

ORDINANCE NO. 022, 2018
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AMENDING ARTICLE V, DIVISION 3 OF CHAPTER 2 OF THE CODE
OF THE CITY OF FORT COLLINS TO CLARIFY THE CITY MANAGER'S
AUTHORITY CONCERNING THE ADMINISTRATIVE BRANCH OF THE CITY

WHEREAS, Article IV, Section 2 of the City Charter says the administrative branch of the City government shall be composed of the offices, services areas and agencies established by ordinance upon report and recommendation of the City Manager; and

WHEREAS, Article IV, Section 2 of the City Charter says administrative functions and duties may be assigned and distributed among offices, services areas or departments thereof, or agencies of the administrative branch by regulations issued by the City Manager; and

WHEREAS, Chapter 2, Article V, Division 3 of the City Code sets out the service areas of the City administrative organization; and

WHEREAS, on January 16, 2018, City Council unanimously adopted Ordinance No. 011, 2018, amending the definition of "service area" in City Code Section 1-2 to reflect that a service area director may report to a designee of the City Manager rather than to the City Manager directly; and

WHEREAS, each City Code section establishing a service area should be amended consistent with the updated definition of "service area" to reflect that a service area director may report to a designee of the City Manager; and

WHEREAS, Ordinance No. 011, 2018, also added a clarifying statement confirming that utility services is a service area of the City; and

WHEREAS, a similar clarifying statement should be added to each subsection creating a service area to ensure consistency; and

WHEREAS, the City Manager recommends shifting operations services, an internal service, to the information and employee services service area; and

WHEREAS, consistent with Article IV, Section 2 of the City Charter, City staff recommends adding a statement to each provision establishing a service area indicating that certain City services may be assigned to a service area.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes and adopts the determinations and findings contained in the recitals set forth above.

Section 2. That Section 2-500 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 2-500. - Planning, Development and Transportation Services.

Planning, Development and Transportation Services is hereby created as a service area of the City. Planning, Development and Transportation Services shall be in the charge of a Director who shall be directly responsible to the City Manager or his or her designee for the functions and duties necessary to provide community planning, development and transportation services and other services as assigned, and who shall have control and supervision over such agencies, service units, departments, offices or persons as may be deemed appropriate by the City Manager.

Section 3. That Section 2-501 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 2-501. - Financial Services; duties of Director.

Financial Services is hereby created as a service area of the City. Financial Services shall be in the charge of a Chief Financial Officer who shall be directly responsible to the City Manager or his or her designee for the functions and duties of the Financial Officer as provided in Article V, Part III, Section 22 of the Charter, and other services as assigned, and who shall have control and supervision over such agencies, service units, departments, offices or persons as may be deemed appropriate by the City Manager.

Section 4. That Section 2-502 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 2-502. - Community Services.

Community Services is hereby created as a service area of the City. Community Services shall be in the charge of a Director who shall be directly responsible to the City Manager or his or her designee for the functions and duties necessary to provide cultural, parks, natural areas, and recreation services, and other services as assigned, and who shall have control and supervision over such agencies, service units, departments, offices or persons as may be deemed appropriate by the City Manager.

Section 5. That Section 2-503 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 2-503. - Police Services.

(a) Chief; duties. Police Services is hereby created as a service area of the City. Police Services shall be under the immediate supervision and control of the Chief of Police, who shall be directly responsible to the City Manager or his or her designee for the functions and duties necessary to preserve the public peace, prevent crime, apprehend criminals and protect the rights of persons and property through the enforcement of the penal laws of the State, all ordinances and regulations of the City, and the provisions of the Charter, and other services as assigned. The Chief of Police

shall also perform such other duties as the City Manager may prescribe for the public peace and safety and the protection of property, including the property of the City within and without the corporate limits, and shall cooperate with local, state and federal law enforcement officials.

Section 6. That Section 2-504 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 2-504. - Utility Services; duties of Director and City Manager.

- (a) Utility Services shall be and is hereby created as a service area of the City.
- (b) Except as provided in paragraph (c) below, Utility Services shall be in the charge of a Director who shall be directly responsible to the City Manager or his or her designee for the functions and duties of Utility Services, including, without limitation, the functions and duties necessary to provide for the design, construction, reconstruction, addition, repair, replacement, operation and maintenance of the City's electric, water, wastewater and stormwater utility services, and who shall have control and supervision over such agencies, service units, departments, divisions, offices or persons assigned by the City Manager.
- (c) The City Manager or his or her designee shall have the direct responsibility and authority to administer and supervise all functions and activities related to the electric utility's provision of "telecommunication facilities and services," as this term is defined in Section 7(f) of Charter Article XII. In exercising this authority, the City Manager or his or her designee may assign to other employees such duties, assignments and functions as he or she determines necessary for the proper and efficient administration of the electric utility in providing telecommunication facilities and services.

Section 7. That Section 2-505 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 2-505. - Information and employee services.

Information and Employee Services is hereby created as a service area of the City. Information and Employee Services shall be in the charge of a Director who shall be directly responsible to the City Manager or his or her designee for the functions and duties necessary to provide administrative and other internal services, such as communications, management information and human resources services, to the City, and other services as assigned, and who shall have control and supervision over such agencies, service units, departments, offices or persons as may be deemed appropriate by the City Manager.

Section 8. That Section 2-506 of the Code of the City of Fort Collins is hereby amended to read as follows:

Sec. 2-506. - Sustainability services.

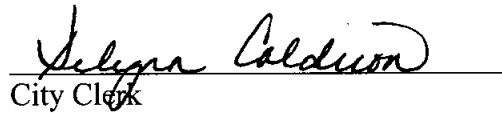
Sustainability Services is hereby created as a service area of the City. Sustainability Services shall be in the charge of a Director, who shall be directly responsible to the City Manager or his or her designee for the functions and duties necessary to provide environmental services, economic health and urban renewal services and social sustainability for the City organization, and who shall have control and supervision over such agencies, service units, departments, offices or persons as may be deemed appropriate by the City Manager.

Introduced, considered favorably on first reading, and ordered published this 6th day of February, A.D. 2018, and to be presented for final passage on the 20th day of February, A.D. 2018.



Mayor

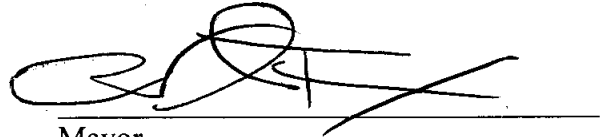
ATTEST:



City Clerk

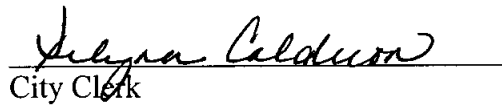


Passed and adopted on final reading on the 20th day of February, A.D. 2018.



Mayor

ATTEST:



City Clerk

