



City of Colorado Springs

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

Meeting Minutes Council Work Session

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Monday, July 27, 2020

10:00 AM

Council Chambers

How to Watch the Meeting

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1. Call to Order

Present 9 - Councilmember Yolanda Avila, Councilmember Jill Gaebler, Councilmember David Geislinger, Councilmember Don Knight, Councilmember Bill Murray, Councilmember Andy Pico, President Richard Skorman, President Pro Tem Tom Strand, and Councilmember Wayne Williams

Councilmember Geislinger left at approximately 3:30 PM.

2. Changes to Agenda

Sarah B. Johnson, City Clerk, stated item 7.A will be held first on the agenda, then item 8.A. will be taken, and item 8.B. will be held at 1:00 PM followed by item 8.C. Consensus of City Council agreed to these changes on the agenda.

3. Regular Meeting Comments

Councilmember Knight requested item 4B.M. be removed from the July 28, 2020 City Council meeting Consent Calendar, that it be bifurcated, and a presentation be made by Colorado Springs Utilities. Consensus of City Council agreed to this change on the agenda.

4. Review of Previous Meeting Minutes

4.A. [20-398](#) City Council Work Session Meeting Minutes July 13, 2020

Presenter:
Sarah B. Johnson, City Clerk

Attachments: [7-13-20 City Council Work Session Meeting Minutes Final.pdf](#)

The minutes of the July 13, 2020 Work Session meeting were approved by

Consensus of City Council.

5. Executive Session

5A. Open

There was no Open Executive Session.

5B. Closed

There was no Closed Executive Session.

6. Staff and Appointee Reports

6.A. [20-390](#) 2019 Yearend Review and 2020 Financial Update

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [July Financial Report 07-27-20](#)

Charae McDaniel, Chief Financial Officer, presented the 2019 year-end review and 2020 monthly financial update. She stated as of December 31, 2019, the impact to the general fund balance was \$11.3 million, the unrestricted fund balance was \$63 million, the combined ending balance of governmental funds was 19 percent of the 2020 budget, and the unassigned fund balance was \$51.2 million which is 15.5 percent of the 2020 budget. She went over revenue activity through June 2020, sales tax trends, general fund revenue, general fund expenditures, economic indicators, and the 2021 budget process.

Councilmember Knight requested the City use the unassigned funds for capital projects that were not committed if it is needed by the Administration as the year goes on.

President Pro Tem Strand asked why property tax revenue was down. Ms. McDaniel stated it was due to the extension of the time to remit and anticipates the City will make close to budget on it in later months.

Councilmember Knight asked if the Taxpayer Bill of Rights (TABOR) ballot question fails, if the City can ask the voters again in April 2021. Marc Smith, Corporate Division Chief, Office of the City Attorney, stated he will research that information.

Councilmember Knight requested the next financial update include a revenue comparison to the last five years. Ms. McDaniel stated she will provide that information.

6.B. [20-396](#) Agenda Planner Review

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [Agenda Planner Review 7-27-20.pdf](#)

Councilmember Knight requested the annual Science, Technology, Engineering and Mathematics (STEM) Resolution be added to one of the City Council meetings in August.

Sarah B. Johnson, City Clerk, stated the three potential ballot questions will be on the August 11, 2020 City Council meeting agenda and the Intergovernmental Agreement (IGA) with El Paso County for the election will be taken back-to-back at the August 10 and August 11, 2020 meetings.

7. Presentations for General Information**7.A.** [20-160](#) El Paso County Public Health COVID-19 Update

Presenter:

Susan Wheelan, Public Health Director, El Paso County Public Health
Dr. Robin Johnson, Medical Director, El Paso County Public Health

Bret Waters, Deputy Chief of Staff, introduced personnel from El Paso County Public Health Department, UCHealth, and Penrose St. Francis who gave an update in regards to the response to COVID-19.

Dr. Robin Johnson, Medical Director of El Paso County Public Health, gave an overview of the global, U.S., Colorado, and El Paso County number of COVID-19 cases. She identified cases, hospitalizations, and deaths by age, testing within El Paso County, what they know about COVID-19, options to address COVID-19, prevention, risk index, and disease transmission thresholds. Dr. Johnson went over the mitigation process, support partners, and the call for continued action.

President Pro Tem Strand asked how effective are face coverings? Dr. Leon Kelly, Coroner, El Paso County, gave an overview of the evidence and case data regarding the effectiveness of masks.

Councilmember Murray asked if masks should be mandatory. Dr. Kelly stated a mask mandate does result in increased compliance, but they do not have the authority for enforcement.

Councilmember Geislinger asked if wearing a mask is important for individuals who are asymptomatic. Dr. Kelly stated since there is such a large window before symptoms are even felt, is why everyone should be social distancing and wearing a mask in order to prevent the spread.

Councilmember Knight asked if outdoor organized sports were acceptable. Dr. Johnson stated they still recommend the six feet social distancing and wearing masks to minimize contact.

Councilmember Geislinger asked regarding the risk involved with visits to the hospital. Dr. Dave Steinbruner, Interim Chief Medical Officer, UCHealth, and Dr. Bill Plauth, Chief Medical Officer, Penrose St. Francis, gave an overview of how they are working diligently to minimize the risk within the hospital Emergency Rooms.

President Skorman asked if they are concerned with the thresholds of the hospitals. Dr. Plauth stated they are concerned when the number of cases increase, but because the age demographics has changed to twenty to thirty year olds, they are recovering quicker and staying a shorter length of time in the hospitals.

Councilmember Knight asked if the hospitals are working closely with Teller County in regards to prevention. Dr. Steinbruner confirmed they were.

Councilmember Williams asked if there was data available regarding the total number of people in the hospital, not just the admission rate. Dr. Johnson stated the hospital numbers are regional, but they can provide information as it is trending.

Councilmember Pico requested the metrics regarding the capacity of the hospitals. Dr. Plauth stated they will provide that information in a color coded scale.

Councilmember Murray asked how safe the opening of schools will be and if the City is close to another lock down and. Susan Wheelan, Public Health Director, El Paso County Public Health, stated they have asked schools to delay opening to August 17, 2020 to allow time to work with superintendents and she stated El Paso County is concerned with the number of cases trending up, but she does not know if another lock down will be required.

Councilmember Murray asked how safe the opening of the U.S. Olympic and Paralympic Museum will be. Dr. Kelly identified the measures being taken by the facility and visitors from other states need to comply with the guidelines of the City.

Councilmember Pico stated there has been a lot of conflicting information

from medical professionals. Dr. Kelly stated that is the progression of science because this is new to them.

Councilmember Pico stated the reported number of cases appears inconsistent. Dr. Johnson explained they are continuing to work with their data and analytics teams to increase consistency and to simplify the data.

Councilmember Avila asked about the length of time for test results. Dr. Johnson stated it depends on the location where the test is taken and they are working with local partners to mitigate the turnaround time to individuals even if the results are negative.

Councilmember Geislinger asked if there is information available regarding the health effects of wearing a mask. Dr. Johnson stated there is data available on the Colorado Department of Public Health and Environment (CDPHE) website as well as the El Paso County Health Department's website. Ms. Wheelen stated they follow the Center of Disease Control and Prevention and if there are concerns from the citizens of the community, they want to be proactive to get the information out to the public.

Councilmember Williams asked how the positivity rate is calculated since the number of people who choose to be tested is variable. Dr. Johnson stated the World Health Organization (WHO) determined five percent as one of their metrics and they are now asking anyone who has symptoms to be tested. Dr. Kelly stated it is not a true sampling of the population, but a trend of the increase of positive cases, provides a warning sign.

8. Items for Introduction

- 8.A.** [20-220](#) A resolution submitting to the registered qualified electors of the City of Colorado Springs, Colorado, at the coordinated election conducted by mail ballot to be held on Tuesday, November 3, 2020, the question of retaining and spending all revenues received in 2019 and 2020, and resetting the revenue and spending limitations for later years based thereon, as voter approved revenue changes; providing for the form of the ballot title; providing for certain matters with respect to the election; and providing the effective date of this resolution.

Presenter:

Mayor John Suthers

Wynetta Massey, City Attorney

Charae McDaniel, Chief Financial Officer

Attachments: [TABOR proposed ballot examples - 06-22-20](#)
[Resolution TABOR Question - Alternate 1.docx](#)
[Signed Resolution 66-20.pdf](#)

Mayor Suthers stated as a result of the COVID-19 crisis, the City will receive less revenue in 2020 than it did in 2019. He stated sales and use tax revenue was down 14% in March, 22% in April, and 3.3% in May and requested the question of retaining and spending all revenues received in 2019 and 2020, and resetting the revenue and spending limitations for later years based thereon be put on the November 3, 2020 ballot. Mayor Suthers stated the City will persevere for 2020 due to budget cuts, a hiring freeze, and the CARES Act funding, but 2021 will have consequences from the Tax payers Bill of Right (TABOR) ratchet down. He stated there are two proposed ballot measure options; one which provides flexibility, polled well, and is his preference, and one which designates the \$1.9 million retained revenue from 2019 to be used for public safety.

Councilmember Knight stated for simplicity, the measure should state 2019 revenue with no growth factor. Tom Florczak, Deputy City Attorney, stated the language was revised to be as clear as they possibly could.

Councilmember Knight stated he is concerned with this going on indefinitely. Mayor Suthers stated the City would be in really bad shape if they need to go back to a 2019 base in 2030.

Councilmember Williams asked if the City's revenue ever dropped to a ten-year previous revenue amount. Charae McDaniel, Chief Financial Officer, stated in 2008-2009, the revenue dropped approximately five to six percent, but it was not a ten-year previous amount.

President Skorman polled City Council as to their preference of the options. President Skorman, Councilmember Geislinger and Councilmember Avila stated they prefer the non-designated option. Councilmember Pico, Councilmember Williams, President Pro Tem Strand, Councilmember Murray, Councilmember Gaebler, and Councilmember Knight stated they favor the public safety designation.

8.B. [20-406](#)

Discussion on a proposed Retail Marijuana Ballot Question for the upcoming November 2020 Election

Presenter:
Jill Gaebler, City Councilmember District 5

Attachments: [Ordinance 13-47-Prohibition on recreational marijuana establishments and stores within the City of Colorado Springs](#)
[T4CS Flyer](#)
[FACT SHEET](#)
[Technical Report 27 May 2020](#)
[HKCS 2017 Marijuana Infographic 7.24.2019](#)
[RMJ and the Military](#)

Councilmember Gaebler introduced the discussion on a proposed retail marijuana (RMJ) ballot question for the upcoming November 2020 Election. She gave a brief history of medical marijuana (MMJ) within Colorado and stated in 2013, City Council voted 5-4 to prohibit RMJ sales within the City. Councilmember Gaebler stated there is RMJ available for purchase in surrounding communities and even if MMJ sales declined, the revenue from RMJ would surpass those losses. She stated cities which regulate RMJ, there is a lower youth use because it removes the black market and she does not believe the City would lose the Space Command Headquarters because the military already knows marijuana is already here. Councilmember Gaebler stated it is important to protect the youth and citizens from illicit drugs, opioids, and any other drugs with may be laced with marijuana sold on the streets.

Theodore Weiss, spokesperson for Together for Colorado Springs, stated this proposal to allow voters to decide whether to legalize, regulate and tax RMJ. He gave an overview of the millions of dollars of tax revenue from the sale of RMJ and stated this proposal would generate \$16-18 million per year needed to mitigate COVID related budget cuts, community benefits, results from Aurora, CO when they approved RMJ, and the reduction of teen use of marijuana with cities with RMJ laws.

Neal Rappaport, PhD, economist, stated four out five communities in Colorado voted against the sale of RMJ in 2018, he provided an overview of the projected additional tax revenue from RMJ sales, comparison of RMJ revenue versus MMJ revenue, 1,000 retail jobs, \$17.7 million in sales tax revenue, military regulations, RMJ stores within one-hour drive of the City. He stated the criteria for the headquarters of Space Command did not mention MMJ or RMJ.

Councilmember Murray asked how many stores was this calculated on. Dr. Rappaport stated twenty-four. Councilmember Murray stated if the number

of businesses were restricted, it will restrict the amount of revenue and jobs.

Councilmember Williams asked if the law enforcement or public safety cost was quantified in this calculation. Dr. Rappaport stated it was not because the inspections and enforcement cost is included in the licensing fee.

Councilmember Avila asked what the tax rate would be. Dr. Rappaport stated is 16.62 percent composed of 3.12 percent of sales tax, 1.5 percent of the State's tax, and 12.0 percent local tax rate on RMJ.

Councilmember Geislinger asked how the proposed tax rate compares to surrounding jurisdiction. Dr. Rappaport stated it is on the high side, but the availability would erode profit margins in those localities.

Councilmember Geislinger asked how the number of RMJ buyers was calculated. Dr. Rappaport stated it was based on results from other communities in Colorado, population density, traffic patterns, demographics, income levels, age distributions, political preferences, and the amount of MMJ used within the City.

Wanda James spoke about tourism, access to cannabis, and the diversity within RMJ businesses.

Councilmember Williams stated according to Substance Abuse and Mental Health Services Association (SAMHSA), Colorado has one of the highest numbers of underage marijuana use. Mr. Wyss stated the National Health Survey states twenty percent is the national average of underage use and Colorado has nineteen percent.

President Pro Tem Strand asked where the data regarding the decline of teen use originated from. Mr. Wyss stated it came from the 2017 State of Colorado biannual study of 50,000 teenagers and the Journal of American Medicine Association Pediatrics.

Councilmember Geislinger asked why the number of stores should be limited. Mr. Wyss stated it has worked in Aurora, CO. Councilmember Gaebler stated by allowing twenty-four stores separated by Council districts would evenly distribute the number of stores within each district. She stated if the ban on RMJ was lifted, a task force could be created the

same way the City did with MMJ to determine the best practices moving forward.

Councilmember Pico stated last year in the Council President's Marijuana Working Group, Dr. Guerra, Colorado College, stated teen use in communities where RMJ is legal went up.

Councilmember Murray stated he is in favor of the ballot question.

Councilmember Knight stated his recollection was that MMJ never went before the voters, the black market will never go away, he does not believe there will 1,000 new jobs because two-thirds of the twenty-four stores will be MMJ stores which already exist, and RMJ will affect the U.S. Space Command's choice for the location of their headquarters. Mr. Wyss stated the largest Department of Defense (DOD) allocation of funding goes to California and San Diego, CA which has RMJ. Councilmember Pico stated that funding is due to the already existing infrastructure there and RMJ will remain an issue with the military as long as it federally illegal and new missions will be placed elsewhere.

President Skorman stated he believes legalization would reduce the black market. Mr. Knight stated he does not agree because there are over 200 legal locations within a one-hour drive. Councilmember Geislinger stated people under the age of twenty-one will also purchase from the black market.

Dr. Kenneth Finn, gave a brief background of his association with marijuana use and stated the City has already done a terrible job with the already legal drugs of tobacco, alcohol, and opioids. He said the Healthy Kids Colorado Survey was a flawed study because it did not include kids from El Paso County, marijuana was the most prevalent substance found in completed teen suicide in Colorado, Colorado leads the nation in early onset use in age twelve and over, and between 2009 and 2014 Penrose Hospital lost \$20 million in marijuana related emergency room visits. Dr. Finn stated there has been a rise in marijuana related driving fatalities, vaping, heart attacks, strokes, death, pulmonary concerns, and hospitalizations. He spoke about the lack of inspections and enforcement in marijuana legal communities and the societal problems and cost associated with an addiction-for-profit industry.

President Skorman asked Dr. Finn if he supports the regulation of the industry in order to provide more safety to the adults who choose to use it. Dr. Finn stated the MMJ industry is not being regulated as it should be and the public needs to be educated by the societal effects before it is put on the ballot.

Councilmember Gaebler stated marijuana is already here impacting the community and youth and the best way to control it is to regulate it.

Councilmember Knight stated neither science or the market has proven marijuana is an effective pain killer to replace opiates and in 2014 forty retired Generals from the area signed a letter stating legalizing recreational marijuana would double the burden on the commanders regarding keeping order and discipline.

Dirk Draper, President and CEO, Colorado Springs Chamber of Commerce and EDC, stated he recently spoke with four retired commanders from the community and none of them thought RMJ would be a good idea for the City. He stated their areas of concern were with safety, discipline and readiness, fifty-six cities have nominated themselves for the location of Space Command Headquarters, the economic risk is \$3.5 billion to the region, and he does not support placing this issue on the ballot.

Mayor Suthers stated prior to the legalization of marijuana, proponents advertised that legalization would bring in enormous amounts of revenue, eliminate the black market, and there would be less underage access. He gave an overview of the statistics related to the increased rate of youth marijuana use since MMJ was legalized, the amount of revenue generated from the sale of MMJ versus the cost of regulation, the correlation between homelessness and marijuana use, the social costs from marijuana use, hospitalizations due to marijuana use, and the continued increase of the use of other drugs. Mayor Suthers stated Colorado has become a massive exporter of black market marijuana to other countries and there has been a seventy-three percent increase in natural forest seizures of marijuana plants since the legalization of marijuana, and people will continue to buy from the black market rather than pay a 16.62 percent tax on it. He stated if the voters passed RMJ, there will have to be another ballot question to address the Tax Payer Bill of Rights (TABOR) issue to add the tax on it and because the revenue would exceed TABOR, the City would have to ask the

voters if the City could retain it.

Councilmember Geislinger stated he is against this proposal especially because of the ascendancy of issues the City has experienced recently. He stated there is a culture war regarding RMJ, the numbers behind the revenue assumptions are speculative, there has never been a citizen initiated measure, there will be a lot of losers if there are only twenty-four stores allowed, kids will continue to have access through the black market, and this is a bad policy decision for the City.

Tom Scudder, Colorado Springs Cannabis Association (CSCA), gave a brief overview of CSCA, cannabis legalization, and the opinion of RMJ in the community. He stated CSCA opposed the proposed ballot measure and went over how the City could move forward on cannabis policy.

President Pro Tem Strand asked why MMJ businesses would go under if RMJ was legalized. Mr. Scudder stated empirical evidence shows most MMJ customers would go to RMJ due to convenience.

President Pro Tem Strand asked if CSCA would move forward with a citizen initiated petition if City Council decided not to put this issue on the ballot. Mr. Scudder confirmed they would.

President Skorman asked if the ballot question should be whether or not City Council should lift the moratorium on RMJ and then a working group could be formed to address the details of it. Mr. Scudder stated the community needs the tax revenue right now, and recommended the language be included with license limitations for existing dispensary locations. He also requested the CSCA is not excluded from future processes.

Councilmember Williams stated the 2012 state ballot question, Amendment 64, contained a provision to permit local governments to regulate or prohibit marijuana facilities, but that does not mean Colorado Springs residents wanted them within the City.

Councilmember Avila stated marijuana is here and it does not make sense to not capture the revenue to address law enforcements issues and car accidents. She stated the number of dispensaries within districts need to be regulated so they are not inundated with the facilities.

President Skorman stated marijuana is already legal in the state, people are driving long distances to obtain it, it is not going away, the City is experiencing budget shortfalls, and there are festering issues from COVID-19 that are about to explode such as the homeless situation, affordable housing evictions, drug and alcohol problems, mental health issues, teen suicide, and teen drug use. He said there is currently no revenue to address enforcement issues such as impaired driving, regulating RMJ will not encourage more use, COVID-19 prevents the ability for citizens to petition for it, eleven states have already legalized it, and the voters should have the opportunity to decide.

President Pro Tem Strand stated he has spent a lot of time talking with military commanders, first sergeants, teachers, principals, superintendents, law enforcement, and public safety personnel and has come to the conclusion that he cannot support putting this measure on the ballot.

Councilmember Williams stated he opposes the allowance of RMJ sales within City limits.

President Skorman stated Councilmember Geislinger, Councilmember Knight, and Councilmember Pico are also opposed so they will not be moving forward with the ballot question.

8.C. [20-281](#)

An ordinance submitting a Charter amendment to the registered qualified electors of the City of Colorado Springs, Colorado at the special municipal election to be held at the coordinated election conducted by mail ballot to be held on November 3, 2020, adding a new section 11-80 of the City Charter relating to conveyances of City-owned parkland, providing for the form of the ballot title, providing for certain matters with respect to the election, and providing the effective date of this ordinance

Presenter:

Richard Skorman, Third District City Councilmember
Kent Obee

Attachments: [2020-Option4-POPS-Charter-Amendment-ParklandConveyances-2020-08-04_clean.docx](#)
[4th UPDATED Exhibit A -- Copy of ParklandInventoryList_2020_08042020_Final.xlsx](#)
[POPS-WhatWhy.doc](#)

President Skorman stated City Councilmembers provided direction to City

staff to bring forward the 2020 POPS proposal to include Valley Hi Golf Course on the parkland designation list and Dorchester Park be removed.

Jeff Greene, Chief of Staff, stated the Administration is requesting the exclusion of several parks from the parkland designation list. Karen Palus, Parks, Recreation, and Cultural Services Director, stated in order to give the City flexibility in the fifty-year Envision Shooks Run plan, they have recommended the following parks be removed from the parkland designation list: Dorchester Park, North Shooks Run, Mid Shooks Run, South Shooks Run, Frank Waters Park, and John "Prairie Dog" O' Byrne Park.

Aaron Egbert, Public Works, City Engineering, stated the community amenities in the Shooks Run Facilities Master Plan was unanimously approved by City Council and the community and stakeholder committee was also in favor of the vision.

President Skorman asked how many of these parks are over two and a half acre parcels. Ms. Palus gave an overview of the size of each of the parcels.

Kent Obee, representing POPS, stated they are in agreement with the removal of Dorchester Park and he has not spoken with the other organizations involved regarding the Shooks Run Parks, but their priority is to get this issue on the ballot.

President Pro Tem Strand, Councilmember Gaebler, Councilmember Murray, and President Skorman stated they are fine with the proposed exclusions if that is what the group wants.

Councilmember Avila stated the Shooks Run Parks should be included in the list on the ballot. Mr. Obee stated if this issue does not go on the ballot now, there will be even more parks removed from the list. Councilmember Avila stated she will support it.

Councilmember Williams requested both options, the requirement of a vote of the qualified electors of the City, as well as the requirement of a vote by the super majority of City Council in regards to the conveyance of parkland be added to the August 11, 2020 City Council meeting agenda.

Councilmember Gaebler stated she will support Councilmember Williams' request for two ballot questions and then let the voters decide what option

they prefer. Marc Smith, Corporate Division Chief, Office of the City Attorney, stated according to City Charter Section 15-70, whichever ballot measure received the most votes would prevail.

Councilmember Knight requested Councilmember Williams' proposal be included in the August 10, 2020 Work Session. President Skorman agreed to add it to the agenda.

Councilmember Avila and Kent Obee stated that Councilmember Williams' proposal would defeat the purpose of the measure to require a vote of the people. Councilmember Williams stated he believes it is the right policy for the City.

Mayor Suthers stated he supports Councilmember Williams' proposal because the City needs flexibility to put together the puzzle for parks, trails, and open space, but also supports putting both measures on the ballot to see what the voters say regarding it.

President Skorman asked if there would be an additional expense for the City to add both questions to the ballot. Sarah B. Johnson, City Clerk, stated there would not.

- 8.D.** [20-385](#) A Resolution Repealing Resolution No. 24-18 and Establishing Fees and Charges for the Parks, Recreation and Cultural Services Cemetery Enterprise for 2021

Presenter:

Kimberly King - Recreation and Administration Manager

Karen Palus - Parks, Recreation and Cultural Services Director

Attachments: [Exhibit A - Cemetery Fees and Charges 2021 - draft](#)
[07272020 - Cemetery Fee Increase Resolution - Draft](#)
[7-27-2020 - 2021 Cemetery Fees - Council Work Session](#)
[Signed Resolution 61-20.pdf](#)

Kimberly King, Recreation and Administration Manager, Parks, Recreation and Cultural Services, presented the Resolution establishing fees and charges for 2021 for the Cemetery Enterprise which includes Fairview Cemetery and Evergreen Cemetery. She gave an overview of the service levels, revenue versus expenditures, endowment, fund balance, proposed fees, market data, and increasing expenses.

There were no comments on this item.

- 8.E. [20-313](#) An ordinance amending ordinance No. 19-87 (2020 Appropriation Ordinance) for a supplemental appropriation to the Public Space and Development Fund in the amount of \$3,700,000 to fund the completion of redevelopment construction of Panorama Park

Presenter:

Connie Schmeisser, Landscape Architect II

Britt Haley, Parks Design & Development Manager

Attachments: [PanoramaParkPLDOSuppl AppropriationORD](#)

[Panorama Park Supplemental Appropriation Work Session July 27, 2020](#)

Connie Schmeisser, Landscape Architect II, presented the Ordinance requesting a supplemental appropriation for the redevelopment and construction of Panorama Park. She presented a site map of the 13.5 acres of Panorama Park and gave an overview of the Park System Master Plan, annual maintenance cost, 2019 master plan, 2020 design plan, and project. Ms. Schmeisser went over the approval process, construction funding, fund balance, last ten years and next ten years of the Park Land Dedication Ordinance (PLDO).

Councilmember Knight asked if the City currently owns any community park land that is barren land. Britt Haley, Parks Design and Development Manager stated there is a list in the Park System Master Plan of other parks which need to be developed, but under the new draft of the PLDO, it will only be a resource for land acquisition, not capital construction

Councilmember Avila stated this project has been very community driven

- 8.F. [20-401](#) A resolution adopting final form of the Agreement and Joint Plan for the Exclusion of Certain Property from the Falcon Fire Protection District

Presenter:

Frederick Stein, Public Safety Attorney

Attachments: [FalconFireRES-2020-07-20.docx](#)

[FalconFire-ExhibitA-AgreementJointPlan-2020-07-20.docx](#)

[Shilo_Mesa_Annex-GIS-ExA.pdf](#)

Frederick Stein, Public Safety Attorney, presented the Resolution adopting the agreement and joint plan for the exclusion of certain property from the Falcon Fire Protection District. He stated the City and the Falcon Fire Protection District is seeking exclusion from the District for approximately

320 Shiloh Mesa annexed properties.

Councilmember Pico stated this exclusion is the second of three to be completed.

- 8.G.** [20-389](#) Resolution to Carryforward the City's 2020 Private Activity Bond Allocation for Qualified Residential Rental Projects

Presenter:

Steve Posey, HUD Program Manager, Community Development Division

Peter Wysocki, Director, Planning & Community Development

Attachments: [Resolution_2020 Colorado Springs Carryforward PAB Carryforward 7 27 2020 CC Presentation Signed Resolution 63-20.pdf](#)

Steve Posey, HUD Program Administrator, Community Development Division, presented the Resolution to carryforward the City's 2020 Private Activity Bond (PAB) allocation for qualified multi-family affordable housing rental projects. He gave an overview of the 2020 allocations, options available for PABs, PAB working group, and options for use and carryforward.

There were no comments on this item.

- 8.H.** [20-386](#) Postpone Indefinitely an Emergency Ordinance Requiring the Public to Utilize Face Coverings in Public Places Within the City of Colorado Springs Due to the Public Health Emergency Caused by the 2019 Novel Coronavirus, and Providing Penalties for Violation Thereof

Presenter:

Richard Skorman, City Council President

Attachments: [Emerg Face Covering-ORD-2020-07-10 \(003\).docx](#)

President Skorman stated due to Governor Polis issuing a face covering Order, City Council now requests to postpone the Emergency Ordinance indefinitely at the 7/28/20 City Council meeting.

There were no comments on this item.

- 8.I.** [20-299](#) A Resolution of the City Council of the City of Colorado Springs Approving Issuance of Limited Tax General Obligation Bonds Series 2020 by the Interquest North Business Improvement District in an Amount Not to Exceed \$13,735,000

(Legislative Item)

Presenters:

Carl Schueler, Comprehensive Planning Manager, Planning & Community Development

Peter Wysocki, Planning and Community Development Director

Attachments: [Resolution](#)

[Attachment 1-2020 06 12 - Bond Cover Letter - Interquest North BID](#)

[\(1\)](#)

[Attachment 2-Draft 2020 RESOLUTION \(revised 7-30-20\)](#)

[Attachment 3-Preliminary Cash Flow Numbers 6-19-20](#)

[Attachment 4-2020-06-11 Interquest North BID 2020 - Bond Details - Preliminary Numbers](#)

[Attachment 5-Draft General Counsel Bond Opinion - Interquest North BID](#)

[Attachment 6-Draft Bond Counsel Opinion 2020 - Interquest North BID](#)

[Attachment 7- 2020-06-11 Interquest North BID 2020 LT GO PIF Fairness Letter by RBC](#)

[Attachment 8-Interquest North Cost Summary 6-15-20](#)

[Attachment 9-2020-06-18 Interquest North BID Comps and Corporate Debt Issues](#)

[Attachment 10- Tim Leonard Letter to Budget Committee etal-Interquest North BID-18June2020](#)

[Attachment 11- 7.24.2020 Response to Council re Leonard](#)

[Interquest North PowerPoint 8-11-20 Update](#)

[Powerpoint](#)

[Signed Resolution 68-20.pdf](#)

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development Department, presented the Resolution approving the 2020 debt issuance for the Interquest North Business Improvement District (BID). He gave an overview of the BID vicinity, BID boundaries, summary of the BID, public improvements to be financed, existing BID debt, and comments/questions from the Budget Committee.

Councilmember Knight requested the bonds' callable date of 2029 be changed to 2027. Mr. Schueler stated the district will make those changes.

9.A. [20-366](#)

Discussion on Law Enforcement Transparency and Accountability Commission appointments

Presenter:

Richard Skorman, Council President

Wayne Williams, Councilmember At-Large

President Skorman introduced the discussion regarding the appointments to the Law Enforcement Transparency and Accountability Commission (LETAC).

Councilmember Williams suggested setting an interview schedule starting with the applicants who had multiple recommendations and then add three or four applicants from each of the Councilmembers' recommendations.

Michael Montgomery, Deputy City Council Administrator, stated Councilmember Williams also recommended asking the applicants to complete an intermediary questionnaire prior to interviews being conducted. Councilmember Gaebler, Councilmember Pico, Councilmember Knight, and Councilmember Avila stated they support that recommendation.

Councilmember Knight requested the interview process occur within the same time frame in order to accomplish the ranking method.

Councilmember Williams stated he would like the questionnaire to include the following questions: 1. What do you view the goal of the Commission being, 2. What are you trying to accomplish with your service to the Commission, and 3. What are the two-three things in your background which qualifies you for the Commission.

Emily Evans, City Council Administrator, requested City Council provide additional information on the nature of the questions and the timeline for completion.

President Pro Tem Strand stated he is concerned with delaying the formation of this Commission any longer. Councilmember Williams stated the 106 candidate questionnaires should be completed by the August 10, 2020 Work Session.

10. Councilmember Reports and Open Discussion

Councilmember Avila commented that yesterday was the thirtieth anniversary of the Americans with Disabilities Act (ADA) and even though society has come a long way, there is still a long way to go. She also recognized civil rights leader John Lewis who passed away July 17, 2020.

11. Adjourn

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

adjourned.

Sarah B. Johnson, City Clerk