COLORADO SPRINGS, COLORADO CITY COUNCIL CHAMBERS CITY HALL - 107 N. NEVADA AVENUE OCTOBER 13, 2009 – 1:00 P.M.

Council met in Regular Session.

There were present: Mayor Rivera, Councilmembers Gallagher, Glenn, Hente, Herpin, Martin, Paige, Purvis and Small. Also present, City Manager Culbreth-Graft and City Attorney/Chief Legal Advisor Kelly.

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# Invocation and Pledge of Allegiance.

The meeting was opened with an invocation by Pastor Mark Garcia, Fresh Wind Church.

# 2. Changes to Agenda/Postponement.

Councilmember Gallagher called up Item Nos. 3-B-8 and 3-B-9 for separate consideration.

# **CONSENT CALENDAR**

3. The following items were acted upon by unanimous consent of the members present, with the exception of Item Nos. 3-B-8 and 3-B-9, which were acted upon separately:

### **SECOND PRESENTATION:**

- A-1. Ordinance No. 09-110 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 08-213 (2009 APPROPRIATION ORDINANCE) IN THE AMOUNT OF \$5,707,000 FOR THE CONSTRUCTION AND INSTALLATION OF THE CHECKED BAGGAGE INSPECTION SYSTEM AT THE COLORADO SPRINGS AIRPORT" was presented for final passage.
- A-2. Ordinance No. 09-111 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 09-33 (2009 AMENDED APPROPRIATION ORDINANCE) FOR THE 2009 GENERAL FUND CIP BUDGET IN THE AMOUNT OF \$58,663" was presented for final passage.
- A-3. Ordinance No. 09-112 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 08-213 (2009 APPROPRIATION ORDINANCE) FOR THE PATTY JEWETT GOLF FUND IN THE AMOUNT OF \$188,000 TO CONSTRUCT A NON-POTABLE IRRIGATION LAKE AT PATTY JEWETT GOLF COURSE" was presented for final passage.
- A-4. CPC ZC 09-00068: (Quasi-Judicial Matter) Ordinance No. 09-113 entitled "AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS RELATING TO 0.24 ACRE LOCATED AT 601 NORTH TEJON" was presented for final passage. (FB-T2A to FB-T2A/HP)
- A-5. CPC ZC 09-00061: (Quasi-Judicial Matter) Ordinance No. 09-114 entitled "AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS RELATING TO 4.01 ACRES LOCATED NORTH OF THE INTERSECTION AT EAST WOODMEN ROAD

- AND TUTT BOULEVARD, APPROXIMATELY 400 FEET NORTHWEST OF THE TUTT BOULEVARD TRAFFIC CIRCLE" was presented for final passage. (A/AO to PF/AO)
- A-6. CPC ZC 09-00062: (Quasi-Judicial Matter) Ordinance No. 09-115 entitled "AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS RELATING TO 3.77 ACRES LOCATED NORTHEAST OF NORTH POWERS BOULEVARD AND EAST WOODMEN ROAD, APPROXIMATELY 900 FEET WEST OF THE SORPRESA LANE AND TUTT BOULEVARD INTERSECTION" was presented for final passage. (A/AO to PF/AO)

# **FIRST PRESENTATION:**

- B-1. Resolution No. 218-09 was presented: "A RESOLUTION TO ENDORSE THE NOMINATION OF COUNCILMEMBER RANDALL PURVIS TO THE EXECUTIVE BOARD OF THE NATIONAL LEAGUE OF CITIES".
- B-2. Resolution No. 219-09 was presented: "A RESOLUTION TO ACCEPT AN ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT (EECBG) FROM THE DEPARTMENT OF ENERGY IN THE AMOUNT OF \$3,666,100; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT BETWEEN THE CITY OF COLORADO SPRINGS AND DEPARTMENT OF ENERGY FOR ENERGY CONSERVATION PROJECTS IN COLORADO SPRINGS".
- B-3. Resolution No. 220-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE COLORADO DEPARTMENT OF TRANSPORTATION (CDOT) IN THE AMOUNT OF \$137,800 AND, AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT, CONTRACT AMENDMENTS AND SUBSEQUENT OPTION LETTERS BETWEEN THE CITY AND CDOT FOR THE CONSTRUCTION OF CURB AND GUTTER, PEDESTRIAN RAMPS, AND BIKE LANES ALONG UINTAH STREET BETWEEN 30<sup>TH</sup> STREET AND WALNUT STREET, PROJECT STE M240-124 (17402)".
- B-4. Resolution No. 22-09 was presented: "A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COLORADO SPRINGS AND THE EL PASO COUNTY SHERIFF'S OFFICE TO ADDRESS THE JOINT REGIONAL (METRO) CRIME LAB".
- B-5. Resolution No. 222-09 was presented: "A RESOLUTION APPROVING THE DONATION OF LAW ENFORCEMENT EQUIPMENT TO THE LAKE COUNTY SHERIFF'S OFFICE, LEADVILLE, COLORADO".
- B-6. Resolution No. 223-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, COMMUNITY ORIENTED POLICING SERVICES (COPS) IN THE AMOUNT OF \$418,560 FOR THE COPS HIRING RECOVERY PROGRAM (CHRP); AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT TO FUND TWO SWORN LAW ENFORCEMENT OFFICERS FOR 36 MONTHS".
- B-7. Ordinance No. 09-119 entitled "AN ORDINANCE AMENDING SECTIONS 103 (STORAGE AND TOWING CHARGES) AND 105 (IMPOUNDED VEHICLE; POST-TOW HEARING) OF ARTICLE 25 (REMOVAL AND IMPOUNDMENT OF VEHICLES) OF CHAPTER 10 (MOTOR VEHICLES AND TRAFFIC) OF THE CODE OF THE CITY OF COLORADO SPRINGS 2001,

AS AMENDED, PERTAINING TO TOWING, STORAGE AND IMPOUNDMENT OF VEHICLES" was introduced and read.

- B-8. SEE ACTION TAKEN LATER IN THE MEETING.
- B-9. SEE ACTION TAKEN LATER IN THE MEETING.
- B-10. Ordinance No. 09-120 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 08-213 (2009 APPROPRIATION AND REVENUE ORDINANCE) FOR THE GRANTS FUND IN THE AMOUNT OF \$3,666,100 FOR THE ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT" was introduced and read.
- B-11. CPC A 08-00197: Resolution No. 224-09 was presented: "A RESOLUTION FINDING A PETITION FOR ANNEXATION OF THAT AREA KNOWN AS GREENBRIAR ANNEXATION NO. 3 CONSISTING OF 0.77 ACRE TO BE IN SUBSTANTIAL COMPLIANCE WITH SECTION 31-12-107(1), C.R.S. AND SETTING A HEARING DATE OF NOVEMBER 24, 2009 FOR THE COLORADO SPRINGS CITY COUNCIL TO CONSIDER THE ANNEXATION OF THE AREA".
- B-12. CPC ZC 09-00019: (Quasi-Judicial Matter) Ordinance No. 09-121 entitled "AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS RELATING TO 0.21 ACRE LOCATED AT 101 SOUTH PROSPECT STREET" was introduced and read. (OC and R-2 to OC)
- B-13. CPC DP 09-00020: (Quasi-Judicial Matter) Request by Thomas LaValley and Larry Lawrence on behalf of 101 South Prospect LLC for approval of the 101 South Prospect development plan consisting of 0.21 acre located at 101 South Prospect Street.
- B-14. CPC ZC 09-00054: (Quasi-Judicial Matter) Ordinance No. 09-122 entitled "AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS RELATING TO 5.24 ACRES LOCATED AT 2681 SCORPIO DRIVE AND 810 LYRA DRIVE" was introduced and read. (R1-9/HS and R/HS to R/HS)
- B-15. CPC DP 09-00055: (Quasi-Judicial Matter) Request by John Keilers & Associates on behalf of David P. Campbell for approval of the Campbell Subdivision consisting of 5.24 acres located at 2681 Scorpio Drive and 810 Lyra Drive.
- B-16. CPC FP 09-00056: (Quasi-Judicial Matter) Request by John Keilers & Associates on behalf of David P. Campbell for approval of the Campbell Subdivision Final Plat consisting of 5.24 acres located at 2681 Scorpio Drive and 810 Lyra Drive.
- B-17. CPC MPA 05-0002-A1MN09: Request by Davis Partnership on behalf of Heart of the Springs Church (formerly known as Bellevue Baptist Church, Inc.) for approval of a minor amendment to the Houck Estates Master Plan consisting of 6.57 acres located between Melissa Drive and Union Boulevard approximately 500 feet north of Paseo Road.
- B-18. CPC ZC 09-00063: (Quasi-Judicial Matter) Ordinance No. 09-123 entitled "AN ORDINANCE AMENDING THE ZONING MAP OF THE CITY OF COLORADO SPRINGS RELATING TO 6.57 ACRES LOCATED BETWEEN MELISSA DRIVE AND UNION BOULEVARD

APPROXIMATELY 500 FEET NORTH OF PASEO ROAD" was introduced and read. (R-1 6000 to OC)

B-19. CPC DP 09-00064: Request by Davis Partnership on behalf of Heart of the Springs Church (formerly known as Bellevue Baptist Church Inc.) for approval of the Medical Office Plaza Development Plan consisting of 6.57 acres located between Melissa Drive and Union Boulevard approximately 500 feet north of Paseo Road.

Motion by Hente, second by Gallagher, that all matters on the Consent Calendar, with the exception of Item Nos. 3-B-8 and 3-B-9, which were acted upon separately, be passed, adopted and approved by unanimous consent of the City Council.

Ayes: Gallagher, Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small

Noes: None Absent: None

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# 4. Resolutions of Appreciation

Resolution No. 225-09 was presented: "A RESOLUTION RECOGNIZING OCTOBER 2009 AS COMMUNITY PLANNING MONTH".

Motion by Small, second by Gallagher, that the resolution be adopted.

Ayes: Gallagher, Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small

Noes: None Absent: None

### **CITIZEN DISCUSSION**

Christine Bauman, Debbie Doyle, Chris Doyle and Cynthia Crawford-Staggers expressed concerns regarding children with special needs; advocating for her own child with special needs that utilizes the services provided by the community centers; from Woodland Park but utilize the services at the Therapeutic recreational programs; made a profound difference in her son's life; asked City Council not to close community centers; activities obtained at the centers have added a valuable quality to each of her children's lives and continues to do so into each of their adult lives.

Lonnie Miera expressed concerns about cuts for Police, Fire and Parks, Recreation and Cultural Services; kids from low-income families affected by the programs proposed to be cut, need funding and stay open; kids will have nothing to occupy their time, not right to cut Senior programs; do not close centers down.

Vern Davis spoke in support of the community centers, transit and para-transit services, need centers to be open for children and community activities, Care and Share products distributed at these centers.

Brian Kates invited Councilmember Paige to visit Meadows Community Center, hopes Issue 2C passes and Issue 300 fails; asked City Council to consider the value each of the centers

has in the City Council Strategic Plan; centers in underserved areas of the city and are needed by these children and families.

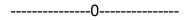
Jeramy Roberts, Anthony Roberts, Derric Toribio, Makayla Morgan, Jonathan Jerry, Jonathan Bucks, Jose Morales, Leonardo DaVinci and Dieudonne Chea spoke in support of the community centers citing the following comments: wants center open for Boy Scouts program; good times at center; great staffs and after-school programs; participate in summer programs; participate in many programs; Space Center activities, fun field trips; go to YMCA to learn how to swim.

Charles Barber expressed concerns about current budget difficulties in Colorado Springs; problems are a by-product of the Financial Services Modernization Act passed November 4, 1999 by the U. S. Congress.

Ricci Epperson represented the children that cannot vote; asked questions of City Council regarding the future of he and his brother if the community centers close.

Eric Verlo spoke in opposition of the appointment of Sean Paige, urged people to raise their voices against the plight of these budget cuts.

Rita Ague encouraged City Council to be transparent, been a super fusion center; been brutalized by the Police at the St. Patrick's Day Parade, protect civil rights, approach Federal government for housing, police and fire.



5. Motion by Purvis, second by Hente, that the Minutes of the Regular Council meeting of September 22, 2009, Special Sessions of October 6, 2009 and October 7, 2009 be approved as written. The motion unanimously carried.

# CONSIDERATION OF ITEMS CALLED UP FROM CONSENT CALENDAR SECTION

3-B-8. Ordinance No. 09-124 entitled "AN ORDINANCE AMENDING SECTION 104 (DISCHARGE OF WEAPON) OF PART 1 (DANGEROUS AND DEADLY WEAPONS) 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 AN AFFIRMATIVE DEFENSE TO A DISCHARGE OF WEAPON VIOLATION" was introduced and read.

Richard Myers, Colorado Springs Police Chief, entered his appearance and answered questions.

Motion by Gallagher, second by Hente, that the ordinance be passed as introduced.

Aves: Gallagher, Glenn, Hente, Herpin, Martin, Paige, Rivera, Small

Noes: Purvis Absent: None

Mayor Rivera declared the motion carried.

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3-B-9. Resolution No. 226-09 was presented: "A RESOLUTION TO ACCEPT GRANT FUNDS FROM THE FEDERAL TRANSIT ADMINISTRATION IN THE AMOUNT OF \$2,170,091 TO FUND ELIGIBLE TRANSIT PLANNING, NEW FREEDOM, JOB ACCESS/REVERSE COMMUTE, AND TRANSIT CAPITAL PROJECTS".

Sherre Ritenour, Transit Services Division Manager, entered her appearance and answered questions.

Motion by Hente, second by Martin, that the resolution be adopted.

Ayes: Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small

Noes: Gallagher Absent: None

Mayor Rivera declared the motion carried.

# **UTILITIES BUSINESS**

6. Request to establish a public hearing date for the consideration of resolutions regarding certain changes to Utilities Rules and Regulations and setting, Electric, Water and Wastewater rates within the service areas of Colorado Springs Utilities.

Bill Cherrier, CSU Planning and Finance Division Finance Officer, entered his appearance and answered questions.

Motion by Gallagher, second by Hente, that the public hearing date of November 24, 2009 for the consideration of resolutions regarding certain changes to Utilities Rules and Regulations and setting, Electric, Water and Wastewater rates within the service areas of Colorado Springs Utilities be approved.

Ayes: Gallagher, Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small

Noes: None Absent: None

#### **UNFINISHED BUSINESS**

7. Ordinance No. 09-116 entitled "AN ORDINANCE ASSESSING COSTS FOR SNOW REMOVAL WORK PERFORMED ON ADJACENT SIDEWALKS AT 1902 S. CORONA AVENUE, 2651 LEAR DRIVE, 680 WELSH CIRCLE, 5642 MIRA LOMA CIRCLE, 2123 CLARKSON DRIVE, 530 N. INSTITUTE STREET, 10693 BLACK KETTLE WAY, AND 6431 GALWAY DRIVE, AND CHARGING COSTS FOR THE WORK AGAINST THE PROPERTY UPON WHICH THE WORK WAS DONE AND ESTABLISHING A LIEN ON THE PROPERTY" was brought up on second presentation.

Motion by Hente, second by Gallagher, that the ordinance be finally passed.

Gallagher, Glenn, Hente, Herpin, Martin, Purvis, Rivera, Small

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BLOCK 19-A IN EVERGREEN CEMETERY" was brought up on second presentation.

Ordinance No. 09-117 entitled "AN ORDINANCE PROVIDING FOR THE RE-PLATTING OF

Councilmember Gallagher wants more publication for due diligence before re-platting the

Ayes:

Noes: Absent:

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None

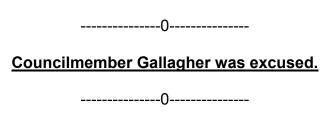
Mayor Rivera declared the motion carried.

	property.	
	Paul Butcher, Parks, Recreation and Cultural Services Director, entered his appearance and answered questions.	
	Motion by Hente, second by Purvis, that the ordinance be finally passed.	
	Ayes: Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small Noes: Gallagher Absent: None	
	Mayor Rivera declared the motion carried.	
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9.	An ordinance amending the Intermodal Transportation Plan to include revisin Truck Route Plan map and to include recommendations to the freight element sect	
	Brian Burnett, University of Colorado at Colorado Springs Vice Chancellor, spoke to the compromise reached to include Austin Bluffs Parkway be closed to trucks in inclement weather and downtown routes be removed.	
	Dave Munger, Trucking Issues Subcommittee Chair, entered his appearance and answered questions.	
	Councilmember Gallagher requested clarification if the 5-axle prohibition applies to the college; requested the grades on the hill at Union Boulevard.	
	Motion by Glenn, second by Gallagher, that this matter be continued to the City Council meeting of October 27, 2009. The motion unanimously carried.	
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10.	Motion by Small, second by Purvis, that Jim Heikes and William Grimes be re-appointed to terms as members of the Old Colorado City Security and Maintenance District Advisory Committee, said terms expiring November 27, 2012 and November 27, 2012. The motion unanimously carried.	
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Motion by Small, second by Purvis, that Councilmember Scott Hente, be appointed to a term as a member of the Pikes Peak Area Council of Governments, said term expiring May 1, 2013. The motion unanimously carried.

Motion by Small, second by Purvis, that Mayor Lionel Rivera, be appointed to a term as a member of the Pikes Peak Rural Transportation Authority (RTA) Board of Directors, said term expiring December 31, 2009. The motion unanimously carried.

Motion by Small, second by Purvis, that Janna Blanter, Prince Dunn be re-appointed, David Sered (new, regular voting from 1<sup>st</sup> Alternate) and John Kozlowski and Jerry Novak (new Alternates) be appointed to terms as members of the Utilities Policy Advisory Committee, said terms expiring October 1, 2012, October 1, 2012, October 1, 2012, Indefinite and Indefinite. The motion unanimously carried.



## **NEW BUSINESS**

11. Resolution No. 227-09 was presented: "A RESOLUTION IN SUPPORT OF THE 2009 BALLOT ISSUE KNOWN AS ISSUE 2C, WHICH WOULD INCREASE THE GENERAL PROPERTY TAX FOR 2009 BY 6.00 MILLS AND 1.00 ADDITIONAL MILL FOR 2010, 2011, 2012 AND 2013 AND THEREAFTER KEEPING THE GENERAL PROPERTY TAX AT AN ESTIMATED 14.279 MILLS UNTIL OTHERWISE CHANGED BY VOTE OF THE ELECTORATE, WITH SUCH INCREASES EXEMPT FROM TABOR SPENDING AND REVENUE LIMITS, AND USING SUCH REVENUES FOR GENERAL SERVICES OF THE CITY OF COLORADO SPRINGS TO ITS CITIZENS".

Douglas Bruce gave a presentation; draft is not what the ballot question states; City Attorney slipped in the words "keeping" the general...wording is false and illegal; goes against the State Constitution – delete language that is gratutious and illegal; credibility problems with this resolution.

Brad Collins stated the display of children was heinous and exploitive to support Issue 2C.

Alicia Archibald commented the children learned self-sufficiency from the community centers and activities associated with them.

Jim Walker supports Issue 2C and asked City Council to support it.

Dan Martin stated there is a credibility issue with the resolution if it is to encourage people to vote one way or another, consequences of raising property tax is drastic, elderly cannot afford this increase.

Councilmember Paige would like the City to be more precise with materials and law; does not support; ill-timed, excessive with size and scope, prefers sunset provision; harmful to businesses, falls hard on low-income areas.

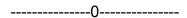
Councilmember Glenn does not support the proposed resolution.

Motion by Herpin, second by Small, that the resolution be adopted as amended: In resolution title --- fourth line – delete ......"and therefore of the electorate"......and read ...."2013 with such increases from TABOR spending and revenue limits"...; second Whereas, third line – delete ..."leaving the general property tax at an estimated 14.279 mills thereafter"...

Ayes: Hente, Herpin, Martin, Purvis, Rivera, Small

Noes: Glenn, Paige Absent: Gallagher

Mayor Rivera declared the motion carried.



12. Resolution No. 228-09 was presented: "A RESOLUTION IN OPPOSITION TO THE 2009 BALLOT ISSUE KNOWN AS ISSUE 300, WHICH WOULD REQUIRE, AMONG OTHER THINGS, PHASING OUT ENTERPRISE PAYMENTS TO THE CITY OF COLORADO SPRINGS IN EIGHT OR FEWER EQUAL YEARLY STEPS STARTING IN JANUARY 2010, AND WHICH WOULD SEVERELY CRIPPLE OPERATIONS OF THE CITY OF COLORADO SPRINGS TO THE DETRIMENT OF THE CITIZENS OF COLORADO SPRINGS".

Mr. Bruce gave a presentation; not City Council's job to tell citizens how to vote; SWENT is not a business, it is just a shell; nothing voluntary --- if not paid, City will take the house.

Councilmember Paige would like future conversation on validity of a resolution for the ballot issue; opposed to way SWENT was adopted, it is in place and we need to move forward on this issue and do the best possible to make it successful.

Motion by Hente, second by Small, that the resolution be adopted as amended: third Whereas --- fifth line - add ...."Pikes Peak Highway"... after ...the Human Services Complex;"...

Ayes: Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small

Noes: None Absent: Gallagher

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At 4:45 P.M., motion by Paige, second by Martin, that Council adjourn. The motion unanimously carried, and

**COUNCIL ADJOURNED** 

Kathryn M. Young, CMC, CERA City Clerk

Kathryn M. Young

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	Councilmember Gallagher returned. Councilmember Martin was excused.		
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reconvene a	djournment of the regular City Council meeting, City Council shall s the Board of Directors of the Colorado Springs Marketplace at Austin General Improvement District, for action on the following item:		
the proposed	ermission to set the date of November 24, 2009 for consideration of adoption of 2010 Colorado Springs Marketplace at Austin Bluffs General Improvement and to advertise as required by law.		
Motion by Director Purvis, second by Director Hente, that the date of November 24, 2009 for consideration of adoption of the proposed 2010 Colorado Springs Marketplace at Austin Bluffs General Improvement District Budget be approved.			
Ayes: Noes: Absent:	Gallagher, Glenn, Hente, Paige, Purvis, Radford, Rivera, Small None Martin		
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Following adjournment of the Board of Directors of the Colorado Springs Marketplace at Austin Bluffs (MAB) General Improvement District, City Council shall reconvene as the Board of Directors of the Colorado Springs Spring Creek General Improvement District, for action on the following item:			
Request for permission to set the date of November 24, 2009 for consideration of adoption of the proposed 2010 Colorado Springs Spring Creek General Improvement District Budget and to advertise as required by law.			
consideration	ector Purvis, second by Director Hente, that the date of November 24, 2009 for of adoption of the proposed 2010 Colorado Springs Spring Creek General District Budget be approved.		
Ayes: Noes: Absent:	Gallagher, Glenn, Hente, Paige, Purvis, Radford, Rivera, Small None Martin		
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Following adjournment of the Board of Directors of the Colorado Springs Spring Creek General Improvement District, City Council shall reconvene as the Board of Directors of the Colorado Springs Briargate General Improvement District, for action on the following item:

1. Request for permission to set the date of November 24, 2009 for consideration of adoption of the proposed 2010 Colorado Springs Briargate General Improvement District Budget and to advertise as required by law.

Motion by Director Purvis, second by Director Hente, that the date of November 24, 2009 for consideration of adoption of the proposed 2010 Colorado Springs Briargate General Improvement District Budget be approved.

Ayes: Gallagher, Glenn, Hente, Paige, Purvis, Radford, Rivera, Small

Noes: None Martin Absent:

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

Request for permission to set the date of November 24, 2009 for consideration of adoption of 1. the proposed 2010 Colorado Springs Cottonwood General Improvement District Budget and to advertise as required by law.

Motion by Director Purvis, second by Director Hente, that the date of November 24, 2009 for consideration of adoption of the proposed 2010 Colorado Springs Cottonwood General Improvement District Budget be approved.

Gallagher, Glenn, Hente, Paige, Purvis, Radford, Rivera, Small Ayes:

Noes: None Absent: Martin

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There being no further business to come before the Board, the meeting was adjourned at 4:47 P.M.

**BOARD ADJOURNED** 

Kathryn M. Young, CMC, CERA

Kathryn M. Young

Secretary