



REGULAR MEETING AGENDA

FORT COLLINS CITY COUNCIL

September 5, 2006

Doug Hutchinson, Mayor
Karen Weitkunat, District 2, Mayor Pro Tem
Ben Manvel, District 1
Diggs Brown, District 3
Kurt Kastein, District 4
Kelly Ohlson, District 5
David Roy, District 6

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

Cablecast on City Cable Channel 14
on the Comcast cable system

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

Proclamations and Presentations 5:30 p.m.

- A. Proclamation Declaring "Benevolence" as the Community Character Focus of the Month for September 2006.
- B. Proclamation Declaring September 5, 2006 as the Kick-off Date for the United Way of Larimer County's Fundraising Campaign.
- C. Proclamation Declaring September 15 - October 15, 2006 as Hispanic Heritage Month.
- D. Proclamation Declaring September 9, 2006 as Museo de las Tres Colonias Day.
- E. Proclamation Declaring September 12, 2006 as Fellowship House Day.

Regular Meeting 6:00 p.m.

PLEDGE OF ALLEGIANCE

1. CALL MEETING TO ORDER.
2. ROLL CALL.
3. CITIZEN PARTICIPATION (limited to 30 minutes)

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

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

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

Consent Calendar

The Consent Calendar consists of Items 6 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 Item No. 31, Pulled Consent Items. The Consent Calendar consists of:

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

6. Second Reading of Ordinance No. 120, 2006, Appropriating Unanticipated Grant Revenue in the General Fund for the Poudre Valley Health System Choose the Right Road Driving Program.

Poudre Valley Health System ("PVHS") has developed "Choose the Right Road", a program designed to minimize the number of individuals who drive while intoxicated. PVHS has received a grant from The State of Colorado and the Alcohol and Drug Division of the Colorado Department of Human Services which requires that the grant funds be dispersed to a "local public procurement unit." PVHS requested that the City serve as the local public procurement unit and a pass-through recipient of the grant proceeds. This Ordinance, unanimously adopted on First Reading on August 15, 2006, allows the City to disburse the grant funds to PVHS (via the Hospital Foundation) upon completion of any grant-related documents and a subgrant agreement between the City and PVHS.

property line were not clearly delineated as part of the right-of-way. On January 18, 2000, the City Council approved Resolution 2000-011, declaring certain city-acquired property as Timberline Road right-of-way. Staff is recommending that a similar approach be taken for this section of Timberline Road.

18. Resolution 2006-093 Finding Substantial Compliance and Initiating Annexation Proceedings for the Arbor South Second Annexation.

This is an involuntary annexation. The area to be annexed is the entirety of an enclave that has been surrounded by the City of Fort Collins for more than three years; therefore, no annexation petition is required.

The property is 1.83 acres in size and is located on the west side of South College Avenue (State Highway 287), south of Harmony Road, east of the railroad tracks, and north of Fairway Lane. The address of the property is 4921 South College Avenue. It is currently a vacant, undeveloped piece of property. There are several groves of trees on the property. The proposed zoning for this annexation is C – Commercial. The surrounding properties are zoned C - Commercial to the north, east, west, and south.

The proposed Resolution makes a finding that the annexation complies with the Municipal Annexation Act for annexation of an enclave, states the Council's intent to annex the Enclave, initiates the annexation, and directs that notice be given of the hearing. The hearing will be held at the time of first reading of the annexation and zoning ordinances on October 17, 2006. Not less than thirty days of prior notice is required by State law.

19. Resolution 2006-094 Authorizing the Lease of a Portion of the City-Owned Property at 250 North Mason Street, Fort Collins, Colorado For Up to Two Years.

Since the Transit Center became operational, the City has leased an office to a company that has provided over-the-road bus service at the Center. The current tenant is Greyhound Lines, Inc. Greyhound's lease will expire September 30, 2006 and the company has expressed a desire to continue leasing the premises. This service has been beneficial to the community and City staff would like to continue leasing the premises to the current tenant.

The Lease Agreement will be for the rental of a 190 square-foot office space and an outdoor bicycle/storage unit. The lease term will be for one year, with the City having the option to renew for an additional one-year term. The annual rental for these spaces will be \$3,552. The tenant will be required to carry commercial general liability insurance, commercial automobile liability insurance and worker's compensation insurance.

20. Resolution 2006-095 Identifying Projects to be Funded by Passenger Facility Charges Collected at the Fort Collins-Loveland Municipal Airport.

The Aviation Safety and Capacity Expansion Act of 1990 provided a new source of funding (Passenger Facility Charges-PFC), for authorized airports to fund needed airport expansion projects that might otherwise go unfunded. A new PFC Application is being submitted to the FAA for recovery of eligible project costs in accordance with this Act. The cities of Fort