



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, January 26, 2016

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.** [16-00017](#) Ordinance No. 16-1 amending and correcting Ordinance No. 15-89 for the Another Attic, Ltd., Zone Change
Quasi-Judicial

Attachments: [Attachment 1 ORDINANCE - Another Attic](#)
[Attachment 2 Exhibit 1 for Ordinance-Legal Description](#)

- 4A.B.** [15-00715](#) Ordinance No. 16-2 creating a new Section 103 (Yielding Right-Of-Way to Transit Buses) of Article 2 (Right of Way) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended, pertaining to yielding the right-of-way to transit buses.

Attachments: [MuniCt-YieldToBusORD-2015-12-23v3](#)

- 4A.C.** [16-00015](#) Ordinance No. 16-5 vacating of undeveloped City right-of-way for Wolff Place east of 23rd Street consisting of .22-acre.

-Legislative

Attachments: [VacatingRight-of-WayWolffPlaceORD-2016-01-04 \(3\)](#)
[Exhibit A -Legal Description of Wolff Pl](#)
[Exhibit B -Utility easement legal](#)
[FIGURE 2 - Vicinity Map](#)

- 4A.D.** [16-00018](#) Ordinance No. 16-6 vacating a public right-of-way consisting of 1.48 acres located between 6795 and 6910 Templeton Gap Road

Legislative

Attachments: [VacatingRight-of-WayTempletonGapORD-2016-01-04](#)
[Exhibit A VACATION PLAT LEGAL](#)
[FIGURE 3 VicinityMap](#)

4B. First Presentation:

- 4B.A.** [16-00071](#) City Council Meeting Minutes January 12, 2016

Attachments: [2016-01-12 Minutes Draft](#)

- 4B.B.** [16-00010](#) Appointments to Boards and Commissions

Attachments: [012616 Boards and Commissions](#)

- 4B.C.** [15-00480](#) A Resolution approving the Cemetery Endowment Fund Investment Policy

Attachments: [011116 Cemetery Endowment slides](#)
[Resolution approving the Cemetery Endowment Fund Investment Policy](#)
[January 2016 CSCEF Investment Policy](#)
[Addendum to Cemetery Endowment Fund Investment Policy Statement](#)
[November 2011 Policy](#)

- 4B.D.** [15-00767](#) An ordinance amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for a supplemental appropriation to the Lodgers & Auto Rental Tax (LART) Fund in the amount of \$821,090 for the final 2015 LART payment to the Colorado Springs Convention & Visitors Bureau and for additional projects approved by the LART Citizen Advisory Committee during 2015

Attachments: [Ordinance for LART rev over budget.docx](#)
[LART 2015 - Exhibit A 2015 090914Revision.pdf](#)
[LART 2015 - Exhibit B - list of added projects.pdf](#)

- 4B.E.** [16-00032](#) A Resolution Appointing A Member of the Board of Directors of Public Authority for Colorado Energy (“PACE”) for a Three Year Staggered Term Effective December 15, 2015

Attachments: [Resolution PACE Appointment](#)

- 4B.F.** [15-00726](#) A Resolution authorizing the disposal of surplus City-owned property to the Humane Society of the Pikes Peak Region as the one logical, potential purchaser.

Attachments: [HSSPPR Resolution Exhibits A B](#)
[Resolution-Humane Society 1-19-16 Revised](#)

- 4B.G.** [15-00727](#) A Resolution of the City of Colorado Springs City Council to approve the Drainage Basin Planning Study for Kettle Creek Basin and designating the study area as a closed basin with no drainage, bridge or detention basin/land fees and no reimbursement for constructed improvements.

Attachments: [Resolution-Kettle Creek DBPS](#)
[Drainage_Basin_Planning_Study_for_Kettle_Creek-Summary Exhibit A](#)

- 4B.H.** [15-00728](#) A Resolution Amending Resolution No. 21-15 approving the Jimmy Camp Creek Basin Drainage Basin Planning Study

Attachments: [Resolution Jimmy Camp Creek DBPS 11-16-15](#)
[Jimmy_Camp_Creek_Drainage_Basin_Planning_Study_Kiowa_2015_Reduced](#)

- 4B.I.** [15-00732](#) A resolution of the City Council of the City of Colorado Springs, Colorado approving revisions to the grantmaking policy of the Colorado Springs Health Foundation

Attachments: [011116 CSHF grantmaking RES DRAFT](#)
[012616 Exhibit A CSHF Grantmaking Policy](#)
[012616 Exhibit A CSHF Grantmaking Policy \(redline\)](#)

- 4B.J.** [16-00062](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 14.75 acres located southwest of Powers Boulevard and Hancock Expressway from C-6/P/AO (General Business with a Planned Provisional Overlay and the Airport Overlay) to R1-6000/DF/AO (Single-Family Residential with Design Flexibility and the Airport Overlay).
(Quasi-Judicial)

Attachments: [ZoneChange-Silver Hawk Ord 1 26 16](#)
[DFOZ code](#)
[Silver Hawk Village Minutes 12-17-15 CPC Draft Minutes](#)
[Review Criteria 7.5.603.B](#)

- 4B.K.** [16-00069](#) A concept plan for Silver Hawk Village associated with the change of zone to develop the property with commercial uses on the northern half of the property and single-family residences on the southern half of the property, located at Southwest corner of Hancock Expressway and Powers Boulevard.
(Quasi-Judicial)

Attachments: [Concept Plan](#)
[DFOZ code](#)
[1.26.16 Record of Decision Silver Hawk Village Minutes 12-17-15 CPC Draft Mi](#)
[Review Criteria 7.5.501.\(E\)](#)

- 4B.L.** [16-00061](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 5.84 acres located approximately 1,000 feet east of the intersection of Rangewood Drive and Woodmen Road.
(Quasi-Judicial)

Attachments: [Ord_CPC ZC 15-00083](#)
[Exhibit A Legal Description](#)
[Cook Communication Ministries Minutes 12-17-15 CPC Draft Minutes](#)
[Cook Communications Dec CPC report](#)
[Review Criteria 7.5.603.B](#)

- 4B.M.** [16-00065](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 12.99 acres located at the southwest corner of Woodmen Road and Lee Vance View.
(Quasi-Judicial)

Attachments: [ZC-WoodmenLeeVanceORD-2016-01-19](#)
[Exhibit A: Legal Description - 12.99 acre site](#)
[12-17-15 Record of Decision Cook Communication Ministries Draft Minutes](#)
[Review Criteria 7.5.603.B](#)

- 4B.N.** [16-00073](#) A request for street name change from Lee Vance View (a private street name) to Lee Vance Drive (a public street name).
(Quasi-Judicial)

Attachments: [SN Change for Cook Communications](#)
[12-17-15 Record of Decision Cook Com Min Draft Minutes](#)
[Review Criteria 7.7.704.D](#)

- 4B.O.** [16-00074](#) A major amendment to the Cook Communications Ministries Concept Plan reflecting the change of zoning, converting Lee Vance View from a private street to a public street, reconfiguring lot lines and relocating a proposed access off of Woodmen Road.
(Quasi-Judicial)

Attachments: [Concept Plan](#)
[12-17-15 Record of Decision Cook Communication Ministries Draft Minutes](#)
[Review Criteria 7.5.501.E](#)

5. Recognitions

- 5.A.** [16-00081](#) A resolution recognizing Connect Colorado Springs for its support of the “Love Your City Government” campaign and declaring the month of February 2016 as “Love A City Employee Month” in the City of Colorado Springs

Attachments: [012616 Love Your City Government Resolution](#)

6. Citizen Discussion

7. Mayor's Business

8. Items Called Off Consent Calendar

9. Utilities Business

- 9.A.** [16-00050](#) An Ordinance Amending Section 417 (Disconnection) of Part 4 (Connection and Installation of System) of Article 4 (Water Code); and Section 413 (Disconnection) of Part 4 (Connection and Installation) of Article 5 (Wastewater Treatment Code) All of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to the Elimination of Reconnection Fees for and the Status of Abandoned and Inactive Water and Wastewater Service Lines

Attachments: [Elimination of Reconnection Fee Ordinance](#)

- 9.B. [16-00038](#) A Resolution Regarding Certain Changes to Colorado Springs Utilities' Utilities Rules and Regulations

Attachments: [Elimination of Reconnection Fee - Resolution](#)
[Elimination of Reconnection Fee - Tariff Sheet 21](#)
[Elimination of Reconnection Fee - Tariff Sheet 21 Redline](#)
[Elimination of Reconnection Fee - Tariff Sheet 36](#)
[Elimination of Reconnection Fee - Tariff Sheet 36 Redline](#)
[Elimination of Reconnection Fee - Tariff Sheet 69](#)
[Elimination of Reconnection Fee - Tariff Sheet 69 Redline](#)
[Elimination of Reconnection Fee - Tariff Sheet 83](#)
[Elimination of Reconnection Fee - Tariff Sheet 83 Redline](#)
[Elimination of Reconnection Fee - Tariff Sheet 84](#)
[Elimination of Reconnection Fee - Tariff Sheet 84 Redline](#)

- 9.C. [16-00045](#) A Resolution Setting the Electric Cost Adjustment Effective February 1, 2016

Attachments: [ECA Resolution](#)
[ECA Tariff Sheet 31 - Final effective 2-1-16](#)
[ECA Tariff Sheet 31 - Redline effective 2-1-16](#)
[ECA Decr Schedule 1](#)
[012616 16-02 ECA GCA Report v2](#)

- 9.D. [16-00044](#) A Resolution Setting the Gas Cost Adjustment Effective February 1, 2016

Attachments: [GCA Resolution](#)
[GCA Tariff Sheet 10a - Final effective 2-1-16](#)
[GCA Tariff Sheet 10a - Redlined effective 2-1-16](#)
[01-26-2016 CC Mtg-GCA Decr Schedule 1](#)
[012616 16-02 ECA GCA Report v2](#)

10. Unfinished Business

- 10.A. [15-00703](#) Ordinance No. 16-3 amending Ordinance No. 15-86 (2016 Appropriation Ordinance) for a Supplemental Appropriation to Adopt the Budget and Appropriate Monies in the Amount of \$50,000,000 for the Road Repair, Maintenance and Improvements Sales and Use Tax Fund for the Sole Purpose of Road Repair, Maintenance, and Improvements

Attachments: [Supplemental Approp Ord for Road Tax_01 12 16](#)
[Exhibit A to Ballot Question 2C](#)

- 10.B.** [15-00695](#) Ordinance No. 16-4 amending Ordinance No. 14-101 (2015 Appropriation Ordinance) for a Supplemental Appropriation to the General Fund in the amount of \$2,100,000 to transfer the voter-approved retained estimated 2014 revenues above the 2014 Fiscal Year Revenue/Spending Limitations to the Capital Improvements Program Fund, and to the Capital Improvements Program Fund in the Amount of \$2,100,000 for the Voter-Approved Park Trail Improvements

Attachments: [Supplemental Appropriation Ordinance for Parks Ballot Item to Retain Revenue Revised 01 11 16- Supplemental Approp Ord for Parks Ballot Retain Revenue](#)

11. New Business

- 11.A.** [15-00741](#) A Resolution approving the revision to Chapter 10 of The City of Colorado Springs Procedure Manual for the Acquisition and Disposition of Real Property Interests with respect to removing the revocability of leases.

Legislative

Attachments: [RES Manual Leasing Amendment 2016](#)
[120715 RES Manual Leasing Amendment slides](#)

- 11.B.** [16-00006](#) Approval of an Ordinance Organizing the Creekwalk Marketplace Business Improvement District and Providing for the Election of the Board of Directors.

(Legislative)

Attachments: [011116 Creekwalk BID slides](#)
[1-CMBID Petition for Organization](#)
[2- CMBID Property Summary](#)
[3- CMBID 2016 OpPlanandBudget](#)
[4- CMBID Outline of Objectives and Strategy](#)
[5- AV Summary - Creekwalk Marketplace BID](#)
[6- S Nevada Context map](#)
[7- BID Initial Boundaries](#)
[8- Urban Renewal Boundary Map - Nevada & Tejon, Colorado Springs {final}](#)
[9- SpecialDistrictPolicyJan06](#)
[10- McDonalds Letter](#)
[BIDCreekwalk_ORD-2016-01-04v2](#)

- 11.C. [16-00007](#) Approval of an ordinance excluding certain property from the Interquest North Business Improvement District. (Legislative)
- Attachments:** [2 - Interquest North BID Powerpoint Slides](#)
[3- INBID Ltr Exclusion of Property](#)
[4- INBID Notice of Exclusion](#)
[5 - NBID Petition for Exclusion of Property](#)
[InterquestNorthBID-ExclusionOfPropertyORD-2015-12-31](#)
- 11.D. [15-00524](#) An Ordinance Creating a New Section 112 (Sitting or Lying Down in Commercial Districts) of Article 2 (Offenses Affecting Public Safety) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to Pedestrian Access to the Public Sidewalks and Rights-of-Way in Commercial Districts
- Attachments:** [012616 Pedestrian Access Act Ordinance](#)
[012616 Pedestrian Access Act 1st Reading slides](#)
[011116 Pedestrian Access - Downtown Partnership](#)
[Cox Declaration](#)
[Ex. A to Cox Decl. - City of Col Spgs Parks System Master Plan](#)
[Ex. B to Cox Decl. - Clark, Charlotte and David Uzell- The Affordance of the Ho](#)
[Ex. C to Cox Decl. - Day, Frank and Michael Kleiman-Fear of Crime in the US](#)
[Ex. D to Cox Decl. - Downtown Partnership Online Survey](#)
[Ex. E to Cox Decl. - Sampson, Robert and Stephen Raudenbush-Systematic Sc](#)
[Ex. G to Cox Decl. - ULI Report](#)
[Ex. F to Cox Decl. - U.S. Depart Justice-Crime Victimization Survey](#)
- 11.E. [16-00016](#) An Ordinance amending Section 111 (Solicitation Prohibited) of Article 2 (Offenses Affecting Public Safety) and repealing Section 106 (Use of Medians or Central Dividing Strip) of Part 1 (General Offenses) of Article 6 (Offenses Affecting Property) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as amended, pertaining to solicitation and medians
- Attachments:** [012516 SolicitationProhibited-Ch9-2016-01-20](#)
- 11.F. [16-0019](#) An Ordinance repealing Section 112 (Solicitation On or Near Street or Highway) of Article 18 (Pedestrians' Rights and Duties, Drivers to Exercise Due Care) of Chapter 10 (Motor Vehicles and Traffic) of the Code of the City of Colorado Springs 2001, as amended
- Attachments:** [SolicitationProhibited-Ch10_ORD-2015-12-28](#)

- 11.G.** [16-00020](#) An Ordinance Repealing Section 105 (Unlawful Use of Telephone or Computer) and Repealing and Reordaining Section 107 (Harassment) of Article 2 (Offenses Affecting Public Safety) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as amended, pertaining to unlawful telephone or computer use and harassment

Attachments: [HarrassmentORD-FINAL-2016-1-8](#)

12. Public Hearing

- 12.A.** [16-00076](#) An appeal of City Planning Commission's recommendation to recommend approval to the City Council change of zone application CPC ZC 15-00107 and concept plan application CPC CP 15-00108. (Quasi-Judicial)

Attachments: [Appeal Letter](#)
[Letters in Opposition](#)
[Record of Decision - Sentinel Ridge CPC 12-17-15 Draft Minutes](#)
[Criteria-7.3.603](#)
[Criteria-7.5.603-ZC Criteria](#)
[Criteria-7.3.605-PUD Concept Plan criteria](#)

- 12.B.** [16-00063](#) An ordinance amending the zoning map of the City of Colorado Springs pertaining to 25.62 acres located immediately south of Grand Vista Circle. (Quasi-Judicial)

Attachments: [ZoneChange-Sentinel Ridge Ord_1 26 16](#)
[Exhibit A Legal Description](#)
[Sentinel Ridge CPC 12-17-15 Draft Minutes](#)
[Review Criteria 7.5.603.B](#)
[Review Criteria 7.3.603](#)

- 12.C. [16-00075](#) Sentinel Ridge Senior Living facility concept plan associated with the change of zone allowing a maximum of 266 independent living units, 40 memory care units, 66 assisted living units and 56 beds for skilled nursing care located south of Grand Vista Circle and Fillmore Road. (Quasi-Judicial)

Attachments:

[Project Statement](#)

[Sentinel Ridge Concept Plan](#)

[Garden of the Gods Club MP](#)

[1000 ft buffer](#)

[View Perspectives](#)

[Sentinel Ridge Map HS Review](#)

[Centennial PUD Plan](#)

[CGS Letter](#)

[CGS Comment Response Letter](#)

[Record of Decision - Sentinel Ridge CPC 12-17-15 Draft Minutes](#)

[7.3.603 PUD ZONE CHANGE REVIEW CRITERIA](#)

13. Added Item Agenda

14. Executive Session

- 14.A. [16-00043](#) Closed Executive Session

15. Adjourn

Following adjournment of the regular City Council meeting, City Council shall reconvene as the Colorado Springs Board of Directors of the Colorado Springs Cottonwood General Improvement District, for action on the following item:

- 15.A. [15-00771](#) Request to set February 9, 2016 as the Public Hearing date to hear any protests against or objections to dissolution of the Colorado Springs Cottonwood General Improvement District and to advertise the Public Hearing as required by law

Attachments:

[Cottonwood Powerpoint Slides](#)