

RESOLUTION 2020-073
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPOINTING ONE BOARD MEMBER SELECTED BY
MUTUAL AGREEMENT OF FORT COLLINS AND LARIMER COUNTY TO THE
BOXELDER BASIN REGIONAL STORMWATER AUTHORITY BOARD OF DIRECTORS

WHEREAS, the City of Fort Collins (“City”), Larimer County, Colorado (“County”) and Town of Wellington, Colorado (“Town”) are parties to that certain Intergovernmental Agreement for Stormwater Cooperation and Management dated August 20, 2008, and First Amendment to Intergovernmental Agreement for Stormwater Cooperation and Management dated June 16, 2014, as amended (collectively, the “IGA”) for the purpose of creating the Boxelder Basin Regional Stormwater Authority (the “Authority”); and

WHEREAS, the IGA specifies that the Authority shall be governed by a Board of Directors (the “Board”) consisting of five (5) Directors, one each appointed by the City, the Town of Wellington, and the County and two unaffiliated members, representing the public at large; and

WHEREAS, the IGA provides that one of the unaffiliated members of the Board will be appointed by mutual agreement of the City and the County, with the other unaffiliated member appointed by mutual agreement the Town and the County; and

WHEREAS, the Directors serve for staggered terms of three (3) years each; and

WHEREAS, on July 7, 2015, the Fort Collins City Council (“Council”) adopted Resolution 2015-066 (“Council's 2015 Resolution”) adopting Council retreat priorities for 2015-2017, one of which called for appointment of members of the Board by Council rather than staff; and

WHEREAS, on April 5, 2016, Council adopted Resolution 2016-034 appointing then Mayor Pro Tem Gerry Horak to the Board as the Director appointed by the City and on April 23, 2019, Council adopted Resolution 2019-054 re-appointing Mr. Horak as the Director appointed by the City until such time as the Council acts to modify his appointment; and

WHEREAS, on May 5, 2020, Council adopted Resolution 2020-044 modifying Mr. Horak’s appointment as contemplated by Resolution 2019-054 by terminating his appointment as the Director appointed by the City and appointing Theresa Connor, Deputy Director of Fort Collins Utilities as the Director appointed by the City; and

WHEREAS, Martina Wilkinson is currently serving as the unaffiliated member of the Board jointly appointed by the City and Larimer County, although her term expired at the end of April 2020 and she is serving until a replacement is selected; and

WHEREAS, the City worked with representatives of Larimer County to agree on the appointment of Mr. Horak as the unaffiliated member of the Board to be appointed by mutual agreement of the City and the County; and

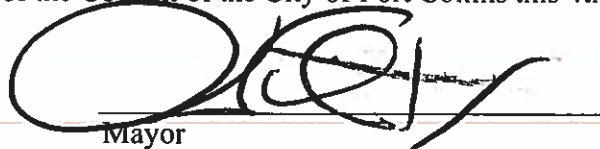
WHEREAS, on July 28, 2020, the Board of County Commissioners acted to approve appointment of Mr. Horak as the jointly appointed unaffiliated member of the Board to be appointed by mutual agreement of the City and the County; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FORT COLLINS as follows:

Section 1. That the City Council hereby makes any and all determinations and findings contained in the recitals set forth above.

Section 2. That the Council hereby agrees to the appointment of Mr. Horak to serve as the jointly appointed unaffiliated member of the Board by mutual agreement of the City and the County, effective immediately.

Passed and adopted at a regular meeting of the Council of the City of Fort Collins this 4th day of August, A.D. 2020.



Mayor

ATTEST:



City Clerk

