

DATE: July 2, 2013
STAFF: Bruce Hendee
Jon Haukaas

AGENDA ITEM SUMMARY
FORT COLLINS CITY COUNCIL

11

SUBJECT

First Reading of Ordinance No. 089, 2013, Appropriating Prior Year Reserves in the Transportation Services Fund and in the Stormwater Fund for the Restoration of 60 Feet of Frontage along the Poudre River Owned by the City of Fort Collins.

EXECUTIVE SUMMARY

This Ordinance appropriates \$100,000 split evenly between Stormwater Reserves and Transportation Reserves for 60 feet of frontage restoration between the Block One area of responsibility and the Linden Street bridge. Reimbursement from the City shall be limited to 40% of the total actual costs, not to exceed \$100,000. Reimbursements are to cover the restoration of 60 feet of frontage owned by the City of Fort Collins. Eligible costs for reimbursement include design, a conditional letter of map revision (CLOMR) and construction costs.

BACKGROUND / DISCUSSION

Linden Bridges LLC has purchased 418 Linden Street with the intent to build a larger project called Encompass-River District Block One Mixed Use Development ("Block One"). The project will include the development of multi-family housing, retail, restaurant, and Encompass Technologies headquarter. Block One sits next to the bridge that carries Linden Street across the Poudre River. The project is within the City's River Downtown Redevelopment District, which includes the area just northeast of Old Town Square including Jefferson, Linden, and Willow Streets and Lincoln Avenue. The River Downtown Redevelopment District is a component of the City Plan's Poudre River Corridor.

Block One is required to restore approximately 100 feet of frontage along the Poudre River, which leaves approximately 60 feet of frontage between the Block One area of responsibility and the Linden Street bridge. Block One owners have agreed to prepare the design, CLOMR, and construction costs for all 160 feet of frontage with the understanding that the City will reimburse 40% of the total actual costs, not to exceed \$100,000. The appropriation of reserve funds is for the City's 60 feet of frontage restoration between Block One's area of responsibility and the Linden Street bridge.

FINANCIAL / ECONOMIC IMPACTS

Staff is requesting an appropriation for up to \$100,000 split evenly between Stormwater Reserves and Transportation Reserves for the reimbursement of 40% of actual costs incurred by the Block One owners for the design, CLOMR and construction costs for the 160 feet of frontage restoration along the Poudre River. This reimbursement shall be split evenly between Stormwater and Transportation Reserves.

ENVIRONMENTAL IMPACTS

The frontage restoration improvements include a proposed tiered streambank stabilization plan that includes native plants, native rock, and two small retaining walls, which will be obscured by the planted vegetation. The design is based on the vision set forth in the Poudre River Enhancement Project, an addendum to the Poudre River Drainage Master Plan. An interdisciplinary team will oversee the tree mitigation and pruning efforts on the site, including the City Forester and the City's Environmental Planner.

STAFF RECOMMENDATION

Staff recommends adoption of the Ordinance on First Reading.

ATTACHMENTS

1. Site map



Poudre River Frontage Restoration

ATTACHMENT 1



**Note: This is a graphical representation and not drawn to scale.

ORDINANCE NO. 089, 2013
OF THE COUNCIL OF THE CITY OF FORT COLLINS
APPROPRIATING PRIOR YEAR RESERVES IN THE TRANSPORTATION
SERVICES FUND AND IN THE STORMWATER FUND FOR THE
RESTORATION OF 60 FEET OF FRONTAGE ALONG THE POUDBRE RIVER
OWNED BY THE CITY OF FORT COLLINS

WHEREAS, Linden Bridges, LLC has purchased 418 Linden Street with the intent to build a larger development called Block One, which will include apartment units, retail space, a restaurant, and the Encompass Technologies headquarters; and

WHEREAS, Block One is on the banks of the Poudre River, sits next to the Linden Street bridge and is within the City's River Downtown Redevelopment District, which is a component of the City Plan's Poudre River Corridor; and

WHEREAS, Block One is required to restore approximately 100 feet of frontage along the Poudre River, which leaves an unrestored area owned by the City of approximately 60 feet of frontage between the Block One area of responsibility and the Linden Street bridge; and

WHEREAS, the Block One owners have agreed to pay the design costs, the cost of a conditional letter of map revision, and the construction costs for all 160 feet of river frontage; and

WHEREAS, the City will reimburse the Block One owners for the 60 feet of river frontage on City property at no more than 40% of the total actual costs, not to exceed \$100,000; and

WHEREAS, the City's cost will be split evenly between the Stormwater Fund and the Transportation Services Fund; and

WHEREAS, funds are available in the Stormwater Fund prior year reserves and in the Transportation Services Fund prior year reserves; and

WHEREAS, Article V, Section 9 of the City Charter permits the City Council to appropriate by ordinance at any time during the fiscal year such funds for expenditure as may be available from reserves accumulated in prior years, notwithstanding that such reserves were not previously appropriated; and

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

Section 1. That there is hereby appropriated for expenditure from prior year reserves in the Stormwater Fund the sum of FIFTY THOUSAND DOLLARS (\$50,000) to be applied toward the reimbursement of the costs attributable to the restoration of 60 feet of frontage along the Poudre River owned by the City of Fort Collins.

Section 2. That there is hereby appropriated for expenditure from prior year reserves in the Transportation Services Fund the sum of FIFTY THOUSAND DOLLARS (\$50,000) to be applied toward the reimbursement of the costs attributable to the restoration of 60 feet of frontage along the Poudre River owned by the City of Fort Collins.

Introduced, considered favorably on first reading, and ordered published this 2nd day of July, A.D. 2013, and to be presented for final passage on the 16th day of July, A.D. 2013.

Mayor

ATTEST:

City Clerk

Passed and adopted on final reading on the 16th day of July, A.D. 2013.

Mayor

ATTEST:

City Clerk