

RESOLUTION 2017-038
OF THE COUNCIL OF THE CITY OF FORT COLLINS
AUTHORIZING AND DIRECTING THE CITY MANAGER TO
APPOINT AN UNAFFILIATED MEMBER TO THE BOXELDER BASIN
REGIONAL STORMWATER AUTHORITY BOARD OF DIRECTORS
BY MUTUAL AGREEMENT WITH LARIMER COUNTY

WHEREAS, the City of Fort Collins (“City”), Board of Commissioners of Larimer County, Colorado (“County”) and Town of Wellington, Colorado are parties to that certain Intergovernmental Agreement for Stormwater Cooperation and Management dated August 20, 2008, and First Amendment to Intergovernmental Agreement for Stormwater Cooperation and Management dated June 16, 2014, (collectively, the “IGA”) for the purpose of creating the Boxelder Basin Regional Stormwater Authority (the “Authority”); and

WHEREAS, the IGA specifies that the Authority shall be governed by a Board of Directors (the “Board”) consisting of five (5) Directors, one each appointed by the City, the Town of Wellington, and the County and two unaffiliated members, representing the public at large; and

WHEREAS, the IGA provides that one of the unaffiliated members of Board will be appointed by mutual agreement of the City and the County, with the other unaffiliated member appointed by mutual agreement of the Town of Wellington and the County; and

WHEREAS, the Directors serve for staggered terms of three (3) years; and

WHEREAS, Vic Meline has acted as the unaffiliated member of the Board appointed by mutual agreement of the City and the County since the inception of the Board in 2009; and

WHEREAS, Mr. Meline has decided to conclude his service and is not seeking reappointment to the Board; and

WHEREAS, Mr. Meline’s current term will expire on April 1, 2017, or as soon thereafter as a successor Director is appointed; and

WHEREAS, City Code Section 2-570 requires that the appointment of a City Councilmember to boards or other outside governmental or private bodies be accomplished by action of the City Council; and

WHEREAS, on July 7, 2015, the Fort Collins City Council (“Council”) adopted Resolution 2015-066 (“Council’s 2015 Resolution”) adopting Council retreat priorities for 2015-2017, one of which called for appointment of members of the Board by Council rather than staff; and

WHEREAS, on April 5, 2016, Council adopted Resolution 2016-034 appointing Mayor Pro Tem Gerry Horak to the Board as the Director appointed by the City; and

WHEREAS, notwithstanding Council's 2015 Resolution, the City Council wishes to authorize and direct the City Manager to work with representatives of Larimer County and to appoint the unaffiliated member of the Board with mutual agreement with the County.

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

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

Section 2. That the City Manager is hereby authorized and directed to work with representatives of Larimer County and to appoint the unaffiliated member of the Board with mutual agreement with the County.

Passed and adopted at an adjourned meeting of the Council of the City of Fort Collins this 25th day of April, A.D. 2017.



Mayor

ATTEST:



City Clerk

