

AGENDA
OF THE
COUNCIL OF THE CITY OF FORT COLLINS, COLORADO

April 6, 2004

Proclamations and Presentations
5:30 p.m.

- A. Proclamation Proclaiming the Month of April as "Sexual Assault Awareness Month".
- B. Proclamation Proclaiming the Month of April as "Records and Information Management Month".

Regular Meeting
6:00 p.m.

PRESENTATION OF COLORS BY CUB SCOUT PACK 95, WEBELOS DEN 6

- 1. CALL MEETING TO ORDER.
- 2. ROLL CALL.
- 3. CITIZEN PARTICIPATION (limited to 30 minutes)
- 4. CITIZEN PARTICIPATION FOLLOW-UP:

This is an opportunity for the Mayor or Councilmembers to follow-up on issues raised during Citizen Participation.

- 5. AGENDA REVIEW: CITY MANAGER

6. CONSENT CALENDAR

The Consent Calendar consists of Item Numbers 7 through 24. This Calendar is intended to allow the City Council to spend its time and energy on the important items on a lengthy agenda. Staff recommends approval of the Consent Calendar. Anyone may request an item on this calendar to be "pulled" off the Consent Calendar and considered separately. Agenda items pulled from the Consent Calendar will be considered separately under Agenda Item #33, Pulled Consent Items. The Consent Calendar consists of:

- 1) Ordinances on First Reading that are routine;
- 2) Ordinances on Second Reading that are routine;
- 3) Those of no perceived controversy;
- 4) Routine Administrative actions.

CONSENT CALENDAR

7. Consideration and approval of the Council meeting minutes of February 3, 2004.
8. Second Reading of Ordinance No. 034, 2004, Authorizing the Sublease to Larimer County of Portions of the Fossil Creek Reservoir Property Leased by the City from North Poudre Irrigation Company.

The Natural Areas Program holds a lease on 810 acres of land and surface water rights from North Poudre Irrigation Company for Fossil Creek Reservoir. This Ordinance, which was unanimously adopted on First Reading on March 16, 2004, approves a sublease of all or a portion of that leased property to Larimer County. The sublease will allow Larimer County Open Lands to lease, operate, maintain and manage a 150' strip (approximately 25 acres) along the south shore of the reservoir adjacent to Fossil Creek Reservoir Regional Open Space (FCRROS). FCRROS is jointly owned by the City and County, but it will be operated by Larimer County. Larimer County has completed the design of the public improvements for FCRROS, which will be constructed this spring/summer/fall and the site opened to the public late this year.

ITEMS NEEDING INDIVIDUAL CONSIDERATION

28. **Second Reading of Ordinance No. 050, 2004, Authorizing the Acquisition by Eminent Domain Proceedings of Certain Lands Necessary for the Construction of Public Improvements in Connection with the Stormwater Utility Drainage Outfall for the North Tributary System and the Street Oversizing Ziegler Road Realignment Project.** (15 minutes)

A stormwater drainage easement is required for the North Tributary outfall across property east of CR 9 owned by Ed McDowell. The North Tributary Stormwater pipe drains areas of existing Parkwood, Parkwood East, and Meadows East neighborhoods. Installation of this storm water pipe across Timberline Road was done in 1999, and currently floods property owned by the Rigden Farm Development before spilling into the Fossil Creek Reservoir Inlet Ditch (FCRID), overtopping CR13 and draining into the Poudre River.

The Street Oversizing Program has been working with the developer to obtain the right of way necessary to construct Ziegler Road from Drake to Horsetooth on a new alignment west of the FCRID. This new alignment will meet minor arterial standards and eliminate the current substandard roadway with narrow one lane bridges. Ordinance No. 050, 2004, was adopted 5-2 (Councilmember Hamrick and Roy opposed) on First Reading on March 16, 2004.

29. **Items Relating to the Adrian Annexation and Zoning.** (45 minutes)

- A. Second Reading of Ordinance No. 051, 2004, Annexing Property Known as the Adrian Annexation.
- B. Second Reading of Ordinance No. 052, 2004, Amending the Zoning Map and Classifying for Zoning Purposes the Property Included in the Adrian Annexation.

This is a request to annex and zone 2.18 acres located at the southeast corner West Vine Drive and Impala Drive. The property is north of LaPorte Avenue, west of North Taft Hill Road, and east of North Overland Trail. It is currently being used as an existing single-family residence (with house and horse barn) and is in the FA – Farming Zoning District in Larimer County.

On March 16, 2004, Council unanimously adopted Resolution 2004-043, Setting Forth Findings of Fact and Determinations Regarding the Adrian Annexation and Ordinance No. 051, 2004, annexing the property.

Also, on March 16, 2004, Council voted 4-3 (Councilmembers Kastein, Martinez and Weitkunat opposed) to adopt Ordinance No. 052, 2004, amending the zoning map and zoning the property included in the Adrian Annexation. The recommended zoning, LMN – Low Density Mixed-Use Neighborhood, was changed to Low Density Residential (RL).