



City of Colorado Springs

Regular Meeting Agenda - Final-revised 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 28, 2020

10:00 AM

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 ZC
19-00104](#)

Ordinance No. 20-1 amending the zoning map of the City of Colorado Springs pertaining to 10.24 acres located at 5640 E Bijou Street from PIP-1 APZ1 AO (Planned Industrial Park 1 with Accident Potential Zone 1 and Airport Overlay) to M-1 APZ1 AO (Light Industrial with Accident Potential Zone 1 and Airport Overlay).

(Quasi-Judicial)

Related File: CPC PUZ 19-00104, CPC PUP 19-00105

Presenter:
Lonna Thelen, Principal Planner, Planning and Community Development Department
Peter Wysocki, Director, Planning and Development Department

Attachments: [ZC_ORD_CDOTBijou](#)
[Exhibit A - legal description](#)
[Exhibit B - zoning depiction](#)
[VICINITY MAP](#)

4A.B. [CPC ZC
18-00142](#)

Ordinance No. 20-2 amending the zoning map of the City of Colorado Springs pertaining to 3.89 acres of land from A/OC/cr (Agricultural and Office Complex with Conditions of Record) to PBC/cr (Planned Business Center with Conditions of Record), located at 11005 Voyager Parkway.

(QUASI-JUDICIAL)

Related Files: CPC ZC 18-00142, CPC ZC 18-00143, and CPC CP 18-00144

Presenter:

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

Attachments: [ZC_ORD_NewLifeCommercialLot2](#)
[Exhibit A - Lot 2 Legal Description](#)
[Vicinity Map](#)

4A.C. [CPC ZC
18-00143](#)

Ordinance No. 20-3 amending the zoning map of the City of Colorado Springs pertaining to 2.09 acres of land from OC/cr (Office Complex with Conditions of Record) to PBC/cr (Planned Business Center with Conditions of Record), located at 11005 Voyager Parkway.

(QUASI-JUDICIAL)

Related Files: CPC ZC 18-00142, CPC ZC 18-00143, and CPC CP 18-00144

Presenter:

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

Attachments: [ZC_ORD_NewLifeCommercialLot3](#)
[Exhibit A - Lot 3 Legal Description](#)
[FIGURE 2 - Zone Change-Lot 3](#)

- 4A.D.** [19-723](#) Ordinance No. 20-4 amending Ordinance No. 18-118 (2019 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$6,984,844, and to the Lodgers and Auto Rental Tax (LART) Fund in the amount of \$167,394 which will be transferred to the General Fund and is included in the \$6,984,844, for the retention of 2018 fiscal year revenue above the 2018 fiscal year revenue and spending limitations (TABOR cap), approved by voters in the November 2019 coordinated election to be retained and spent for parks, sports and cultural facilities, and trail improvements

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [Ordinance for Supplemental for TABOR \\$7M-Parks](#)
[Signed Resolution 77-19-Ballot Language](#)

- 4A.E.** [19-728](#) Ordinance No. 20-5 amending Ordinance No. 18-118 (2019 Appropriation Ordinance) for a Supplemental Appropriation to the Memorial Health System Enterprise Fund in the Amount of \$1,384,091 to Transfer UC Health Margin Share Proceeds to the Colorado Springs Health Foundation

Presenter:

Charae McDaniel, Chief Financial Officer
Chris Wheeler, Budget Manager

Attachments: [Supplemental Approp Ord for MHS Revenue Share-2019](#)

- 4A.F.** [19-724](#) Ordinance No. 20-6 amending Ordinance No. 19-87 (2020 Appropriation Ordinance) for a supplemental appropriation to the General Fund in the amount of \$329,828 for partial construction costs of the Tutt Boulevard Bridge over Cottonwood Creek.

Presenter:

Charae McDaniel, Chief Financial Officer
Jeff Dunn, PE, Stormwater Enterprise Division of Public Works

Attachments: [CW-Ordinance-Supplemental Approp for Assurance](#)
[Exhibit A](#)
[Exhibit B](#)

- 4A.G.** [CPC V
19-00158](#) Ordinance No. 20-7 vacating a public right-of-way described as the northern-most ten feet of E. Vermijo Ave. between S. Weber St. and S. Wahsatch Ave. within The Town of Colorado Springs consisting of 0.087 acres.

Presenter:

Ryan Tefertiller, Manager, Urban Planning Division
Peter Wysocki, Director, Planning and Community Development
Department

Attachments: [VROW_ORD_VermijoAvenue](#)
[Exhibit A - Vermijo Ave ROW Legal Description](#)
[Exhibit B - Vermijo Ave Vacation Plat](#)

- 4A.H.** [CPC PUZ
19-00056](#) Ordinance No. 20-8 amending the zoning map of the City of Colorado Springs pertaining to 1.1 acres located on the east side of 21st Street, north of Little Bear Creek Point from R5 (Multi-Family Residential) to PUD (Planned Unit Development: medical office, veterinary clinic, general office, personal consumer services and personal improvement services with a maximum height of 30 feet).

(Quasi-Judicial)

Related File: CPC PUD 19-00057

Presenter:

Peter Wysocki, Director, Planning and Development Department
Lonna Thelen, Principal Planner, Planning and Community Development
Department

Attachments: [ZC_ORD_MastinDental](#)
[Exhibit A - legal description](#)
[Exhibit B - zoning depiction](#)
[VICINITY MAP](#)

4B. First Presentation:

- 4B.A.** [20-043](#) City Council Regular Meeting Minutes January 14, 2020

Presenter:

Sarah B. Johnson, City Clerk

Attachments: [1-14-2020 City Council Meeting Minutes Final.pdf](#)
[Williams\(1.14.20\).pdf](#)
[Quick Response 14 Jan2020.pdf](#)

- 4B.B.** [20-046](#) Appointments to Boards and Commissions
- Presenter:
Jacquelyn Puett, Assistant to Council
- Attachments:** [012820 Boards and Commissions.pdf](#)
- 4B.C.** [19-732](#) An Ordinance amending Article 5 (Alcohol Beverages) of Chapter 2 (Business Licensing, Liquor Regulation and Taxation) of the Code of the City of Colorado Springs 2001, as amended, pertaining to Liquor Code.
- Presenter:
Sarah B. Johnson, City Clerk
Lee McRae, License Enforcement Officer, City Clerk Office
- Attachments:** [Clerk-LiquorCodeORD-2019-11-02.docx](#)
- 4B.D.** [20-015](#) An Ordinance Amending Ordinance No. 19-87 (2020 Appropriation Ordinance) for a Supplemental Appropriation to the Trails, Open Space and Parks Fund in the Amount of \$3,362,600 for Acquisition of Approximately 335 Acres of Property for the Purpose of Public Open Space and Trails
- Presenter:
Britt I. Haley, Parks, Recreation & Cultural Services Department
- Attachments:** [Appropriation Ordinance.January2020JCCPP](#)
[Jimmy Camp Creek Parcels w Parks](#)
- 4B.E.** [19-749](#) A resolution adopting an amendment to the “City of Colorado Springs Rules and Procedures of City Council” relating to land acquisitions
- Presenter:
Marc Smith, Corporate Division Chief and Legislative Counsel, Office of the City Attorney
- Attachments:** [Council-RulesRevisionRES-2020-01-03.docx](#)
[Exhibit A -- 2019-11-27-Rules and procedures of city council-DRAFTv2.docx](#)
[Exhibit B -- Part 6.pdf](#)

- 4B.F.** [20-020](#) A Resolution Authorizing the Acquisition of a 0.089 Acre Permanent Easement and 0.038 Acre Temporary Construction Easement from Danablu, LLC for the South Cascade Avenue Bridge Replacement Project

Presenter:
Mike Chaves, City Engineering Division Manager
Ryan Phipps, Senior Engineer

Attachments: [Resolution Danablu Acquisition](#)
[Danablu - Exhibit A](#)
[Danablu - Exhibit B](#)
[Danablu Acquisition - Cascade Bridge](#)

5. Recognitions

- 5.A.** [19-688](#) Then & Now: A Photographic Celebration of the Colorado Springs Sesquicentennial July 2021

Presenter:
Council Member Dave Geislinger

Attachments: [Mike Pach Proclamation](#)

6. Citizen Discussion For Items Not On Today's Agenda

7. Mayor's Business

- 7.A.** [20-033](#) Nomination to appoint Jesse Spaeth to serve a four term on the Colorado Springs Housing Authority Board, expiring on April 1, 2024.

Presenter:
Mayor John Suthers

Attachments: [2020 CSHA Memo to CC.pdf](#)
[CSHA Application JesseSpaeth_Redacted.pdf](#)

- 7.B.** [20-044](#) Nomination to appoint Mary Coleman for a three year term on the Colorado Springs Health Foundation Board of Trustees.

Presenter:
Mayor John Suthers

Attachments: [2020 CSHF Memo to CC.pdf](#)
[Mary Coleman Application_Redacted.pdf](#)

- 7.C. [20-045](#) Nomination to appoint Jim Johnson for a three year term on the Colorado Springs Health Foundation Board of Trustees.

Presenter:
Mayor John Suthers

Attachments: [Jim Johnson Application Redacted.pdf](#)

8. Items Called Off Consent Calendar

9. Utilities Business

- 9.A. [20-026](#) A Resolution Setting the Electric Cost Adjustment and Industrial Service - Large Power and Light Supply Credit Rates Effective February 1, 2020

Presenter:
Scott Shewey, Acting Chief Planning and Finance Officer, Colorado Springs Utilities
Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

Attachments: [2 - 01-28-2020 CC Mtg-ECA Resolution](#)
[3 - Sheet 2.9 E Rate Tbl - Redline](#)
[4 - Sheet 2.9 E Rate Tbl - Final](#)
[5 - ECA Schedule 1](#)

- 9.B. [20-025](#) A resolution setting the Gas Cost Adjustment effective February 1, 2020

Presenter:
Scott Shewey, Acting Chief Planning and Finance Officer, Colorado Springs Utilities
Aram Benyamin, Chief Executive Officer, Colorado Springs Utilities

Attachments: [2 - 01-28-2020 CC Mtg-GCA Resolution](#)
[3 - Sheet 2.4 G Rate Table - Redline](#)
[4 - Sheet 2.4 G Rate Table - Final](#)
[5 - GCA Schedule 1](#)

10. Unfinished Business

- 10.A. [CPC PUZ 19-00078](#) Ordinance No. 20-9 amending the zoning map of the City of Colorado Springs pertaining to 42.04 acres from SU/AO (Special Use with Airport Overlay) to PUD/AO (Planned Unit Development with Airport Overlay) zone district located at 1111 Academy Park Loop.

(QUASI-JUDICIAL)

Related Files: CPC PUZ 19-00078, and CPC PUP 19-00079

Presenter:

Rachel Teixeira, Planner II, Planning & Community Development
Peter Wysocki, Director, Planning and Development Department

Attachments:

[ZC ORD ChapelHeights](#)
[Exhibit A - Legal Description](#)
[Exhibit B - Zoning Map](#)
[Aerial Vicinity Map](#)
[Map location of park facilities](#)
[Vicinity Map](#)
[Map distance to parks](#)
[CPC Staff Report Chapel Heights](#)
[FIGURE 1 - Chapel Heights Project Statement](#)
[FIGURE 2 - Chapel Heights Zone Change Site Plan](#)
[FIGURE 3 - Chapel Heights Concept Plan Site Plan](#)
[FIGURE 4 - Land Uses Map](#)
[FIGURE 5 - Neighborhood Mtg](#)
[FIGURE 6 - Special Use Zone](#)
[FIGURE 7 - EOZ Map](#)
[FIGURE 8 - PlanCOS](#)
[7.5.603.B Findings - ZC](#)
[7.3.603 Establishment & Development of a PUD Zone](#)
[CPC Minutes ChapelHeights draft](#)

11. New Business

- 11.A. [20-018](#) A Resolution Recognizing the Mayor's Authority to Execute All Intergovernmental Agreements Related to Colorado Department of Transportation Grant Applications and Execution Documents

Presenter:

Charae McDaniel, Chief Financial Officer

Attachments: [FINAL Res Mayoral Auth to Sign CDOT IGA - 01-27-2020](#)
[Legal Memo re Mayoral auth for grant app 12-17-2019](#)

- 11.B. [19-703](#) A resolution approving the issuance of debt in the form of Limited Tax General Obligation Bonds not to exceed \$1,800,000 for the Wildgrass at Rockrimmon Metropolitan District

Presenters

Carl Schueler, Comprehensive Planning Manager, Planning and Community Development

Peter Wysocki, Planning and Community Development Director

Attachments: [Resolution](#)
[PowerPoint](#)
[Attachment 1-Transmittal Letter](#)
[Attachment 2- Term Sheet](#)
[Attachment 3- District Bond Resolution](#)
[Attachment 4- Form of Senior Indenture](#)
[Attachment 5- Form of Subordinate Indenture](#)
[Attachment 6- Financial Plan](#)
[Attachment 7-Draft General Counsel Opinion Letter](#)
[Attachment 8- Summary of Public Improvements Costs](#)

12. Public Hearing

12.A. [CPC PUZ
19-00087](#)

An ordinance amending the zoning map of the City of Colorado Springs relating to 0.44 acres located at 532 West Colorado Avenue on the northeast corner of West Colorado Avenue and South Chestnut Street from C-6 (General Business) to PUD (Planned Unit Development: multi-family residential, maximum density of 114 dwelling units per acre [not to exceed 50 units] and 60-foot maximum building height)

(QUASI-JUDICIAL)

Related File: CPC PUD 19-00088

Presenter:

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

Attachments:

[ZC_ORD_532WColoradoAve](#)

[Exhibit A legal description](#)

[Exhibit B site plan](#)

[532 W. Colorado Ave Staff CC.1.28.20](#)

[CPC Report_532 W. Colorado Ave_PUZ PUD - final](#)

[Figure 1 - Project Statement](#)

[Figure 2 - Zoning Map](#)

[Figure 3 - Stakeholder letters](#)

[Figure 4 - Zone Change](#)

[Figure 5 - Development Plan](#)

[Figure 6 - Traffic Study](#)

[Figure 7 - Plan COS](#)

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

[7.5.603.B Findings - ZC](#)

[CPC Minutes_532WColoradoApts_draft](#)

12.B. [CPC PUD
19-00088](#)

A PUD Development Plan proposing 50 multi-family dwelling units in a roughly 58 foot tall building on a 0.44-acre site located at the northeast corner of West Colorado Avenue and South Chestnut Street

(QUASI-JUDICIAL)

Related File: CPC PUZ 19-00087

Presenter:

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

Attachments:

[Figure 5 - Development Plan](#)

[7.3.606 PUD Development Plan](#)

[7.5.502.E Development Plan Review](#)

12.C. [CPC PUZ
18-00101](#)

Postponement of an appeal of City Planning Commission's decision to deny a rezoning of 10.71 acres from PUD/AO (Planned Unit Development single-family residential, 2.9 dwelling units per acre, 30-foot maximum building height with Airport Overlay) to PUD/AO (Planned Unit Development: single-family residential, 4.6 dwelling units per acre, 30-foot maximum building height with Airport Overlay) located north of the intersection of Bridle Pass Drive and Shimmering Moon Way.

(Quasi-Judicial)

Related Files: CPC PUZ 18-00101, AR DP 19-00281

Presenter:

Tasha Brackin, Senior Planner, Planning & Community Development
Peter Wysocki, Director Planning and Community Development

Attachments:

[Appeal Statement](#)

12.D. [AR DP
19-00281](#)

Postponement of an appeal of City Planning Commission's decision to deny the Newport Heights Planned Unit Development (PUD) Development Plan proposing 49 single-family lots on 10.71 acres with a maximum building height of 30-feet, located north of the intersection of Bridle Pass Drive and Shimmering Moon Way.

(Quasi-Judicial)

Related Files: CPC PUZ 18-00101, AR DP 19-00281

Presenter:

Tasha Brackin, Senior Planner, Planning & Community Development
Peter Wysocki, Director Planning and Community Development

13. Added Item Agenda

14. Executive Session

15. Adjourn