning on January 1, 2022, and expiring on December 31, 2024. The motion passed by a vote of 8-1-0-0

Aye: 8 - Strand, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

No: 1 - Avila

- 6.C.** [21-743](#) Nomination to appoint Kent Fortune for a three-year term on the Colorado Springs Health Foundation Board of Trustees, beginning on January 1, 2022, and expiring on December 31, 2024.

Presenter:
Mayor John Suthers

Attachments: [Kent Fortune, redacted application](#)

Mayor John Suthers presented the nomination to appoint Kent Fortune for a three-year term beginning on January 1, 2022, and expiring on December 31, 2024 on the Colorado Springs Health Foundation Board of Trustees.

Mr. Fortune expressed appreciation for the nomination.

Motion by Councilmember Williams, seconded by Councilmember Donelson, to appoint Kent Fortune to serve on the Colorado Springs Health Foundation Board of Trustees for a three-year term beginning on January 1, 2022, and expiring on December 31, 2024. The motion passed by a vote of 8-1-0-0

Aye: 8 - Strand, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

No: 1 - Avila

- 6.D.** [21-744](#) Nomination to appoint Annette Fryman for a three-year term on the Colorado Springs Health Foundation Board of Trustees, beginning on January 1, 2022, and expiring on December 31, 2024.

Presenter:
Mayor John Suthers

Attachments: [Annette Fryman, redacted application](#)

Mayor John Suthers presented the nomination to appoint Annette Fryman for a three-year term beginning on January 1, 2022, and expiring on December 31, 2024 on the Colorado Springs Health Foundation Board of Trustees.

Councilmember Henjum gave an overview of her relationship with Ms. Fryman and expressed support of her nomination.

Ms. Fryman expressed appreciation for the nomination.

Motion by Councilmember Williams, seconded by President Pro Tem Helms, to appoint Annette Fryman to serve on the Colorado Springs Health Foundation Board of Trustees for a three-year term beginning on January 1, 2022, and expiring on December 31, 2024 be adopted. The motion passed by a vote of 8-1-0-0

Aye: 8 - Strand, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

No: 1 - Avila

- 6.E.** [21-753](#) Nomination to appoint Jim Mason to complete the remaining one year and three months of a five-year term on the Colorado Springs Urban

Renewal Authority Board, beginning on January 1, 2022 and expiring on April 1, 2023.

Presenter:
Mayor John Suthers

Attachments: [EJ Mason Resume\(Jan 21\)Standard v1](#)
[E. James \(Jim\) Mason's Bio Jun 2021.Knox](#)

Mayor John Suthers presented the nomination to appoint Jim Mason for a five-year term beginning on January 1, 2022 and expiring on April 1, 2023 on the Colorado Springs Urban Renewal Authority Board.

Several Councilmembers expressed support of Mason's service to the Country and the City.

Mr. Mason expressed appreciation for the nomination.

Motion by President Pro Tem Helms, seconded by Councilmember Donelson, to appoint Jim Mason to complete the remaining one year, three months of a five-year term on the Colorado Springs Urban Renewal Authority Board, beginning on January 1, 2022 and expiring on April 1, 2023. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

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

Citizens Olivia Lupia, Adrianna Cuva, and Mary Louise Fiddler spoke in objection to the appointment process for the vacancy of Councilmember District 3 and recommended the position be filled by a vote of the people by conducting a special election.

Reverend Promise Lee stated he is concerned with crime rates and healthcare in the Hillside and John Adams communities and requested to present a proposal to the City in January or February 2022.

Citizen Jaymen Johnson expressed appreciation for Councilmember Skorman.

Citizen Dustin Hayworth, Owner of Pet City, provided an update regarding Canine Cares Certification and the new disease control policies for pet stores, rescues, and animal shelters.

8. Items Called Off Consent Calendar

- 4B.M.** [CPC V 21-00082](#) An ordinance vacating portions of a public right-of-way known as Crestone Lane consisting of 0.984 acres located south of downtown near Motor City and Brookside Drive

(LEGISLATIVE)

Presenter:

Tasha Brackin, Senior Planner, Planning and Community Development Department

Peter Wysocki, Planning Director, Planning and Community Development Department

Attachments: [ORD VROW CrestoneLane](#)
[EXHIBIT A - CRESTONE LEGAL DESC](#)
[EXHIBIT B - Crestone Lane ROW Vacation Plat ltr](#)
[CC Crestone ROW Vacation Presentation_TKB](#)
[Context Map](#)
[Breaks The Plat-1](#)
[Breaks The Revised Plat-3](#)
[Public Comment - Mehlon](#)
[Public Comment - Hicks](#)
[7.7.402.C Vacation Procedures](#)

Councilmember Henjum stated she removed these items from the Consent Calendar due to the concerns of two constituent, Ms. Hicks and Mr. Melon, concerns.

Tasha Brackin, Senior Planner, Planning and Community Development Department, presented the Ordinance vacating portions of a public right-of-way known as Crestone Lane consisting of 0.984 acres located south of downtown near Motor City and Brookside Drive. She provided a brief overview of the location, application, stakeholder notice, and concerns of neighbors.

Councilmember Henjum stated Mr. Melon stated that as long as there is consistency with the use originally indicated for the property, he is fine with the proposal, but there has not been any action taken regarding the light pollution issue. Ms. Brackin stated she spoke to both constituents and has reached out to the apartment owner who had not been notified previously of the parking lot light pollution issue.

Councilmember Williams asked what year Crestone was dedicated. Ms.

Brackin stated 1973.

Motion by Councilmember Williams, seconded by Councilmember Henjum, that the Ordinance vacating portions of a public right-of-way known as Crestone Lane consisting of 0.984 acres located south of downtown near Motor City and Brookside Drive, based upon the finding that the application complies with the review criteria in City Code Section 7.7.402.C be approved on first reading. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

4B.N. [21-746](#)

An Ordinance Repealing Ordinance Nos. 21-50 (An Ordinance Repealing Ordinance No. 19-95 and Amending Ordinance No. 14-20, Section 3, Prescribing the Salary of the City Attorney), Ordinance No. 21-51 (An Ordinance Amending Section 3 of Ordinance No. 21-06 and Prescribing the Salary of the City Auditor), and Ordinance No. 21-52 (An Ordinance Repealing Ordinance No. 21-07, and Amending Ordinance No. 18-120, Section 3, Prescribing the Salary of the City Council Administrator) and Prescribing the Salaries of the City Attorney, City Auditor, and City Council Administrator

Presenter:

Mike Sullivan, Human Resources Director

Mayor John Suthers

Attachments: [2022AppointeeSalaryOrd-2021-11-18](#)

Citizen Jaymen Johnson stated he believes performance evaluations should be factored into these salary considerations because he believes the City Attorney's Office previously cost the City taxpayers hundreds of thousands of dollars related to cannabis clubs.

Councilmember Williams confirmed a current performance review is part of the salary review process.

Motion by Councilmember Williams, seconded by Councilmember Henjum, that the Ordinance Repealing Ordinance Nos. 21-50 (An Ordinance Repealing Ordinance No. 19-95 and Amending Ordinance No. 14-20, Section 3, Prescribing the Salary of the City Attorney), Ordinance No. 21-51 (An Ordinance Amending Section 3 of Ordinance No. 21-06 and Prescribing the Salary of the City Auditor), and Ordinance No. 21-52 (An Ordinance Repealing Ordinance No. 21-07, and Amending Ordinance No. 18-120, Section 3, Prescribing the Salary of the City Council Administrator) and Prescribing the Salaries of the City Attorney, City Auditor, and City Council Administrator be approved on first reading. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

9. Utilities Business

There was no Utilities Business.

10. Unfinished Business

Meeting went into Recess

Meeting Reconvened

- 10.A.** [21-712](#) Ordinance No. 21-109 Amending Ordinance No. 20-92 (2021 Appropriation Ordinance) for a Supplemental Appropriation in the Amount of \$2,305,000 to the Public Space and Development Fund to Acquire Approximately 8.48 acres of Property Located at 1819 West Cheyenne Road for the Purpose of a Public Park

Presenter:

Karen Palus, Parks, Recreation and Cultural Services Department
Director

Matt Mayberry, Cultural Services Manager

Britt Haley, Parks Design and Development Manager

Attachments: [Appropriation Ordinance.StrattonPark](#)

[Signed Ordinance 21-109](#)

Britt Haley, Parks Design and Development Manager, presented the second reading of Ordinance No. 21-109 for a supplemental appropriation in the amount of \$2,305,000 to the Public Space and Development Fund to acquire approximately 8.48 acres of property located at 1819 West Cheyenne Road for the purpose of a public park.

Councilmember Skorman stated this property is a special oasis in the City and the Golden Lotus will be a great partnership.

President Strand asked why the City is not doing this project by itself. Ms. Haley stated the City was not selected as the buyer, but the buyer was willing to partner with the City.

President Strand stated there were some concerns regarding the parcel being so small. Ms. Haley stated they took that into consideration when looking at other botanical gardens and cultural centers and there are parking facilities within walking distance.

Councilmember O'Malley asked why most of the Trails, Open Space and Parks (TOPS) funding is being spent on the west side of the City for a religious organization. Ms. Haley stated there are areas on the eastern side of the City which TOPS needs to focus on, but this particular acquisition is not a TOPS sales tax purchase, it is a parkland dedication purchase which comes from developments.

Councilmember Williams requested an update on Jimmy Camp Creek in the first quarter of 2022. Jeff Greene, Chief of Staff, agreed to provide that update.

Mr. Greene stated it is very important for the City to acquire and maintain open space, but it is also important to look at park programming and ensure all the residents have access to community and regional parks. He stated they will be looking at a future commitment to parks on the east side.

Motion by Councilmember Henjum, seconded by President Pro Tem Helms, that the Ordinance to approve a supplemental appropriation to the Public Space and Development Fund in the amount of \$2,305,000 to fund the purchase of a park site property located at 1819 West Cheyenne Road and the associated real estate transaction costs be finally passed. The motion passed by a vote of 7-2-0-0

Aye: 7 - Strand, Avila, Helms, Henjum, Murray, Skorman, and Williams

No: 2 - Donelson, and O'Malley

- 10.B.** [CPC CA 21-00130](#) Ordinance No. 21-110 amending Section 201 (Definitions Enumerated) of Part 2 (Definitions) of Article 2 (Basic Provisions, Definitions and Land Use Types and Classifications), Section 105 (Additional Standards for Specific Uses Allowed in Residential Zones) of Part 1 (Residential Districts) of Article 3 (Land Use Zoning Districts), Section 105 (Threshold of Review) of Part 1 (Purpose; Review Authorities) of Article 5 (Administration and Procedures), and creating a new Part 18 (Front Yard Carports) of Article 5 (Administration and Procedures) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to front yard carports

Presenter:

Mitch Hammes, Manager, Neighborhood Services

Peter Wysocki, Director of Planning and Community Development

Mike Tassi, Assistant Director of Planning and Community Development

Attachments: [CarportCh7 Option A 2021-12-06](#)

[CarportCh7 Option B-2021-12-07](#)

[Ordinance with Changes Underlined](#)

[CC 11-23-2021 carports powerpoint](#)

[carport cost comparison](#)

[HNP Recommendations & Question on Carport Ordinance Language](#)

Peter Wysocki, Director of Planning and Community Development, Peter Wysocki, Director of Planning and Community Development, provided a brief background of City Code pertaining to carports and a summary of the standards. He stated there is an Option B which excludes the requirement for 4"x4" posts and eliminates the option for rain gutter and down spouts.

President Strand asked how much these changes will decrease the cost to the homeowner. Mr. Wysocki stated it should be a significant reduction in cost.

Mr. Wysocki stated the front yard carport permit is only available if there is no other space available on the property or if it would prevent the use and enjoyment of the applicant's and/or adjoining properties.

Citizens Leonard Velasquez, Sallie Clark, and Sarah Brown spoke in opposition to the proposed Ordinance.

Councilmember Williams identified the amount of time spent on the proposed Ordinance and stated if needed, it can be amended in the future.

Councilmember Williams requested the costs associated with the carport permit. Mr. Wysocki stated the front yard carport permit fee is proposed at \$119.00 plus the cost of sending the public notification postcards and if needed, a non-use variance application costs \$575.00 plus the cost of sending the public notification postcards.

Councilmember Williams asked where people need to go to apply for a carport permit. Mr. Wysocki stated the Development Review Enterprise located at the Regional Building Department (RBD) building and if the carport is greater than two hundred square feet, a building permit with RBD will also be required.

Councilmember Williams asked what the effective date of the Ordinance will be. Mr. Wysocki stated February 1, 2022.

Councilmember Avila requested additional information regarding the variance process and stated she believes the proposed Ordinance is too onerous and expensive. Ben Bolinger, Senior Attorney, City Attorney's Office, read City Code 7.5.802 related to non-use variance criteria.

Motion by Councilmember Williams, seconded by President Pro Tem Helms, that Option B which includes amendments eliminating the requirements for 4 x 4 or 4-inch diameter posts and rain gutters from the Ordinance amending Section 201 (Definitions Enumerated) of Part 2 (Definitions) of Article 2 (Basic Provisions, Definitions and Land Use Types and Classifications), Section 105 (Additional Standards for Specific Uses Allowed in Residential Zones) of Part 1 (Residential Districts) of Article 3 (Land Use Zoning Districts), Section 105 (Threshold of Review) of Part 1 (Purpose; Review Authorities) of Article 5 (Administration and Procedures), and creating a new Part 18 (Front Yard Carports) of Article 5 (Administration and Procedures) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001 be approved on first reading. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

11. New Business

- 11.A. [21-758](#) A Resolution acknowledging Richard Skorman's service to the City of Colorado Springs

Presenter:

Tom Strand, City Council President

Attachments: [Richard Skorman Farewell Resolution](#)
[Signed Resolution 204-21](#)

Lori Bammesburger and members of the Summit Ensemble of the Colorado Springs Children's Chorale sang songs honoring Councilmember Skorman.

President Strand presented the Resolution formally acknowledging Councilmember Skorman for his outstanding service to the City of Colorado Springs.

Rachel Beck and Dirk Draper, Colorado Springs Chamber and EDC, Marla Novak, Housing and Building Association (HBA), Jennifer Furda, University of Colorado, Colorado Springs (UCCS), Ralph Braden, Jeff Greene, Chief of Staff, several Councilmembers, Bob Cope, Economic Development Manager, expressed appreciation for Councilmember Skorman's accomplishments, contributions, integrity, representation of small business, commitment, and dedication to the community.

Councilmember Skorman expressed gratitude for the opportunities he has been given and for all the recognitions.

Motion by Councilmember Henjum, seconded by Councilmember Williams, that the Resolution acknowledging Richard Skorman's service to the City of Colorado Springs be adopted. The motion passed by a vote of 9-0-0

Aye: 9 - Strand, Avila, Donelson, Helms, Henjum, Murray, O'Malley, Skorman, and Williams

12. Public Hearing

There was no Public Hearing.

13. Added Item Agenda

There were no items added to the Agenda.

14. Executive Session

There was no Executive Session.

15. Adjourn

There being no further business to come before City Council, Council adjourned.

Sarah B. Johnson, City Clerk