



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 8, 2018

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. [CPC CA
18-00014](#)**

Ordinance No. 18-37 amending Section 102 (General Standards) of Part 1 (General Standards) of Article 4 (Site Development Standards) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Screening and Fencing.

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Meggan Herington, Assistant Planning Director

Attachments: [Ordinance ScreeningAndFencing_4-17-18](#)
[FIGURE 1_Temporary Fences Pic Packet](#)

4A.B. [CPC CA
18-00020](#)

Ordinance No. 18-38 amending Section 1102 (Specific Requirements Prior to Building Permit Issuance) of Part 11 (Assurances and Guaranties for Public Improvements) of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Utilities Charges.

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Community Development
Meggan Herington, Assistant Planning Director
Mike Schultz, Principal Planner

Attachments:

[PlanDev-UtilityPaymentsORD-2018-04-02](#)

4A.C. [CPC PUZ
17-00122](#)

Ordinance No. 18-39 amending the zoning map of the City of Colorado Springs relating to 62.5 acres from A (Agriculture) to PUD (Planned Unit Development; single-family residential, 2.45 DU/AC, 35-foot maximum building height), located southwest of Hawkstone Drive and Walnut Creek Drive.

(Quasi-Judicial)

Related Files: CPC PUZ 17-00122, CPC ZC 17-00123, CPC PUD 17-00124

Presenter:

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

Attachments:

[EXHIBIT A_PUD Zone](#)

[EXHIBIT B_PUD Zone](#)

[Vicinity Map_FH #4 Palermo](#)

[ZC Ordinance Flying Horse #4](#)

- 4A.D.** [CPC ZC 17-00123](#) Ordinance No. 18-40 amending the zoning map of the City of Colorado Springs relating to 10.2 acres from A (Agriculture) to PK (Public Parks), located southwest of Hawkstone Drive and Walnut Creek Drive.

(Quasi-Judicial)

Related Files: CPC PUZ 17-00122, CPC ZC 17-00123, CPC PUD 17-00124

Presenter:

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

Attachments: [EXHIBIT A PK Zone](#)
[EXHIBIT B PK Zone](#)
[ZC_Ord_PK-Flying Horse #4 Palermo](#)

- 4A.E.** [18-0167](#) Ordinance No. 18-41 amending multiple sections within Chapter 1 (Administration, Personnel, and Finance) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Colorado Springs Utilities

Presenter:

Ken Burgess, Division Chief-Utilities, Office of the City Attorney
Jerry A. Forte, P.E., CEO, Colorado Springs Utilities

Attachments: [18-0167 GovernanceCh1ORD-2018-04-17FINAL.docx](#)

- 4A.F.** [18-0188](#) Ordinance No. 18-42 amending Article 1 (General Provisions) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Colorado Springs Utilities

Presenter:

Ken Burgess, Division Chief-Utilities, Office of the City Attorney
Jerry A. Forte, P.E., CEO, Colorado Springs Utilities

Attachments: [18-0188 GovernanceCh12ORD-2018-04-13FINAL.docx](#)

4B. First Presentation:

- 4B.A.** [18-0223](#) City Council Regular Meeting Minutes April 24, 2018

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [4-24-2018 City Council Meeting Minutes Final.pdf](#)

- 4B.B.** [18-0150](#) A Resolution Authorizing the Acquisition of Approximately 40 Acres of Real Property Owned by Justin Watkins and Melissa Watkins for the Purpose of Public Open Space and Trails as an Extension of Cheyenne Mountain State Park

Presenter:

Britt Haley, Design and Development Manager / TOPS Program Manager - Parks, Recreation and Cultural Services
David Deitemeyer, Senior Landscape Architect - Parks, Recreation and Cultural Services

Attachments: [04-23-18 Watkin 40 AC Acquisition - Resolution_FINAL](#)
[04-23-18 - Watkins Parcel Powerpoint](#)

- 4B.C.** [18-0152](#) An Ordinance Amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a Supplemental Appropriation to the Trails, Open Space and Parks (TOPS) Fund in the Amount of \$159,500 for Acquisition of Approximately 40 Acres Owned by Justin Watkins and Melissa Watkins for the Purpose of Public Open Space and Trails as an Extension of Cheyenne Mountain State Park

Presenter:

Britt Haley, Design and Development Manager/TOPS Program Manager - Parks, Recreation and Cultural Services
David Deitemeyer, Senior Landscape Architect - Parks, Recreation and Cultural Services

Attachments: [050818 Watkins Property Appropriation Ordinance](#)
[050818 Watkins Property Map](#)
[04-23-18 - Watkins Parcel Powerpoint](#)

- 4B.D.** [18-0197](#) A Resolution Authorizing the Acquisition of Approximately 31.918 Acres Owned by Jacob Snell and Shantell Snell for the Purpose of Public Open Space and Trails as an Extension of Cheyenne Mountain State Park

Presenter:

Britt Haley, Design and Development Manager / TOPS Program Manager
David Deitemeyer, Senior Landscape Architect - Parks, Recreation and Cultural Services

Attachments: [4-23-18 - Snell Acquisition - Resolution Final](#)
[4-23-18 - Exhibit 2A - Snell Vicinity Map](#)
[4-23-18 - Exhibit 2B - Snell Parcel Map](#)
[04-23-18 - Snell Parcel Powerpoint](#)

- 4B.E. [18-0196](#)** An Ordinance Amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a Supplemental Appropriation to the Trails, Open Space and Parks (TOPS) Fund in the Amount of \$139,000 for Acquisition of Approximately 31.918 acres Owned by Jacob Snell and Shantell Snell for the Purpose of Public Open space and Trails as an Extension of Cheyenne Mountain State Park

Presenter:

Britt Haley, Design and Development Manager / TOPS Program Manager

David Deitemeyer, Senior Landscape Architect

Attachments: [4-23-18 - Snell Appropriation Ordinance - FINAL](#)
[4-23-18 - Exhibit 2B - Snell Parcel Map](#)
[04-23-18 - Snell Parcel Powerpoint](#)

- 4B.F. [18-0194](#)** An Ordinance amending Section 507 (license fees enumerated) of Part 5 (License Fees) of Article 1 (General Business License Provisions) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the code of the City of Colorado Springs 2001, as amended, pertaining to bicycle-share business licensing

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [Clerk-BikeShareFees-2018-04-23](#)

- 4B.G. [18-0193](#)** An Ordinance adopting a new Part 13 (Bicycle-Share Businesses) of Article 3 (Sales of Goods and Services) of Chapter 2 (Business Licensing, Liquor Regulations and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to bicycle-share business licenses and providing penalties for the violation thereof

Presenter:

Jill Gaebler, District 5 City Council Member

Susan Edmonson, Downtown Partnership

Sarah B. Johnson, City Clerk

Mitch Hammes, Code Enforcement Services Manager

Attachments: [BikeShareDraftORD-4-09-18.docx](#)
[042318 Bike share overview Edmondson slides](#)

- 4B.H. [18-0200](#)** Request to Establish a Public Hearing Date of June 12, 2018 for the consideration of Resolutions regarding certain changes to Colorado Springs Utilities' Tariffs

Presenter:

Sonya Thieme, Rates Manager

5. Recognitions

- 5.A. [18-0204](#) A Resolution of Appreciation for Kelly Eliason on the occasion of her retirement from the City of Colorado Springs

Presenter:
Greg Warnke, Manager, Parking System Enterprise

Attachments: [Retiree Resolution_Eliason](#)

- 5.B. [18-0195](#) A Resolution to acknowledge and endorse the achievement of accreditation by Colorado Springs Police Department, Colorado Springs Fire Department, and Colorado Springs Office of Emergency Management.

Presenter:
Bret Waters, Director, Office of Emergency Management
Ted Collas, Fire Chief, Colorado Springs Fire Department
Pete Carey, Police Chief, Colorado Springs Police Department

Attachments: [Accreditation Resolution Final.doc](#)

- 5.C. [18-0217](#) A Resolution recognizing May 15, 2018 as Peace Officers Memorial Day in Colorado Springs

Presenter:
Commander Dave Edmondson, Colorado Springs Police Department

Attachments: [050818 Peace Officers Memorial Day 2018 Resolution](#)

- 5.D. [18-0225](#) A Resolution of Appreciation designating May as Historic Preservation Month.

Presenter:
Hannah Van Nimwegen, Senior Planner, Planning & Development Department
Dan Sexton, Senior Planner, Planning & Development Department
Peter Wysocki, Planning & Development Director

Attachments: [Resolution](#)
[2018 Preservation Month Presentation](#)

- 5.E. [18-0208](#) A Proclamation proclaiming May 2018 as Older Americans Month in Colorado Springs

Presenter:
Claire Anderson, Executive Director, Innovations in Aging Collaborative

Attachments: [Older Americans Month](#)

6. Citizen Discussion**7. Mayor's Business****8. Items Called Off Consent Calendar****9. Utilities Business**

- 9.A. [18-0199](#) Stormwater: Proposed Utilities Rules and Regulations Changes

Presenter:

Chris Bidlack, Senior Attorney, City Attorney's Office

Attachments:

[Stormwater_Council_Presentation-5-8-18.pptx](#)

[12 - Redline URR Sheet 12 Final.docx](#)

[12 - URR Sheet 12 Final.docx](#)

[24 - Redline URR Sheet 24 Restated.docx](#)

[24 - URR Sheet 24 Restated.docx](#)

[25 - Redline URR Sheet 25 Restated.docx](#)

[25 - URR Sheet 25 Restated.docx](#)

[25.1 - Redline URR Sheet 25.1 Original.docx](#)

[25.1 - URR Sheet 25.1 Original.docx](#)

[50 - Redline URR Sheet 49 Restated.docx](#)

[50 - URR Sheet 49 Restated.docx](#)

[URR_Stormwater_ChangesRES-2018-4-12.docx](#)

- 9.B. [18-0215](#) An Ordinance amending Sections 102 (Legislative Findings), 107 (Authorities, Powers and Duties of Utilities Chief Executive Officer), and 112 (User Charges for Utility Service), and creating a new Section 120 (Stormwater Service Fee Billing) of Article 1 (General Provisions) of Chapter 12 (Utilities) of the Code of the City of Colorado Springs 2001, as amended, pertaining to changes related to Stormwater billing.

Presenter:

Chris Bidlack, Senior Attorney, Colorado Springs City Attorney's Office - Utilities Division

Attachments:

[CSU-StormwaterBillingCh12ORD-2018-04-23.docx](#)

10. Unfinished Business

10.A. [CPC CA
17-00144](#)

Ordinance No. 18-43 amending Section 705 (Right of Way Dedication and Street Improvements) of Part 7 (Streets in Subdivisions), Section 1102 (Specific Requirements Prior to Building Permit Issuance) of Part 11 (Assurances and Guaranties for Public Improvements), and repealing Part 19 (Banning Lewis Ranch Annexor Fees and Reimbursements), all of Article 7 (Subdivision Regulations) of Chapter 7 (Planning, Development and Building) of the Code of the City Of Colorado Springs 2001, as amended, pertaining to Banning Lewis Ranch Regulations

(Legislative)

Presenter:

Peter Wysocki, Director of Planning and Development

Attachments:

[BLR_RegulationsORD-2018-04-02](#)

[CPC_Minutes_BLR_Code_Amendment](#)

11. New Business**11.A.** [18-0145](#)

An Ordinance Repealing and Reordaining Part 1 (Fire Prevention Code) of Article 4 (Fire Prevention) of Chapter 8 (Public Safety) of the Code of the City of Colorado Springs 2001, as Amended, Adopting the 2015 Edition of the International Fire Code with Amendments and Providing Penalties for the Violation Thereof

Presenter:

Fire Marshal Brett Lacey

Attachments:

[Fire-2015_IFC_AmendmentsAdoptionByReferenceORD-2018-04-04](#)

[IFC - LETTER IFC Public Process from HBA 2018 03 09](#)

[IFC - LETTER IFC Public Process from AIA 2015 IFC with Amendments 2017 1](#)

[IFC - LETTER IFC Public Process from Colorado Springs Chamber and EDC 20](#)

[IFC - PRESENTATION 2015 IFC as Amended to City Council 2018 04 09](#)

- 11.B. [CPC CA 18-00033](#) An Ordinance Amending Section 205 (Additional Standards for Specific Land Uses) of Part 2 (Commercial Districts) of Article 3 (Land Use Zoning Districts) of Chapter 7 (Planning, Development and Building) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to the Cultivation of Marijuana and Medical Marijuana in Violation of the Zoning Code and Providing Remedies for the Violation Thereof (Legislative)

Presenter:

Mattie Albert Gullixson, Senior Regulatory Compliance Analyst

Attachments:

[ORD_MJ_Cultivation-Non-Residential-2018-03-05](#)

[Staff Report Code Amendment - Section 7.3.205](#)

[7.2.302.C.22 DefinitionUseType MMJ Facility](#)

[7.3.105.P Personal Cultivation of MJ.MMJ](#)

[7.3.205.M Additional Standards MMJ Facility](#)

[7.5.602 Applications](#)

[7.5.603 Findings - ZC req_CA](#)

[Non-Licensed Commercial Grows Ord Package Apr232018](#)

- 11.C. [18-00033](#) An Ordinance amending Section 211 (Personal Cultivation of Medical Marijuana) of Part 2 (Other Dangerous Weapons and Substances) of Article 7 (Dangerous Weapons and Substances) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to the Cultivation of Marijuana and Providing Penalties for the Violation Thereof

Presenter:

Mattie Albert Gullixson, Senior Regulatory Compliance Analyst

Attachments:

[MarijuanaCultivation-2018-04-10 MC final](#)

- 11.D. [18-0163](#) An Ordinance amending Section 212 (Unlawful Transfer of Marijuana) of Part 2 (Other Dangerous Weapons and Substances) of Article 7 (Dangerous Weapons and Substances) of Chapter 9 (Public Offenses) of the Code of the City of Colorado Springs 2001, as Amended, Pertaining to the Unlawful Transfer of Marijuana and Providing Penalties for the Violation Thereof

Presenter:

Mattie Albert Gullixson, Senior Regulatory Compliance Analyst

Attachments:

[MarijuanaDistributionORD-2018-04-10_final](#)

- 11.E. [18-0170](#) Resolution approving an amendment to the Service Plan for the Wildgrass at Rockrimmon Metropolitan District.

Presenter:

Peter Wysocki, Director of Planning and Development
Carl Schueler, Comprehensive Planning Manager, Planning & Community Development Department

Attachments:

[presentation](#)

[RES Wildgrass at Rockrimmon Metro Dist amend](#)

[Figure 1 - 3.27.18 Resubmittal Wildgrass at Rockrimmon MD Amended and Re:](#)

[Figure 2 - Blackline \(original to v. 4\) Draft Amended and Restated Service Plan](#)

[Figure 3 - Ltr re. Wildgrass at Rockrimmon MD Amended and Restated SP \[3.14](#)

[Figure 4 - Mill Levy-Mill Levy and Fee Comparison Chart \(00607981x9C7A0\)](#)

[Figure 5 - Comparison of OA Fees \(00618875x9C7A0\)](#)

[Figure 6- Draft Buildout Budget Wildgrass at Rockrimmon](#)

[Figure 7- Wildgrass at Rockrimmon MD Proposed O M Map](#)

[Figure 8- Metropolitan Districts Operating in Lieu of an HOA](#)

12. Public Hearing

- 12.A. [CPC PUP](#)
[05-00078-A3](#)
[MJ18](#) A major amendment to the Victory Ridge PUD Concept Plan (previously named Colorado Crossing) illustrating future development of the 152.4 acres located at the southeast intersection of Interquest Parkway and Voyager Parkway.

(Quasi-Judicial)

Related File: CPC PUZ 18-00016

Presenter:

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

Attachments:

[FIGURE 1 Victory Ridge PUP](#)

[7.5.501.E Concept Plans](#)

[7.3.605 PUD Concept Plan](#)

12.B. [CPC PUZ
18-00016](#)

An ordinance amending the zoning map of the City of Colorado Springs pertaining to 152.4 acres located at the southeast intersection of Interquest Parkway and Voyager Parkway from PUD (Planned Unit Development; maximum density of 24.99 du/ac residential, mixed-use, commercial, office, civic and park use with a maximum height of 125-feet) zone district to a PUD (Planned Unit Development; maximum density of 24.99 du/ac residential, mixed-use, commercial, office, light industrial, civic and park use with a maximum height of 125-feet) zone district.

(Quasi-Judicial)

Related File: CPC PUP 05-00078-A3MJ18

Presenter:

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

Attachments:

[Exhibit A Legal](#)

[Exhibit B Zone Change Exhibit](#)

[Ortho Map Victory Ridge](#)

[Vicinity Map Victory Ridge](#)

[CPC Staff Report Victory Ridge KAC](#)

[FIGURE 1 Victory Ridge PUP](#)

[FIGURE 2 Victory Ridge Project Statement](#)

[FIGURE 3 Victory Ridge Zone Change](#)

[FIGURE 4 Ortho Victory Ridge](#)

[7.5.603 Findings - ZC req CA](#)

[7.3.603 Establishment & Development of a PUD Zone](#)

[ZoningMap-InterquestVoyagerORD-2018-05-02](#)

13. Added Item Agenda

14. Executive Session

15. Adjourn