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FORT COLLINS CITY COUNCIL MEETING

(Excerpt)

October 20, 2015

Agenda Item 18

**EXHIBIT
B**

1 (There were proceedings had, not
2 transcribed herein.)

3 MAYOR TROXELL: This brings us to our
4 next item on the agenda, No. 18, which is the first
5 reading of Ordinance No. 834, making certain amendments
6 to the Section 17-142 of the Code of the City of Fort
7 Collins related to public nudity.

8 There are two options: 1 and 2. Is
9 there a presentation?

10 MR. ATTEBERRY: Yes. Thank you, Mayor.
11 There's a brief presentation. Tyler Marr from the
12 City's Manager's office is going to kick this off.
13 Tyler?

14 MR. MARR: Great. Thanks, Darin. Good
15 evening, Mayor, members of Council. It's a real
16 privilege to be able to speak to you tonight on this
17 somewhat controversial issue of updating the public
18 nudity code.

19 I want to start with a little bit of
20 background, specifically, about why we're here.

21 The reason this is being brought up
22 tonight is because a handful of citizens have been
23 expressing concern for several months now about the
24 gender equality of our existing public indecency
25 ordinance.

1 After hearing these concerns and meeting
2 with the citizens, Council requested staff bring forth
3 new options to update the code. And that's what we
4 have here for you tonight is two options to update the
5 City Code.

6 The first is what we're calling the
7 enhanced status quo. It largely leaves policy the
8 same. Does not allow for women to be topless, but
9 provides for a couple of exceptions, which I'll touch
10 on here in a -- just a little bit.

11 The second option would be a change in
12 policy, and it would allow females to be topless in
13 Fort Collins.

14 We did gather public input on this,
15 highlighted by an online public opinion poll that ran
16 for a full week, from October 5th through 12th.

17 A little bit more about that public
18 input process. Council received input from both the
19 Women's Commission and the Human Relations Commission.
20 It's worth noting that both of those commissions are
21 supporting the second option or the change in policy.

22 Again, we -- we had the online poll that
23 ran for a week. It generated close to 9,000 responses.
24 6,800 responses were unique IP addresses. And what
25 this means is there were 2,000 addresses that people

1 took the survey from the same device, and so I pulled
2 those out. And the results, you'll see in just a
3 second.

4 And it's -- this is worth noting. This
5 is in addition to the numerous phone calls and emails
6 Council has received.

7 So here are the results from the survey.
8 These are a little different than what was in your
9 packet, Council. The -- the results in your packet
10 included all the survey responses, and like I
11 mentioned, these pulled out the -- the duplicate IP
12 addresses.

13 You'll notice that the results have not
14 changed much. It's still about a 60/40 split, with
15 60 percent supporting the current policy, with that
16 exception, which, again, I'll get to in just a second;
17 and then 40 percent supporting the change in policy,
18 allowing women to be topless in public.

19 We also allowed citizens to comment on
20 the ordinance changes, and I grouped these into four
21 general themes. There were a lot of comments
22 generated.

23 One common theme was concerns about
24 family values and modesty if toplessness is allowed
25 within the city, including a couple -- a handful that

1 pondered their ability to stay in Fort Collins if such
2 an ordinance were passed.

3 There were several people who posited
4 what they thought was a legitimate third option of
5 having men forced to keep their shirts on.

6 Those in support of the change
7 oftentimes cited getting with the times. The 21st
8 century doesn't have a place for discrimination. That
9 sort of theme.

10 And then there were also a fair number
11 that questioned the value of looking at this -- looking
12 at this issue at all.

13 So, as we move into the options, there's
14 some -- there's a lot of similarities between these two
15 options and some differences. I'm going to start with
16 the similarities.

17 Both options make exceptions from the
18 code for young children, performance venues, changing
19 areas, and those undergoing medical emergencies.

20 And we are changing in either option the
21 code language that currently reads as "public
22 indecency" to read as "public nudity" instead.

23 So we move into the first option, once
24 again, the enhanced status quo. So this keeps it
25 illegal for females to be topless in public, but it

1 does add those exceptions I just mentioned, in addition
2 an exception for breast-feeding mothers.

3 And the second option would allow
4 females to be topless in the city. It does this by
5 specifically outlining what is prohibited, and that's
6 all nudity below the waist, and it does remove the code
7 provision that pertains to female breasts.

8 So I'm just going to reiterate one more
9 time: Option 1 keeps the policy the same, but does not
10 allow for females to be topless in public. The second
11 option would change policy to allow females to be
12 topless in public.

13 And with that, Council, I'll turn it
14 back to you. I'm happy to answer any questions.

15 MAYOR TROXELL: Thank you, Tyler. I
16 appreciate the presentation. With that, I think we
17 have a few people who would like to speak tonight.

18 May I just remind you that -- to be
19 brief and -- and -- and to, you know, be courteous
20 of -- of everyone else and refrain from public
21 outbursts, if you would. And we're just looking for
22 a -- a conversation and get your feedback with regards
23 to this.

24 So, with that, could I see a show of
25 hands of how many people would like to speak to Council

1 tonight? Please raise your hand.

2 Okay. With that, I will allow 2 minutes
3 per speaker and with that, would you please come
4 forward and form two lines and -- come forward and --
5 unless you have trouble standing for a long period of
6 time, you -- ask for you to come forward and -- and be
7 ready to speak.

8 Okay. And as we've done before, please
9 state your name and general address, and you'll have 2
10 minutes. When you see the yellow, you'll have 30
11 seconds left and red, you'll be completed. Thank you.
12 Please go ahead.

13 MS. PETERS: Okay. Thank you. My name
14 is Katie Peters. I'm from 1104 Fairfield Avenue. And
15 I want to -- thank you to the Council for your
16 leadership and your service and your sacrifice. And
17 also, thank you to the proponents of this ordinance for
18 bringing it to our attention so that we can evaluate
19 what really matters to us.

20 And it is precisely the value of the
21 empowerment of women that brings me here tonight. It's
22 entirely essential, Councilwoman Stephens, that women
23 continue to be empowered to lead and to influence and
24 give voice in our community.

25 However, I believe that the passing of

1 this ordinance or the changing of this policy does not
2 lead us to that goal. I believe that it moves us
3 backwards.

4 I want to suggest that this ordinance or
5 the changing to the policy highlights an idea of
6 sameness rather than promoting the objective of
7 equality.

8 Allowing women to dress or undress in
9 the same fashion as men does not promote equality, but
10 I believe it will, rather, create a public forum and
11 community acceptance for the objectification of women.

12 I believe that this is a lack of focus
13 on more important goals, like promoting income
14 equality, career and leadership opportunity, and
15 maternity privileges for women who are working.

16 I believe that the exposure of breasts
17 to enhance respect and opportunity will not only miss
18 the mark, but will interrupt and abruptly break
19 momentum toward gender parity.

20 Councilwomen -- Councilwoman, please
21 reflect on how far we have come in the empowerment of
22 women and please consider that this move would -- it
23 would move us, but it will move us backwards.

24 And Councilmen, could you take yourself
25 back to being 12, 15, 18, 25, and ask yourself honestly

1 this question: If changing this -- this language and
2 this ordinance would cause you to more respect the
3 women in our community. Thank you.

4 MAYOR TROXELL: Thank you, very much.
5 Next.

6 Please -- please, I ask that you refrain
7 from showing a response at the end of a speaker. It
8 will speed things along and also, it helps to allow for
9 a free exchange of ideas, so if you would just refrain
10 from that from here on. Thank you. Next, please.

11 MR. PROUTY: Brian Prouty, Larimer
12 County, just outside of Wellington.

13 I think you should reject this proposal.
14 In the first place, I expect you to hear from all the
15 downtown businesses because this would certainly
16 suppress business in Fort Collins, as people would
17 choose to take their business elsewhere.

18 Second, you spent a lot of money on
19 enhancing the image of the City, putting trees and
20 roads and boulevards, and Fort Collins has a very nice
21 atmosphere because of it. And this ordinance would
22 certainly undo a lot of that, cause a lot of that money
23 to go to waste by creating -- by degrading the
24 atmosphere in Fort Collins.

25 I think the best option is actually

1 option 0, to change nothing. Certainly, incidental
2 exposure is a part of life in breast-feeding, but the
3 general expectation of remaining covered, I think most
4 women would want to remain in place. Thank you.

5 MAYOR TROXELL: Thank you. Next?

6 MR. STOCKTON: Yes. My name is Ray
7 Stockton, and I live here in Fort Collins. Thanks for
8 the opportunity.

9 I'm a husband and a father of a daughter
10 and four boys. And I've always taught them to respect
11 and honor women. And my daughter, I definitely want
12 her to have self-respect and -- and honor the
13 attributes that God has given to her.

14 But I don't know how to counsel children
15 in the future if women don't have any self-respect.
16 And I just question -- I mean, a handful of women who
17 have this opinion over the overwhelming majority that
18 live here in Fort Collins, I don't think should dictate
19 to the overwhelming population, you know, what is right
20 and what is wrong.

21 So I -- I don't know. I think you
22 should reject both, as well. I think he -- he spoke it
23 very well as -- as we go forward, you know, I -- I
24 forget his name, but he mentioned something about, you
25 know, we're in the 21st century. Oh, my goodness.

1 You know, and if anything, we should be smarter now
2 than we were before.

3 You know, I just think that as we go
4 forward, we should show a little intelligence in this
5 area of life. So thanks for the opportunity.

6 MAYOR TROXELL: Thank you, very much.
7 Next.

8 MS. PROUTY: Good evening. My name is
9 Pam Prouty. I live in rural Larimer County near
10 Wellington. And my husband and I have a date night
11 every Friday night and, typically, what we do is walk
12 around Old Town and get dinner, winter or summer. And
13 if this ordinance is passed, we will be driving to
14 Loveland instead. Thank you.

15 MAYOR TROXELL: Thank you. Next.

16 MR. SHAW: Hi. My name is Trevor Shaw.
17 I live on the corner of Stover and Horsetooth. I sent
18 you guys an email and I was just going to read it for
19 public record, and just in case you guys didn't have a
20 chance to read it.

21 As a graduate student in chemistry at
22 CSU, I look at things -- I need evidence and reason
23 and -- to support and then I try to develop my opinion
24 or make -- draw conclusions rationally.

25 I'm a morally -- I'm sorry. Not

1 morally. Reasonably -- rationally opposed to allowing
2 females to walk around topless for several reasons.

3 Scientifically, women's breasts were
4 developed to signal men that they were fertile and
5 ready for sex. Female areola release pheromones that
6 attract males, signaling sex.

7 Male nipples are as important to the
8 body as an appendix, simply being left-over DNA in an
9 embryo before sex is even determined in utero.

10 Therefore, we cannot say that male and
11 female chests are equal.

12 Further, Dr. Carolyn Ross -- according
13 to Carolyn Ross, there are many detrimental effects on
14 a youth's early exposure to nudity and pornography,
15 images leave a lasting impression, as we all know, and
16 there are undesirable consequences.

17 Studies have shown that children exposed
18 to such images often engage in early and high-risk sex.
19 Also, 90 percent of men who identify as sex addicts
20 report pornography and nudity exposure at an early age
21 as a key factor; not to mention that increasing
22 exposure tends to lead to increased -- tends to
23 increase violent thoughts and acts against women.

24 I just, again, would like to emphasize
25 the point that a male's chest is completely different

1 than a female's chest. A female's chest is a
2 reproductive sex organ that was developed to let males
3 know they were ready for sex.

4 In my opinion, women that choose to go
5 topless would place themselves in unnecessary danger to
6 unwanted sexual advances or assaults. Many women
7 acknowledge the fact that they hate when they're
8 whistled at or cat called. I don't believe this would
9 make it any better.

10 And finally, I'd just -- it goes to the
11 presentation of the pie chart that 60 percent of the
12 people voted against this.

13 MAYOR TROXELL: Thank you, very much.
14 Next. Please.

15 MS. MYERS: My name -- my name is Barb
16 Myers, and my husband and I have lived here in Fort
17 Collins for 30 years. We live at 816 Brookedge Drive.

18 As you, the City Council, consider the
19 question of allowing women to go topless in public, you
20 as leaders and Fort Collins as a community really
21 stands at a crossroads. The opportunity to raise the
22 level of respect for all men, women, and children who
23 call this city home or visit really is in question.

24 We have the privilege of recognizing and
25 saying out loud that men and women are vastly different

1 in many different ways, and what behaviors we approve
2 through our laws or ordinances and what we declare
3 good, acceptable, and reasonable will have impact.

4 The City Council, as a ruling body, has
5 the power to make legal those specific behaviors, but,
6 unfortunately, you, as a Council, don't have the
7 ability to make it beneficial.

8 You have the heavy responsibility to set
9 a course for the people of this community and we will
10 absorb the consequences resulting from the decisions.
11 Many of those results will be unseen, but, yet, they
12 are very real.

13 And to any women who are wanting to go
14 topless in public, I'd just share my thoughts. You're
15 beautiful. God made you that way and you do have the
16 power to sway men, what their minds think, and cause
17 sexual responses in their body by what you choose to
18 uncover and display publicly.

19 You have more to contribute to the men,
20 women, and children of our community than offering an
21 unwanted street pop-up and I believe you believe to
22 think more highly of your bodies and equality with men
23 than simply to downgrade it to walking around shirtless
24 just because men can.

25 For all of us in this community, we live

1 at a time when clear thinking is desperately needed and
2 we must not merely look out for our own interests, but
3 also the interests of others. We can destroy ourselves
4 because we lack the knowledge and understanding that
5 supports sound reason and leads to good decisions.

6 Nudity will not support the fabric of
7 our community and it does -- certainly does not support
8 the lifestyle of families who choose to instill the
9 value of modesty.

10 If Fort Collins is seeking to strengthen
11 families and promote respect for men and women of every
12 age, every stage, the answer is a very simple no.

13 Common sense is actually quite easy to
14 recognize and in this case, it will be wearing a shirt.

15 MAYOR TROXELL: Thank you. Please.

16 MS. MYERS: Thank you so much.

17 MAYOR TROXELL: Thank you, very much.

18 Next.

19 MS. SEMMENS: Hello. My name is Kristin
20 Semmens. I'm a Fort Collins resident. I did send an
21 email yesterday, but I had some additional thoughts
22 that I wanted to share.

23 And it's actually regarding the
24 39 percent that voted yes, and these are my thoughts.
25 I took my own little opinion poll last night when we

1 went out to dinner -- my husband and I -- to
2 Coopersmiths. There was a table of four young people,
3 I assume college age sitting there, so I was bold and I
4 said, What do you guys think about this potential
5 change in our City ordinance.

6 And it was interesting because one of
7 the young men immediately said, Oh, I'm for it, but his
8 reasons were certainly not for equality between men and
9 women. They were because he would enjoy the experience
10 of being able to view women's breasts in public.

11 And then he -- he also said, Oh, but it
12 won't pass. So that leads me to believe that he would
13 have been one of the 39 percent that would have voted
14 yes, believing that it is not actually something that
15 legitimately would take place.

16 So that was the first thought I had.

17 And then, secondly, the response from
18 all four people was regarding having children. I
19 assume none of them had children. And they all stated
20 that if they had children, they would not want this to
21 pass.

22 So I'm curious about what percentage of
23 the 30 -- what the demographic was of the 39 percent
24 and how many of those people, in five or ten years,
25 would change their vote from yes to no.

1 And I would appreciate your
2 consideration of that and also appreciate your work for
3 our city. We love living here. Thank you.

4 MAYOR TROXELL: Thank you, very much.
5 Next.

6 MR. BEARDON: My name is Roy Beardon. I
7 live at 5882 Seldovia Road.

8 I'll quote directly from the CDOT safety
9 website. It says of 203,827 motorists involved in a
10 crash in Colorado, an estimated 24.4 percent were
11 attributed to distracted drivers. Furthermore -- this
12 is serious, folks. Furthermore, teenage drivers are
13 more likely than any other age group to be involved in
14 fatal distracted driving crashes.

15 Texting while driving is illegal.
16 Texting takes the eyes off the road for an average of
17 4.6 seconds. I wonder how long gawking and leering
18 will take a young man's eyes off the road. I don't
19 want to find that out. And I don't want to be in a
20 crosswalk or on a sidewalk when a topless woman is
21 walking by and when a teenage driver is going by.
22 Serious stuff.

23 This is not a question of equality.
24 It's a question of exhibitionism. Men's and women's
25 breasts are different and the law treats them

1 differently. If a man touched a topless woman's
2 nipple, she would scream sexual assault and the man
3 would be labeled a sex offender and his life would be
4 ruined.

5 Though if a woman touched a topless
6 man's nipple and he ran to the police, they'd probably
7 laugh him out of town.

8 Okay. So the -- there's a difference
9 here, folks. A big difference.

10 And equality is a state of quality or a
11 quality of being equal in quantity, value, and ability.

12 Well, a woman is far, far ahead of men
13 in the area of breasts, so the only way to get equality
14 would be what? We grow breasts or they lose theirs?

15 I mean, there is no equality. There
16 cannot be equality.

17 And the last thing I want to say is my
18 late wife, Ella, she told me one time, she said, Buddy,
19 I don't want to give up any of my rights to be equal
20 with you.

21 MAYOR TROXELL: Thank you. Next,
22 please.

23 MR. DANIEL: Yeah. Hello, Council. I'm
24 Chet Daniel, 301 South Loomis Avenue. I'm speaking
25 from the viewpoint of a husband and dad. A noble life.

1 A faithful life. Being faithful in marriage and in
2 every relationship is the most honorable objective of
3 mankind. My opinion.

4 And yet, as a man, it is clear as day
5 evident to me that my flesh, my will is weak and
6 vulnerable in the face of sexual temptation, even as an
7 over-the-hill 77-year-old guy. The faithfulness of a
8 husband to his one and only woman is difficult enough
9 to nurture and maintain with all the presently existing
10 sexual temptations. God has made woman a beautiful
11 creature. She already has the power to inflame a man
12 without exposing her torso, which would create a huge
13 distraction for husbands.

14 Marriages, family units are in enough
15 danger already because of males distracted from their
16 responsibilities and commitments to give all their
17 affections to their wives and mothers of their
18 children.

19 A noble life, a faithful life, the most
20 honorable objective. Let's not make it more difficult.

21 MAYOR TROXELL: Thank you. Next.

22 MS. CROFT: Hi. My name is Roberta
23 Croft. I live at 4868 Twin Peaks Circle. The proposed
24 change to the ordinance concerning nudity is not about
25 equality. As the first speaker said, equality is not

1 sameness. And if it really comes down to that, I'd
2 rather have the men wear shirts.

3 It's not about breast-feeding. Very few
4 people object to that.

5 In the long run, it's about how we are
6 able to enjoy our community. If this passes, I know my
7 family will not be able to enjoy Fort Collins. I don't
8 want to have my husband, my children, my grandchildren,
9 my guests, or myself to have to walk by a topless
10 woman. That would infringe on my right to enjoy my
11 community.

12 In the past, the Supreme Court has ruled
13 that a community can set standards for decency in the
14 community.

15 I don't think the human body is
16 shameful, but I think it is private and I think it is
17 something to enjoy privately and on your own.

18 Let's get down to brass tacks. Are
19 there any business owners here who think they're not
20 going to lose business if this passes?

21 I know that my family will go elsewhere
22 for grocery shopping, for movies, for restaurants, for
23 whatever we can. There is very little here in Fort
24 Collins that I can't get somewhere else. And we will
25 go somewhere else. Any business knows if you don't

1 have customers, you don't have a business.

2 I've heard the argument that Boulder has
3 passed it. Well, guess what? I don't live in Boulder.
4 I don't want to live in Boulder. I avoid Boulder.
5 Okay?

6 MAYOR TROXELL: Please.

7 MS. CROFT: It's the old saying if
8 everyone else jumps off a cliff, would you? Listen to
9 your mom from however many years ago she said that.

10 So let's keep Fort Collins classy and
11 vote no.

12 MAYOR TROXELL: Thank you. Next.

13 MS. MERKLEY: Hi. My name is Lori
14 Merkley -- I'm sorry -- and I come to you from the
15 perspective of a teacher.

16 I want to thank you, first of all, for
17 allowing us to have this voice. It lets you know that
18 you value your community, as well as the young lady who
19 came forward.

20 And I want to say first that I am
21 against this proposal and I don't think we should
22 change what we already have, but I think what we're
23 missing is what this issue is really about and that is
24 the value of a human being. Regardless of their sex,
25 regardless if they're religious, regardless of where

1 they come from and they're homeless or whether they're
2 in a wealthy neighborhood, the fact is that a person is
3 valuable by who they are, not by what they wear or
4 don't wear.

5 And the last thing I want to be doing is
6 spending my days in my classroom explaining to my
7 third-graders how to respect a woman by not looking at
8 her, but by judging her by her character, by judging
9 her by what she does in her community to make it
10 better.

11 So I would encourage those young ladies
12 that feel like they're not equal, this is where you can
13 show you're equal. Become one of the members here and
14 stand up for the rights of the women that are around
15 you. Fight for those that are downtrodden. Fight for
16 the homeless that need a place to stay.

17 That is what I want to teach my
18 students. That is what I teach my students every
19 single moment. In -- in the words of our founding
20 fathers, we are created equal, endowed with indelible
21 rights that God has given us. That is because we're
22 all human beings and in his eyes, we're all valuable.
23 Thank you for listening.

24 MAYOR TROXELL: Thank you. Next.

25 MR. HARRISON: Thank you, City Council.

1 My name is David Harrison. I've grown up in Fort
2 Collins. I have three young sons.

3 And America is a place of great freedom.
4 We have the freedom of speech. We have the freedom to
5 peaceably assemble. We even have the freedom to go
6 topless in our homes and up in the forest or other
7 places.

8 What happens when freedom impedes upon
9 other freedoms or destroys them? We limit those
10 freedoms.

11 The freedom of speech is limited when it
12 defames or becomes hate speech. The freedom of
13 assembly is limited when it becomes violent. And
14 things like that.

15 So -- so people will say I want my
16 freedom, but if that impedes or destroys other
17 freedoms, like my family's freedom to go into Old Town
18 or to participate in various events, that's destroying
19 our freedom, as well. And that's why we limit freedoms
20 in this country.

21 Even something as -- as crazy as the
22 freedom to murder, we limit that because that destroys
23 the freedom of life. So that's what this, I think, is
24 about.

25 Also, there's a great danger. We have

1 the internet, we have cellphones. Businesses, schools
2 have been talked about, but someone taking a photograph
3 of someone topless and posting that to the internet,
4 that could destroy that young woman's chances in
5 business, in making money in her future.

6 So this is -- this is going to go public
7 more than you even realize, and this can hurt a woman,
8 maybe a young college woman who's just doing this on a
9 fling or a dare and someone takes a picture and it goes
10 viral on the internet.

11 That can be very dangerous. And we
12 limit that now, so how is that going to affect our
13 city?

14 Thank you, very much for your time.

15 MAYOR TROXELL: Thank you. Next.

16 MR. GILLILAND: My name is Brad
17 Gilliland. I'm a citizen here in Fort Collins who
18 loves our city. I'm grateful to our City Manager, to
19 our City Council, and to our Mayor for the sacrifice
20 and the time that you make to -- that you contribute to
21 make Fort Collins a great city.

22 And what Fort Collins is today, in my
23 opinion, is in jeopardy of being something very
24 different tomorrow. I long for this city to progress
25 in the areas of education, development, business, and

1 the arts, but there is some progress that is not
2 progress. It's detrimental to the growth and health
3 that we all want for our city.

4 Here's why I believe that changing the
5 ordinance to allow for women to be topless is a
6 movement in the wrong direction. One, fundamentally,
7 the change implies that we're all -- we're trying to
8 make men and women the same. While men and women are
9 most certainly equal, they are uniquely distinct. This
10 is important to mention because the issue at hand is
11 not an equality issue.

12 Two, I believe this change would not
13 lead to the liberation of women, but, rather, lead to
14 the degradation of women. This degradation is an open
15 door to greater violence and abuse of women in our
16 city.

17 Three, to change the ordinance in the
18 name of freedom isn't freedom at all. The change
19 actually causes the freedom of others, those who don't
20 approve of public nudity -- it causes their freedom to
21 be infringed upon.

22 Four, the family-friendly atmosphere
23 that is so attractive in Fort Collins will change. Our
24 city will lose the sense of family.

25 Five, if this front -- if -- this is a

1 front door to other difficult issues that would
2 eventually need to be addressed. What if an employer,
3 restaurant, or retailer wants a dress code? Would that
4 eventually be illegal? What are the short- and longer-
5 term implications for City pools, such as Epic,
6 Mulberry, City Park, neighborhood pools, and so forth,
7 riding transport, attending churches, going onto
8 community playgrounds and so forth?

9 And finally, from the survey results on
10 the City website, it's obvious that this is not what
11 the majority of Fort Collins citizens want.

12 Again, thank you for your sacrifices to
13 our city.

14 MAYOR TROXELL: Thank you, very much.
15 Next.

16 MR. SIMPSON: Hello, City Council.
17 Thank you, very much for the opportunity to speak with
18 you tonight. My name is Matt Simpson. I have lived in
19 Fort Collins for 13 years.

20 And right up front, I want to say that I
21 oppose option No. 2 of this ordinance. I believe this
22 option is not about decriminalizing the female breast
23 as the ordinance proponents claim, but, rather, this
24 option is about the desexualization of the female
25 breast.

1 If you guys are inclined to consider
2 option No. 2, I want you to consider the following four
3 points as you think about it. More practical points.

4 No. 1, if you approve this ordinance,
5 would then touching a topless woman on her breast in
6 public be no longer considered sexual harassment or
7 sexual assault?

8 No. 2, would, in this case, it now be
9 acceptable to photograph an unsuspecting topless woman
10 in public?

11 No. 3, this proposed ordinance would
12 make it confusing for children to understand which
13 parts of their bodies are considered private and which
14 parts of their bodies are considered public.

15 And -- and fourth, I -- I request that,
16 again, if you're leaning towards option No. 2 that you
17 put this to a vote before the general public of the
18 City of Fort Collins. Quoting Chief Justice John
19 Roberts, people feel very different about something if
20 they get a chance to vote on it.

21 Thank you, very much for your time. I
22 appreciate it.

23 MAYOR TROXELL: Thank you. Next.

24 MR. MAJESKI: Good evening, City
25 Council. Nice to see you. I'm really appreciative of

1 all the work that you do. My name is Mitch Majeski.
2 I'm a pastor in town. A dad of four. And again,
3 grateful for all that you do. Grateful for the
4 decision before you that you're weighing carefully.

5 I would just say this: There's been a
6 lot of articulate comment, and I would just add this
7 one thing.

8 We are dealing with the balancing of
9 values. I appreciated our speaker before talking about
10 the most important value here is human value.

11 And so the ordinance -- the proposal --
12 option No. 2 -- sets forth an idea to advance human
13 value or particular -- this particular gender, for
14 female value.

15 I would just ask you to consider not to
16 reject the value, not to reject the idea, but to see if
17 there's another way we could accomplish the same thing.
18 I think that's really important for you to exhaust all
19 of those opportunities before you vote on this.

20 I am for option No. 1, and I'll keep it
21 short. Thank you, very much.

22 MAYOR TROXELL: Thank you, very much.
23 Next.

24 MR. HOAGLUND: Hello. My name is Aaron
25 Hoaglund. I reside in 80521.

1 I've been through the slide show, so I
2 have a little bit of criticism -- not towards you,
3 Tyler -- but I think it may have been very useful to
4 have seen some of what's coming possibly before some of
5 the public input because what you're about to see is I
6 think what a lot of people don't realize, which is that
7 Colorado, as a state, does not criminalize toplessness.

8 A lot of our neighboring cities -- I
9 will try and remember exactly what I've seen. Boulder
10 was brought up. Greeley was brought up. Denver was
11 brought up. All in the slides to come.

12 I think what a lot of people don't
13 realize is that it's already legal in most of your
14 neighboring cities for women to go topless. They
15 already have the choice. They're not choosing to use
16 it.

17 That being said -- hopefully, I can get
18 through this if I have the time -- we're looking at the
19 results: 40 percent, 60 percent. If that number
20 40 percent is true, you're looking at roughly, given
21 the 152,000 or so residents -- so says the internet --
22 that Fort Collins has, you're looking at about 56-plus-
23 thousand people in the town, if that survey is
24 representative of the population, who are for this
25 measure of equality.

1 Historically, it's been the purpose of
2 the law to protect those in the minority from the
3 oppressive will of the majority. In this case, will
4 you side with the majority as a show of democracy, or
5 will you side with the minority who is seeking equal
6 rights?

7 With regard to the proposed Option 1,
8 there is still problematic language with breast and
9 buttocks being not clearly defined.

10 And also, the word "breast" is used
11 singular in Option 1, so I wonder if you intend to cite
12 a young woman for having two breasts out or one breast
13 out or just what?

14 A lot of the clarification that we
15 intended with this did not happen. Thanks.

16 MAYOR TROXELL: Thank you. Next.

17 MR. BURNS: Yes. My name's Ken Burns.
18 I've been -- had the opportunity and the -- the honor
19 to serve in this community, working with the justice
20 system as a former chaplain at the Larimer County
21 detention center, as one who has been a pastor in this
22 community for many years, working with some of the
23 toughest, hardened criminals in our community.

24 And I've had a chance to get to know
25 some of you that are on the Council over the years and

1 I appreciate your service and all that you have done.

2 And I guess more than anything, as one
3 who's also a father of two daughters, the word that
4 comes to mind here more than anything else is the word
5 "legacy."

6 It's not only what we do here today that
7 impacts our community today, but it's the choices that
8 we make today that impacts our community for the
9 future. We have an opportunity to choose today what
10 our future looks like. What kind of legacy do we want
11 to leave as a community? What kind of legacy do we
12 want to have for generations? We get to choose today.

13 And quite frankly, I want to leave a
14 legacy because when it's all said and done, my wealth
15 isn't going to go with me, my materials aren't going to
16 go with me. The thing that's going to go with me is
17 the legacy that I leave behind, the choices that I've
18 made with my life, my reputation. Those are the things
19 that I'm going to leave behind. And that's the most
20 important thing when it's all said and done. Thank
21 you.

22 MAYOR TROXELL: Thank you, very much.
23 Next.

24 MS. SIX: Good evening, Council members
25 and Mayor. My name is Samantha Six. And I'm from

1 80526. Before I jump into this, I'd like to just touch
2 on a few things that I've heard tonight.

3 In regard to this going public, No. 1,
4 how many cameras are in this room right now? This
5 story has already been represented on Associated Press
6 and USA Today. It's public.

7 Equal but different isn't equal. And
8 there is no place for religion in a public forum.

9 I'm here to speak in favor for equality.
10 I'm here to ask you to decide in favor of allowing
11 women to go topless in Fort Collins. The current rule
12 sexualizes women in Fort Collins without their consent.
13 And if you decide to only allow breast-feeding in
14 public, while you will be in line with Federal law, you
15 will be continuing to sexualize women without their
16 consent.

17 Not only are you sexualizing women, but,
18 if you vote for Option 1, you will be sexualizing,
19 stigmatizing, and potentially criminalizing girls as
20 young as 10 years old.

21 If you decide to do this, you will be
22 contributing to the prep -- or the preparation --
23 perpetuation of rape culture and rape apology.

24 There is no valid argument against
25 granting equal rights. Women deserve and should have

1 the right to make decisions concerning their own
2 bodies. By not deciding in favor of equality, you are
3 saying women are less deserving of (sic) men.

4 Right now, you have the opportunity to
5 be leaders in the movement for equality and show that
6 you believe all people should be treated equal.

7 Finally, I want to tell you that even if
8 you decide against equality tonight, this issue will
9 not go away, and we will continue to fight for equality
10 in Fort Collins until we are successful.

11 And touching on another subject that I
12 heard as I walked in this evening, I hope that I can
13 take all of your words at ending discrimination in Fort
14 Collins. Good evening.

15 MAYOR TROXELL: Thank you. Next.

16 MS. BURNS: My name is Janice Burns. I
17 have two teenage daughters. One of them said if this
18 passes, I don't want my fiance walking around town with
19 me. They go to Old Town. They don't want -- she
20 doesn't want him seeing other topless women.

21 The FBI just rounded up over 100 sex
22 traffickers and pimps, in this area included, and sex
23 offenders and sex traffickers is not going to decrease
24 if this is passed. It's going to only increase.

25 My husband was the chaplain of a sex

1 offender church and I know that they have extensive
2 rules about what they can and cannot do. They cannot
3 see, they cannot go this place or that place at this
4 time or that time; all rules that are made by the
5 parole board in order to keep them from going into --
6 leading them into temptation.

7 This would fly in the face of all that
8 the parole officers try to do and would flaunt what is
9 causing them problems. We would have more sex
10 offenders, not less.

11 If a woman wants to breast-feed, women
12 have been breast-feeding in public for centuries
13 without the need to be topless in order to do it. It
14 can be done discreetly and it has been done by
15 everybody that I know that's ever breast fed, which is
16 most mothers, so it is not necessary to be topless to
17 breast-feed.

18 And I have a question about the
19 exception for performance venues. What does that
20 include? Does that mean at New West Fest, it would be
21 okay for people to be walking around or if you're on
22 any stage anywhere? What does that mean?

23 And I, for one, would not stick around
24 this city. I would not work in this city. I would go
25 far, far away where I did not have to come into this

1 city ever to be exposed to this because it's against my
2 will.

3 MAYOR TROXELL: Thank you, very much.
4 Next.

5 MS. NAZECK: Good evening. My name is
6 Rosie Nazeck and I live on Camelot Drive. I have four
7 small children. They are 8, 6, 4, and 2. And just a
8 couple weeks ago, we were at the doctor's office doing
9 a yearly checkup and the doctor said, Well, I'm going
10 to sort of look you over, but you know that, you know,
11 no one is allowed to look at these parts of your body
12 unless they are your parent or a doctor?

13 And she was -- she said to me, Have you
14 had a conversation with your 8-year-old and your
15 6-year-old regarding what parts of their body should be
16 covered? Have you given them the swimsuit talk is what
17 she said? And what she was indicating, obviously, was
18 that you want your children to know that the parts of
19 their body that are covered by a swimsuit should not be
20 exposed to the general public and to other people
21 because there's a great chance of child pornography,
22 child molestation, and just the ability for children to
23 be exploited in that way.

24 And having nudity in Fort Collins,
25 having toplessness in Fort Collins, it's just one step

1 in the direction of allowing this in -- you know, any
2 sort of nudity in Fort Collins.

3 And if we have this as something that's
4 equal, as has been said before, we're not the same.

5 Equal dignity is not sameness. I say to
6 my children all the time, You don't always get what
7 your siblings get because you are different or you're
8 older or you're younger. That we all just have --
9 we're different because of who we are and what age we
10 are or different -- differences like that. Thanks.

11 MAYOR TROXELL: Thank you. Next.

12 LYNN: Good evening.

13 MAYOR TROXELL: Bring the microphone
14 down and speak right into it.

15 LYNN: Can you hear me?

16 MAYOR TROXELL: That's good.

17 LYNN: Okay. Thank you. My name is
18 Lynn. And my husband and I have lived in Fort Collins
19 for about ten years from Oregon.

20 We came to this town because of
21 everything it offers. It's a beautiful town. It's got
22 so much to offer.

23 Now, let me ask you this: When you
24 guys -- and females -- when everybody heard let's free
25 the nipple campaign, did you not laugh? Seriously? I

1 laughed until I realized this is really -- this is
2 really something to discuss. I was shocked. I was
3 flabbergasted. I just never thought I'd be here to
4 defend the nipple, to keep it private.

5 Morally speaking -- I know that one gal
6 said, Let's don't bring religion into it. Okay. Well,
7 let's -- I am a Christian, but I won't put religion
8 into it. I'll just put morals into it. Morally, we
9 are -- we as females -- we are known growing up that
10 the breasts are used for two things: Sexual desire for
11 men and for breast-feeding. It was never intended to
12 just go and flaunt.

13 If this passed -- and I hope that every
14 one of you will look into your heart and think about
15 your children, your grandchildren. If this passed, I
16 can't go downtown. I would never take my grandchildren
17 downtown. And that saddens me because it is a great
18 city. There's just no -- no room for this. I hope you
19 don't pass this. Thank you.

20 MAYOR TROXELL: Thank you, very much.
21 Next?

22 MR. NAZECK: My name is Jacob Nazeck. I
23 live on Camelot Drive here in Fort Collins. I'm the
24 father of four young children, a husband.

25 My wife and I have been here, raising

1 our family because we love Fort Collins. It's a
2 wonderful place for families. We have many, many
3 friends who are also bringing up their young kids and
4 we all brag to our siblings, our families, friends in
5 other places about how much we love this city.

6 I work very hard to raise my children in
7 what I believe is the right way, to protect them from
8 what seems to be a coarse culture.

9 And I'd just like to point out that we
10 already have many common-sense distinctions and laws in
11 place regarding decency and the differences between men
12 and women.

13 We don't allow pornographic magazines to
14 be on display at checkout lines in grocery stores and
15 that's for the sake of my children.

16 In our conversation about homelessness
17 at the beginning of this meeting, there were
18 distinctions between men and women, separate
19 accommodations. No one takes issue with that. We all
20 know, common sense tells us there are differences
21 between the sexes.

22 This law, the existing ordinance as it
23 stands is simply an example of that. It's a -- a
24 natural outgrowth of that. And so I would propose or
25 encourage you please to simply maintain the status quo

1 as it is. Please do not change the current ordinance.
2 Thank you.

3 MAYOR TROXELL: Thank you, very much.
4 Next.

5 MR. PATCHEN: My name is Chuck Patchen.
6 I live at 2513 Wyandot, 80526. I'm a business owner,
7 father of two girls and two boys, pastor in this
8 community.

9 We, as Americans, are all counted as
10 equal, created, endowed by our creator with equal
11 rights under the law, equal in worth by people. This
12 is not a debate about equality. Although being equal,
13 we are different. We have distinct ways in which
14 sexually, we are motivated, we are stimulated,
15 psychologically and chemically. It's a well-proven and
16 established fact.

17 To endorse this, it changes your
18 community for women and men. I believe it makes women
19 less safe and increases abuse.

20 Being a citizen of Las Vegas, Nevada,
21 for 12 years, being on mission trips in Bangkok, China,
22 Thailand, and in Serifos, Greece, where you have
23 toplessness and nudity and sex trade, it -- it attracts
24 different businesses. It changes your communities. It
25 changes family life.

1 In these places where these events take
2 place, you have a rise in abuse, in -- in sexual
3 assault, you have a rise -- even economically in the
4 workforce, it's diminished, and you begin to attract
5 other trades.

6 This doesn't just stay static. It
7 begins to affect family life and personal life, but
8 also businesses and how your city is -- is developed.

9 I would advocate that you vote no on 2.
10 Thank you.

11 MAYOR TROXELL: Thank you, very much.
12 Next.

13 MS. DOZIER: Hi. My name is Rachel
14 Dozier. I was born in Loveland and have been here in
15 Fort Collins for about eight years. I work as a nurse
16 here.

17 I would just like to state that I am not
18 in any way discriminated against or unequal because I
19 keep my breasts covered and that is not where my
20 identity comes from.

21 I would like to just speak on behalf of
22 a lot of the other citizens here, men in particular in
23 Fort Collins, just to reiterate some points that have
24 already been spoken. I spent a lot of time wading
25 through unbelievable amounts of statistics, going over

1 the fact that exposure to sexually explicit materials,
2 pornography, which has been considered -- toplessness
3 has been considered that to this point, and the rise of
4 unsafe premarital sex, sexually violent behavior,
5 increased sexually transmitted infections, unwanted
6 pregnancies, abortions, everything that flows
7 downstream from that.

8 And just what has been pointed out
9 already that there has to be a line drawn in the sand
10 somewhere of what's appropriate. And that has already
11 been drawn, as someone pointed out, the magazines in
12 the stores are covered, but I can turn around and walk
13 outside and I can see a fully unclothed woman?

14 My husband and I are hoping to make Fort
15 Collins our home, a place to invest. He's worked at
16 CSU, getting his Ph.D. there. If this ordinance is
17 passed, it would seriously hinder our ability to be
18 invested to have a family to be part of this community
19 if that is the atmosphere.

20 So I ask you to vote no on option 2.

21 And I just would like to end by saying
22 that our rights and our freedom are not rights to the
23 detriment of the other people around us. Thank you.

24 MAYOR TROXELL: Thank you. Next.

25 MR. SELKIN: Council members, Mayor, I

1 appreciate the time. I'm going to refer to you as
2 lawmakers because that's what you're doing today.
3 You're either going to keep the existing law or make
4 new laws.

5 MAYOR TROXELL: Your name, please.

6 MR. SELKIN: I'm sorry. My name is Tom
7 Selkin. I live in the Greenbriar Park area in District
8 1.

9 MAYOR TROXELL: Thank you.

10 MR. SELKIN: So I'm going to refer to
11 you as lawmakers. And I've had many of my friends
12 and -- comments are, What is the Council thinking?
13 Don't we have better time to do other things? This is
14 ridiculous. And then I come and see the two advisory
15 commissions support Option 2.

16 I do not support Option 2 and I do not
17 support Option 1. I think the Council should leave it
18 as is. But I thought about that question. Why are we
19 here? What's going on?

20 And the more I thought about it and what
21 I've heard from other people here is there are
22 differences. Everyone in this room knows there are
23 differences between a male and a female. And we know
24 that because it is part of nature. It's part of
25 nature's laws.

1 And that's where you guys get your
2 basis. There's been several quotes to the Declaration
3 of Independence and I'll quote, laws of nature and
4 nature is God. We know there are differences between
5 men and women because nature tells us. And that's
6 where you as a Council, our birth certificate, the
7 Declaration of Independence, that's where you derive
8 your power.

9 It wasn't that long ago -- maybe a
10 generation -- where public, our elected
11 representatives, they understood natural law. And I'll
12 use the Nuremberg trials as a perfect example 70 years
13 ago. The Nazis on trial said I follow German law. You
14 can't prosecute me. And the Nuremberg court said no,
15 you violated natural law. Crimes against humanity.

16 So you -- we are all subject to natural
17 law. There's differences between males and females.
18 Use that power, Council, and please vote no on both.
19 Thank you.

20 MAYOR TROXELL: Thank you. Next.

21 MR. WAGNER: Thank you for this
22 opportunity. My name is Fred Wagner. I've lived in
23 Wellington for 17 years now. My wife and I do almost
24 all of our shopping here in Fort Collins. We have date
25 nights here in Fort Collins. And we have five kids

1 that we like to do different activities down here in
2 Fort Collins.

3 Frankly, I'm quite amazed that we're
4 even here to have this discussion tonight. It's just
5 beyond the pale of what I consider normal thought
6 processes of a civilized people.

7 The measure of great cultures and
8 civilizations, in my opinion, I think, that is borne
9 out through history is the moral standards that they
10 uphold. We've seen -- seen lately that these moral
11 standards seem to be going downhill in the United
12 States. And just because other cities and the State
13 might do it doesn't necessarily mean, as somebody said,
14 we have to jump off the bridge with them.

15 I believe if you pass the ordinance,
16 it's going to contribute to a downhill trend. I think
17 it'll lead to disrespect for women, for men, and for
18 children.

19 And you know, I've not heard of -- very
20 many, quote/unquote, religious comments made tonight.
21 And if I was a religious person, does that discredit me
22 from being able to talk? After all, even if I was
23 religious, I'm a citizen of the country and of the
24 state and of the county, so I don't think that has any
25 bearing on it.

1 Thanks for your consideration and for
2 your time.

3 MAYOR TROXELL: Thank you, very much.
4 Next.

5 MR. DUBOIS: Thank you. My name is Pat
6 Dubois. I live in southeast Fort Collins in Councilman
7 Campana's district there. And I want to thank you.

8 This is my first City Council meeting
9 and I'm impressed with what you do and thankful for the
10 time that you spend.

11 Initially, when I looked at the agenda,
12 I thought these are boring issues and there are --
13 really, a lot of them, what you covered are very
14 important things. They affect a lot of people's lives.

15 I also want to thank the people that
16 came here tonight.

17 MAYOR TROXELL: Please keep your
18 comments directed to us. Thank you.

19 MR. DUBOIS: Let me put it this way: I
20 am so impressed and so proud with the community that
21 came out here tonight. They gave up, you know -- I had
22 to consider giving up family time with my kids, they
23 gave up time either with their family or personal
24 things that they wanted to do to come down here because
25 they felt it was so important.

1 I moved here almost 20 years ago because
2 this was a -- the greatest place that I could find to
3 raise a family in the U.S. I was relocating from
4 overseas.

5 In the process of those years, I've
6 counseled many other people that were considering, you
7 know, changing jobs and relocating to move to Fort
8 Collins because it's a great place to raise a family.
9 Okay?

10 We all that have children struggle in
11 today's society with raising young children. I have a
12 9-year-old and a 12-year-old. I agree that there are
13 sexist orientations in this society that need to
14 change. Okay? But you don't change them by throwing
15 our innocent children into an environment that
16 contradicts and conflicts with the moral values that
17 we're trying to raise. Thank you, very much.

18 MAYOR TROXELL: Thank you. Next?

19 MR. LeVASSEUR: Good evening, Council.
20 My name is Jason LeVasseur. I live in 80526.

21 And I want to reiterate that I think
22 it's very surreal. This just feels very surreal to me
23 to be here talking about this issue tonight. Like it's
24 actually here on the table, we're actually considering
25 this.

1 And I just -- everyone has touched on
2 just about everything I've had in my notes, so I don't
3 even know if I'm going to read this. I don't know what
4 to say.

5 I'd just express to you that I don't
6 think equality does mean sameness.

7 It would severely alter my view of this
8 city that I've lived in for almost 20 years if this
9 Option 2 was passed.

10 I -- I hope that you are not intimidated
11 or only hear the two proponent voices here tonight and
12 have that overshadow the majority of people who -- and
13 not that majority makes right, but I think common sense
14 does and just common decency.

15 My first reaction when I heard about
16 this was, What's going on? What are we coming to? Why
17 are we even talking about this?

18 And my wife is very against it and
19 was -- I said, Honey, can I just record your rant and
20 play it for everybody because I'm going to get up there
21 and forget everything I'm supposed to say?

22 But we have two daughters here and we do
23 have decency standards. And I can't take my 9-year-old
24 daughter to a PG-13 movie or an R-rated movie because
25 there's protections there for her.

1 If you put a topless woman in print,
2 that's considered pornography. And I don't want it to
3 be -- to hold me back from walking up College Avenue
4 because there's potentially -- you know, Fort Collins
5 potentially has been turned into a topless bar. Okay.
6 Thank you for listening.

7 MAYOR TROXELL: Thank you. Next.

8 DEBORAH: Hi, Mayor, Council members.
9 My name is Deborah, and I'm a first-time homeowner and
10 dog owner in Fort Collins with my husband and we've
11 really come to love this city.

12 And so as a citizen of this city, I
13 would ask you to vote no to Option 2.

14 As a marriage and family therapist grad
15 student at CSU, I believe that male and female should
16 be treated with equal rights and respect.

17 And with that said, I believe that this
18 ordinance would not allow for this -- that would allow
19 for a woman to be topless would detract considerably
20 from those goals.

21 I highly question the motives and the
22 reasons of the statement that women's breasts should be
23 considered the same as men's. I believe many arguments
24 have been made to that point, so I'll move on.

25 So, for me, as an empirically based

1 researcher that views family systemically within the
2 context of society, I would urge you to consider --
3 reconsider supporting option No. 2. The effects on
4 children and families of having topless women in public
5 is not something that can be ignored. This is
6 something that will expose unwilling children and can
7 skew gender identity and sexuality in young children in
8 a society that's already exposing and sexualizing our
9 children at younger and younger ages.

10 I won't -- research has shown that this
11 can lead to greater risk for delinquency and depression
12 in our children.

13 Additionally, the potential anxiety that
14 this would provoke in parents is something that would
15 negatively affect parenting, marriage, and families in
16 our city.

17 In other ways, I really believe in
18 instilling women's equality and rights and as a woman,
19 I would like to say that this is not an empowerment of
20 women.

21 So please fight for supporting healthy,
22 high-functioning families in Fort Collins by voting no
23 to this change. Thank you for your time and
24 consideration and your service to the City.

25 MAYOR TROXELL: Thank you, very much.

1 Next.

2 MR. RUSSELL: My name is -- my name is
3 Tom Russell. I live on Fern Court here in Fort
4 Collins. I moved here -- one of the reasons was that
5 Money Magazine said that this was one of the top ten
6 cities in the United States to live in.

7 To tell you the truth, I don't believe
8 the statistics you have up on that chart are accurate.
9 According to my count, they're not even close, in this
10 meeting at least.

11 I -- I only found out about this thing
12 this morning with a news report at 10 minutes while I
13 was driving to school. I think there's a lot of people
14 in Fort Collins that have no knowledge of this at all
15 and I think that's why it's the -- the -- the
16 statistics are skewed.

17 I have all kinds of points here and
18 these other people have hit these points.

19 Before I moved to Fort Collins, for 14
20 years, I worked with at-risk teenage girls, from 11
21 years old to 18 years old. I want the Council to
22 understand that every decision you make has
23 consequences. And one of the horrible consequences of
24 a decision to accept these options would be the crime
25 rate increase in sexual crime here in Fort Collins. We

1 would have to then deal with that. We'd have to
2 allocate money. We'd have to allocate resources
3 because of a decision that's made in the name of
4 equality when I don't believe this has anything to do
5 with equality.

6 I think we need to make a decision and
7 these Council members that these folks have voted for
8 are to represent us, all of us together. And cities
9 can have standards in that city.

10 And I would beg you to consider your
11 decision would be in the future, do we want Fort
12 Collins to be known as a progressive radical city or a
13 family-friendly city. And your decision on this
14 Council will determine that. Thank you, very much.

15 MAYOR TROXELL: Thank you, very much.
16 Next?

17 MS. HOXIE: Good evening. My name is
18 Robyn Hoxie. I live on Pitkin Street in the northeast
19 part of Fort Collins. Thank you for having all of us
20 and for so patiently listening to all of us.

21 I come to you all tonight as a mom.
22 Well, sorry. Back it up. As a woman and also as a
23 mother of four young kids: One girl, three boys.
24 First of all, as a woman.

25 I, first of all, do not feel threatened

1 in my equality alongside men. My dad did a wonderful
2 job of telling me I could do anything, and I still
3 believe that to this day.

4 I do not think that being topless or not
5 topless would determine that for my future.

6 I also think that toplessness or the
7 idea of sexism here is maybe a little out of context
8 for women. I think sexism maybe could be defined -- I
9 don't know the definition personally. I could --
10 didn't look it up, but I think it has to do with the
11 idea of making somebody an object used for sex
12 versus -- like putting them as an object for sexual use
13 versus like -- or women, saying, You only fit in this
14 box.

15 I don't necessarily think it is related
16 to how we are physically coming across or physically
17 how we're dressed. I personally do not want to reveal
18 my breasts in public. I think they are very special
19 and I would like to treat them that way.

20 Secondly, as a mom, I am trying to raise
21 my sweet daughter as a powerful, strong, passionate
22 woman who is going to take on the day, and I don't want
23 her hindered by anything.

24 Secondly, my sons, I want them to treat
25 women with love, honor, respect, and to put them in the

1 place that they deserve, kind of on a pedestal. That's
2 at least how my dad taught me.

3 And so I think -- even my 5-year-old has
4 an issue with wanting to touch body parts and so nudity
5 wouldn't help that. Thank you.

6 MAYOR TROXELL: Thank you, very much.
7 Next.

8 MR. YOUNGS: Thank you, City Council,
9 for allowing me to speak tonight. I'm Leif Youngs, and
10 I live over in the Campus West district area. I've
11 lived there for almost 15 years now.

12 And I came here because I wanted to go
13 to CSU and I've been trying to get away from CSU and
14 Fort Collins, but it keeps drawing me back. It's such
15 an awesome city because of a lot of what you guys do.

16 I was thinking about what to say while
17 standing in line and a lot of people have said a lot of
18 things I wanted to say.

19 What came to mind was three struggles
20 women have had in the course of history. One was the
21 right to vote. We wouldn't think any differently
22 about -- if we banned the right to vote today, there
23 would be outcry, there would be riots. We wouldn't do
24 that.

25 Second was the right to run the

1 marathon. If we banned that today, there would be --
2 there would be riots.

3 Third is what's currently happening.
4 It's equal pay for equal work. We want that to be
5 equal.

6 Fourth is now, we want women just to be
7 equal. If they could take off their shirt, that would
8 give them all the power in the world. But would they
9 do it? I don't think they would. I think just knowing
10 they could do it and be equal to men would give them --
11 would give them power.

12 And lastly, I think guys with their
13 shirts off, half of them are pretty disgusting, so I
14 think some guys should keep their shirts on. Some
15 girls can take their shirts off. That's their choice.

16 But let's give them equal power, equal
17 rights. Thank you.

18 MAYOR TROXELL: Thank you. Please,
19 no -- next.

20 MR. HOUSER: Hi. My name is Dan Houser.
21 I live at 1105 Kirkwood Drive here in Fort Collins.
22 Moved here just a couple years ago. I love the city.
23 I came back here after eight years of serving in the
24 military. Wanted to go to school and so now I'm a
25 student at CSU. 30 years old. Married to an amazing

1 woman who is back there. She's there with my little
2 boy who is nine months old, so I'm going to have fun
3 raising him up.

4 I think raising him up -- I'm probably
5 not going to be here in two years, but I would love to
6 think that the City of Fort Collins is as great in 10
7 or 15 years as it is now. And I definitely think that
8 allowing women to walk around topless is definitely not
9 going to get toward that goal.

10 I think -- I'm not going to say it
11 nearly as eloquently as so many of the people here have
12 said it, but they have just knocked off the list of
13 things that I wanted to say.

14 I think there's a million other things
15 we could say, but, in the end, I think what people have
16 really come down to is it's not about equality. It
17 seems like it's really about the agenda of the minority
18 trying to dictate how the majority live, and I think
19 that's totally wrong.

20 I think if you really want to live in a
21 way that's so specific to you, go somewhere else and do
22 it. Don't force everybody else in the City of Fort
23 Collins to live the way that you want to live
24 because -- what -- two people have come down and
25 talked -- or three people, maybe, have said that they

1 would support this, and I think the majority of the
2 people here that -- that don't support this are the
3 people who are going to be here in 10, 15, and 20
4 years. So thank you.

5 MAYOR TROXELL: Thank you, very much.
6 Next.

7 MR. COVIAS: Hi. My name Luke Covias,
8 and I have been a resident here in Larimer County for
9 33 years. I've been in Fort Collins for six years. I
10 have two children in this community.

11 I've also founded an organization here
12 in Fort Collins called Stand Firm Colorado. And what
13 we do is we educate K through 12 on the impacts of
14 drugs.

15 And so I just don't feel it's in our
16 community's best interest to have to try and educate
17 and empower and encourage these kids to make positive
18 decisions when faced with -- with this -- with this
19 ordinance.

20 So I hope that you guys stand firm with
21 me and vote no on this ordinance. Thank you.

22 MAYOR TROXELL: Thank you, very much.
23 Next.

24 MS. KISLING: My name is Erin Kisling.
25 I've been a resident of Fort Collins and the

1 surrounding area for about the last 17 years. I come
2 to you as a woman and a mother of four daughters, ages
3 14, 12, 8 and 6.

4 I'm adamantly against allowing women to
5 go topless in public. Men and women are different,
6 period. A man's chest is not the same as a woman's
7 chest. The society we live in today is, unfortunately,
8 hypersexualized and there is a billion-dollar porn
9 industry both supporting and promoting it.

10 Walking around public where -- bearing
11 naked breasts is not creating equality between men and
12 women. These points have been touched on numerous
13 times tonight.

14 For my daughters, I believe that they
15 deserve to be noticed for who they are. I teach them
16 that they are to be noticed for their given talents,
17 their intellect, not as the sexual beings that society
18 treats them as. They deserve respect. And this is not
19 asking for respect.

20 If only this issue was as simple as
21 seeking equal rights for women. And it's not. We must
22 ask ourselves what doors would be opened should this
23 pass. Would it then give the pornography industry a
24 foothold to say that they should be able to display
25 their magazines without the required plastic cover?

1 After all, it's only breasts that are being revealed.
2 Is that what we want our children to see when they walk
3 into a gas station?

4 It is so much more. It's about decency,
5 respect, protecting oneself, teaching our children the
6 value of their body and not giving in to the few who
7 seek to cause noise and a shock factor.

8 MAYOR TROXELL: Thank you, very much.
9 Next.

10 MS. AMUNDGAARD: Good evening, Council
11 members. Jamie Amundgaard. I live just outside of the
12 town in Timnath, but 90 percent of what I do is in Fort
13 Collins. My shopping, my spending, my dollar already
14 comes here. And so I speak to you first in that
15 course.

16 I am a mother. I am an involved
17 community member. I am a voter. And I have a small
18 business. And because of that, I really want to look
19 at what's going to happen to the businesses that are
20 here.

21 Personally, as a mother with two small
22 children, it's going to change where and how I shop.
23 It's going to change where I spend my time and my
24 money.

25 I moved here because Fort Collins has a

1 reputation for being a family-friendly -- friendly
2 environment.

3 The Fort Collins police spoke last night
4 at my son's school and did an amazing seminar on
5 internet safety for our kids. And one of the things
6 that struck me today as I was considering coming
7 tonight was that Officer Maynard talked about the laws
8 that impact our children and they don't realize these
9 laws. And a picture can be snapped of a woman with her
10 breasts exposed and it can be sent to another child and
11 it has ruined that child's life. It's a felony. So we
12 have laws that impact this for our children.

13 We are strengthening our laws for our
14 children from unwanted nudity, lewd things; right? So
15 we are trying to create this as a community and move
16 forward through these things. So we're strengthening
17 our laws, and it feels to me that this ordinance --
18 particularly Option 2 -- is absolutely going to be in
19 direct conflict with the laws that we have in place to
20 protect our children.

21 Also, one comment on the form that came
22 out, I know a lot of the IP addresses were different.
23 My question is if I lived in Fort Collins and received
24 that survey, I would have voted and my husband would
25 have voted. And were those two things taken into

1 consideration, or were a good portion of those surveys
2 that were thrown out mothers and fathers together at a
3 home?

4 MAYOR TROXELL: Thank you, very much.
5 Next.

6 MR. ELLIOTT: My name is Tom Elliott.
7 And I want to ask a question. In this sensationalized
8 24-hour media, you do realize that this will make
9 national news. My question would be is this the kind
10 of news you want to produce and is this the -- is this
11 what you want this city to be known for?

12 This is Fort Collins. We don't need to
13 be Boulder or some other city. I'm a cofounder of an
14 organization called Life For The Innocent, and we're
15 involved in the rescue of women from sex trafficking.

16 There's a clear connection between human
17 trafficking and pornography. Many of the women trapped
18 in that world simply do not want to be there. They are
19 exploited by men. Men who make money off of their
20 nudity. These same men then market the nudity of these
21 women to an audience of men. These men pay billions of
22 dollars each year supporting this, an industry that
23 exploits women.

24 Common sense says that these men would
25 love to see women walking around topless. They would

1 love for their behind-closed-doors virtual world to
2 become reality.

3 In an attempt to gain a right, women
4 would be giving a right to these same men. This would
5 not be a step forward for women's rights. It would be
6 a huge step backward.

7 Therefore, I urge you for the sake of
8 the city, more importantly for the sake of women,
9 please do not legalize toplessness.

10 Thank you, City Council, for all you do.

11 MAYOR TROXELL: Thank you, very much.

12 Next.

13 MS. HOAGLUND: Brittany Hoaglund, 80521.
14 As the figurehead of the topless equality movement in
15 Fort Collins, I've witnessed really terrible things.
16 I've watched people say that women deserve to be raped.
17 I have been called an exhibitionist, a slut, that I too
18 deserve to be raped, molested, and otherwise assaulted.

19 It seems nothing will show you misogyny
20 quite like fighting for women's rights. It's sad that
21 hasn't changed, yet despite how we stand with the
22 shoulders of giants who got women and the LGBTQIA this
23 far.

24 I've also seen you all get financially
25 blackmailed, which must be scary, considering how much

1 financial responsibility you have to the city.

2 I hope you're listening, everybody,
3 because you all need to hear this the most. People who
4 have the same rights as men will not hurt you. No
5 woman, no nonbinary, no trans person will bring you
6 bodily harm for having the right to choose. There will
7 be no bruises, no cuts, no stolen property. You will
8 be safe.

9 But for these other people, it is not
10 safe. Feminine upper body parts are objectified and
11 used to sell everything from cars to fast food, yet
12 when a person outside a picture or video chooses to
13 show or not show, we get shamed, harassed, raped,
14 murdered. In this case, we could also be fined and
15 jailed.

16 People deserve what you have: The
17 right, the safety, the power to determine what we do
18 with our bodies. It's just a choice. It's just a
19 right. And it won't hurt you.

20 Only making an exception for breast-
21 feeding mothers will not stop the harassment these
22 women face. It's a Federally protected right, yet
23 mothers are still spit on for being indecent. Doesn't
24 that say a lot? How these weapons of mass nutrition
25 are only seen as raunchy, despite how they carried our

1 species through famine and war and abundance.

2 Think of the children. Teaching the
3 children that the breast is not sexual, that women
4 should have freedom and autonomy over their bodies as
5 men do and being exposed to such can prevent children
6 from developing harmful sexist conclusions about the
7 human body, that's your job as a parent. Teach them
8 equality. Teach them the women, LGBT are just as much
9 people as men.

10 MAYOR TROXELL: Thank you, very much.
11 Next.

12 MR. HALL: My name is Patrick Hall. I
13 live in the Campus West area. For some period of time,
14 the male upper body was just as criminalized, if you
15 will, as the woman's body is today.

16 It's a psychology that we're having
17 about how the women upper body is so foreign from
18 society, and as one said earlier today, the -- there
19 are some people who should not walk around with their
20 shirt off.

21 And it's more so about giving these
22 people -- these women a choice, not about making it a
23 stand up for something that's not about equality. It's
24 completely about equality. It's about trying to -- as
25 Brittany said, about trying to find a -- a source of

1 how people are finding -- a source of why people are
2 sexualizing the body when it can be sexualized, but is
3 simply a form of feeding youth.

4 I do -- I personally don't even really
5 care whether or not the female body is exposed in
6 public. However, obviously, some people do care.

7 There does, however, need to be a
8 movement for women being defended on this issue with
9 objectification. Thank you.

10 MAYOR TROXELL: Thank you. Next.

11 MR. SMITH: Good evening. My name is
12 Scott Smith, 805 -- 80525. Thank you for your service.

13 I just wanted to say I'm also astounded,
14 along with many other people who are in this audience,
15 that this is an issue that is taking up the time of the
16 City Council.

17 I'm looking at the City Council -- or
18 the Fort Collins City's values, mission, and vision for
19 the City: Values which include outstanding services,
20 innovation and creativity, respect, integrity,
21 initiative, collaboration, and teamwork and
22 stewardship. I'm fighting to -- to fit this particular
23 ordinance into those values.

24 As I look at the 2015-2016 strategic
25 plan, I'm also having a hard time trying to fit this

1 particular -- these particular options, other than
2 Option 0, keeping it the same, into that vision:
3 Specifically, community and the liveability of our
4 neighborhoods. I'm not sure that this particular --
5 especially Option 2 fits in with that whole idea.

6 I had the opportunity to live in Sao
7 Paulo, Brazil, for an extended time, and I can tell you
8 that the public nudity there is much freer and more
9 liberal than many of the cities that we have in the
10 United States, and I can tell you that it -- it
11 contributes to the rawness or the -- I would say danger
12 that many of the people in that city face on a daily
13 basis.

14 I think that it's important to realize
15 that progress is important. I'm all for progress, but
16 progressing are the things that refine us, I'm a little
17 bit reluctant to do. Thank you for your time.

18 MAYOR TROXELL: Thank you. Next.

19 MR. STRALO: Hello. My name is Cole
20 Stralo. I'm a resident of Fort Collins.

21 And I would ask you, Council, not to
22 implement Option 2 because I believe that female
23 breasts are sacred. It's been suggested tonight that
24 to prevent a woman from exposing her breasts is to
25 sexualize her.

1 I looked up the definition for
2 sexualize. It is to make sexual, attribute sex or a
3 sex role to. And I would submit to you that no human
4 has the ability to, quote, sexualize another human. No
5 human has the ability to give a sexual role to another
6 human because we did not make ourselves. It was not
7 our idea to create sexuality. It's a God-given thing
8 that's beautiful and is sacred and it does not demean
9 women to tell them that they are not allowed to expose
10 these things that are sacred and God-given. And I'd
11 urge you to consider that and not to do this. Thank
12 you.

13 MAYOR TROXELL: Thank you. Next.

14 MS. SMITH: Good evening. I'm Lisa
15 Smith in southeast Fort Collins. I love living here.

16 I think it's just as important to
17 consider how we come to conclusions and why as it is to
18 consider the conclusions we come to themselves.

19 I've heard a couple of things tonight
20 that lead me to think that we need to consider how
21 we're going to come to this decision as a city.

22 First of all, the definition of nudity
23 that's being proposed for this change is that it be
24 considered waist down. That's today. What's to say if
25 we set the precedent now of nudity, top up is not okay,

1 but that in two or three years, when somebody decides
2 we should all be able to just run around buck naked for
3 whatever reason, we've set a very dangerous precedent.

4 That's one of the things that the
5 Supreme Court considers when they are making a
6 decision. What's the precedent. So if we don't like
7 the idea of someday all of us just running around in
8 our birthday suits, I think we ought to give some
9 strong consideration to not setting a precedent now.

10 I also think that the argument that
11 everyone else is doing it has never been a solid
12 argument. As a parent, I don't care how many of my
13 kids' friends are doing something illegal. My child
14 will never be allowed to do that thing because it's
15 wrong, not because all their friends are doing it.

16 And if Fort Collins is the only city in
17 this country that doesn't support public nudity, then I
18 will gladly live here, and I think we will attract a
19 high caliber of human being.

20 Three, if we're going to keep coming
21 back to the argument, then we will keep coming back to
22 defend it. No matter how long my child has a tantrum,
23 I will say no when no is the appropriate thing to be
24 said.

25 And finally, if equality is the thing

1 that will make people on the other side of the argument
2 feel better, then let's raise the standard and say
3 let's all put our shirts on and be modest. Thank you.

4 MAYOR TROXELL: Thank you. Very much.

5 MS. HOLLINGSWORTH: Scottie
6 Hollingsworth. I'm at 80525. I wrote an email earlier
7 today. And Kristin, you responded and I appreciate
8 that.

9 There have been a number of wonderful
10 things said this evening, but I think, most
11 importantly, it is important to point out that when
12 Brittany was interviewed by CBS News, she indicated
13 that she may not even go topless.

14 So for someone who was fighting so hard
15 for something may not even actually do it, that leaves
16 it very questionable in my mind. She says she wants to
17 be chipping away at gender equality.

18 She mentioned earlier, doesn't want
19 women objectified. I can't see how you would be more
20 objectified as to walk down the street topless. You're
21 not wearing anything. A man is not going to look at
22 you as the beautiful person that you are made to be if
23 he's completely distracted by your breasts. It's not
24 appropriate. It's not decent. It's not right. And I
25 think that everybody in this community knows that.

1 If she doesn't appreciate it, she can
2 move to Boulder. Elsewhere. Thank you.

3 MAYOR TROXELL: Thank you. Next.

4 MR. CRANE: Hello, Council. My name is
5 Andrew Crane. I live on Gunnison Drive in Collins. I
6 think the recurring thing I've been hearing tonight
7 that makes a lot of sense to everybody is fear. I
8 guess to be corny and quote my favorite philosopher
9 Voltaire, he said it would be better to let free a man
10 of guilt than to incarcerate a man that is innocent.

11 And I think what he really means by that
12 is that these things are hard. This is a hard subject.
13 This is something that's been in our society for a long
14 time. But equality is equality. As a man, if someone
15 told me I couldn't take my shirt off, I'd flip out.
16 How did we get to this point? It's man's fault. The
17 most dangerous thing to a woman in this world is men.
18 It's us that needs to change. It's us that needs to
19 say it's okay.

20 Women are feared to take their shirt off
21 because they don't want to be ridiculed. They want to
22 be seen as something that you can talk to that has a
23 brain.

24 I mean, I've made love to men and women,
25 so I've seen very different insights for myself in a

1 different way. I -- I've heard a lot of religion here,
2 too, which I actually do believe in a God sometimes and
3 I do realize that I think God put Adam and Eve on this
4 earth naked at first because they were good. They
5 screwed up and had to put clothes on.

6 It kills me that we can't get to the
7 point in society that we see people as so beautiful
8 that we can actually envision people walking by naked
9 and I can walk by a woman and look her in the eyes and
10 just everything is fine and get past that.

11 There was a time in our society where
12 having an ankle out would have been something wrong,
13 but we have gotten past that. And it's going to be
14 hard. It's going to be terrifying. But unless we
15 actually do it and dream of something better than we
16 actually are, we're never going to get there. We'll
17 always stay here in this parochial view and never
18 aggregate real love. And it kills me.

19 So thank you for just listening and I
20 know this is a hard subject.

21 MAYOR TROXELL: Thank you. Next.

22 MR. KNOBEL: Monte Knobel. 80524, Fort
23 Collins. Resident for a long time. Father, husband.
24 Grandfather.

25 And I appreciate all of you. Thank you

1 for your consideration on all this. A couple of things
2 that I haven't heard yet.

3 One is, on the printed document, there's
4 a lot of yellow space. Does that stay in the proposal?
5 And if so, the yellow highlighted, which tells that the
6 public is a right-of-way, a natural area, recreation
7 area, or trail, recreation center, public building,
8 public square, wherever, while located in any other
9 public place, private property, if the person is in a
10 place that can be viewed from level ground by another
11 and on and on and on, do those comments stay in the
12 proposals? Okay?

13 So there are -- it -- it seems if that's
14 true -- and I am speaking -- asking you to vote for
15 neither of these two, but to just totally absolve it
16 and leave the issue where it is. If these things
17 eliminate most of the public places, I don't know where
18 someone wants to be public with their toplessness, so
19 that needs to be clarified for me.

20 The bigger issue for me and perhaps for
21 you and for us is where it says Section 17-142, "public
22 indecency" is crossed out, "nudity" is brought in. I
23 think the definition of those two terms and the
24 importance of those two terms is very vital to the
25 discussion and to the future of Fort Collins.

1 Nudity is simply an observation of
2 clothes or no clothes. Decency is something a whole
3 lot more. It goes to morality or immorality. And I
4 think the big issue is what or who decides what that
5 is. I hope the media will speak and portray us as --

6 MAYOR TROXELL: Thank you. Thank you.
7 Next.

8 MR. MESSERLY: Good evening. I'm Eric
9 Messerly. I haven't lived here for very long, but I do
10 want to say that as a young man who doesn't take part
11 in that billion-dollar industry, I do seek to cherish
12 and honor women, and I don't think them walking around
13 topless is part of that.

14 I love my wife very much. It won't help
15 me personally. I don't want to walk around Old Town
16 and have to divert my eyes to continue cherishing my
17 wife and cherishing our relationship together.

18 So I do believe it is damaging. And I
19 don't think that walking around topless is going to
20 help anybody cherish or respect women. Thank you.

21 MAYOR TROXELL: Thank you, very much.
22 Next.

23 MS. HAYS: Hi. I'm Christine Hays and
24 I've lived in the city for 40 years. I'm currently a
25 member of the Human Relations Commission, but I'm

1 speaking as a citizen tonight. And I just wanted to
2 make two points.

3 On page 7, it reads -- on Option 2, it
4 says Option 2 would update the code provisions by
5 allowing female toplessness within the city and
6 specifically prohibiting all nudity below the waist for
7 both sexes with certain limited exceptions. That's not
8 written up there under that Option 2, so I would ask
9 that you clarify what "with certain limited exceptions"
10 might be before you take a vote on it.

11 The second thing that I had wanted to
12 point out is no matter what you do with the provision,
13 is that the way that our indecency or our nudity
14 statute is written or ordinance is written right now,
15 any woman that is exposing cleavage, part of her breast
16 from the side, a little bit from below, any part of the
17 breast at all, she's in violation of the ordinance.

18 So even though everybody is focusing on
19 nipples and toplessness, you need to understand that
20 what we have right now is a version that many, many
21 women that we know and people that we care about are in
22 violation of already. Thank you.

23 MAYOR TROXELL: Thank you, very much.
24 Next.

25 MR. TRAPP: Jimmy Trapp over on the --

1 over on Alfred Street. I came with nothing prepared,
2 so I hope this comes off clearly enough for you.

3 But as an artist who is frequently
4 drawing both male and females in the nude, I'm able to
5 separate what I can sexualize and what I -- what I
6 choose to sexualize and what I choose not to sexualize.

7 This makes -- this leads to a -- making
8 me question is this issue more about what's natural
9 and -- or what's culturally constructed?

10 This idea that's been brought forth
11 about allowing women to be topless out in public is
12 based on this culturally constructed idea that the
13 female breasts are indecent, somehow naturally
14 indecent, and to cover them up is what should be
15 continued on.

16 And I believe that because it's a
17 culturally constructed idea, that to move forward in
18 a -- in a -- for a movement to allow them the choice,
19 the option to go out in public without their shirt on
20 if they choose to do so is a good step into showing
21 that the female breast doesn't necessarily have to be
22 sexualized. So thank you, very much.

23 MAYOR TROXELL: Thank you. Next. Last
24 speaker.

25 SUSAN: My name is Susan. I live on the

1 southeast side of town, 80525.

2 First of all, I want you to know that
3 when you took out people who did the survey from the
4 same address, you took out a lot of people from our
5 household. We have a large family. We have people
6 sometimes living with us who are citizens here. We
7 have adult children. And so for all I know, if you did
8 that to all the other large families we know, you
9 really skewed the -- the results.

10 I want the people here who are for
11 public nudity to know that when there's a law against
12 nudity, I don't live in fear. I don't think this is a
13 hard subject. I think it's a clear subject. I feel
14 protected and I feel honored.

15 If you want to feel honored as a woman,
16 I would find a man who has been trained not to gawk at
17 other women, not to devalue them, but has waited for
18 the special relationship where he only looks at one
19 woman.

20 I was standing back there, thinking
21 about diamonds and how the reason -- one of the reasons
22 they're so valuable is because they're rare. And I
23 think it's rare these days to have a relationship where
24 both people in the couple value the other person and
25 save themselves for the other person. Thank you.

1 MAYOR TROXELL: Thank you, very much.
2 Now, I'd like to thank everyone for
3 speaking tonight and their comments. We're well past
4 our normal break time, so we're going to take a break
5 for 10 minutes and reconvene about 8:31. And at that
6 time, Council will have a conversation, make a motion,
7 and then -- and then go from there. So thank you, very
8 much, and we'll adjourn -- we'll break until about
9 8:31. Thank you.

10 (There was a recess taken.)

11 MAYOR TROXELL: Thank you. We're back
12 for Item No. 18. We're bringing it back to Council for
13 questions and discussion.

14 Mayor Pro Tem Horak.

15 MAYOR PRO TEM HORAK: Yes. Thank you,
16 Mayor. Ms. City Attorney, could you -- the first
17 one -- answer is -- they had a question about what does
18 the yellow highlighted mean on the two options?

19 MS. DAGGETT: On the two options, there
20 are two kinds of markings. One is there are words that
21 have a line through them, which is striking out
22 existing code language, so it would be removing
23 language from the current code. And any new language
24 that is proposed to be added to the code is shown in
25 yellow.

1 MAYOR PRO TEM HORAK: And a couple
2 others. One is what -- why did you suggest us making a
3 change to nudity over indecency?

4 MS. DAGGETT: The reason for that is
5 that there is a State law related to public indecency
6 which actually addresses a much broader range of
7 offenses and includes certain kinds of activities. And
8 because our provision really only relates to whether or
9 not someone is clothed, we thought it would be less
10 confusing to use a different more exact name for our
11 local provision.

12 MAYOR PRO TEM HORAK: And another
13 question that was asked was about what's the -- either
14 the case law or your -- I don't know -- I don't want to
15 say your opinion, but why -- included in the thing
16 about performances being done and what that means for
17 this particular ordinance. Performance venues.

18 MS. DAGGETT: Right. Performance venue
19 is actually described in the language of the ordinance.
20 It's described to mean theater, concert hall, museum,
21 school, or similar establishment to the extent the same
22 is -- excuse me; I should look at the exact language --
23 serving as a performance venue.

24 That language is -- has been proposed
25 because there's expressive activity in those types of

1 venues that we specifically identified as activity that
2 should be permitted, given the other legal constraints
3 on the City's regulatory power.

4 MAYOR PRO TEM HORAK: Just -- are there
5 any other parts of ordinance No. 1 -- Option No. 1 that
6 there were changes made because of your review and
7 other staff review of the -- the existing ordinance
8 that has been around for a very long time versus what
9 current case law is, et cetera, dealing with these
10 subjects?

11 MS. DAGGETT: We specifically added
12 breast-feeding as an exception because of the State law
13 that identifies breast-feeding as a protected activity.

14 We also specifically -- let me just say,
15 each of the exclusions was identified as something that
16 we have seen in other laws, in other jurisdictions,
17 which it was our understanding the City was not
18 intending to make illegal.

19 For example, if someone needs medical
20 care and their clothes are removed in order to give
21 them medical care in a public place, the reaction that
22 we've had uniformly to that is no one would intend that
23 to be a violation of our code.

24 Similarly, children under 10 tend to be
25 treated with a slightly different standard than

1 grownups or older teenagers. So we suggested that
2 children under 10 not be subject to this provision.
3 There are a lot of other issues related to children
4 that sort of tie into that.

5 And so what we were mostly trying to do
6 is to eliminate aspects of our current law that
7 actually include places that we don't believe it was
8 intended people would be prohibited from being nude.
9 Another good example is a locker room in a gym, where,
10 clearly, in order to shower, someone needs to be nude.
11 That's not -- it doesn't violate decency standards in
12 the same way it was understood the rest of the sort of
13 public places in the city would -- would tend to.

14 MAYOR PRO TEM HORAK: Thank you.

15 MAYOR TROXELL: Thank you. Gino.

16 COUNCILPERSON CAMPANA: Thanks, Mayor.

17 First of all, I was going to tell Tyler you did a great
18 job on your presentation. I think the first one you've
19 had before the Council. I see the City Manager picked
20 a real easy one for you to start out with. You can
21 thank him later. But you did a very good job.

22 The Human Relations Commission, when I
23 was reading their recommendations, I was puzzled
24 initially, but I think some light was shed on that
25 tonight. And I'm now wondering if we have a challenge

1 of definition.

2 I looked at -- or you provided to us
3 what Loveland has in their ordinance with female
4 breasts below the top of the nipple, and that makes
5 sense when we look at the entire breast in our
6 ordinance -- our proposed ordinance and the fact that
7 we -- yes, we do expose the top of breasts commonly
8 today.

9 I'm guessing that's why Loveland
10 specifically added that into their ordinance.

11 And the State didn't define the breast,
12 but added "lewd," so almost like it was behavioral-
13 based.

14 And we have neither of those, really.
15 Neither -- ours is not as clearly defined, I think,
16 without this definition of further defining the breast
17 or the behavior. Could you speak to that?

18 MS. DAGGETT: The specific definition of
19 what parts of the breast need to be exposed in order to
20 violate the code, we did not really delve into that,
21 just because there had not been a lot of discussion
22 about that particular aspect.

23 Certainly, we could add to our language
24 something that would define that more narrowly.

25 So I think if Council is interested in

1 being more specific, I think that is language that
2 would be fairly easy to add, even on first reading, to
3 the code.

4 The second issue which relates to the
5 State law actually gets to a point that I think was
6 noted by the Human Rights Commission because the State
7 law actually calls for an intent. It actually requires
8 that the exposure be with the intent to arouse or to
9 satisfy the sexual desire of any person.

10 So, in fact, rather than just gadding at
11 somebody who happens to be naked or topless, it
12 actually gets to somebody's intent, the purpose for
13 which they're in that state.

14 That is another thing that we could add
15 to our code. We don't currently have that and that's
16 not been in our code. It -- it is in the State law,
17 so, in fact, behavior that violates that State law is
18 still illegal under State law, whether or not it's a
19 violation of our City code.

20 COUNCILPERSON CAMPANA: That helps.
21 Thanks.

22 MAYOR TROXELL: Ross.

23 COUNCILPERSON CUNNIFF: Just to be clear
24 on that second point, regardless of what the City does,
25 the State law applies, and our police would be

1 authorized to issue tickets, which would stand up in a
2 court of law?

3 MS. DAGGETT: That's correct.

4 COUNCILPERSON CUNNIFF: Thank you.

5 MAYOR TROXELL: Kristin.

6 COUNCILPERSON STEPHENS: Yeah. In that
7 same vein, what is the penalty for someone who is
8 topless?

9 MS. DAGGETT: I think what I might do is
10 defer to -- Bronwyn was here. Yeah. I think we can
11 provide that information here in just a moment because
12 I don't want to jump in. We have a range of penalties
13 in municipal court. We would need to look at the
14 court's municipal court fine schedule in order to tell
15 you exactly what a first offense for a violation of
16 this provision would be, so we'll work on getting an
17 answer to that.

18 MAYOR TROXELL: Thank you. Gino, would
19 you --

20 COUNCILPERSON CAMPANA: I'm prepared to
21 make a motion if there's no other questions.

22 MAYOR TROXELL: Ray?

23 COUNCILPERSON MARTINEZ: I had a couple
24 questions. Did the Humans Relations Commission do a
25 public outreach to the community when they made their

1 decision?

2 MR. MARR: It's not my understanding
3 that that occurred, Ray -- or Councilman Martinez.

4 COUNCILPERSON MARTINEZ: Okay. And did
5 the Human Relations Commission and the Women's
6 Commission -- I guess both of those spoke out. Did
7 either of them do an outreach at all?

8 MR. MARR: No. The Women's Commission
9 just weighed their opinion in via email; whereas, the
10 Human Relations Committee voted on it at their last
11 meeting.

12 COUNCILPERSON MARTINEZ: So without
13 seeking anyone else's outside outreach of any sort,
14 then, they just decided that's what they wanted?

15 MR. MARR: To be fair, I think that it
16 was on short notice from us, just trying to seek their
17 input. That could have something to do with it.

18 COUNCILPERSON MARTINEZ: Did they
19 request to do further outreach?

20 MR. MARR: Not that I'm aware of.

21 COUNCILPERSON MARTINEZ: Okay. And
22 then, for the City Attorney's office, when someone buys
23 a Playboy magazine over the counter, do they have to be
24 a certain age by law?

25 MS. DAGGETT: That's an issue that we've

1 been confirming, and I believe there is a State law
2 that prohibits the sale of certain types of
3 publications to minors. And I would look to Bronwyn
4 Scurlock -- Assistant City Attorney Bronwyn Scurlock,
5 who is coming down to the mic to respond to that
6 question.

7 MS. SCURLOCK: I'm sorry. Could you
8 repeat -- could you repeat the last question, please?

9 COUNCILPERSON MARTINEZ: Do -- do
10 magazines showing nudity -- is there an age limit to
11 what person can buy it? Purchase it? Like Playboy,
12 for example, that shows breasts?

13 MS. SCURLOCK: Yes. I believe the State
14 law prohibits the sale of pornography to minors.

15 COUNCILPERSON MARTINEZ: Okay. Is that
16 the term it uses? Pornography?

17 MS. SCURLOCK: Yes.

18 COUNCILPERSON MARTINEZ: Okay. So
19 anyone under the age of 18 can't be exposed to pictures
20 of breasts; right?

21 MS. SCURLOCK: Cannot be exposed?

22 COUNCILPERSON MARTINEZ: To pictures of
23 breasts in a store; right?

24 MS. SCURLOCK: That's correct.

25 COUNCILPERSON MARTINEZ: Or pornography.

1 So --

2 MS. SCURLOCK: I believe the statute
3 refers to it as obscenity.

4 COUNCILPERSON MARTINEZ: Obscenity.
5 That's considered obscenity for people under the age of
6 18. So how do we control that if kids are walking
7 downtown, high schoolers or whoever and a woman decides
8 to go topless if we pass this? We have no way of
9 controlling that. What's the difference? I mean, a
10 picture versus live obscenity? Are you following what
11 I'm saying, or did I lose you?

12 MS. DAGGETT: I think, as a practical
13 matter -- I mean, there is actually a difference
14 between a person naked and a publication. Not to opine
15 on the sort of policy choice between those two things,
16 they are distinguishable.

17 COUNCILPERSON MARTINEZ: Right. So if
18 we have -- if we can't allow for people under the age
19 of 18 to see it in picture format, why would we allow
20 them to see it live downtown?

21 MAYOR TROXELL: Please refrain. Thank
22 you.

23 COUNCILPERSON MARTINEZ: If -- well, I
24 think you answered my question. I think I got clarity
25 on that.

1 The -- the other point, I guess -- hang
2 on. Let me -- let me see a thought here.

3 MS. DAGGETT: One thing that I can add
4 while you're thinking -- I'm sorry --

5 COUNCILPERSON MARTINEZ: Sure.

6 MS. DAGGETT: -- is that on the
7 municipal court fine schedule, a violation of Section
8 17-142, which is the section currently entitled public
9 indecent, is a -- calls for a \$250 fine on the first
10 offense.

11 COUNCILPERSON MARTINEZ: Okay. And
12 right now, for things that are prohibited from people
13 of a certain age, we designate them to go to certain
14 sites for that? In other words, if you want to drink
15 beer, you have to be 21, so you have to go to a
16 location that's for 21-year-old people only. We don't
17 make it public for people just to drink out on the
18 street like that, unless they have a licensed perimeter
19 and they get a special permit.

20 And the same way with marijuana stores,
21 we do the same thing. You have to be a certain age to
22 walk inside the establishment, etc.

23 That's just what I'm trying to say. It
24 just seems this would be contrary if we went the other
25 way. If we're going to do something like that, it

1 should be -- I don't want Fort Collins to be a strip
2 club. I want there to be a strip club somewhere else.
3 Not Fort Collins becoming one.

4 MAYOR TROXELL: Now, please. Council --

5 COUNCILPERSON MARTINEZ: That's the end
6 of my questions.

7 MAYOR TROXELL: Thank you. Okay. Gino?

8 COUNCILPERSON CAMPANA: Thanks, Mayor.

9 I make a motion that we approve on first reading
10 Ordinance No. 134-2015, utilizing Option 1 with one
11 caveat. I would like to add the definition of a breast
12 similar to Loveland; that being female breasts below
13 the top of the nipple or something along those lines
14 that I -- I defer to you for proper legal terms for
15 that.

16 MAYOR TROXELL: Motion. Is there a
17 second?

18 COUNCILPERSON CUNNIFF: I'll second it.

19 MAYOR TROXELL: A motion and second.

20 Any further discussions regarding the motion?

21 Gino, do you want to follow up?

22 COUNCILPERSON CAMPANA: Well, I'll say,
23 first of all, thank you for everyone coming out tonight
24 and the emails and the phone calls. There's many times
25 where we sit up here for five, six hours after reading

1 several inches of -- of material and at times, you
2 scratch your head and think, What am I doing up here?

3 And I learned a lot tonight. I've
4 learned a lot through this issue.

5 The first time I was emailed on this
6 issue, I thought it was just a random email and it was
7 going to go away. And I've had many discussions with
8 my own family and friends and community members about
9 it and, at a bare minimum, I think that it's brought
10 people together in talking about what we cherish in
11 Fort Collins and who we want to be in Fort Collins.

12 I think the dialogue should continue.
13 There's obviously some -- some drive behind it. I'm
14 shocked 40 percent of our city has taken this --
15 40 percent of the people who have taken the survey have
16 thought that going -- women going topless in our
17 community is a good idea.

18 So there -- there's something behind
19 that. And clearly, based on the ordinances that we've
20 reviewed of other communities, there's been a lot of
21 dialogue on this and a lot of controversy and a lot of
22 work that's gone into it. And frankly, even when I
23 read our State statute, I'm not sure I even understand
24 it after reading it 20 times over while I was reviewing
25 this topic.

1 So I don't think it's going to go away.
2 I think it's going to continue to be here. I think
3 there was a lot of really good comments here tonight.
4 Some, I agree with; some, I don't.

5 I do think we are -- are evolving as a
6 community and as a nation and this is where we're at
7 tonight is, you know, what we want to do with this
8 ordinance. And I think by -- I think it was a good
9 exercise. I think adding breast-feeding is good. I
10 support that. And I also think that clearly defining
11 "breast" makes sense, as well.

12 So the effort will be -- you know,
13 bear -- bear fruit for all the work that has gone into
14 it, so thanks for coming out tonight and all your work
15 that you guys did on it at City.

16 MAYOR TROXELL: Kristin.

17 COUNCILPERSON STEPHENS: Thank you. I
18 want to echo what Gino just said. I want to thank
19 everybody who came out tonight and spoke. It's -- I
20 think we make better decisions on Council when we have
21 more public engagement and people involved, so I
22 appreciate everybody coming out. And a lot of emails.
23 You gave us a lot of emails to read. Thank you. A lot
24 of phone calls.

25 But, you know, I do think we make better

1 decisions when the whole community is involved with
2 helping make these decisions.

3 That being said, one of the questions
4 that was asked was why are we talking about this? And
5 I think it is important to talk about issues that
6 are -- that are sometimes uncomfortable for us or -- or
7 have some controversy because there are different
8 opinions out there, and I think it's good to hear from
9 different opinions. Even within the people that didn't
10 support changing the rule, you know, different opinions
11 on why -- why they came here tonight.

12 So I also want to thank the Womens
13 Commission and the Human Relations Commission for
14 weighing in. You know, I -- it definitely gave us
15 different things to think about it as we -- as we look
16 at this issue.

17 I do understand that some people think
18 this is discriminatory towards women, so I think
19 it's -- it's very important to validate that some
20 people do find this current law discriminatory. But I
21 also understand that people -- other people in the
22 community and more people in the community value
23 modesty in our community.

24 It's clear to me as a representative of
25 District 4, of my district and of the community, that

1 people don't want Option 2. 60 percent of the people,
2 that's a pretty resounding no for Option 2. And the
3 people who came tonight also expressed that same view.

4 So while I respect everyone's view who
5 came out here tonight to speak on this difficult topic,
6 I will be supporting the Option 1, as Gino has said.

7 And thank you again. I do encourage the
8 women that have come out here and are interested in
9 supporting equal rights for women that they continue to
10 work on women's issues. There's a lot of women's
11 issues out there and -- that could use your support:
12 Equal pay, more representation in City Government of
13 women. And so I -- so I encourage many of the people
14 that are here and especially the people that worked on
15 this issue to take your passions and work on -- work on
16 some of those issues, as well. Thank you.

17 MAYOR TROXELL: Thank you, Kristin.
18 Anybody else?

19 I'll make my comments. It -- you know,
20 I really appreciate this coming forward. Basically,
21 this came forward from a Council members' listening
22 session and brought it forward.

23 And it -- it has been a difficult issue
24 and it's one of those issues that, you know, I also
25 understand what people have been saying, if this is --

1 is this really a problem? And -- and I -- I can
2 understand that sort of thing. But, you know, I think
3 it really speaks well of this Council of bringing
4 things forward.

5 This is our real first discussion on
6 this particular topic, as well, where, oftentimes, we
7 have a lot of -- a number of work sessions leading up
8 to a policy decision, so, you know, I really credit the
9 Council for being out and listening to citizens.

10 And also, I want to thank everyone that
11 has been writing emails and also here tonight and
12 speaking tonight, and -- and frankly, I think the
13 message is loud and clear.

14 You know -- you know, I also met with
15 the proponents and -- and in particular, Brittany
16 and -- and one of the things that she had a hard time
17 articulating, at least to me is -- is -- in your best
18 outcome, what do you see and it really -- she couldn't
19 articulate it in a way that -- and so, you know, gender
20 equity, and -- and -- and which I'm fully supportive,
21 is not gender neutrality, at least in my mind, and --
22 and I don't see those as being equal in -- in terms of
23 the discussion we're having here tonight.

24 Another thing that was compelling for me
25 are the strong statements made by women throughout our

1 community. Things about decency, enjoyment of our
2 community, a sense of family, valuing humans and -- and
3 family and community and high-functioning families,
4 things such as that.

5 And that is a value of our community,
6 and I appreciate those that came out tonight and spoke
7 to -- to those points.

8 Also, I think, through this, we've
9 examined our current -- current ordinances and I -- you
10 know, we've, I think, made them defensible, where they
11 needed to be and -- and this particular option, I
12 think, has improved what we currently have on the
13 books, so I will be supporting Option 1.

14 Ray, please.

15 COUNCILPERSON MARTINEZ: Yeah. I'm
16 sorry, Mayor. I didn't see it at that moment, but I
17 always like to give you the last say on that and I
18 think that's important. But the only thing I want to
19 make sure we add is the reason why I'm in -- so much
20 not in favor of Option 2 and I favor Option 1 is that
21 when we talk about our rights, whose rights are we
22 talking about? And the right to not be exposed to or
23 the right to expose yourself to people that don't want
24 it?

25 I mean, which ones are the rights? And

1 that's a careful balancing act. And you can see, with
2 the people that came out today, taking away their
3 family life to come down here to try to set the tone of
4 how they want this community to go, what direction they
5 want this community to go. Just in the last two weeks,
6 I've talked to about 70 students -- CSU students -- and
7 asked them what they thought. Now, you would think
8 they would say, Yeah, baby. But they didn't.
9 80 percent of them. I'd say 80 percent said it's not
10 right.

11 Now, that's maturity. That tells you
12 that they're seeing something that just doesn't seem
13 right. They couldn't put their finger on it, but it
14 just didn't seem right. That's a good, common-sense
15 approach, and I'm glad we've got students that are
16 seeing that and that are thinking this way and thinking
17 the correct way in this sense.

18 But this is really about a community
19 thing and a community effort, right in that word
20 "community" is the word "unity." And we have to stay
21 together with what we want this community to be. What
22 I don't want to see is us pass something like this that
23 causes people from other communities to come here
24 because we're doing and, all of a sudden, we're exposed
25 to other people saying, We can go to Fort Collins and

1 run around topless. I don't want that. That's not
2 what we're about.

3 So I'll be supporting Option 1.

4 MAYOR TROXELL: Jerry, please.

5 MAYOR PRO TEM HORAK: A couple things.
6 One, I want to commend Brittany for having the courage
7 to bring this forward originally as well as to speak
8 tonight to a crowd who was predominantly not in her
9 favor who also applauded a number of times for their
10 points but didn't applaud for other points as much.

11 So it's great to applaud, but in this
12 chamber, it's not really what's supposed to happen.
13 It's supposed to give everybody the equal right to
14 speak, not being intimidated. And that's important to
15 remember. So if you were on the other side tonight,
16 you might not have enjoyed it as much when people are
17 doing that.

18 But I respect everyone coming out and
19 giving their viewpoint. I -- what I think has been
20 forgotten and the Mayor alluded to some and I will say
21 the media certainly has sensationalized. The only word
22 that's been sensationalized is "topless." It didn't
23 deal with that we had an antiquated ordinance which
24 couldn't be defended very well in court. We've taken
25 that ordinance -- because of Brittany and her folks,

1 taken a better look at that to make sure it can be
2 defended and does deal with actually what the intent of
3 the ordinance was. That's been totally lost in -- in
4 the -- in some of the comments tonight.

5 We had some comments tonight saying we
6 shouldn't change it. Well, not changing it would not
7 really be smart. That would be -- we'd be left where
8 we were for something somebody did 20, 30, 40 years
9 ago, whenever it was previously passed.

10 So I think it's important to remember
11 that discussion of ideas in public doesn't make them
12 bad. It doesn't make them, Why are you talking about
13 that? It's like that's the idea of democracy. You get
14 to talk about many different things.

15 And the amount of staff time or effort
16 that went into this was very small. The amount of
17 Council time that went into it and citizen time was
18 probably much greater, which is exactly -- on this
19 topic, is exactly where it should be.

20 And yeah, I was the Council member who
21 had the listening session that Brittany was there and
22 brought up this topic back -- I can't remember if it
23 was February -- around that time frame. And if you
24 really look at her argument and you can -- you know,
25 it's great what the community wants. I don't disagree

1 with that for what the community wants here, but it's
2 not an irrational argument. I mean, it's fairly
3 rational. It's just that society today, where we are,
4 that's not where we are. But if we were in 1900, where
5 we are would be women with their ankles covered, going
6 swimming with things on which we would find to be
7 absurd.

8 Things change over time. And I think
9 that was her overall point, that we have to keep
10 looking at what are our laws and where they are and
11 making sure they're fair for all. Not just for the
12 majority, but actually fair for all, no matter what the
13 majority thinks.

14 That's what the Supreme Court regularly
15 rules on. They rule on when laws done by people like
16 us up here and state legislators are unconstitutional
17 because they don't give equal protection.

18 MAYOR TROXELL: Thank you. Ross.

19 COUNCILPERSON CUNNIFF: Just real
20 briefly. Thanks, Jerry, and thanks, Gino, and everyone
21 who has spoken. And thank you to the community who
22 came out. We think it was really important for us to
23 understand where the community was on this. I was one
24 of the Council members that asked for this to be
25 considered because of the issues that were raised and I

1 think it is important for us to make a change and I do
2 support Option 1.

3 I also particularly support the
4 exemption for breast-feeding. Our society has changed
5 and has recognized the importance of that to the
6 healthy development of infants and for the need for
7 that to be supported in our society, so I think it's
8 good for us to be moving in that direction. I'll be
9 supporting Option 1.

10 MAYOR TROXELL: Anyone else? So we're
11 voting on Option 1 of -- of No. 18. And with
12 additional language which we don't have yet but will be
13 part -- do we? Would you state that, please?

14 MS. DAGGETT: The language which is
15 projected up on the screen is in Subsection B, which
16 states no female who is 10 years of age or older shall
17 knowingly appear in any public place with her breast
18 exposed -- I've added the language below the top of the
19 nipple -- "while located" -- and then it goes on with
20 the ordinance as printed.

21 MAYOR TROXELL: Okay. So is that clear
22 to Council? Okay. So with the additional language.
23 So it's Option 1 with additional language. Any further
24 questions? Roll call, please.

25 CITY CLERK: Cunniff?

1 COUNCILPERSON CUNNIFF: Yes.

2 CITY CLERK: Martinez?

3 COUNCILPERSON MARTINEZ: Yes.

4 CITY CLERK: Overbeck?

5 COUNCILPERSON OVERBECK: Yes.

6 CITY CLERK: Campana?

7 COUNCILPERSON CAMPANA: Yes.

8 CITY CLERK: Stephens?

9 COUNCILPERSON STEPHENS: Yes.

10 CITY CLERK: Horak?

11 MAYOR PRO TEM HORAK: Yes.

12 CITY CLERK: Troxell?

13 MAYOR TROXELL: Yes. So the motion
14 passes. Thank everyone for coming out tonight and
15 appreciate that.

16 We'll move on to item No. 19.

17 (There were further proceedings had, not
18 transcribed herein.)

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