



# 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.*

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Tuesday, June 12, 2018

1:00 PM

Council Chambers

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### 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. [18-0207](#)

Ordinance No. 18-56 authorizing the termination by the City of existing Interest Rate Exchange Agreements; delegating to the Utilities Chief Executive Officer and the Utilities Chief Planning and Finance Officer the authority to determine the financial terms of transactions terminating such agreements; ratifying action heretofore taken and relating to such agreements; and providing other matters relating thereto.

Presenter:

Bob Leshner, Manager, Treasury and Finance  
Eric Tharp, Acting CEO, Colorado Springs Utilities

**Attachments:**

[Swap Termination Ordinance No. 18- \(48158302v4\).docx](#)

[2018 Plan of Finance 5-22-2018.pptx](#)

- 4A.B.** [18-0232](#) Ordinance No. 18-57 of the City of Colorado Springs, Colorado providing for the refunding of certain outstanding Utilities System Revenue Bonds: Series 2018A-1

Presenter:

Bob Leshner, Manager, Treasury and Finance  
Eric Tharp, Acting CEO, Colorado Springs Utilities

**Attachments:** [2018 Plan of Finance 5-22-2018.pptx](#)  
[1 Bond Ordinance - 2018A - ARIAL 11 \(v.4\) - City Council \(48431293v1\).DOCX](#)  
[2 Ordinance Summary \(First Publication\) - 2018A \(48427607v1\).DOC](#)  
[3 BPA - 2018A-1, A-2, A-4 Rev Bonds - DRAFT 4.26.18 \(48377396v2\) \(2\).DOC](#)  
[4 BPA - 2018A-3 Rev Bonds - DRAFT 5-7-18 \(48422406v1\) \(2\).DOCX](#)  
[5 Paying Agent Agreement - 2018A \(48373766v1\) \(2\).DOC](#)  
[6 Escrow Agreement - 2018A-3 \(48373694v1\) \(2\).DOC](#)  
[7 DOCSOC-#1878533-v6-CSU 2018A POS.DOCX](#)  
[8 DOCSOC-#1888774-v1-Continuing Disclosure Certificate.DOCX](#)

#### **4B. First Presentation:**

- 4B.A.** [18-0258](#) City Council Regular Meeting Minutes May 22, 2018

Presenter:

Sarah B. Johnson, City Clerk

**Attachments:** [5-22-2018 City Council Meeting Minutes Final.pdf](#)

- 4B.B.** [18-0261](#) Appointments to Boards and Commissions

Presenter:

Jacquelyn Puett, Assistant to Council

**Attachments:** [061218 Boards and Commissions](#)

- 4B.C.** [18-0162](#) An Ordinance amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation in the amount of \$230,000 to the City Capital Improvement Program fund for Parks, Recreation, and Cultural Services (PRCS) projects as recommended by the LART Citizens' Advisory Committee

Presenter:

Charae McDaniel, Chief Financial Officer

**Attachments:** [2018 LART Projects - Exhibit A](#)  
[Supplemental Approp Ord for Trf from LART to CIP 202 for PRCS](#)

- 4B.D.** [18-0185](#) An Ordinance amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation to the Arterial Roadway Fund in the amount of \$500,000 for the purpose of accommodating higher than expected reimbursement payments

Presenter:

Charae McDaniel, Chief Financial Officer

**Attachments:**

[Supplemental Approp Ord - Arterial Roadway Fund](#)

[EXHIBIT A to Memo for Arterial Roadway Bridge Fund Supplemental Appropial](#)

- 4B.E.** [18-0218](#) An Ordinance amending Ordinance No. 17-116 (2018 Appropriation Ordinance) for a supplemental appropriation to the Airport Grants Fund in the amount of \$13,500,000 for the Rehabilitation of Taxiway G project at the Colorado Springs Airport and to the Airport Capital Improvement Program Fund in the amount of \$1,215,000 for a transfer into the Airport Grants Fund for grant match

Presenter:

Greg Phillips, Director of Aviation

**Attachments:**

[Supplemental Approp Ord - Airport Discretionary Grant from FAA.docx](#)

- 4B.F.** [18-0224](#) A Resolution approving a substantial amendment to the 2015-2019 Consolidated Plan for submittal to the U.S. Department of Housing and Urban Development (HUD)

Presenter:

Catherine Duarte, Senior Analyst, Community Development Division

**Attachments:**

[Council resolution for 2018 Substantial Amendment\\_May2018](#)

[2015-2019 Consolidated Plan 2018 substantial amendment](#)

[Summary of Changes 2018 Substantial Amendment to the Consolidated Plan](#)

[2018 ConPlan Amendment - Presentation May21](#)

[Catholic Charities\\_HOME TBRA Amendment 2018](#)

[CHAP Official Comment 5-10-2018](#)

[Housing Instability Rental Assistance Program](#)

- 4B.G.** [18-0141](#) A Resolution approving an Intergovernmental Agreement between the City of Colorado Springs, Colorado, and the Regents of the University of Colorado related to conveyance of new right-of-way and easements and vacation of old right-of-way.

(Legislative)

Presenter:

Peter Wysocki, Planning and Development Director  
Kathleen Krager, Transportation Planning Manager  
Michael Schultz, Principal Planner  
Bryan English, Development Projects Manager (CSU)

**Attachments:**

[UCCS IGA RES-2017-11-28](#)

[UCCS Eagle Rock IGA - Signed \(UCCS\) 20180523](#)

[IGA - Eagle Rock Rd Presentation v2](#)

- 4B.H.** [CPC V](#)  
[18-00011](#) An Ordinance vacating portions of “Old” Eagle Rock Road right-of-way located east of North Nevada Avenue and south of the newly realigned Eagle Rock Road.

(Legislative)

Related File: 18-0141

Presenter:

Peter Wysocki, Planning and Development Director  
Kathleen Krager, Transportation Planning Manager  
Michael Schultz, Principal Planner  
Bryan English, Development Projects Manager (CSU)

**Attachments:**

[ORD Vacation Portions of Eagle Rock Road - BB Edited 3-9-18](#)

[Exhibit C - Legal Description \(From Agreement\)](#)

[Attachment 3 to Vacation Ordinance](#)

[7.7.402.C Vacation Procedures](#)

## **5. Recognitions**

- 5.A.** [18-0246](#) A Resolution recognizing the Coalition for Prevention, Addiction Education and Recovery (CPAR)

Presenter:

Mary A. Steiner, BSN, RN, Community Program Manager

**Attachments:**

[CPAR RES-2018-05-15](#)

[CPAR Coordinating Council Project Information Sheet](#)

[CHP\\_NeedsAssessmentReportV09\\_SMALL-1](#)

- 5.B. [18-0201](#) A Proclamation honoring the 20th anniversary of Art on the Streets

Presenter:

Susan Edmondson, President & CEO, Downtown Partnership of Colorado Springs

**Attachments:** [Arts on the Streets 20th Ann 2018 - FINAL](#)

## **6. Citizen Discussion**

## **7. Mayor's Business**

## **8. Items Called Off Consent Calendar**

## **9. Utilities Business**

- 9.A. [18-0200](#) A Public Hearing for the Consideration of Resolutions Regarding Certain Changes to Colorado Springs Utilities' Tariffs and Request Such Changes be approved by Resolutions

Presenter:

Sonya Thieme, Rates Manager  
Eric Tharp, Acting CEO, Colorado Springs Utilities

**Attachments:** [2018 Proposed Tariff Changes Filing.pdf](#)  
[2018 Supplemental Tariff Filing.pdf](#)  
[2018\\_Tariff\\_Filing\\_Agenda-6-12-18.docx](#)  
[2018\\_Tariff\\_Filing\\_Instructions-6-12-18.docx](#)  
[06-12-2018 CC 2018 Tariff Filing Hearing Presentation - revised.pptx](#)

- 9.B. [18-0265](#) A Resolution rescinding Colorado Springs Utilities' Tariffs, City council volume Number 5

Presenter:

Sonya Thieme, Rates Manager  
Eric Tharp, Acting CEO, Colorado Springs Utilities

**Attachments:** [Resolution Rescinding Tariff Vol. 5.docx](#)

- 9.C. [18-0279](#) A Resolution adopting Colorado Springs Utilities Tariffs, City Council Volume no. 6

Presenter:

Sonya Thieme, Rates Manager  
Eric Tharp, Acting CEO Colorado Springs Utilities

**Attachments:** [Resolution Adopting Tariff Vol. 6.docx](#)

- 9.D. [18-0266](#) A Resolution regarding certain additions and changes to Colorado Springs Utilities' Water Rate Tariff

Presenter:

Sonya Thieme, Rates Manager

Eric Tharp, Acting CEO, Colorado Springs Utilities

**Attachments:** [Resolution ADU Eff 1-1-19.docx](#)

## **10. Unfinished Business**

- 10.A. [CPC ZC 18-00019](#) Ordinance No. 18-54 amending the zoning map of the City of Colorado Springs pertaining to 8.7 acres of land from (PUD) Planned Unit Development (Single-Family Detached Residential, Maximum Density of 2.98 dwelling units per acres, and Maximum Building Height of 35 feet) to (PK) Public Park.

(QUASI-JUDICIAL)

Presenter:

Peter Wysocki, Director Planning and Community Development

Daniel Sexton, Senior Planner, Planning and Community Development

**Attachments:** [ZC ORD BradleyRanch](#)  
[Exhibit A - Legal Description](#)  
[Exhibit B - Zone Change Exhibit](#)  
[PublicComment\\_Amsden\\_4102018](#)  
[BradleyRanch\\_Staff-Presentation](#)  
[CPC Report\\_BradleyRanch Park ZC](#)  
[Figure 1 - Zone Change Exhibit](#)  
[Figure 2 - Project Statement-Concept Statement](#)  
[Figure 3 - Bradley Ranch PUD](#)  
[7.5.603 Findings - ZC req\\_CA](#)  
[ZoningMap-BradleyRanchORD-2018-05-15](#)

- 10.B. [CPC ZC 18-00022](#) Ordinance No. 18-55 amending the zoning map of the City of Colorado Springs pertaining to 1.3 acres of land from (A) Agricultural to (OC) Office Complex.

(QUASI-JUDICIAL)

Presenter:

Peter Wysocki, Director Planning and Community Development  
Daniel Sexton, Senior Planner, Planning and Community Development

**Attachments:**

[ZC\\_ORD\\_ClassicOffices@FH](#)

[Exhibit A - Legal Description](#)

[Exhibit B - Zone Change Exhibit](#)

[Vicinity Map](#)

[Public Comments](#)

[Classic Offices @ FH Staff-Presentation](#)

[CPC Report Classic Offices @ Flying Horse DJS](#)

[Figure 1 - Concept Plan MN](#)

[Figure 2 - Zone Change Exhibit](#)

[Figure 3 - Project Statement](#)

[Figure 4 - Original Concept Plan](#)

[7.5.603 Findings - ZC req\\_CA](#)

[ZoningMap-ClassicOCFlyingHorse-2018-05-15](#)

**10.C.** [CPC A  
17-00004](#)

Ordinance No. 18-58 annexing to the City of Colorado Springs an area known as The Sands Addition No.1 Annexation consisting of 38.67 acres located northeast of the intersection of Marksheffel Road and Constitution Avenue.

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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



**Attachments:**

[Annex ORD SandsAdditionNo1](#)  
[Exhibit A Legal The Sands Addition No.1](#)  
[Exhibit B -The Sands Annexation Agreement NO 1](#)  
[Exhibit 1 Petitioner's Memo-Draft IGA](#)  
[The Sands Annexation Addition No. 1 Plat](#)  
[Vicinity Map The Sands](#)  
[Street Map](#)  
[EnclaveMap The Sands Annexation](#)  
[CPC Staff Report The Sands Annexation KAC](#)  
[FIGURE 1 Project Statements](#)  
[FIGURE 2 Airport Advisory Committee Review](#)  
[FIGURE 3 District 49 Comments](#)  
[FIGURE 4 The Sands Annexation Addition No. 1](#)  
[FIGURE 5 The Sands Annexation Addition No. 2](#)  
[FIGURE 6 The Sands Annexation Addition No. 3](#)  
[FIGURE 7 The Sands Annexation Addition No. 4](#)  
[FIGURE 8 Sands Annex Agreement](#)  
[FIGURE 9 Fiscal Impact Report FIA The Sands Annexation](#)  
[FIGURE 10 Rezone Map M1 ZONE](#)  
[FIGURE 11 Rezone Map PBC ZONE](#)  
[FIGURE 12 Rezone Map R1 6000](#)  
[FIGURE 13 The Sands Master Plan](#)  
[FIGURE 14 The Sands Concept Plan](#)  
[FIGURE 15 Land Suitability Analysis](#)  
[FIGURE 16 Natural Resource Letter](#)  
[FIGURE 17 SECWCD Letter of Assent](#)  
[FIGURE 18 CGS Comments](#)  
[7.6.203-Annexation Conditions](#)

**10.D.** [CPC A  
17-00005](#)

Ordinance No. 18-59 annexing to the City of Colorado Springs an area known as The Sands Addition No.2 Annexation consisting of 23.90 acres located northeast of the intersection of Marksheffel Road and Constitution Avenue.

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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

**Attachments:**

[Annex\\_ORD\\_SandsAdditionNo2](#)  
[Exhibit A Legal The Sands Addition No.2](#)  
[Exhibit B - The Sands Annexation Agreement NO 2](#)  
[The Sands Annexation Addition No. 2 Plat](#)  
[7.6.203-Annexation Conditions](#)

**10.E.** [CPC A  
17-00006](#)

Ordinance No. 18-60 annexing to the City of Colorado Springs an area known as The Sands Addition No. 3 Annexation consisting of 24.74 acres located northeast of the intersection of Marksheffel Road and Constitution Avenue.

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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

**Attachments:**

[Annex\\_ORD\\_SandsAdditionNo3](#)  
[Exhibit A Legal The Sands Addition No.3](#)  
[Exhibit B - The Sands Annexation Agreement NO 3](#)  
[The Sands Annexation Addition No. 3 Plat](#)  
[7.6.203-Annexation Conditions](#)

**10.F.** [CPC A  
17-00007](#)

Ordinance No. 18-61 annexing to the City of Colorado Springs an area known as The Sands Addition No. 4 Annexation consisting of 53.29 acres located northeast of the intersection of Marksheffel Road and Constitution Avenue.

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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

**Attachments:**

[Annex\\_ORD\\_SandsAdditionNo4](#)

[Exhibit A Legal The Sands Addition No.4](#)

[Exhibit B - The Sands Annexation Agreement NO 4](#)

[The Sands Annexation Addition No. 4 Plat](#)

[7.6.203-Annexation Conditions](#)

**10.G.** [CPC ZC  
17-00081](#)

Ordinance No. 18-62 amending the zoning map of the City of Colorado Springs pertaining to 17.58 acres located northeast of the intersection of Marksheffel Road and Constitution Avenue establishing the M-1/AO/SS (Light Industrial with Airport and Streamside Overlay) zone district

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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

**Attachments:**

[ZC\\_ORD\\_TheSands\\_M-1-AO-SS](#)

[Exhibit A Legal Sands Industrial](#)

[Exhibit B Rezone Map M1\\_ZONE](#)

[7.5.603 Findings - ZC req CA](#)

- 10.H. [CPC ZC 17-00082](#) Ordinance No. 18-63 amending the zoning map of the City of Colorado Springs pertaining to 85.94 acres located northeast of the intersection of Marksheffel Road and Constitution Avenue establishing the R1-6000/DFOZ/AO/SS (Single-Family Residential with Design Flexibility, Airport and Streamside Overlays) zone district.

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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

**Attachments:** [ZC ORD TheSands R1-6000](#)  
[Exhibit A Legal Sands Residential](#)  
[Exhibit B Rezone Map R1 6000](#)  
[7.5.603 Findings - ZC req CA](#)

- 10.I. [CPC ZC 17-00083](#) Ordinance No. 18-64 amending the zoning map of the City of Colorado Springs pertaining to 10.79 acres located northeast of the intersection of Marksheffel Road and Constitution Avenue establishing the PBC/AO/SS (Planned Business Center with Airport and Streamside Overlays) zone district.

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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

**Attachments:** [ZC ORD TheSands PBC](#)  
[Exhibit A Legal Sands Commercial](#)  
[Exhibit B Rezone Map PBC ZONE](#)  
[7.5.603 Findings - ZC req CA](#)

## **11. New Business**

- 11.A. [18-0278](#) A Resolution approving the Intergovernmental Agreement between the City of Colorado Springs, Colorado, and The Sands Metropolitan District related to the service plan for The Sands Metropolitan District Nos.1, 2 and 3.

(Legislative)

Related Files: CPC A 17-00004, CPC A 17-00005, CPC A 17-00006, CPC A 17-00007, CPC ZC 17-00081, CPC ZC 17-00082, CPC ZC 17-00083

Presenter:

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

**Attachments:**

[Sands IGA Resolution 6-4-18](#)

[IGA Sands - City of Colorado Springs](#)

- 11.B. [18-0236](#) A Resolution approving an Economic Development Agreement between the City of Colorado Springs and Relius Medical, LLC

Presenter:

Bob Cope, Economic Development Officer  
Chelsea Gaylord, Economic Development Project Manager

**Attachments:**

[Relius City Council Presentation](#)

[Relius EDA Resolution Final](#)

[Relius Medical Council Memo Final](#)

[Relius Medical EDA Final](#)

- 11.C. [18-0280](#) A Resolution authorizing a lease with Council of Neighbors and Organizations of less than fair market value for approximately 3,500 square feet of office space at the Golf Acres Complex

Presenter:

Peter Wysocki, Planning and Development Director

**Attachments:**

[Resolution Authorizing Below FMV Lease CONO](#)

## **12. Public Hearing**

**12.A.** [AR PUD  
06-00515-A1  
MN17](#)

An appeal of the City Planning Commission's decision to uphold the administrative approval of a minor PUD development plan amendment of the Westcreek III at Wolf Ranch project illustrating a revised layout of a 95-lot single-family detached residential development on 32.8 acres located north of Cowpoke Road and Tutt Boulevard intersection.

(QUASI-JUDICIAL)

Related Files: AR PUD 06-00515-A1MN17, AR FP 17-00331

Presenter:

Peter Wysocki, Director Planning and Community Development  
Daniel Sexton, Senior Planner, Planning and Community Development

**Attachments:**

[Ross Klinger Appeal to City Council](#)  
[Public Comments](#)  
[Westcreek III @ WR-Appeal\\_Staff-Presentation](#)  
[CPC Report WestcreekIII@WR\\_DJS](#)  
[Figure 1 - Westcreek III @ WR\\_PUD-MN\\_2018](#)  
[Figure 2 - Westcreek @ WR Filing 13 FP 2018](#)  
[Figure 3 - Ross Clinger's Appeal Request](#)  
[Figure 4 - Applicants Project Statement](#)  
[Figure 5 - Public Comments](#)  
[Figure 6 - Wolf Ranch MP](#)  
[Figure 7 - Westcreek III @ WR\\_PUD\\_2006\\_resize](#)  
[7.5.906 \(A\)\(4\) Administrative Appeal](#)  
[7.3.606 PUD Development Plan](#)  
[7.5.502.E Development Plan Review](#)  
[Vicinity Map](#)  
[CPC\\_Minutes\\_WestcreekIII\\_04.19.18](#)

**12.B.** [AR FP  
17-00331](#)

An appeal of the City Planning Commission's decision to uphold the administrative approval of the final subdivision plat for the Westcreek III at Wolf Ranch Subdivision Filing Number 13 illustrating a 52 lot subdivision on 18.4 acres of land located north of the Cowpoke Road and Tutt Boulevard intersection.

(QUASI-JUDICIAL)

Related Files: AR PUD 06-00515-A1MN17, AR FP 17-00331

Presenter:

Peter Wysocki, Director Planning and Community Development  
Daniel Sexton, Senior Planner, Planning and Community Development

**Attachments:**

[Figure 2 - Westcreek @ WR Filing 13\\_FP\\_2018](#)

[7.5.906 \(A\)\(4\) Administrative Appeal](#)

[7.7.102 Subdivision Plats Review Criteria](#)

[7.7.303 Final Plat Req - Subdivision Plats Review Criteria](#)

**12.C.** [18-0267](#)

North Cheyenne Cañon Park Master and Management Plan Appeal

Presenter:

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

**Attachments:**

[NCC. Master Plan Appeal letters](#)

[NCC Master and Mgmt Plan Appeal Delay Request](#)

[NCC Master and Mgmt Plan. Exec Summary.letters of support](#)

[public feedback impact-FINAL.pdf](#)

**13. Added Item Agenda****14. Executive Session****15. Adjourn**