



Karen Weitkunat, Mayor
Gerry Horak, District 6, Mayor Pro Tem
Bob Overbeck, District 1
Lisa Poppaw, District 2
Gino Campana, District 3
Wade Troxell, District 4
Ross Cunniff, District 5

City Council Chambers
City Hall West
300 LaPorte Avenue
Fort Collins, Colorado

Cablecast on City Cable Channel 14
on the Comcast cable system

Carrie Daggett
Interim City Attorney

Darin Atteberry
City Manager

Wanda Nelson
City Clerk

The City of Fort Collins will make reasonable accommodations for access to City services, programs, and activities and will make special communication arrangements for persons with disabilities. Please call 221-6515 (TDD 224-6001) for assistance.

Regular Meeting July 15, 2014 (REVISED 7/14/14)

Proclamations and Presentations 5:30 p.m.

- A. Proclamation Declaring July 16, 2014 as Women of Vision Day.
- B. Proclamation Declaring August 5, 2014 as Neighborhood Night Out.
- C. Proclamation Declaring July 12-19, 2014 as Flood Awareness Week.

Regular Meeting 6:00 p.m.

- PLEDGE OF ALLEGIANCE
- CALL MEETING TO ORDER
- ROLL CALL
- AGENDA REVIEW: CITY MANAGER
 - City Manager Review of Agenda.

- Consent Calendar Review

This Review provides an opportunity for Council and citizens to pull items from the Consent Calendar. Anyone may request an item on this calendar be "pulled" off the Consent Calendar and considered separately.

- Council-pulled Consent Calendar items will be considered before Discussion Items.
- Citizen-pulled Consent Calendar items will be considered after Discussion Items.

- **CITIZEN PARTICIPATION**

Individuals who wish to make comments regarding items scheduled on the Consent Calendar or wish to address the Council on items not specifically scheduled on the agenda must first be recognized by the Mayor or Mayor Pro Tem. **Before speaking, please sign in at the table in the back of the room.** The timer will buzz once when there are 30 seconds left and the light will turn yellow. The timer will buzz again at the end of the speaker's time. Each speaker is allowed 5 minutes. If there are more than 6 individuals who wish to speak, the Mayor may reduce the time allowed for each individual.

- State your name and address for the record
- Applause, outbursts or other demonstrations by the audience is not allowed
- Keep comments brief; if available, provide a written copy of statement to City Clerk

- **CITIZEN PARTICIPATION FOLLOW-UP**

Consent Calendar

The Consent Calendar is intended to allow the City Council to spend its time and energy on the important items on a lengthy agenda. Staff recommends approval of the Consent Calendar. Anyone may request an item on this calendar to be "pulled" off the Consent Calendar and considered separately. Agenda items pulled from the Consent Calendar will be considered separately under Pulled Consent Items. The Consent Calendar consists of:

- Ordinances on First Reading that are routine;
- Ordinances on Second Reading that are routine;
- Those of no perceived controversy;
- Routine administrative actions.

1. Second Reading of Ordinance No. 091, 2014, Appropriating Unanticipated Grant Revenue into the Transportation Services Fund for the Safe Routes to School Program.

This Ordinance, unanimously adopted on First Reading on July 1, 2014, appropriates unbudgeted funds received through a grant for the Safe Routes to School Program. The City of Fort Collins FC Moves Department has received a \$25,822 federal grant through the Colorado Department of Transportation for the 2014-15 Safe Routes to School (SRTS) program. This funding will allow the City's Safe Routes to School Program (administered and staffed by FC Moves) to enhance its pedestrian and bicycle safety education programs.

2. Second Reading of Ordinance No. 092, 2014, Appropriating Prior Year Reserves in the Downtown Development Authority Fund for Expenditure on Projects and Programs in Accordance with the Downtown Plan of Development.

This Ordinance, unanimously adopted on First Reading on July 1, 2014, appropriates unanticipated revenue for the Downtown Development Authority for projects and programs that enhance the downtown area. These funds, totaling \$1,822,273, are from interest earnings, project savings, and from prior year bond proceeds. The DDA Board has authorized the expenditure on various projects and programs.

3. Second Reading of Ordinance No. 093, 2014, Appropriating Unanticipated Revenue in the Capital Projects Fund for the Willow Street Improvements Project and Authorizing the Transfer of Appropriations from the Building on Basics Pedestrian Plan and ADA Improvements Project into the Willow Street Improvements Project.

This ordinance, unanimously adopted on First Reading on July 1, 2014, appropriates DDA and local funds into the Willow Street Improvements Project. Previous planning efforts for the Downtown River District identified improvements along Willow Street as a top priority project within the River District. Engineering design is schedule to begin in summer of 2014.

4. Second Reading of Ordinance No. 094, 2014, Adopting Design Standards for the Old Town Historic District.

This Ordinance, unanimously adopted on First Reading on July 1, 2014, updates the Old Town Fort Collins Historic District (Old Town District) Design Standards. The Old Town Design Standards, originally adopted in 1981, require substantial revisions to address current historic preservation practices and development concerns related to infill and redevelopment within and around the Old Town District. The update to the design standards will define and illustrate characteristics for compatible future development within the Old Town District and in the adjacent area, and a means for incorporating modern sustainable building practices into historic preservation projects.

5. Second Reading of Ordinance No. 096, 2014, Authorizing the Mayor to Execute the First Amendment to the Amended and Restated Intergovernmental Agreement with the Fort Collins-Loveland Water District, the Fort Collins-Loveland Water District Enterprise and the Fort Collins Water Utility Enterprise.

This Ordinance, unanimously adopted on First Reading on July 1, 2014, authorizes the Mayor to execute the First Amendment to the amended and restated intergovernmental agreement (IGA) with the Fort Collins-Loveland Water District, the Fort Collins-Loveland Water District Enterprise, and the City of Fort Collins Water Utility Enterprise for the delivery of potable water. The item will require the party that exceeds the allotment of water allowed for exchange to provide raw water reimbursement in addition to the charges for treatment.

6. Second Reading of Ordinance No. 097, 2014, Authorizing the Mayor to Execute an Intergovernmental Agreement with the North Weld County Water District, the North Weld County Water District Enterprise, and the Fort Collins Water Utility Enterprise for the Delivery of Potable Water.

This Ordinance, unanimously adopted on First Reading on July 1, 2014, authorizes the Mayor to execute an amended and restated intergovernmental agreement (IGA) with the North Weld County Water District (NWCWD), the North Weld County Water District Enterprise, and the City of Fort Collins Water Utility Enterprise for the delivery of potable water. The amendment makes adjustments to the costs associated with exchanging water between the City and the NWCWD to reflect actual expenses, adjusts the requirement to balance accounts from annually to monthly, adjusts the allocation of water that is allowed to be exchanged, and provides for the transfer of associated raw water for any imbalance in excess of the allocation.

7. Postponement of Second Reading of Ordinance No. 099, 2014, Amending Chapter 12 of the City Code to Establish Regulations Regarding Disposable Bags to August 19, 2014.

Staff requests postponement of Second Reading of this Ordinance to August 19, 2014, at the request of City Council, so that more information can be gathered and compiled to respond to questions and issues raised regarding the ordinance. This Ordinance was adopted on First Reading on July 1, 2014, by a vote of 5-2 (Nays: Troxell, Weitkunat)

8. First Reading of Ordinance No. 100, 2014, Appropriating Prior Year Reserves in the General Fund to Fund High Priority Security Enhancements.

The purpose of this item is to appropriate funds in the amount of \$210,000 to address high priority security findings identified by a comprehensive security assessment of City buildings. Funding is requested to implement enhancements to address the high priority findings identified in a 2013/2014 City building security assessment performed by Lyon & Associates. Funding will be directed to access control, alarm systems, internal public address systems, security cameras, and minor remodels to increase security workspace hardening.

9. First Reading of Ordinance No. 101, 2014, Amending Article XII of Chapter 23 of City Code Relating to Art in Public Places.

The purpose of this item is to amend Article XII of Chapter 23 of the City Code relating to Art in Public Places. This Ordinance increases the threshold for art projects requiring City Council approval from \$10,000 to \$60,000 to align with the City's Purchasing Code.

10. First Reading of Ordinance No. 102, 2104, Amending the Fort Collins Traffic Code Regarding Payment of Fares for Use of Public Transportation Vehicles.

The purpose of this item is to provide local legislation specific to fare payment requirements on public transportation. This proposed Traffic Code is intended to provide local legislation specific to fare payment requirements on public transportation. This Traffic Code amendment is patterned after an existing Colorado statute that directly addresses fare payment requirements on public transportation; a local code would provide due process of fare violations through Municipal Court.

11. First Reading of Ordinance No. 103, 2014, Authorizing the Conveyance of a Non-Exclusive Waterline Easement and Temporary Construction Easement on City Property to the North Weld County Water District and the East Larimer County Water District.

The purpose of this item is to authorize the conveyance of easements on City Property to the East Larimer County Water District and the North Weld County Water District for their NEWT II Water Transmission Pipeline Project.

The City of Fort Collins Park Planning Department acquired a parcel of old railroad right of way located east of Taft Hill Road and north of Vine Drive (the "City Property") for future trail use through the national "Rails to Trails" program. The East Larimer County Water District and North Weld County Water District (collectively, the "Districts") have begun the second phase of a multi-phase water transmission pipeline project (the NEWT II Project) for the purposes of conveying treated water from the Districts' Soldier Canyon Filter Plant to their drinking water distribution systems. The alignment of the pipeline will cross a section of the City Property, which is managed by the City Park Planning Department. As such, the Districts have requested a waterline easement from the City for their project.

12. First Reading of Ordinance No. 104, 2014, Authorizing the Conveyance of a Non-Exclusive Utility Easement on City Property to the Nunn Telephone Company.

The purpose of this item is to authorize the conveyance of a non-exclusive easement to Nunn Telephone Company (NTC) for the purpose of installing a fiber-optic connection to an AT&T fiber regeneration hut that is located on a portion of the Meadow Springs Ranch. The proposed easement

is 10 feet wide and approximately 690 feet long and would be placed immediately adjacent to an existing access road.

13. Resolution 2014-058 Adopting Amendments to the Financial Management Policies.

The purpose of this item is to approve a revised Budget Policy and revised Fund Balance Policy. Since the last update, staff has developed a new framework for updating, controlling, formatting and publishing financial policies. The financial policies evolved as part of the Budget document. In that context they focused on explaining concepts rather than setting policy. Both of these revised policies were created based on policy guidelines from the Government Finance Officers Association (GFOA) presented as best practices. As such, the red line versions of the previous policies have many changes that are not substantive. Staff has come up with a new format for financial policies to keep them consistent across all departments within Financial Services.

14. Resolution 2014-059 Authorizing the City Manager to Enter Into an Agreement With the Members of the Colorado Information Sharing Consortium.

The purpose of this item is to enter into an agreement with the Colorado Information Sharing Consortium to allow Fort Collins Police Services to continue as a member agency of Coplink, which allows member agencies throughout Colorado to share valuable information in order to solve crimes, develop leads and track suspects leading to their arrest.

15. Resolution 2014-060 Authorizing the City Manager to Enter Into an Agreement With the Poudre School District R-1 for the School Resource Officer Program.

The purpose of this item is to authorize the Mayor to enter into an Intergovernmental Agreement (IGA) between the Poudre School District R-1 (District) and the City of Fort Collins, on behalf of Fort Collins Police Services (FCPS) which updates, replaces and supersedes the previous IGA and continues the School Resource Officer Program.

16. Resolution 2014-061 Adopting the Recommendations of the Cultural Resources Board Regarding Fort Fund Grant Disbursements.

The purpose of this item is to adopt the recommendations of the Cultural Resources Board to disburse Fort Fund grants to community events from the Cultural Development and Programming and Tourism Programming Accounts.

17. Resolution 2014-062 Making Appointments to Various Boards and Commissions of the City of Fort Collins.

The purpose of this item is to make appointments to various boards and commissions created through resignations or unfulfilled during the annual recruitment process.

END CONSENT

- **CONSENT CALENDAR FOLLOW-UP**

This is an opportunity for Councilmembers to comment on items adopted or approved on the Consent Calendar.

- **STAFF REPORTS**

- A. Update on High Park Fire Remediation Efforts.
- B. Nature in the City Report.
- C. West Nile Virus Update.

- COUNCILMEMBER REPORTS

- CONSIDERATION OF COUNCIL-PULLED CONSENT ITEMS

Discussion Items

The method of debate for discussion items is as follows:

- Mayor introduces the item number, and subject; asks if formal presentation will be made by staff
- Staff presentation (optional)
- Mayor requests citizen comment on the item (five minute limit for each citizen)
- Council questions of staff on the item
- Council motion on the item
- Council discussion
- Final Council comments
- Council vote on the item

Note: Time limits for individual agenda items may be revised, at the discretion of the Mayor, to ensure all citizens have an opportunity to speak. **Please sign in at the table in the back of the room.** The timer will buzz when there are 30 seconds left and the light will turn yellow. It will buzz again at the end of the speaker's time.

18. Second Reading of Ordinance No. 095, 2014, Amending the Zoning Map of the City by Changing the Zoning Classification for that Certain Property Known as the Harmony/I-25 Rezoning. (staff: Clark Mapes; no staff presentation; 5 minute discussion)

This Ordinance, adopted on First Reading on July 1, 2014 by a vote of 6-0 (Campana recused), rezones 264 acres located at the southwest corner of Harmony Road and Interstate 25 from Transition (T) to Harmony Corridor (H-C) and Rural Lands (R-U-L), in accordance with the Comprehensive Plan (*City Plan*).

19. Second Reading of Ordinance No. 098, 2014, Amending Article III of Chapter 12 of the City Code Pertaining to Smoking in Public Areas. (staff: Beth Sowder; no staff presentation; 10 minute discussion)

This Ordinance, adopted on First Reading by a vote of 6-1 (Nays: Weitkunat) expands the City's Smoking Ordinance to include electronic smoking devices and 100% smoke-free hotel/motel rooms.

This item proposes two City Code amendments to expand the City's Smoking Ordinance:

1. Prohibit the use of electronic smoking devices in all places where conventional smoking is prohibited.
2. Require 100% of hotel/motel rooms to be smoke-free.

20. Resolution 2014-045 Approving an Amended and Restated Intergovernmental Agreement Between the City of Fort Collins and the Poudre Valley Fire Protection District Establishing the Poudre Fire Authority. (staff: Mike Beckstead, Tom DeMint; 5 minute staff presentation; 15 minute discussion)

The purpose of this item is to approve the revised Intergovernmental Agreement (IGA) which forms the Poudre Fire Authority and the associated Revenue Allocation Formula (RAF) which allocates a share of City revenue toward the provision of fire and rescue services within Fort Collins.

21. First Reading of Ordinance No. 105, 2014 Amending Section 2-581 of the City Code and Setting the Compensation of the Interim City Attorney. (staff: Amy Sharkey; 2 minute staff presentation; 5 minute discussion)

The purpose of this item is to establish the salary and compensation provided the interim City Attorney while she serves in this capacity.

- **CONSIDERATION OF CITIZEN-PULLED CONSENT ITEMS**

- **OTHER BUSINESS**

- **ADJOURNMENT**

A. Council will consider a motion to cancel the August 5, 2014 Regular Council Meeting for Neighborhood Night Out.

B. Council will consider a motion to adjourn to Tuesday, July 22, 2014.

Every Council meeting will end no later than 10:30 p.m., except that: (1) any item of business commenced before 10:30 p.m. may be concluded before the meeting is adjourned and (2) the City Council may, by majority vote, extend a meeting until no later than 12:00 a.m. for the purpose of considering additional items of business. Any matter which has been commenced and is still pending at the conclusion of the Council meeting, and all matters scheduled for consideration at the meeting which have not yet been considered by the Council, will be continued to the next regular Council meeting and will be placed first on the discussion agenda for such meeting.