

# AGENDA ITEM SUMMARY

February 5, 2019

City Council

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## STAFF

Delynn Coldiron, City Clerk

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## SUBJECT

Consideration and Approval of the Minutes From the January 15, 2019 Regular Council Meeting and the January 22, 2019 Adjourned Council Meeting.

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## EXECUTIVE SUMMARY

The purpose of this item is to approve the minutes from the January 15, 2019 regular Council meeting and the January 22, 2019 adjourned Council meeting.

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## ATTACHMENTS

1. January 15, 2019 (PDF)
2. January 22, 2019 (PDF)

January 15, 2019

COUNCIL OF THE CITY OF FORT COLLINS, COLORADO

Council-Manager Form of Government

Regular Meeting – 6:00 PM

● **ROLL CALL**

PRESENT: Martinez, Stephens, Summers, Troxell, Cunniff, Horak

Staff Present: Atteberry, Daggett, Coldiron

● **AGENDA REVIEW: CITY MANAGER**

City Manager Atteberry stated Item No. 5, *First Reading of Ordinance No. 004, 2019, Authorizing the Conveyance of a Transmission Line Easement on City Property at Meadow Springs Ranch to Roundhouse Renewable Energy, LLC*, has been moved from the Consent Agenda to the Discussion Agenda and Item No. 22, *Resolution 2019-015 Approving a Respectful Workplace Policy for the Council and Council Appointees*, has been postponed to February 5.

● **PUBLIC COMMENT**

Fred Kirsch, District 6 Council candidate, discussed City election voter turnout and announced an event at The Artery called "Bands and Ballots" designed to be an open house where citizens can meet with candidates.

Adam Eggleston, District 2 Council candidate, suggested Council examine the desires of the community before placing a ban on outdoor fire pits, encouraged Council to look at the data from the U+2 survey prior to next week's work session, and discussed the Keep Fort Collins Great tax extension.

Hunter Buffington, Fort Collins Sustainability Group, supported adoption of the wasteshed plan stating it will help the City reach its no-waste goal by 2030.

● **PUBLIC COMMENT FOLLOW-UP**

Mayor Troxell summarized the citizen comments.

Mayor Pro Tem Horak noted the election with record high voter turnout mentioned by Mr. Kirsch had 17 candidates, a moderate growth ordinance, and decriminalization of marijuana on the ballot which likely led to the higher voter turnout. He also noted the City does not get involved in hosting candidate forums or events.

● **CONSENT CALENDAR**

Mayor Troxell withdrew Item No. 10, *Public Hearing and First Reading of Ordinance No. 009, 2019, Annexing the Property Known as the Strauss Cabin Enclave Annexation to the City of Fort Collins, Colorado*, from the Consent Agenda.

Mayor Troxell closed the public hearings for Item Nos. 6, *Public Hearing and First Reading of Ordinance No. 005, 2019, Annexing the Property Known as the Friendly Fire Enclave Annexation*

*to the City of Fort Collins, Colorado, 7, First Reading of Ordinance No. 006, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Friendly Fire Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map, 8, Public Hearing and First Reading of Ordinance No. 007, 2019, Annexing the Property Known as the Kechter Enclave Annexation to the City of Fort Collins, Colorado, 9, First Reading of Ordinance No. 008, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Kechter Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map, 11, Items Relating to the Zoning of the Strauss Cabin Enclave Annexation, 12, Public Hearing and First Reading of Ordinance No. 011, 2019, Annexing the Property Known as the Trilby Substation Enclave Annexation to the City of Fort Collins, Colorado, and 13, First Reading of Ordinance No. 012, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Trilby Substation Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map.*

Mayor Pro Tem Horak made a motion, seconded by Councilmember Stephens, to adopt and approve all items not withdrawn from the Consent Agenda.

<b>RESULT:</b>	<b>CONSENT AGENDA ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gerry Horak, District 6
<b>SECONDER:</b>	Kristin Stephens, District 4
<b>AYES:</b>	Martinez, Stephens, Summers, Troxell, Cunniff, Horak

1. **Consideration of the Minutes From the December 4, 2018, December 18, 2018 and January 2, 2019, Regular Council Meetings and the November 27, 2018 and January 8, 2019, Adjourned Council Meetings. (Adopted)**

The purpose of this item is to approve the minutes from the December 4, 2018, December 18, 2018 and January 2, 2019, Regular Council meetings and the November 28, 2018 and January 8, 2019 Adjourned Council meetings.

2. **Second Reading of Ordinance No. 001, 2019, Appropriating Unanticipated Revenue in the Capital Project Fund and Appropriating Prior Year Reserves in the General Fund and Authorizing the Transfer of Appropriations from the General Fund to the Capital Project Fund Gardens on Spring Creek Visitors Center Project and Transferring Appropriations from the Capital Project Fund Gardens on Spring Creek Visitors Center Project to the Cultural Services and Facilities Fund for the Art in Public Places Program. (Adopted)**

This Ordinance, unanimously adopted on First Reading on January 2, 2019, appropriates revenues raised by the Gardens on Spring Creek and Friends of the Gardens and Gardens Reserves for completion of the Visitor's Center.

3. **First Reading of Ordinance No. 002, 2019, Appropriating Unanticipated Grant Revenue in the General Fund for the Fort Collins Police Services Victim Services Unit. (Adopted)**

The purpose of this item is to fund the Victim Services Unit of Fort Collins Police Services for victim advocacy services under the Colorado Victim Rights Amendment for victims of crime and their family members. The Fort Collins Police Services Victim Services Unit has been awarded a 12-month grant in the amount of \$27,000 for the period from January 1, 2019 to December 31, 2019, by the Eighth Judicial District Victim Assistance and Law Enforcement (VALE) Board to help fund services provided

by this team. These funds will be used for the salary for the part-time victim advocate who provides crisis intervention services during weekday hours and is housed in the Victim Services office.

4. **First Reading of Ordinance No. 003, 2019, Appropriating Unanticipated Grant Revenue in the General Fund for the Purchase of New Recycling Equipment at the Timberline Recycling Center. (Adopted)**

The purpose of this item is to appropriate grant funds to purchase a new cardboard compactor unit for the City's public drop-off site, Timberline Recycling Center (TRC), as well as a new cover for an existing baler to protect it from weather conditions.

No matching funds are required to use \$23,689 in funds awarded by Colorado Department of Public Health and the Environment from the Resource Recovery & Economic Opportunity (RREO) Grant. The City will buy two new pieces of equipment to improve the operational efficiency of the TRC; \$20,729 will replace an aging compactor used for cardboard recycling; \$2,960 will purchase a cover for an existing cardboard baler, providing greater protection from snow/rain.

5. **Public Hearing and First Reading of Ordinance No. 005, 2019, Annexing the Property Known as the Friendly Fire Enclave Annexation to the City of Fort Collins, Colorado. (Adopted)**

The purpose of this item is to annex a 3 parcel, 2.057 acre enclave located in northwest Fort Collins. The Initiating Resolution 2018-111 was adopted November 20, 2018. The property abuts Laporte Avenue to the south and is situated between Grandview Avenue and North Bryan Avenue. The enclave consists of a combination of a residential and commercial uses.

6. **First Reading of Ordinance No. 006, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Friendly Fire Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map. (Adopted)**

*This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.*

The purpose of this item is to zone the property included in the Friendly Fire Enclave Annexation into the Limited Commercial (C-L) zone district and Neighborhood Sign District.

7. **Public Hearing and First Reading of Ordinance No. 007, 2019, Annexing the Property Known as the Kechter Enclave Annexation to the City of Fort Collins, Colorado. (Adopted)**

The purpose of this item is to annex an enclave of approximately 8.4 acres of land in southeast Fort Collins. The Initiating Resolution 2018-109 was adopted on consent, November 20, 2018. The property abuts Ziegler Road to the east and is situated between Trilby Road and the Fossil Creek Reservoir. The parcel contains a single-family residence with several agricultural related outbuildings.

8. **First Reading of Ordinance No. 008, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Kechter Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map. (Adopted)**

*This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.*

The purpose of this item is to zone the property included in the Kechter Enclave Annexation into the Low Density Mixed-Use Neighborhood (L-M-N) zone district and Neighborhood Sign District.

9. **Items Relating to the Zoning of the Strauss Cabin Enclave Annexation. (Adopted)**

*This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.*

- A. Resolution 2019-007 Amending the City's Structure Plan Map.
- B. First Reading of Ordinance No. 010, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying For Zoning Purposes the Property Included in the Strauss Cabin Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map.

The purpose of this item is to amend the Structure Plan and zone the property included in the Strauss Cabin Enclave Annexation into the Urban Estate (U-E) zone district and Residential Neighborhood Sign District.

10. **Public Hearing and First Reading of Ordinance No. 011, 2019, Annexing the Property Known as the Trilby Substation Enclave Annexation to the City of Fort Collins, Colorado. (Adopted)**

The purpose of this item is to annex an enclave of approximately 1.8 acres of land in southwest Fort Collins. The Initiating Resolution 2018-108 was adopted on consent, November 20, 2018. The property is situated 300 feet southeast of the South Shields Street and West Trilby Road intersection. The single-parcel enclave consists of a Poudre Valley Rural Electric Association electric substation and is surrounded by City of Fort Collins Hazaleus and Colina Mariposa Natural Areas.

11. **First Reading of Ordinance No. 012, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Trilby Substation Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map. (Adopted)**

*This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.*

The purpose of this item is to zone the property included in the Trilby Substation Enclave Annexation into the Public Open Lands (P-O-L) zone district and Residential Neighborhood Sign District.

12. **Resolution 2019-008 Authorizing the City Manager to Execute an Agreement Regarding Use of Water Available Under 2.25 of the City's Shares of the Water Supply and Storage Company for a Three-Year Term and Ten Potential One-Year Renewals. (Adopted)**

The purpose of this item is to approve a resolution to authorize Park Planning and Development Department ("Park Planning") to enter into a long-term agreement to allow an agricultural water user to use certain City owned irrigation water rights. Park Planning recently purchased 2.5 shares of the Water Supply and Storage Company ("New WSSC Shares") as a source of irrigation water for several existing and planned parks in northeast Fort Collins. Several of the parks are in the developmental stage and do not currently require water deliveries under the shares. While those parks are being developed, Park Planning desires to enter into an agreement to allow for the use of 2.25 of the New WSSC Shares by an agricultural water user as a source of revenue and to ensure that all the New WSSC Shares continue to be used, which preserves their value. (The other 0.25 share of the New WSSC Shares would be used to irrigate existing parks, including the recently completed Crescent Park in the Maple Hill Subdivision.) The agreement would be for three irrigation seasons, with options for additional one-year periods.

13. **Resolution 2019-009 Authorizing the Execution of an Intergovernmental Agreement Between the City and the Colorado Department of Transportation for Transfort FLEX Service. (Adopted)**

The purpose of this item is to authorize Transfort to enter into an Intergovernmental Agreement with the Colorado Department of Transportation (CDOT). This agreement will result in the receipt of \$200,000 in grant funds through the Statewide Competitive Pool of the FASTER (Funding Advancement for Surface Transportation and Economic Recovery Act of 2009) Transit program for fiscal year (FY) 2019. The City of Fort Collins, Transfort will be required to match the \$200,000 in grant funds with a \$200,000 local match. Both the grant and local match were appropriated through the 2019/2020 Budgeting for Outcomes cycle and are accounted for in the approved 2019 Transfort budget.

14. **Resolution 2019-010 Supporting the Larimer County Solid Waste Infrastructure Master Plan. (Adopted)**

The purpose of this item is to formally support the new Larimer County Solid Waste Infrastructure Master Plan (the "Master Plan"). Council requested that this item be included at its regular meeting on January 15, 2019. Adopting this Resolution supporting the Master Plan establishes the Council's support for the next steps laid out in the plan as discussed at three Council work sessions in 2018.

15. **Resolution 2019-011 Making Appointments to Various Boards, Commissions, and Committee of the City of Fort Collins. (Adopted)**

The purpose of this item is to appoint individuals to fill vacancies that currently exist on various City boards, commissions, and committees due to resignations of board members and vacancies created upon expiration of terms of members. Applications were solicited during the fall into January. Council teams interviewed applicants in January. This Resolution appoints individuals to fill current vacancies and expiring terms. Staff continues to seek applicants for the Building Review Board and the Parking Advisory Board.

16. **Resolution 2019-012 Ratifying the Reappointment of Matt Schild and Becki Schulz to the Poudre River Public Library District Board of Trustees. (Adopted)**

The purpose of this item is to ratify the reappointment of Matt Schild and Becki Schulz (nee Hartshorn) to the Poudre River Public Library District Board of Trustees. Mr. Schild was appointed to the Board through Resolution 2017-105 on November 21, 2017, to begin immediately and to expire on February 28, 2019, completing the term left vacant by the resignation of Linda Gabel. Ms. Schulz was appointed to the Board through Resolution 2015-029 on March 3, 2015, to begin immediately and to expire on February 28, 2019.

17. **Resolution 2019-013 Making a Reappointment to the Northern Colorado Regional Airport Commission. (Adopted)**

The purpose of this item is to reappoint Jerry Stooksbury to the Northern Colorado Regional Airport Commission for the remainder of his current term.

- END CONSENT
- CONSENT CALENDAR FOLLOW-UP

Councilmember Cunniff thanked Ms. Buffington for highlighting the solid waste master plan and stated it is a positive step toward meeting goals.

- **STAFF REPORTS**

Travis Storin, Accounting Director, stated this item will better leverage technology to improve the City's results and enhance service delivery of consistent, predictable, and efficient payments to City vendors and suppliers. He discussed the City's procurement process and detailed the need for this improvement.

Rachel Springlob, Payroll and Payables Manager, discussed the software selection.

Mayor Pro Tem Horak asked if the City makes interest payments if payments are delayed. Storin replied the City states its payment terms are 30 days; however, there is no policy related to remuneration if that threshold is unable to be met. Some vendors do, however, implement interest charges if the City is unable to meet its commitments.

Councilmember Cunniff thanked staff for their work and asked if ensuring all invoices are properly processed will be part of the upcoming audit. Storin replied the system automatically places payments at 30 days.

Mayor Pro Tem Horak asked if analysis on the invoice amount versus the amount of time it takes to pay the invoice has occurred. Storin replied that would be beneficial analysis.

Mayor Troxell thanked staff for their work and requested an analysis of invoices paid versus the durability of the vendor.

- **COUNCILMEMBER REPORTS**

Councilmember Cunniff announced the Poudre Pour event, a fundraiser for the Poudre Heritage Alliance.

Councilmember Stephens reported on the first meeting of the Behavioral Health Policy Council. She noted there will be members of the public appointed to the Council as well as a 25-member technical advisory board.

Councilmember Martinez reported on the Leadership Fort Collins panel discussion.

Mayor Troxell reported on the opening of two redesigned City alleys, the West Mountain Alley and Firehouse East Alley.

- **CONSIDERATION OF COUNCIL-PULLED CONSENT ITEMS**

18. **Public Hearing and First Reading of Ordinance No. 009, 2019, Annexing the Property Known as the Strauss Cabin Enclave Annexation to the City of Fort Collins, Colorado. (Adopted on First Reading)**

*The purpose of this item is to annex an enclave of approximately 35.036 acres located in southeast Fort Collins. The Initiating Resolution 2018-110 was adopted on consent, November 20, 2018. The property abuts Kechter Road to the south and is bisected by Strauss Cabin Road. The parcels consist primarily of single-family residences with related agricultural outbuilding and a place of worship known as Crossroads Church.*

John Hatfield opposed the annexation stating it will not benefit the City or current residents of the area. He requested Council oppose the annexation and presented a petition from other neighbors opposed to the annexation.

Mayor Troxell requested staff address this action. Ted Shepard, Chief Planner, replied state statute allows municipalities to conduct enclave annexations per their requirements. He noted these properties have been enclaved since 2009 and the City has made it a practice to annex enclaves as they become eligible. He stated these annexations are a growth management technique in that they allow municipalities to govern with consistent services.

Councilmember Martinez asked why this would benefit the City. Shepard replied City Police would not respond to these properties in the case they do not become annexed and police response times are less than Larimer County Sheriff's Department. Additionally, this will prevent competing regulations from occurring within the same geographic area. City Manager Atteberry noted the annexation is consistent with the City's intergovernmental agreement with Larimer County.

Shepard stated the intergovernmental agreement states properties eligible for annexation should be developed to an urban level of standards.

Councilmember Stephens thanked Mr. Hatfield for his comments and asked if farming uses could be affected by the annexation. Shepard replied whatever use is being conducted on the property that is legal in Larimer County at the time of annexation can be grandfathered in as long as it is not discontinued for 24 consecutive months.

Councilmember Cunniff asked about the status of County Road 7. Shepard replied the full width of the road will be annexed and there will be clear distinction as to who is responsible for long-term maintenance.

Councilmember Cunniff noted road maintenance will likely be improved.

Mayor Pro Tem Horak made a motion, seconded by Councilmember Cunniff, to adopt Ordinance No. 009, 2019, on First Reading.

Mayor Pro Tem Horak stated not annexing enclaves leads to poor planning; however, it is reasonable to review the process and history of these annexations.

Councilmember Cunniff stated he would support the motion but acknowledged there can be issues around annexations for the residents. However, this annexation fits the policy.

<b>RESULT:</b>	<b>ORDINANCE NO. 002. 2019, ADOPTED [5 TO 1]</b>
<b>MOVER:</b>	Gerry Horak, District 6
<b>SECONDER:</b>	Ross Cunniff, District 5
<b>AYES:</b>	Martinez, Stephens, Troxell, Cunniff, Horak
<b>NAYS:</b>	Summers



● **DISCUSSION ITEMS**

19. **First Reading of Ordinance No. 004, 2019, Authorizing the Conveyance of a Transmission Line Easement on City Property at Meadow Springs Ranch to Roundhouse Renewable Energy, LLC. (Adopted on First Reading)**

*The purpose of this item is to authorize conveyance of a transmission line easement to Roundhouse Renewable Energy, LLC on the City of Fort Collins' Wastewater Utility owned Meadow Springs Ranch and the right of access to the transmission line from County Roads 5 and 92 and private drives. The Roundhouse Renewable Energy Project will include an above ground 230 kilovolt transmission line from a wind energy facility in Wyoming to Platte River Power Authority's Rawhide Energy Station. Platte River Power Authority plans to deliver 150 megawatts (MW) of new wind power to its owner cities of Fort Collins, Loveland, Longmont and Estes Park. The 150-foot wide easement will run across 9.7 miles of Meadow Springs Ranch totaling an approximate 176.4 acres.*

Jason Graham, Water Reclamation and Biosolids Manager, stated this item authorizes the conveyance of a transmission line easement on Meadow Springs Ranch to Roundhouse Renewable Energy, LLC. The project connects a wind farm in Wyoming and the Rawhide Energy Station over the Meadow Springs Ranch property on a recommended route deemed to have the least impact on wildlife and vegetation, as it parallels 98% of existing infrastructure. Comments from open houses and boards were supportive of the easement.

Graham noted Council requested more information on the burrowing owls in the area and staff found no studies that address the issue of the presence or avoidance of the owls due to transmission lines. Routes east of I-25 would have more considerable impacts on vegetation as the route would not align with existing infrastructure to the same extent.

Lucia Liley, attorney for Roundhouse Energy, LLC, stated the route selected is the best possible given circumstances and noted there will be appropriate mitigation and restoration provisions. She stated the Fort Collins Partners for Clean Energy has endorsed the project.

Fred Kirsch, Fort Collins Partners for Clean Energy, expressed support for the project as being a key element in achieving the 100% renewable energy by 2030 goal. The chosen alignment minimizes the negative impacts of this project and noted four of the City's boards support the project.

Peggy LaPoint supported the goal of obtaining electricity from renewable sources; however, she expressed concern about the impact of human activities on birds and stated she would rather electricity be generated using solar panels. She acknowledged the wind turbine electricity is cheaper and expressed support for the project.

Pete Eberle, Colorado Renewable Energy Society, supported the project citing its positive impact on renewable energy goals.

Joe Piesman discussed the wildlife and vegetation value of Meadow Springs Ranch and stated that while this project will cause ecological damage, addressing climate change is vital. He stated maximizing mitigation will be an important part of the project.

Councilmember Cunniff suggested staff follow-up with information on the proposed route following 98% of existing infrastructure.

Mayor Pro Tem Horak made a motion, seconded by Councilmember Martinez, to adopt Ordinance No. 004, 2019, on First Reading.

Councilmember Cunniff stated this is a competing values issue and he would like to see additional research on the eastern route prior to expressing support for this route. He complimented staff on the ecological analysis of the property.

Mayor Pro Tem Horak stated he would support the motion and commended the thorough analysis on minimizing impacts without escalating the project cost.

Councilmember Stephens stated she would support the motion but acknowledged there are competing values. She commended the evaluation of alternative routes.

Mayor Troxell stated he would support the motion and thanked all involved in work on the project.

Councilmember Martinez stated he would support the motion citing the economic value and positive effect on quality of life.

Mayor Pro Tem Horak noted one of the biggest limitations to getting renewable energy is the existence of transmission lines.

Councilmember Summers stated negative impacts are being mitigated to the greatest extent possible in order for the project to realize the greatest benefit.

<b>RESULT:</b>	<b>ORDINANCE NO. 004, 2019, ADOPTED ON FIRST READING [5 TO 1]</b>
<b>MOVER:</b>	Gerry Horak, District 6
<b>SECONDER:</b>	Ray Martinez, District 2
<b>AYES:</b>	Martinez, Stephens, Summers, Troxell, Horak
<b>NAYS:</b>	Cunniff

(Secretary's Note: The Council took a brief recess at this point in the meeting.)

20. **Resolution 2019-014 Making an Appointment to Fill a Vacancy for Councilmember for District 1. (Adopted)**

The purpose of this item is for Council to make an appointment to fill the vacant District 1 Council seat. Councilmember Bob Overbeck tendered his resignation from the Council effective January 1, 2019, as a result of his recent election to the office of Larimer County Assessor.

City Clerk Coldiron reviewed the appointment process and requirements for filling the District 1 vacancy.

Ann Hutchison supported the appointment of Nate Budd to fill the vacancy as he already ran for the seat and has advocated for affordable housing.

Jason Clarke supported the appointment of John Clarke to fill the vacancy, citing his experience in local politics.

Ed Haynes supported the appointment of John Clarke to fill the vacancy, citing his experience and community affairs engagement.

Carl Davis supported the appointment of Joe Somodi to fill the vacancy, citing his small business experience.

Carolyn Reed supported the appointment of Susan Gutowsky to fill the vacancy, citing her service with the Poudre School District Board of Education and strong work ethic.

Julia Mackewich supported the appointment of Joe Somodi to fill the vacancy, citing his service on the Human Relations Commission.

Alma Vigo-Morales supported the appointment of Joe Somodi to fill the vacancy, citing his interest in equity and inclusion and service on the Board of La Familia.

Sean Dougherty thanked Council for their service. He supported the appointment of an individual who will consider all points of view before rendering a decision, someone who will support the growth of local businesses, who will aim to strike a reasonable balance with conservation efforts, who will consider affordable housing, and someone who is involved in the current affairs of the community.

Beth Jaeger supported the appointment of Joe Somodi to fill the vacancy, citing his service on the La Familia Board and inclusivity.

Caitlin Young supported the appointment of Joe Somodi to fill the vacancy. She questioned why this appointment is occurring just a few months prior to the election.

Nick Maydew supported the appointment of Joe Somodi to fill the vacancy, stating he would provide a fresh viewpoint on Council.

Nick Haas supported the appointment of a thoughtful, balanced individual at this time, prior to the election. He supported the appointment of someone who is business minded, can deal with infrastructure challenges and provide creative solutions to transportation issues. He supported the appointment of Nate Budd to fill the vacancy.

Amanda Hitpas supported the appointment of Joe Somodi to fill the vacancy, citing his community involvement and small business ownership.

Adam Crowe supported the appointment of Joe Somodi to fill the vacancy citing his dedication to the community and thoughtful decision-making processes.

Melanie Lighthouser supported the appointment of Joe Somodi to fill the vacancy, citing the number of individuals who have spoken on his behalf and his dedication to the community.

Julie Moraine thanked Council for their service and supported the appointment of John Clarke to fill the vacancy, citing his devotion to public service.

Mayor Troxell thanked the speakers.

Councilmember Summers thanked the speakers and applicants.

City Attorney Daggett clarified the Charter gives the Council until February 15 to make the appointment, and if no appointment is made by that time, the newly-elected Council would make the appointment after the election.

Councilmember Summers supported the ability of District 1 residents to make the decision at the election. He made a motion, seconded by Councilmember Martinez, to nominate John Clarke as the temporary District 1 Councilmember.

Councilmember Cunniff thanked the applicants and stated this process is required by the Charter based on Councilmember Overbeck's resignation date. It also allows voters to weigh in at the April election.

Mayor Pro Tem Horak stated he would not support the motion, not because Mr. Clarke is not qualified, but because District 1 needs a representative that holds the values of that district.

Councilmember Cunniff agreed with Mayor Pro Tem Horak stating the philosophies of how growth, development, and the environment should be approached lead him to a different candidate preference.

Councilmember Stephens stated she would not support the motion and stated she would like to have a representative who is willing to serve long-term.

Mayor Troxell stated he would support the motion to fill the gap temporarily and allow for a robust April election.

The vote on the motion was as follows: Yeas: Summers, Martinez, and Troxell. Nays: Cunniff, Stephens, and Horak.

THE MOTION FAILED.

Councilmember Cunniff made a motion, seconded by Councilmember Martinez, to nominate Susan Gutowsky as the temporary District 1 Councilmember citing her spirit of compromise and collegiality.

Councilmember Stephens supported the motion, citing Ms. Gutowsky's commitment to bringing the community together. She stated Council received many written comments commending Ms. Gutowsky's thoughtful leadership, willingness to work with others, and ability to build consensus.

Councilmember Martinez supported the nomination of Susan Gutowsky citing her balanced approach and work in the community.

Mayor Troxell stated he would support the nomination.

Councilmember Martinez stated this appointment should not discourage the other candidates from running in April.

The vote on the motion was as follows: Yeas: Stephens, Summers, Martinez, Horak, Troxell and Cunniff. Nays: none.

THE MOTION CARRIED.

Councilmember Cunniff made a motion, seconded by Councilmember Martinez, to adopt Resolution 2019-014 appointing Susan Gutowsky to fill the vacancy for the District 1 Council seat.

Mayor Pro Tem Horak stated this is not an endorsement of a candidate, but the filling of a vacancy. He stated there were many qualified applicants and he encouraged them to run for the April election.

Councilmember Cunniff agreed this is not an endorsement and encouraged District 1 residents to vote in April.

<b>RESULT:</b>	<b>RESOLUTION 2019-014 ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Ross Cunniff, District 5
<b>SECONDER:</b>	Ray Martinez, District 2
<b>AYES:</b>	Martinez, Stephens, Summers, Troxell, Cunniff, Horak

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

Mayor Pro Tem Horak made a motion, seconded by Councilmember Cunniff, to adjourn to 6:00 PM, Tuesday, January 22, 2019, for such business as may come before the Council.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gerry Horak, District 6
<b>SECONDER:</b>	Ross Cunniff, District 5
<b>AYES:</b>	Martinez, Stephens, Summers, Troxell, Cunniff, Horak

- **ADJOURNMENT**

The meeting adjourned at 8:11 PM.

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Mayor

ATTEST:

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City Clerk

January 22, 2019

COUNCIL OF THE CITY OF FORT COLLINS, COLORADO

Council-Manager Form of Government

Adjourned Meeting – 6:00 PM

● **CALL MEETING TO ORDER**

● **ROLL CALL**

PRESENT: Martinez, Stephens, Summers, Gutowsky, Troxell, Horak

ABSENT: Cunniff

Staff present: Atteberry, Daggett, Coldiron

1. **Oath of Office for Susan Gutowsky, Appointee to Council District 1 Seat.**

City Clerk Coldiron administered the Oath of Office to Susan Gutowsky as the District 1 Councilmember Appointee.

2. **Executive Session Authorized. (Adopted)**

Mayor Pro Tem Horak made a motion, seconded by Councilmember Stephens, that City Council go into executive session for the purpose of discussing the annual performance reviews of the Chief Municipal Judge, City Attorney, and City Manager and to receive related information as permitted under City Charter, Article II, Section 11(1), Section 2-31(a)(1) of the City Code and the Colorado Revised Statutes 24-6(402)(4)(f)I.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Gerry Horak, District 6
<b>SECONDER:</b>	Kristin Stephens, District 4
<b>AYES:</b>	Martinez, Stephens, Summers, Gutowsky, Troxell, Horak
<b>ABSENT:</b>	Cunniff

● **OTHER BUSINESS**

Councilmember Martinez requested Council support to direct staff to create a resolution for Council to consider opposing the citizen-initiated ballot measure related to Council salary increases.

Mayor Pro Tem Horak suggested the Resolution simply state the ballot measure was citizen-initiated rather than Council-initiated.

Councilmember Martinez stated it is important for citizens to understand Council's position.

Mayor Pro Tem Horak stated he does not want to interfere with a citizen-initiated measure.

Councilmembers Stephens, Summers, and Gutowsky supported Mayor Pro Tem Horak's suggestion and Mayor Troxell directed staff to create such a resolution.

- **ADJOURNMENT**

The meeting adjourned at 7:13 PM.

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Mayor

ATTEST:

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City Clerk