

Doug Hutchinson, Mayor
Kelly Ohlson, District 5, Mayor Pro Tem
Ben Manvel, District 1
Lisa Poppaw, District 2
Diggs Brown, District 3
Wade Troxell, District 4
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

Diane Jones, Deputy City Manager
Steve Roy, City Attorney

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REGULAR MEETING

October 21, 2008

Proclamations and Presentations 5:30 p.m.

- A. Proclamation Declaring "Obedience" as the Character Focus for November 2008.
- B. Proclamation Declaring October 2008 as National Arts and Humanities Month.
- C. Proclamation Declaring October 25, 2008 as the United Way of Larimer County Make A Difference Day.
- D. Proclamation Declaring October as Domestic Violence Awareness Month.
- E. Recognition of the Recipients of the Mayor's Awards.

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 make comments regarding items scheduled on the Consent Calendar or 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 26. 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.34, 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. 110, 2008, Amending the City Code to Increase the Amounts of the Capital Improvement Expansion Fees Contained in Chapter 7.5 of the Code so as to Reflect Inflation in Associated Costs of Services.

This Ordinance, unanimously adopted on First Reading on October 7, 2008, increases the fee schedules for the Capital Improvement Expansion fees and Neighborhood Parkland fee by the estimated 2008 changes in the Denver-Boulder-Greeley Consumer Price Index ("CPI").

Costs in the Capital Improvement Expansion fees ("CIEF") Study and the fee schedule for the Neighborhood Parkland fees were calculated using costs from 1995. The fees were last adjusted in 2007. This Ordinance increases the CIEF and the Neighborhood Parkland fees

by the estimated 2008 increase in the CPI of 3.70%, and the Street Oversizing fees by 6.30%, which reflects the projected increase reported in the Engineering News Record.

7. Items Relating to Utility Rates and Charges for 2009.

- A. Second Reading of Ordinance No. 111, 2008 Amending Chapter 26 of the City Code Relating to Wastewater Rates and Charges.
- B. Second Reading of Ordinance No. 112, 2008 Amending Chapter 26 of the City Code to Revise Electric Rates and Charges.
- C. Second Reading of Ordinance No. 113, 2008, Amending Chapter 26 of the City Code to Revise Electric Development Fees and Charges.

These Ordinances, unanimously adopted on First Reading on October 7, 2008, increase wastewater rates 11%, electric rates by 2.8% on average, and electric development fees by 5-6%. The changes will be effective January 1, 2009.

8. Items Relating to the 2009 Downtown Development Authority Budget.

- A. Second Reading of Ordinance No. 114, 2008, Appropriating Downtown Development Authority Operating Funds and Fixing the Mill Levy for Fiscal Year 2009.
- B. Second Reading of Ordinance No. 115, 2008, Appropriating Revenue in the Downtown Development Authority Debt Service Fund For Payment of Debt Service for Fiscal Year 2009.

Ordinance No. 114, 2008, appropriates the DDA and Beet Street operating funds for 2009 and sets the mill levy at 5.00 mills, unchanged since 2002 for the 2003 budget.

Ordinance No. 115, 2008, appropriates funds for 2009 DDA debt service payments from the tax increment received by the City. Both Ordinances were unanimously adopted on First Reading on October 7, 2008.

9. Second Reading of Ordinance No. 116, 2008, Appropriating Prior Year Reserves and Unanticipated Revenue in Various City Funds and Authorizing the Transfer of Appropriated Amounts Between Funds or Projects.

The purpose of this annual "clean-up" ordinance is to combine dedicated revenues or reserves that need to be appropriated before the end of the year to cover the related expenses that were not anticipated and, therefore, not included in the 2008 budget. The unanticipated revenue is primarily from fees, charges, rents, contributions and grants that have been paid to City departments to offset specific expenses. Prior year reserves are primarily being appropriated for unanticipated operation expenses from reserves that are set aside for that purpose. This Ordinance was unanimously adopted on First Reading on October 7, 2008.

10. Second Reading of Ordinance No. 117, 2008, Appropriating Proceeds from the Issuance of City of Fort Collins, Colorado, Water Utility Enterprise, Water Revenue Refunding Bonds, Series 2008, in the Maximum Aggregate Principal Amount of \$19,000,000.

Immediately following the October 21, 2008 Council meeting, the Board of the Water Utility Enterprise will consider on second reading Ordinance No. 006, which authorizes the issuance of City of Fort Collins Colorado, Water Utility Enterprise, Water Revenue Refunding Bonds, Series 2008, in the Maximum Aggregate Principal Amount of \$19,000,000. The bonds will be issued to refund, pay and discharge all of the outstanding Water Revenue Refunding Bonds and Improvement Bonds, Series 1998.

The City will be paying off higher cost bonds with new bonds that will have lower interest rates. All utility bonds are issued by the appropriate utility enterprise; however, the City Charter grants only the Council the power to appropriate the funds. Therefore, this action by the Council is necessary in order to appropriate the bond proceeds for the Water Utility. Authorizing the issuance of the bonds and appropriating the proceeds are both necessary to complete the bond transaction. The final rates will be determined by selling the bonds at a competitive sale later this year. This Ordinance, was unanimously adopted on First Reading on October 7, 2008.

11. Second Reading of Ordinance No. 118, 2008, Appropriating the Funds from the Downtown Development Authority and Unanticipated Colorado Department of Transportation SB-1 Funding into the Mason Corridor Capital Project Account.

This Ordinance, unanimously adopted on First Reading on October 7, 2008, appropriates funding provided from contracts between the City and CDOT and the City and DDA to advance work on the Phase 1 of the Mason Corridor/MAX Bus Rapid Transit (BRT) project. This funding will be used for final design/engineering, construction, and vehicle acquisition.

12. Second Reading of Ordinance No. 119, 2008, Appropriating Unanticipated Grant Revenues in the General Fund for the Restorative Justice Program and Authorizing the Transfer of Matching Funds Previously Appropriated in the Police Services Operating Budget.

A grant in the amount of \$19,513 has been received from the Colorado Division of Criminal Justice, Juvenile Accountability Block Grant, for the continuation of Restorative Justice Services. This Ordinance, unanimously adopted on First Reading on October 7, 2008, appropriates those funds. A cash match of \$2,168 (10%) is required and will be met by appropriating the funds from the Police Operating budget.

13. Second Reading of Ordinance No. 120, 2008, Amending Section 2.9.3(B) of the Land Use Code Modifying the Procedure for Initiating a Text Amendment.

This Ordinance, unanimously adopted on First Reading on October 7, 2008, amends the procedure to initiate a text amendment to the Land Use Code. The amendment deletes the ability to propose a text amendment to the Land Use Code by any resident of the city, or any owner or person having an interest in land located within the municipal boundaries of the city. Residents and owners are not prohibited from proposing text amendments. Instead of a direct application, however, a request would be subject to established City Council policy

which requires that proposed changes would need to be supported by the City Manager, the Leadership Team, or three Councilmembers.

14. Second Reading of Ordinance No. 121, 2008, Amending Section 2-119 of the City Code Pertaining to the Functions of the Building Review Board.

This Ordinance, unanimously adopted on First Reading on October 7, 2008, amends Section 2-119 of the City Code to update the functions of the Building Review Board. These provisions include:

- Authorizing the Building Review Board to consider a contractor license applicant's alternative qualifications;
- Adding a new provision to formally authorize the Building Review Board to serve as the "board of appeals" for appeals related to *International Property Maintenance Code (IPMC)* and Supplemental Rental Housing Provisions; and
- Adding a new provision to authorize the Building Review Board to advise City Council on policy matters related to functions of the Board.

15. Second Reading of Ordinance No. 123, 2008, Authorizing the Conveyance to the Platte River Power Authority of an Easement and Right-of-Way and a Temporary Construction Easement on the City-Owned Fossil Creek Wetlands Natural Area.

Platte River Power Authority is constructing a new transmission line in southeast Fort Collins to support a request from the City for a new substation at Trilby Road and Portner Road. The new transmission line will cross a portion of the Fossil Creek Wetlands Natural Area. The transmission line will be constructed using a direct drilling procedure that will not result in any surface disturbance within the permanent easement. A temporary easement consisting of 0.493 acres will be used to stage and operate the drilling equipment. Surface disturbance and subsequent restoration activities will occur within the temporary easement. This Ordinance, unanimously adopted on First Reading on October 7, 2008, authorizes the conveyance of the easements.

16. Second Reading of Ordinance No. 125, 2008, Amending the Zoning Map of the City by Changing the Zoning Classification for that Certain Property Known as the Vineyard Rezoning.

This Ordinance, unanimously adopted on First Reading on October 7, 2008, rezones an 8.68 acre parcel located on the west side of South College Avenue immediately north of Crestridge Drive. The current zoning district designation is Community Commercial (CC) District. The applicant proposes zoning of Commercial (C) District. A Structure Plan amendment is not necessary for this rezoning request. There are no perceived issues or known controversies with this rezoning request.

17. Second Reading of Ordinance No. 126, 2008, Authorizing the Purchasing Agent to Enter into an Extension of the City Park Nine Golf Course Golf Services and Concession Agreement for up to Five Additional Years.

This Ordinance, unanimously adopted on First Reading on October 7, 2008, extends the agreement with City Park Nine Golf Course Golf Professional/Concessionaire, DMAC Golf, LLC, for up to five (5) additional one-year renewable periods through December 31, 2013.

18. First Reading of Ordinance No. 131, 2008, Appropriating Funds for the Harmony and Ziegler Roads Improvements Project.

In Spring 2007, Council heard estimates and appropriations for the Harmony Road and Ziegler Road Improvements, Front Range Village Development. This Project is now complete, with the final pavement overlay completed this spring on Harmony Road and the roundabout at Horsetooth and Ziegler. The financial closeout of the project is underway. This appropriation reconciles the various funds that contributed to the project and appropriates additional amounts to cover unanticipated expenses in the project.

19. Postponement of Items Pertaining to the Annexation of the Eagle View Natural Area to December 2, 2008.

- A. Resolution 2008-097 Setting Forth Findings of Fact and Determinations Regarding the Eagle View Natural Area First Annexation.
- B. Hearing and First Reading of Ordinance No. 132, 2008, Annexing Property Known as the Eagle View Natural Area First Annexation to the City of Fort Collins, Colorado.
- C. Hearing and First Reading of Ordinance No. 133, 2008, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Eagle View Natural Area First Annexation to the City of Fort Collins, Colorado.
- D. Resolution 2008-098 Setting Forth Findings of Fact and Determinations Regarding the Eagle View Natural Area Second Annexation.
- E. Hearing and First Reading of Ordinance No. 134, 2008, Annexing Property Known as the Eagle View Natural Area Second Annexation to the City of Fort Collins, Colorado.
- F. Hearing and First Reading of Ordinance No. 135, 2008, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Eagle View Natural Area Second Annexation to the City of Fort Collins, Colorado.

The above items represent a 100% voluntary request to annex approximately 86 acres known as the Eagle View Natural Area and place the area into the POL – Public Open Lands Zone District. The annexations encompass an area slightly larger than the 86 acre natural area, or

a total of about 90.8 acres, due to the inclusion of adjacent County road rights-of-way. Staff is requesting a postponement of these annexations to December 2, 2008 to allow time for consideration of various annexation strategies in the area of Kechter Road and Strauss Cabin Road.

20. First Reading of Ordinance No. 136, 2008, Designating the Loomis-Jones House, 401 Smith Street, as a Fort Collins Landmark Pursuant to Chapter 14 of the City Code.

The owners of the property, Ralph and Patricia Tvede, are initiating this request for Fort Collins Landmark designation for the property. The property has significance to Fort Collins under Landmark Preservation Standards (1) and (3). The residence is one of the oldest frame houses in Fort Collins, and embodies many distinctive characteristics of the Vernacular Architectural Style of the late 19th and early 20th centuries. Additionally, the house at 401 Smith is significant for its association with Abner Loomis, an important and well-known early citizen of Fort Collins. Furthermore, the Loomis-Jones House is a rare surviving example of vernacular residential architecture, built within two decades after the establishment of the Fort Collins town site. It has been an integral part of the Eastside residential area since before 1894 and contributes to the historic architectural character and diversity of the area.

21. First Reading of Ordinance No. 137, 2008, Designating the Ricketts Farm, 2300 West Mulberry, as a Fort Collins Landmark Pursuant to Chapter 14 of the City Code.

The owners of the property, Richard and Teresa Ricketts, are initiating this request for Fort Collins Landmark designation for the property. The property has significance to Fort Collins under Landmark Preservation Standards (2) and (3). The Ricketts Farm was the home of the Philander Ricketts family, prominent early citizens of Fort Collins. The residence, designed and constructed by Philander Ricketts, embodies many unusual construction techniques of the period, as well as many distinctive characteristics of early 20th century Vernacular Architecture.

22. Resolution 2008-099 Submitting the Urban Renewal Plan for the Prospect South Area to the Planning and Zoning Board, the Larimer County Board of Commissioners and the Poudre School District Board of Education.

Staff is taking the necessary steps to bring forward an Urban Renewal Plan for Prospect South. One of the necessary steps required by Colorado's Urban Renewal Law is for the Council to formally submit the Urban Renewal Plan to the Planning and Zoning Board, the Poudre School District Board of Education, and the Larimer County Board of Commissioners for its review and, with respect to the Planning and Zoning Board, for a written recommendation as to its conformity with *City Plan*.

The Planning and Zoning Board is scheduled to review the proposed Urban Renewal Plan on November 20, 2008. The Council is scheduled to conduct a public hearing and consider resolutions approving an Existing Conditions Study and the Urban Renewal Plan for the Prospect South area at its December 2 regular meeting. Adoption of this Resolution, referring the Plan to the other respective bodies, does not commit the Council to approving the Existing Conditions Study and Urban Renewal Plan for the Prospect South area.

23. Resolution 2008-100 Adopting the 2008 Update to the *Three Mile Plan for the City of Fort Collins*.

The *Three-Mile Plan* is a policy document that is required to ensure that the City complies with the regulations of the Colorado Revised Statutes. This is the 2008 update to the *Three-Mile Plan* for the City.

24. Resolution 2008-101 Authorizing a Grant Agreement with the State of Colorado and an Intergovernmental Agreement with Larimer County to Receive Grant Funds from the State of Colorado for Construction of Trails and Other Public Improvements at Soapstone Prairie Natural Area.

The City of Fort Collins and Larimer County have received a special cycle trails grant from the State of Colorado's Great Outdoors Colorado (GOCO) to help fund construction of trails and other public improvements at Soapstone Prairie Natural Area and Red Mountain Open Space. This Resolution will authorize the City Manager to sign a Grant Agreement with the State of Colorado and enter into an Intergovernmental Agreement (IGA) with Larimer County to facilitate acceptance and dispersal of the funds.

25. Resolution 2008-102 Approving and Adopting an Identity Theft Prevention Program of the City's Utilities for the Detection, Prevention and Mitigation of Identity Theft.

Under the revision to the FACT Act 2003 (Fair and Accurate Credit Transactions Act), each utility is required to have policies and procedures in place by November 1, 2008 which meet the standards outlined by Federal Agencies including the Federal Trade Commission. There are a number of red flags or potential warnings of identity theft included in current legislation. Portions of these occur more frequently in utilities than others. The role of the Council acting as the City's Board of Directors is to grant initial approval of the Identity Theft Program plan before implementation and annual report review.

26. Resolution 2008-103 Reappointing Utilities Executive Director Brian Janonis to the Platte River Power Authority Board of Directors.

The Platte River Power Authority Board of Directors is comprised of two representatives from each of the four member cities. The Mayor (or Mayor's designate) fills one slot and the second representative is appointed by the Council. Utilities Executive Director Brian Janonis has served as the City's representative since February 2008 to the expiration of his term on December 31, 2008.

This Resolution reappoints Brian Janonis for the new term which expires December 31, 2012 or until such appointment is changed by the Council.

END CONSENT

27. Consent Calendar Follow-up.

- a. This is an opportunity for Councilmembers to comment on items adopted or approved on the Consent Calendar.

28. Staff Reports.

- a. Staff Report - City debt, rating, how debt will be paid, current revenues vs. projections. (staff: Chuck Seest)

29. Councilmember Reports.

Discussion Items

The method of debate for discussion items is as follows:

- Mayor introduces the item number, and subject; asks if formal presentation will be made by staff
- Staff presentation (optional)
- Mayor requests citizen comment on the item (five minute limit for each citizen)
- Council questions of staff on the item
- Council motion on the item
- Council discussion
- Final Council comments
- Council vote on the item

Note: Time limits for individual agenda items may be revised, at the discretion of the Mayor, to ensure all citizens have an opportunity to speak. **Please sign in at the table in the back of the room.** The timer will buzz when there are 30 seconds left and the light will turn yellow. It will buzz again at the end of the speaker's time.

30. Consideration of the Appeal to City Council of the Water Board's August 28, 2008 Denial of the Floodplain Variance for a School in the Poudre River 500-year Floodplain. (staff: Jim Hibbard, Bob Smith, Marsha Hilmes-Robinson - 10 minute presentation; 2 hour discussion)

On August 28, 2008, the Water Board considered an application for a variance from the City Code to allow the change of use in the Poudre River 500-year floodplain for an existing structure, located at 720 East Vine Drive, to a critical facility (a charter school) and to allow the same structure to be expanded in the future on 720 East Vine Drive and onto 724 and 750 East Vine for the same use. The Water Board unanimously denied the variance request.

The Appellants, representing the Nature School, filed an amended Notice of Appeal with the City Clerk's Office on September 30, 2008, seeking redress of the action of the Water Board which is the subject of this appeal.

31. Items Relating to the Adoption of the 2006 International Property Maintenance Code (IPMC)® with Local Amendments Relating to Existing Building Conditions and Rental Housing Standards. (staff: Felix Lee, Mike Gebo, Teresa Ablao presentation - 5 minutes; 20 minute discussion)

- A. Second Reading of Ordinance No. 108, 2008, Amending Chapter 5, Article II, Division 3, of the City Code for the Purpose of Adopting the *2006 International Property Maintenance Code (IPMC)®*, with Amendments.
- B. Second Reading of Ordinance No. 109, 2008, Amending Chapter 5, Article VI, Division 2, of the City Code Relating to Supplemental Rental Housing Provisions.

Ordinance No. 108, 2008, unanimously adopted on First Reading on October 7, 2008, adopts the *IPMC* with local amendments as a tool to replace the City's obsolete codes relating to existing building conditions and rental housing.

Ordinance No. 109, 2008, adopted on First Reading on October 7, 2008, by a vote of 5-2 (nays: Brown, Troxell) amends Chapter 5, Article VI, Division 2 (Rental Housing Standards) of the City Code relating to Supplemental Rental Housing Provisions to eliminate duplicate provisions now included in the *IPMC*. These provisions apply to all rental housing, including single and multi-family dwellings, manufactured housing, and hotels and rooming houses.

On First Reading, Section 5-261 of the City Code regarding fees was amended. In order to explore additional options with regard to that provision, the Council Leadership Team has recommended that no changes be made to Section 5-261 at this time. Therefore, that provision has been withdrawn and will be considered separately at the Council Meeting of December 2, 2008.

32. Second Reading of Ordinance No. 124, 2008, Authorizing the Acquisition by Eminent Domain Proceedings of Certain Lands Necessary for the Construction of Public Trail Improvements in Connection with the Mason Corridor Trail Project. (staff: Kathleen Bracke, Patrick Rowe, no presentation; 10 minute discussion)

The final phase of the Mason Trail project provides a critical connection between Colorado State University, the existing Mason Trail between Harmony Road and the Spring Creek Trail, and the City's community wide trail system (through connections with the Spring Creek Trail and the Fossil Creek Trail). Due to the importance of this connection, staff is seeking authorization to use the eminent domain process to acquire the necessary property interests in the event that good faith negotiations are not successful; staff is hopeful and optimistic that the private property acquisition will be accomplished by negotiated agreement. This Ordinance, adopted on First Reading by a vote of 6-1 (nays: Brown) will authorize staff, if absolutely necessary and only if extensive good faith negotiations are not successful, to use eminent domain to acquire the necessary property interests for the proposed trail improvements.

33. Resolution 2008-104 Excusing the Absence of Councilmember Diggs Brown From Future Meetings of the City Council.

As a member of the country's armed services, Councilmember Brown has received orders for deployment outside of the United States. This will be the last Council meeting for Councilmember Brown until his deployment is over or until his term on the Council ends in April 2009.

Resolution 2008-104 excuses Councilmember Brown from all regular and special Council meetings during his deployment and recognizes his contributions as a Councilmember and member of the armed services.

34. Pulled Consent Items.

35. Other Business.

- a. Cancellation of Regular Council Meeting of November 4, 2008.
- b. Motion to adjourn to 6 p.m, Tuesday, October 28, 2008.

36. Adjournment.

Every Council meeting will end no later than 10:30 p.m., except that: (1) any item of business commenced before 10:30 p.m. may be concluded before the meeting is adjourned and (2) the City Council may, by majority vote, extend a meeting until no later than 12:00 a.m. for the purpose of considering additional items of business. Any matter which has been commenced and is still pending at the conclusion of the Council meeting, and all matters scheduled for consideration at the meeting which have not yet been considered by the Council, will be continued to the next regular Council meeting and will be placed first on the discussion agenda for such meeting.

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MEETING

October 21, 2008

1. Call Meeting to Order.
2. Roll Call.
3. Second Reading of Ordinance No. 006, Authorizing the Issuance of City of Fort Collins, Colorado, Water Utility Enterprise, Water Revenue Refunding Bonds, Series 2008, in the Maximum Aggregate Principal Amount of \$19,000,000.

The City of Fort Collins and its Water Utility Enterprise have issued bonds to raise funds to pay for needed capital improvements that provide water distribution and water treatment services to residents and businesses within the City. In 1998, the City issued \$31,580,000 of bonds to refund bonds that had been previously issued to provide funding for improvements to the water treatment facilities within the City. According to the provisions of the 1998 bonds, they are now eligible to be refinanced. The City will be paying off bonds with higher interest rates with new bonds that will have lower interest rates. The 1998 issues carried interest rates up to 4.75%. The refunding Bonds in this ordinance will carry interest rates of between 3.50% – 3.80%. The present value savings on the lower rates should be approximately \$1 million. The final rates will be determined by selling the Bonds at a competitive sale later this year. This Ordinance was unanimously adopted on First Reading on October 7, 2008.

4. Other Business.
5. Adjournment.

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MEETING

October 21, 2008

1. Call Meeting to Order.
2. Roll Call.
3. Second Reading of Ordinance No. 055, Determining and Fixing the Mill Levy for the General Improvement District No. 1 for the Fiscal Year 2009; Directing the Secretary of the District to Certify Such Levy to the Board of County Commissioners of Larimer County; and Making the Fiscal Year 2009 Annual Appropriation.

This Ordinance, unanimously adopted on First Reading on October 7, 2008, includes the annual appropriation for 2009 at \$230,000. This item also sets the General Improvement District (the "GID") No. 1 mill levy, which will generate about \$209,000 at 4.924 mills for fiscal year 2009. While the mill levy for the GID has been unchanged since 1991, it will be impacted in 2009 by the use of temporary tax credits that will be applied to offset the mill levy in order to comply with the statutory limits. The result of this action will be an effective refund of approximately \$26,628 that would otherwise been collected.

4. Other Business.
5. Adjournment.