COLORADO SPRINGS, COLORADO
CITY COUNCIL CHAMBERS
CITY HALL - 107 N. NEVADA AVENUE
OCTOBER 27, 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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1. **Invocation and Pledge of Allegiance.**

The meeting was opened with an invocation by Monsignor Bob Jaeger, Vicar General of the Diocese of Colorado Springs.

2. **Changes to Agenda/Postponement.**

6. **An emergency ordinance of the City of Colorado Springs, Colorado approving a loan from the Colorado Water Resources and Power Development Authority in the maximum principal amount of $9,000,000 for the improvement of the utilities system of the City; approving the form, terms and provisions of a loan agreement with such authority; authorizing the execution and delivery of such loan agreement and the issuance of the City of Colorado Springs, Colorado, Utilities System Improvement Revenue Bond, Series 2009E to evidence such loan payable solely out of the net revenues to be derived from the operation of the Utilities System; prescribing other details in connection therewith; and declaring an emergency.**

Motion by Hente, second by Herpin, that this item be postponed to the City Council meeting of November 10, 2009. The motion unanimously carried.

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10. **Horizon View**

10A. **AR DP 08-00133: (Quasi-Judicial Matter) Appeal by James W. Kin of Gaddis, Kin & Herd, P.C. on behalf of the Rawles Open Space Neighborhood regarding the Planning Commission action of March 19, 2009 for the Horizon View development plan consisting of 5 acres located at 1635 Mesa Road.**

Motion by Hente, second by Herpin, that this item be withdrawn from the agenda. The motion unanimously carried.

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10B. **AR FP 08-00134: (Quasi-Judicial Matter) Appeal by James W. Kin of Gaddis, Kin & Herd, P.C. on behalf of the Rawles Open Space Neighborhood regarding the Planning**

Commission action of March 19, 2009 for the Horizon View final subdivision plat consisting of 5 acres located at 1635 Mesa Road.

Motion by Hente, second by Herpin, that this item be withdrawn from the agenda. The motion unanimously carried.

CONSENT CALENDAR

3. The following items were acted upon by unanimous consent of the members present:

SECOND PRESENTATION:

A-1. 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 presented for final passage.

A-2. 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 presented for final passage.

A-3. 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 presented for final passage. (OC and R-2 to OC)

A-4. 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 presented for final passage. (R1-9/HS and R/HS to R/HS)

A-5. 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 presented for final passage. (R-1 6000 TO OC)

FIRST PRESENTATION:

B-1. The City Clerk reported that on August 11, 2009 there was filed with her a petition for the annexation of Scholl Annexation No. 1. She stated that she has examined or caused to be examined the above mentioned petition that has determined that the petition is in substantial compliance with Section 31-12-107(1), C.R.S. The City Clerk herewith communicated such to City Council and recommended that the petition be referred to the City Administration for review and recommendation.

B-2. Resolution No. 229-09 was presented: "A RESOLUTION APPROVING THE ACQUISITION OF THREE PARCELS AFFECTING THE CONTINENTAL – HOOSIER TRANSMOUNTAIN DIVERSION SYSTEM".

B-3. Resolution No. 230-09 was presented: "A RESOLUTION AUTHORIZING THE COLORADO SPRINGS FIRE DEPARTMENT TO PROVIDE FIRE DEPARTMENT SERVICES TO THE CHEYENNE MOUNTAIN AIR STATION".

B-4. Resolution No. 231-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE GOVERNOR'S OFFICE OF HOMELAND SECURITY IN THE AMOUNT OF $39,731 FOR THE CITIZEN CORPS PROGRAM (CCP) GRANT; AND, AUTHORIZING THE OFFICE OF EMERGENCY MANAGEMENT DIVISION MANAGER TO EXECUTE THE CONTRACT FOR CITIZEN CORPS FUNDING FOR THE SOUTH CENTRAL REGION OF COLORADO".

B-5. Resolution No. 232-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE GOVERNOR'S OFFICE OF HOMELAND SECURITY IN THE AMOUNT OF $1,171,153 FOR THE STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT; AND, AUTHORIZING THE OFFICE OF EMERGENCY MANAGEMENT DIVISION MANAGER TO EXECUTE THE CONTRACT FOR HOMELAND SECURITY FUNDING FOR THE SOUTH CENTRAL REGION OF COLORADO".

B-6. Resolution No. 233-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE GOVERNOR'S OFFICE OF HOMELAND SECURITY IN THE AMOUNT OF $311,585 FOR THE METROPOLITAN MEDICAL RESPONSE SYSTEM PROGRAM (MMRS) GRANT; AND, AUTHORIZING THE OFFICE OF EMERGENCY MANAGEMENT DIVISION MANAGER TO EXECUTE THE CONTRACT FOR MMRS FUNDING FOR THE PIKES PEAK MMRS REGION OF COLORADO".

B-7. Resolution No. 234-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE COLORADO DIVISION OF CRIMINAL JUSTICE, EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE RECOVERY GRANT (JAG ARRA) FOR HIGH-IMPACT POLICE TECHNOLOGY ENHANCEMENTS IN THE AMOUNT OF $192,220; AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT TO FUND AN INFORMATION TECHNOLOGY PROJECT MANAGER POSITION".

B-8. Resolution No. 235-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM COLORADO DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CRIMINAL JUSTICE, JUSTICE ASSISTANCE GRANT (JAG) IN THE AMOUNT OF $84,155 FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM; AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT FOR ADVANCING ANALYSIS THROUGH TECHNOLOGY".

B-9. Resolution No. 236-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (OJJDP), IN THE AMOUNT OF $332,111, FOR THE INTERNET CRIMES AGAINST CHILDREN (ICAC) GRANT TO ADDRESS THE PROBLEM OF INTERNET CRIMES AGAINST CHILDREN; AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT TO PROVIDE TRAINING, EQUIPMENT, AND OVERTIME TO THE COLORADO ICAC TASK FORCE".

B-10. Resolution No. 237-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE U.S. DEPARTMENT OF JUSTICE PROGRAMS (DJP) IN THE AMOUNT OF $123,882 FROM THE FY2009 PAUL COVERDELL FORENSIC SCIENCE IMPROVEMENT GRANTS PROGRAM TO SUPPORT THE METRO CRIME LABORATORY; AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT TO CONTINUE FUNDING A FIREARMS EXAMINER AND PROVIDE PROFESSIONAL DEVELOPMENT TRAINING AND NEEDED METRO CRIME LAB EQUIPMENT".

B-11. Resolution No. 238-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE IN THE AMOUNT OF $32,249 FOR THE BULLETPROOF VEST PARTNERSHIP (BVP) GRANT; AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT FOR ACQUISITION AND REPLACEMENT OF BULLETPROOF VESTS TO IMPROVE OFFICER SAFETY FOR THE MEN AND WOMEN OF THE COLORADO SPRINGS POLICE DEPARTMENT".

B-12. Resolution No. 239-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE U.S. DEPARTMENT OF JUSTICE (DOJ), OFFICE OF COMMUNITY ORIENTED POLICING SERVICES IN THE AMOUNT OF $436,119 FOR THE COPS CHILD SEXUAL PREDATOR PROGRAM (CSPP); AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT TO ENHANCE STRATEGIES TO LOCATE, ARREST AND PROSECUTE CHILD SEXUAL PREDATORS AND TO ENFORCE STATE SEX OFFENDER REGISTRATION LAWS".

B-13. Resolution No. 240-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE DIVISION OF CRIMINAL JUSTICE, OFFICE OF ADULT AND JUVENILE JUSTICE ASSISTANCE (OAJJA) FOR FUNDING IN THE AMOUNT OF $17,270; AND, AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE CONTRACT TO SUPPORT BALLISTICS EXAMINATIONS IN THE PIKES PEAK METRO CRIME LABORATORY".

B-14. Resolution No. 241-09 was presented: "A RESOLUTION TO ACCEPT A GRANT FROM THE UNITED STATES DEPARTMENT OF JUSTICE (DOJ), OFFICE OF JUSTICE PROGRAMS (OJP), NATIONAL INSTITUTE OF JUSTICE (NIJ) IN THE AMOUNT OF $464,724 FOR SOLVING COLD CASES WITH DNA SOLICITATION; AND, AUTHORIZNG THE CHIEF OF POLICE TO EXECUTE THE CONTRACT TO FUND IDENTIFICATION OF BIOLOGICAL EVIDENCE THROUGH FORENSIC DNA TO ALLEVIATE OUR BACKLOG OF UNSOLVED CRIMES".

B-15. A request for withdrawal of the Sterling Ranch Annexation petitions and plats.

B-16. Resolution No. 242-09 was presented: "A RESOLUTION ACCEPTING A GRANT FROM THE COLORADO HISTORICAL SOCIETY STATE HISTORICAL FUND FOR AN ARCHAEOLOGICAL SURVEY AT CORRAL BLUFFS OPEN SPACE".

B-17. Ordinance No. 09-125 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 09-33 (2009 AMENDED APPROPRIATION ORDINANCE) IN THE AMOUNT OF $34,975 FOR THE GENERAL FUND; AND, AMENDING ORDINANCE NO. 08-213 (2009 REVENUE AND APPROPRIATION ORDINANCE) IN THE AMOUNT OF $83,566 FOR THE STORMWATER ENTERPRISE FUND" was introduced and read.

B-18. Resolution No. 243-09 was presented: "A RESOLUTION AUTHORIZING SUBMISSION OF A FIRST AMENDMENT TO PASSENGER FACILITY CHARGE APPLICATION #10 TO THE FEDERAL AVIATION ADMINISTRATION INCREASING THE TOTAL PFC FUNDS TO BE COLLECTED FOR CAPITAL IMPROVEMENTS AT THE COLORADO SPRINGS AIRPORT".

B-19. Ordinance No. 09-126 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 08-213 (2009 APPROPRIATION ORDINANCE) IN THE AMOUNT OF $221,691 FOR THE CONSTRUCTION AND INSTALLATION OF THE RENTAL CAR/PARKING/ROADWAY IMPROVEMENTS AND TERMINAL BUILDING CANOPIES PROJECT AT THE COLORADO SPRINGS AIRPORT" was introduced and read.

B-20. Ordinance No. 09-127 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 08-213 (2009 APPROPRIATION ORDINANCE) IN THE AMOUNT OF $250,000 FOR THE RELOCATION OF RENTAL CAR COMPANY TERMINAL SPACE AND READY RETURN SPACE AT THE COLORADO SPRINGS AIRPORT" was introduced and read.

B-21. Ordinance No. 09-128 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 08-213 (2009 APPROPRIATION ORDINANCE) IN THE AMOUNT OF $300,000 FOR THE PURCHASE OF PUBLIC PARKING SHUTTLE BUSES AT THE COLORADO SPRINGS AIRPORT" was introduced and read.

B-22. Resolution No. 244-09 was presented: "A RESOLUTION ADOPTING THE 2010 LEGISLATIVE AGENDA FOR THE CITY OF COLORADO SPRINGS".

B-23. Resolution No. 245-09 was presented: "A RESOLUTION APPROVING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF COLORADO SPRINGS AND THE PIKES PEAK WORKFORCE CENTER".

Motion by Hente, second by Gallagher, that all matters on the Consent Calendar 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**

There were none.

CITIZEN DISCUSSION

Michael Lee stated he has doctors working at the marijuana dispensary that he has had for the last five (5) years; raided by the Environmental Protection Agency (EPA), Department of Health, Drug Enforcement Administration (DEA) and other agencies; dispenses medicine to a lot of people that need it; only clients are adults, no children; trying to fulfill a need; clients must show a red card to receive service; has a non-profit organization; 24 stores in the city, need regulations, backgrounds and inspections; has appropriate licensing, collecting sales tax; feels left out of the discussion regarding regulating this industry and medical product.

Bob Wiley gave history of medical marijuana legislation, initiatives and meetings; tired of people throwing medical marijuana under the bus.

Allison Childs expressed concerns regarding buses and landlord/tenant issues; was assaulted by a cab driver and thrown to the street on ice; Police will not do anything; has contacted Fred Hair, owner of Yellow Cab, who indicates he supports his drivers; inquired about bus service if Issue 2C passes.

Dr. Bob Melamede stated he is a doctor authorized to dispense marijuana; offended by the meeting yesterday and the District Attorney's and Police Chief's claims about misuse of marijuana; advised City Council on the use of the marijuana/cannibus plants.

Marjorie Smith wants land use matters enforced; pet goats in yards, car sales and numerous other violations regarding single family residential homes in the Pikes Peak Park area.

Bruce Nozolino expressed complaint about reasonable expenditures spent by the City regarding parking tickets and violations; Issue 2C will pay for it.

Pam Hammamoto stated a horticultural show at East Library; award given to Parks, Recreation and Cultural Services for 47 years of outstanding partnership.

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5. Motion by Purvis, second by Hente, that the Minutes of the Regular Council meeting of October 13, 2009 be approved as written. The motion unanimously carried.

UTILITIES BUSINESS

6. **SEE ACTION TAKEN EARLIER IN THE MEETING.**

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7. Ordinance No. 09-129 entitled "AN ORDINANCE AMENDING ORDINANCE NO. 09-92 RELATING TO THE CITY OF COLORADO SPRINGS, COLORADO, UTILITIES SYSTEM REFUNDING REVENUE BONDS SERIES 2009A; RATIFYING ACTION HERETOFORE TAKEN RELATING TO SUCH UTILITIES BONDS; AND PROVIDING OTHER MATTERS RELATING THERETO" was introduced and read.

Bill Cherrier, Colorado Springs Utilities (CSU) Planning & Finance Division Officer, gave a brief presentation; the amendment is related to finance pricing opportunity of bonds.

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

Ayes: Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small
Noes: Gallagher
Absent: None

Mayor Rivera declared the motion carried.

UNFINISHED BUSINESS

8. Ordinance No. 09-118 entitled "AN ORDINANCE AMENDING THE INTERMODAL TRANSPORTATION PLAN TO INCLUDE REVISING THE TRUCK ROUTE PLAN MAP AND TO INCLUDE RECOMMENDATIONS TO THE FREIGHT ELEMENT SECTION" was brought up on second presentation.

Jane Dillon, Colorado Transportation Advisory Board (CTAB) Chairman, stated compromise brought forward but was not known by other interested parties; postponed item to this meeting.

Craig Blewitt, Comprehensive Planning Manager, spoke to the number of light and heavy trucks on Austin Bluffs Parkway and Union Boulevard.

Dave Munger spoke to traffic counts on Austin Bluffs Parkway around the area of the University of Colorado – Colorado Springs (UCCS).

John O'Donnell spoke to certain truck limitations on Austin Bluffs Parkway; type of trucks that should be allowed, tax or less; to restrict the five-axle and larger trucks (16-18 wheel capacity) from Austin Bluffs Parkway due to the grade on Austin Bluffs Parkway.

Mike Snow, Sinton Dairy, stated their company uses 48' trailers to deliver; route to deliver with no Austin Bluffs Parkway access hurts his business, costs increase if Austin Bluffs Parkway is not included.

Jan Doran agreed with the compromise; 6-12 month review should be incorporated.

Dave Glaser, Glaser Gas, wants to get through the city as quickly as possible and not increase costs; Austin Bluffs Parkway is a good option.

Brian Burnett, UCCS Vice Chancellor, stated the compromise is fair, steep grades with concerns during ice times.

Motion by Herpin, second by Small, that the ordinance be passed as amended on second reading with a third reading to follow; approve Figuration No. 5 – Item No. 28 --- roadway being restricted to commercial vehicles with no more than four-axles or less; bring back to City Council in 12 months.

Ayes: Gallagher, Glenn, Hente, Herpin, Martin, Paige, Purvis, Rivera, Small
Noes: None
Absent: None

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9. 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 brought up on second presentation.

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

Ayes: Gallagher, Glenn, Hente, Herpin, Martin, Paige, Rivera, Small
Noes: Purvis
Absent: None

Mayor Rivera declared the motion carried.

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10. **SEE ACTION TAKEN EARLIER IN THE MEETING.**

10A. **SEE ACTION TAKEN EARLIER IN THE MEETING.**

10B. **SEE ACTION TAKEN EARLIER IN THE MEETING.**

NEW BUSINESS

11. **CPC V 08-00192: Request by the City of Colorado Springs Streets Division for approval of a vacation of 210 feet of public right-of-way located in the alley bounded by West Costilla Street to the north, 8th Street to the east and 9th Street to the west.**

Mike Schultz, Planner II, gave a brief presentation; initiated by the City; vacated properties on both sides, this request is in the middle; portions of alley in disrepair.

Allen Agee, 8th Street Shops, LLC, stated there is no issue with ballers to protect utility lines; believes concrete was installed by the City, not property owner; never seen in any maintenance of this alley in 28 years; improvements made along 8th Street except in the 400 and 500 block areas; drainage in the future will be a problem, wants in vacation that property owner is not responsible for connecting pipe to curb and gutter system if improvements are made on 8th Street.

Ken Sampley, SWENT Manager, commented that the private system is installed on City property.

Motion by Purvis, second by Small, that this matter be continued to the City Council meeting of November 10, 2009. The motion unanimously carried.

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12. **Approval of the proposed 2010 Budget for the Downtown Development Authority.**

Leslie Hickey, Principal Analyst, entered her appearance and answered questions.

Ralph Braaden, Nor'wood Development Group, explained the debt service mill levy imposed when debt is issued.

Motion by Purvis, second by Hente, that the 2010 Budget for the Downtown Development Authority be approved. The motion unanimously carried.

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13. **Approval of the proposed 2010 Budget and Operating Plan for the Interquest North Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the Interquest North Business Improvement District (BID) be approved. The motion unanimously carried.

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14. **Approval of the proposed 2010 Budget and Operating Plan for the Interquest South Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the Interquest South Business Improvement District (BID) be approved. The motion unanimously carried.

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15. **Approval of the proposed 2010 Budget and Operating Plan for the First and Main #2 Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the First and Main #2 Business Improvement District (BID) be approved. The motion unanimously carried.

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16. **Approval of the proposed 2010 Budget and Operating Plan for the First and Main North Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the First and Main North Business Improvement District (BID) be approved. The motion unanimously carried.

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17. **Approval of the proposed 2010 Budget and Operating Plan for the Greater Downtown Colorado Springs Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the Greater Downtown Colorado Springs Business Improvement District (BID) be approved. The motion unanimously carried.

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18. **Approval of the proposed 2010 Budget and Operating Plan for the Barnes & Powers North Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the Barnes & Powers North Business Improvement District (BID) be approved. The motion unanimously carried.

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19. **Approval of the proposed 2010 Budget and Operating Plan for the Barnes & Powers South Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the Barnes & Powers South Business Improvement District (BID) be approved. The motion unanimously carried.

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20. **Approval of the proposed 2010 Budget and Operating Plan for the Briargate Center Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the Briargate Center Business Improvement District (BID) be approved. The motion unanimously carried.

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21. **Approval of the proposed 2010 Budget and Operating Plan for the First and Main Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the First and Main Business Improvement District (BID) be approved. The motion unanimously carried.

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22. **Approval of the proposed 2010 Budget and Operating Plan for the Powers & Woodmen Commercial Business Improvement District (BID).**

Motion by Purvis, second by Hente, that the 2010 Budget for the Powers & Woodmen Commercial Business Improvement District (BID) be approved. The motion unanimously carried.

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At 3:00 P.M., motion by Purvis, second by Herpin, that Council adjourn. The motion unanimously carried, and

COUNCIL ADJOURNED

Kathryn M. Young

Kathryn M. Young, CMC, CERA
City Clerk