



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, May 28, 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. [19-236](#) Ordinance No. 19-31 Setting the Salary of Mayor Pursuant to City Charter §13-20(a)

Presenter:
Michael Sullivan, Human Resources Director

Attachments: [Mayor Salary Adjustment Ord 2019.docx](#)

4A.B. [19-238](#) Ordinance No. 19-32 repealing Ordinance No. 17-112 (approving the salary of the City Auditor) and prescribing the salary of the City Auditor

Presenter:
Mike Sullivan, Human Resources Director, Council President, Richard Skorman and Council President Pro-Tem, Tom Strand

Attachments: [Nester Salary Ordinance \(2019\).docx](#)

- 4A.C.** [19-273](#) Ordinance No. 19-33 Temporarily Waiving Certain Appointment Criteria for the Fire Board of Appeals

Presenter:

Brett Lacey, Fire Marshal, Colorado Springs Fire Department

Attachments: [FireBdAppealsORD-2019-04-29.docx](#)

- 4A.D.** [19-200](#) Ordinance No. 19-34 amending multiple sections of Article 5 (Wastewater Treatment Code) of Chapter 12 Utilities) of the Code of the City of Colorado Springs 2001, as amended

Presenter:

David Padgett, Chief Environmental Officer
Lauren Swenson, Industrial Pretreatment Supervisor
Aram Benyamin, Chief Executive Officer

Attachments: [CSU-WastewaterORD-2019-04-22 Final Final.docx](#)

4B. First Presentation:

- 4B.A.** [19-294](#) City Council Regular Meeting Minutes May 14, 2019

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [5-14-2019 City Council Meeting Minutes Final.pdf](#)

4B.B. [19-214](#)

A Resolution Approving the Issuance of Debt by Copper Ridge Metropolitan District in the Form of Tax Increment and Sales Tax Supported Revenue Bonds. (Legislative)

Presenter:

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development

Attachments:

[RES_CopperRidge](#)

[Attachment 1- Copper Ridge MD Transmittal Memo Series 2019 \(1\)](#)

[Attachment 2- Copper Ridge MD- Indenture](#)

[Attachment 3- Copper Ridge MD -Term Sheet](#)

[Attachment 4- Copper Ridge MD- Revenue Model](#)

[Attachment 5- Copper Ridge MD - General Counsel Opinion](#)

[Attachment 6- Polaris Pointe Map 020619](#)

[Attachment 7- Properties and Businesses in CRMD 040119](#)

[Attachment 8- Phase I map 040119](#)

[Powerpoint](#)

4B.C. [19-277](#)

An Ordinance Amending Section 506 (Cancellation) and Repealing and Reordaining Section 507 (Applicability) of Part 5 (Licenses) 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 Tax Licenses

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments:

[SalesTaxCodeAmendORD-2019-05-13.docx](#)

4B.D. [CPC PUZ
18-00175](#)

An ordinance amending the zoning map for the City of Colorado Springs from A (Agricultural) to PUD (Planned Unit Development; Short-term stay cottages, lodge suites and meeting space, 35-foot maximum building height) for the property located near Weiskopf Point and Flying Horse Club Drive consisting of 2.83 acres.

(QUASI-JUDICIAL)

Related file: CPC PUD 13-00137-A1MJ18

Presenter:

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

Attachments:

[ZC ORD FlyingHorseLodges](#)
[Exhibit A LEGAL - Flying Horse Lodges II](#)
[Exhibit B DEPICTION - Flying Horse Lodges II](#)
[Vicinity Map Flying Horse Lodges II](#)
[CPC Staff Report Flying Horse Lodges II](#)
[FIGURE 1 Project Statement](#)
[FIGURE 2 Public Comment](#)
[FIGURE 3 Flying Horse Lodges II DP Plan](#)
[FIGURE 4 PlanCOS Analysis Flying Horse Lodges II](#)
[Ortho Map Flying Horse Lodges II](#)
[7.5.603.B Findings - ZC](#)
[7.3.603 Establishment & Development of a PUD Zone](#)
[STAFF Presentation Flying Horse Lodges II CC 5.28.19](#)
[Draft Minutes FlyingHorseLodges](#)

4B.E. [CPC PUD
13-00137-A1
MJ18](#)

A development plan for the expansion of the existing Flying Horse Lodges to include 53 rooms, restaurant and meeting space located near Weiskopf Point and Flying Horse Club Drive.

(QUASI-JUDICIAL)

Presenter:

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

Attachments:

[FIGURE 3 Flying Horse Lodges II DP Plan](#)
[7.3.606 PUD Development Plan](#)
[7.5.502.E Development Plan Review](#)

4B.F. [CPC PUZ
19-00004](#)

An ordinance amending the zoning map for the City of Colorado Springs pertaining to 9.9 acres from R/HS (Residential Estate with Hillside Overlay) to PUD/HS (Planned Unit Development with Hillside Overlay; detached single-family residential, 2.93 dwelling units per acre, maximum building height of 35 feet) located northwest of Collegiate Drive and Mount Union Court.

(QUASI-JUDICIAL)

Related files: CPC PUD 19-00005, AR NV 19-00184

Presenter:

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

Attachments:

[ZC_ORD_UniversityBluffs](#)
[Exhibit A Legal Description](#)
[Exhibit B Depiction](#)
[Vicinity Map](#)
[CPC Report - University Bluffs Filing No 4A](#)
[FIGURE 1 - Project Statement](#)
[FIGURE 2 - UniversityBluffs_Fil4A-DP-Zone Exhibit](#)
[FIGURE 3 - UniversityBluffs DP Set 11x17](#)
[FIGURE 4 - University Bluffs-LSA 11x17](#)
[FIGURE 5 - Resident Emails and Letters](#)
[FIGURE 6 - 2000 Univ Park MP - Color](#)
[FIGURE 7 - City Code Section 7.7.1207.E](#)
[FIGURE 8 - City Parks letter 5-14-18](#)
[FIGURE 9 - Owner Rejection Email](#)
[FIGURE 10 - University Bluffs - Traffic Generation Analysis](#)
[FIGURE 11 - Wildland Urban Interface - WUI Map](#)
[FIGURE 12 - Assessment of Wildfire Hazard Potential](#)
[FIGURE 13 - Vibrant Neighborhoods Map](#)
[FIGURE 14 - Reference Map](#)
[7.5.603.B Findings - ZC](#)
[7.3.603 Establishment & Development of a PUD Zone](#)
[Staff Presentation - University Bluffs Filing 4A](#)
[Draft Minutes UniversityBluffs](#)

4B.G. [CPC PUD
19-00005](#)

The University Bluffs Filing Number 4A Development Plan comprising of 29 single-family lots on 9.9 acres, comprising a maximum density of 2.93 dwelling units per acre and a maximum building height of 35-feet.

(QUASI-JUDICIAL)

Related Files: CPC PUZ 19-00004, AR NV 19-00184

Presenter:

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

Attachments:

[FIGURE 3 - UniversityBluffs DP Set 11x17](#)

[7.3.606 PUD Development Plan](#)

[7.5.502.E Development Plan Review](#)

4B.H. [AR NV
19-00184](#)

A non-use variance request pertaining to City Code Section 7.3.504.D.2 to allow slopes 25% or greater to be disturbed or located within a designated building envelope.

(QUASI-JUDICIAL)

Related files: CPC PUZ 19-00004, CPC PUD 19-00005

Presenter:

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

Attachments:

[FIGURE 4 - University Bluffs-LSA 11x17](#)

[7.3.504.D.2](#)

[7.5.802.B Nonuse Variance](#)

- 4B.I.** [CPC ZC 19-00036](#) An ordinance amending the zoning map for the City of Colorado Springs from PBC (Planned Business Center) to TND (Traditional Neighborhood Development) for the property located north of Gold Hill Mesa Drive and east of 21st Street consisting of 4,174 square feet.

(Quasi-Judicial)

Related file: CPC CP 04-00127-A6MN17-MM01

Presenter:

Hannah Van Nimwegen, Senior Planner, Planning & Community Development Department
Peter Wysocki, Planning & Community Development Director

Attachments:

[Zoning Ord - Gold Hill Mesa Zone District Boundary](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Boundary Depiction](#)

[Vicinity Map - Gold Hill Mesa Zone District Boundary](#)

[CPC Staff Report - Gold Hill Mesa](#)

[Exhibit A - Legal Description](#)

[Figure 1 - Boundary Depiction](#)

[Figure 2 - Project Statement](#)

[Figure 3 - Concept Plan](#)

[7.5.603.B Findings - ZC](#)

[Presentation - Gold Hill Mesa Zone District Boundary](#)

[Draft Minutes_GoldHillMesa](#)

- 4B.J.** [CPC CP 04-00127-A6 MN17-MM01](#) A minor modification to the Gold Hill Mesa Concept Plan updating the zone district boundary and site data.

(Quasi-Judicial)

Related file: CPC ZC 19-00036

Presenter:

Hannah Van Nimwegen, Senior Planner, Planning & Community Development Department
Peter Wysocki, Planning & Community Development Director

Attachments:

[Figure 3 - Concept Plan](#)

[7.5.503.C Concept & Development Plan App Rev Procedures](#)

4B.K. [CPC ZC
19-00009](#)

An ordinance amending the zoning map of the City of Colorado Springs relating to 1.13 acres located at the southwest corner of Dublin Boulevard and North Academy Boulevard from PBC/HS (Planned Business Center with a Hillside Overlay) and OC/HS (Office Complex with a Hillside Overlay) to PBC (Planned Business Center).

(QUASI-JUDICIAL)

Related files: CPC DP 19-00010, AR NV 19-00173

Presenter:

Chris Staley, Planner II, Planning & Community Development

Attachments:

[ZC_ORD_Dublin&Academy](#)

[Exhibit A](#)

[Exhibit B](#)

[Dublin & Academy - Vicinity Map](#)

[CPC Staff Report_Dublin and Academy](#)

[Figure 1 - Project Statement](#)

[Figure 2 - Zone Change](#)

[Figure 3 - Dev Plan](#)

[Figure 4 - PlanCOS Chap 4 Thriving Economy Framework MapV.1](#)

[7.5.603.B Findings - ZC](#)

[Dublin and Academy 7-11 - Staff Presentation](#)

[Draft_Minutes_Dublin&Academy](#)

4B.L. [CPC DP
19-00010](#)

A development plan for construction of a 3,061 square foot convenience store with fuel sales located at the southwest corner of Dublin Boulevard and North Academy Boulevard.

(QUASI-JUDICIAL)

Related files: CPC ZC 19-00009, AR NV 19-00173

Presenter:

Chris Staley, Planner II, Planning & Community Development

Attachments:

[Figure 3 - Dev Plan](#)

[7.5.502.E Development Plan Review](#)

- 4B.M. [AR NV 19-00173](#) A non-use variance to allow a 15 foot side yard setback along the south lot line where 25 foot is required in the PBC (Planned Business Center) zone district located at the southwest corner of Dublin Boulevard and North Academy Boulevard.

(QUASI-JUDICIAL)

Related files: CPC ZC 19-00009, CPC DP 19-00010

Presenter:
Chris Staley, Planner II, Planning & Community Development

Attachments: [7.5.802.B Nonuse Variance](#)

5. Recognitions

- 5.A. [19-284](#) A Proclamation Honoring Older Americans Month

Presenter:
Tom Strand, Council Member

Attachments: [Older Americans Month - 2019 - FINAL](#)

- 5.B. [19-285](#) A Proclamation in Honor and Support of US Space Command Headquarters in Colorado Springs

Presenter:
Don Knight, Council member

Attachments: [Space Command - 2019 - FINAL](#)

6. Citizen Discussion

7. Mayor's Business

- 7.A. [19-269](#) Appointment of Councilmember Jill Gaebler to complete the remaining four years of a five-year term on the Colorado Springs Urban Renewal Authority Board, expiring on April 1, 2023.

8. Items Called Off Consent Calendar

9. Utilities Business

10. Unfinished Business

11. New Business

12. Public Hearing

12.A. [CPC UV 18-00159](#)

A Use-Variance to allow a fueling station with a convenience store within the streamside overlay. This C-5 (Intermediate Business) zoned site is located at the southeast corner of Motor Way and S. Tejon Street and consists of 1.93 acres.

(Quasi-Judicial)

Related file: CPC V 18-00160

Presenter:

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

Attachments:

[CPC Staff Report_Maverik](#)

[FIGURE #1 - Use Variance DP](#)

[FIGURE #2 - Project Statement](#)

[FIGURE #3 - Existing Zoning](#)

[FIGURE #4 - Stakeholder comment](#)

[FIGURE #5 - Streamside Overlay](#)

[FIGURE #6 - PlanCOS-Unique Places Framework](#)

[FIGURE #7 - Comp Plan 2020 Land Use](#)

[Exhibit B - Vacation Exhibit](#)

[FIGURE #8 - Traffic Study](#)

[7.5.803.B Use Variance Review Criteria](#)

[7.5.502.E Development Plan Review](#)

[7.3.508.C Streamside Overlay Zone](#)

[Draft Minutes_Maverik](#)

12.B. [CPC V
18-00160](#)

A vacation of alley right of way located at the southeast corner of East Motor Way and South Tejon Street consisting of 0.093 acres.

(Legislative)

Related file: CPC UV 18-00159

Presenter:

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

Attachments:

[V_ROW_Maverik](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Vacation Exhibit](#)

[7.7.402.C Vacation Procedures](#)

13. Added Item Agenda

14. Executive Session

15. Adjourn