

Wade Troxell, Mayor
Gerry Horak, District 6, Mayor Pro Tem
Bob Overbeck, District 1
Ray Martinez, District 2
Gino Campana, District 3
Kristin Stephens, District 4
Ross Cunniff, District 5

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

Cablecast on FCTV Channel 14
and Channel 881 on the Comcast cable system

Carrie Daggett
City Attorney

Darin Atteberry
City Manager

Wanda Winkelmann
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 (V/TDD: Dial 711 for Relay Colorado) for assistance.

Regular Meeting
June 21, 2016
(amended 6/21/16)

Proclamations and Presentations
5:30 p.m.

- A. Proclamation Declaring June as LGBTQ Pride Month.
B. Federal Emergency Management Agency (FEMA) Community Rating System (CRS) Class 2 Recognition of Fort Collins as tied for second best prepared city in the nation for flood awareness and protection.

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 may comment regarding items scheduled on the Consent Calendar and items not specifically scheduled on the agenda. Comments regarding land use projects for which a development application has been filed should be submitted in the development review process\*\* and not to the Council.

- Those who wish to speak are asked to sign in at the table in the lobby (for recordkeeping purposes).
- All speakers will be asked by the presiding officer to identify themselves by raising their hand, and then will be asked to move to one of the two lines of speakers (or to a seat nearby, for those who are not able to stand while waiting).
- The presiding officer will determine and announce the length of time allowed for each speaker.
- Each speaker will be asked to state his or her name and general address for the record, and to keep comments brief. Any written comments or materials intended for the Council should be provided to the City Clerk.
- A timer will beep once and the timer light will turn yellow to indicate that 30 seconds of speaking time remain, and will beep again and turn red when a speaker’s time to speak has ended.

[\*\*For questions about the development review process or the status of any particular development, citizens should consult the Development Review Center page on the City’s website at [fcgov.com/developmentreview](http://fcgov.com/developmentreview), or contact the Development Review Center at 221-6750.]

- **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. Items remaining on the Consent Calendar will be approved by City Council with one vote. 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. Consideration and Approval of the Minutes of June 7, 2016 Regular Council Meeting.

The purpose of this item is to approve the minutes from the June 7, 2016 Regular Council meeting.

2. Second Reading of Ordinance No. 075, 2016, Appropriating Unanticipated Grant Revenue in the Transportation Services Fund for the Safe Routes to School Program.

This Ordinance, unanimously adopted on First Reading on June 7, 2016, appropriates unbudgeted funds received through a grant for the Safe Routes to School (SRTS) program (part of the City's FC Moves Department). The Colorado Department of Transportation (CDOT) has awarded a \$12,960 grant for implementation of new bicycling and walking camps, clubs and field trips at Fort Collins schools. This project requires a 20% local match (\$3,240), which will be covered by the SRTS program operating budget.

3. Second Reading of Ordinance No. 076, 2016, Authorizing the Conveyance of an Access Easement on Topminnow Natural Area to Jerome B. And Darla J. Roselle in Exchange for the Vacation of an Existing Access Easement.

This Ordinance, unanimously adopted on First Reading on June 7, 2016, authorizes the conveyance of an access easement to Jerry and Darla Roselle in exchange for an easement from the Roselles, with the consent of the North Poudre Irrigation Company, across the Fossil Creek Inlet Ditch Road on Topminnow Natural Area and the Roselles' property. Both properties are bounded by the Fossil Creek Inlet Ditch. The Natural Areas Department is in the process of acquiring 5-plus acres of land from the Roselles to add to Topminnow Natural Area. The Roselles intend to retain a small parcel of land east of the Ditch, necessitating the need for an access easement. The best physical access is across the Fossil Creek Inlet Ditch Road, which is maintained by North Poudre Irrigation Company within easements it owns on the City and Roselle properties. The parties have proposed to enter into a reciprocal access easement which will formalize the access rights and obligations for each party on the ditch road. The Roselles have also agreed to vacate an existing access easement on the east side of the Natural Area.

4. First Reading of Ordinance No. 077, 2016, Appropriating Unanticipated Grant Revenue in the General Fund for the Architectural Survey of the Loomis Addition in the Westside Neighborhood.

The purpose of this item is to appropriate unanticipated revenue received through a State Historical Fund grant. The State of Colorado has awarded a \$35,000 grant for an architectural survey of the fifteen-block Loomis Addition in the Westside Neighborhood.

5. First Reading of Ordinance No. 078, 2016, Authorizing the Conveyance of a Sewer Line Easement and a Temporary Construction Easement on Running Deer Natural Area to Boxelder Sanitation District in Exchange for the Vacation of an Existing Easement.

The purpose of this item is to authorize conveyance of a utility easement and a temporary construction easement to Boxelder Sanitation District on Running Deer Natural Area. Boxelder Sanitation District (BES) provides sanitary sewer service to a portion of Fort Collins residents. An aging and undersized sanitary sewer line that passes through Running Deer Natural Area needs to be replaced to provide for existing and projected residents in their service area. BES and the City have agreed to a realignment of portions of the sewer line and terms to a new easement to minimize the impact to the Natural Area's vegetation, wildlife and visitors.

6. Resolution 2016-048 Adopting the 2016 Larimer County Multi-Jurisdictional Hazard Mitigation Plan.

The purpose of this item is to adopt an updated plan that the City will utilize in its hazard mitigation program. The Federal Emergency Management Agency, in cooperation with the State of Colorado requires plans to be updated periodically.

7. Resolution 2016-049 Making Fort Collins Appointments to a Joint Ad Hoc Committee with Other Area Water Providers Regarding Regional Water Collaboration.

The purpose of this item is to appoint Mayor Pro Tem Gerry Horak, Councilmember Gino Campana, and a manager from the Water Utility to represent the City Council in a joint ad hoc committee of regional water providers. The purpose of the ad hoc committee is to discuss regionalization prospects and further collaboration among water providers.

8. Resolution 2016-050 Making Appointments to the Energy Board.

The purpose of this item is to appoint Mohit Chhabra, Alan Braslau, and Lori Nitzel to the Energy Board to fill board vacancies which currently exist due to a December 31, 2015, term expiration that was never filled and the resignations of Michael Doss and Bob McDonald.

## 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. FEMA CRS Class 2 Award. (staff: Kevin Gertig, Ken Sampley; FEMA representative)
- B. Railroad Operations Update. (staff: Joe Olson)

### ● 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 (three 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.

9. Items Relating to Proposed Outdoor Vendor Requirements. (staff: Pete Wray, Peggy Streeter, Noah Beals; 12 minute staff presentation; 1 hour discussion)
  - A. First Reading of Ordinance No. 079, 2016, Amending Article XIV of Chapter 15 of the Code of the City of Fort Collins Regarding Outdoor Vendors.
  - B. First Reading of Ordinance No. 080, 2016, Amending Articles 3, 4 and 5 of the Land Use Code Regarding Outdoor Vendors.

The purpose of this item is to amend the City Code and Land Use Code to update property owner and outdoor vendor requirements. The intent of the original 2012 Code provisions for outdoor vendor operations was to manage a mobile operation and address specific mobile vendor impacts and requirements as a temporary, accessory land use. The proposed changes clarify and distinguish between two primary outdoor vending operations, mobile and stationary, including land use locational requirements for vending on privately-owned lots.

10. First Reading of Ordinance No. 081, 2016, Appropriating Prior Year Reserves in the General Fund for 2016 Projects Associated with the 2020 Climate Action Plan (CAP) Strategic Plan as Part of the Waste Innovation Program. (staff: Lindsay Ex, Jeff Mihelich, Mike Beckstead, Kevin Gertig, Laurie Kadrach; 15 minute staff presentation; 1 hour discussion)

The purpose of this item is to appropriate \$85,000 accumulated during 2015 and 2016 in the Waste Innovation Fund account into the City's General Fund account to initiate the Municipal Green Waste (Composting) Site Initiative outlined in the Draft 2020 Climate Action Plan (CAP) Strategic Plan. At First Reading, staff will also update Council on the remaining two initiatives (of 7) that were discussed at the March 10, 2016 Work Sessions related to the 2020 CAP Strategic Plan. During that Work Session, staff committed to further vetting 3 of the 7 initiatives, with special consideration toward the larger financial impact of those initiatives. On these two remaining initiatives, staff will highlight a change in the funding source for solar incentives and rebates, allowing this initiative to move forward, and a recommendation to postpone consideration of the energy efficiency funding for approximately 60-90 days. The postponement of the energy efficiency funding will allow staff to evaluate the supplemental 2016 funding in the larger context of the Light and Power Capital Improvement Plan (CIP), Long Term Financial Plan, and 2017-2018 Budgeting for Outcomes funding needs (August/September timeframe) to help balance and inform decisions to address both the critical Utilities infrastructure and advance CAP priorities.

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

- **OTHER BUSINESS**

A. Consideration of a motion requesting the City Manager Recommended 2017-2018 Budget include funding in the amount of \$2.25 million for I-25 improvements.

B. Possible consideration of the initiation of new ordinances and/or resolutions by Councilmembers

(Three or more individual Councilmembers may direct the City Manager and City Attorney to initiate and move forward with development and preparation of resolutions and ordinances not originating from the Council's Policy Agenda or initiated by staff.)

- **ADJOURNMENT**

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.