

Wade Troxell, Mayor
Gerry Horak, District 6, Mayor Pro Tem
Bob Overbeck, District 1
Ray Martinez, District 2
Ken Summers, District 3
Kristin Stephens, District 4
Ross Cunniff, District 5

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

Cablecast on FCTV Channel 14
and Channel 881 on the Comcast cable system

Carrie Daggett
City Attorney

Darin Atteberry
City Manager

Delynn Coldiron
City Clerk

Regular Meeting
January 15, 2019
(Amended 1/14/19)

Persons wishing to display presentation materials using the City's display equipment under the Citizen Participation portion of a meeting or during discussion of any Council item must provide any such materials to the City Clerk in a form or format readily usable on the City's display technology no later than two (2) hours prior to the beginning of the meeting at which the materials are to be presented.

NOTE: All presentation materials for appeals, addition of permitted use applications or protests related to election matters must be provided to the City Clerk no later than noon on the day of the meeting at which the item will be considered. See Council Rules of Conduct in Meetings for details.

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 (V/TDD: Dial 711 for Relay Colorado) for assistance.

Proclamations and Presentations
5:30 p.m.

- A. Proclamation Declaring January 20-26, 2019 as Fort Collins School Choice Week.

Regular Meeting 6:00 p.m.

- **PLEDGE OF ALLEGIANCE**
- **CALL MEETING TO ORDER**
- **ROLL CALL**
- **AGENDA REVIEW: CITY MANAGER**
 - City Manager Review of Agenda.
 - Consent Calendar Review

This Review provides an opportunity for Council and citizens to pull items from the Consent Calendar. Anyone may request an item on this calendar be “pulled” off the Consent Calendar and considered separately.

- Council-pulled Consent Calendar items will be considered before Discussion Items.
- Citizen-pulled Consent Calendar items will be considered after Discussion Items.

- **PUBLIC COMMENT**

Individuals may comment regarding items scheduled on the Consent Calendar and items not specifically scheduled on the agenda. Comments regarding land use projects for which a development application has been filed should be submitted in the development review process** and not to the Council.

- Those who wish to speak are asked to sign in at the table in the lobby (for recordkeeping purposes).
- All speakers will be asked by the presiding officer to identify themselves by raising their hand, and then will be asked to move to one of the two lines of speakers (or to a seat nearby, for those who are not able to stand while waiting).
- The presiding officer will determine and announce the length of time allowed for each speaker.
- Each speaker will be asked to state his or her name and general address for the record, and to keep comments brief. Any written comments or materials intended for the Council should be provided to the City Clerk.
- A timer will beep once and the timer light will turn yellow to indicate that 30 seconds of speaking time remain, and will beep again and turn red when a speaker's time to speak has ended.

[**For questions about the development review process or the status of any particular development, citizens should consult the Development Review Center page on the City's website at fcgov.com/developmentreview, or contact the Development Review Center at 221-6750.]

- **PUBLIC COMMENT FOLLOW-UP**

Consent Calendar

The Consent 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 Pulled Consent Items. Items remaining on the Consent Calendar will be approved by City Council with one vote. 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.

1. Consideration of the Minutes From the December 4, 2018, December 18, 2018 and January 2, 2019, Regular Council Meetings and the November 27, 2018 and January 8, 2019, Adjourned Council Meetings.

The purpose of this item is to approve the minutes from the December 4, 2018, December 18, 2018 and January 2, 2019, Regular Council meetings and the November 28, 2018 and January 8, 2019 Adjourned Council meetings.

2. Second Reading of Ordinance No. 001, 2019, Appropriating Unanticipated Revenue in the Capital Project Fund and Appropriating Prior Year Reserves in the General Fund and Authorizing the Transfer of Appropriations from the General Fund to the Capital Project Fund Gardens on Spring Creek Visitors Center Project and Transferring Appropriations from the Capital Project Fund Gardens on Spring Creek Visitors Center Project to the Cultural Services and Facilities Fund for the Art in Public Places Program.

This Ordinance, unanimously adopted on First Reading on January 2, 2019, appropriates revenues raised by the Gardens on Spring Creek and Friends of the Gardens and Gardens Reserves for completion of the Visitor's Center.

3. First Reading of Ordinance No. 002, 2019, Appropriating Unanticipated Grant Revenue in the General Fund for the Fort Collins Police Services Victim Services Unit.

The purpose of this item is to fund the Victim Services Unit of Fort Collins Police Services for victim advocacy services under the Colorado Victim Rights Amendment for victims of crime and their family members. The Fort Collins Police Services Victim Services Unit has been awarded a 12-month grant in the amount of \$27,000 for the period from January 1, 2019 to December 31, 2019, by the Eighth Judicial District Victim Assistance and Law Enforcement (VALE) Board to help fund services provided by this team. These funds will be used for the salary for the part-time victim advocate who provides crisis intervention services during weekday hours and is housed in the Victim Services office.

4. First Reading of Ordinance No. 003, 2019, Appropriating Unanticipated Grant Revenue in the General Fund for the Purchase of New Recycling Equipment at the Timberline Recycling Center.

The purpose of this item is to appropriate grant funds to purchase a new cardboard compactor unit for the City's public drop-off site, Timberline Recycling Center (TRC), as well as a new cover for an existing baler to protect it from weather conditions.

No matching funds are required to use \$23,689 in funds awarded by Colorado Department of Public Health and the Environment from the Resource Recovery & Economic Opportunity (RREO) Grant. The City will buy two new pieces of equipment to improve the operational efficiency of the TRC; \$20,729 will replace an aging compactor used for cardboard recycling; \$2,960 will purchase a cover for an existing cardboard baler, providing greater protection from snow/rain.

5. First Reading of Ordinance No. 004, 2019, Authorizing the Conveyance of a Transmission Line Easement on City Property at Meadow Springs Ranch to Roundhouse Renewable Energy, LLC.

ITEM MOVED TO DISCUSSION

The purpose of this item is to authorize conveyance of a transmission line easement to Roundhouse Renewable Energy, LLC on the City of Fort Collins' Wastewater Utility owned Meadow Springs Ranch and the right of access to the transmission line from County Roads 5 and 92 and private drives. The Roundhouse Renewable Energy Project will include an above ground 230 kilovolt transmission line from a wind energy facility in Wyoming to Platte River Power Authority's Rawhide Energy Station. Platte River Power Authority plans to deliver 150 megawatts (MW) of new wind power to its owner cities of Fort Collins, Loveland, Longmont and Estes Park. The 150-foot wide easement will run across 9.7 miles of Meadow Springs Ranch totaling an approximate 176.4 acres.

6. Public Hearing and First Reading of Ordinance No. 005, 2019, Annexing the Property Known as the Friendly Fire Enclave Annexation to the City of Fort Collins, Colorado.

The purpose of this item is to annex a 3 parcel, 2.057 acre enclave located in northwest Fort Collins. The Initiating Resolution 2018-111 was adopted November 20, 2018. The property abuts Laporte Avenue to the south and is situated between Grandview Avenue and North Bryan Avenue. The enclave consists of a combination of a residential and commercial uses.

7. First Reading of Ordinance No. 006, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Friendly Fire Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map.

This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.

The purpose of this item is to zone the property included in the Friendly Fire Enclave Annexation into the Limited Commercial (C-L) zone district and Neighborhood Sign District.

8. Public Hearing and First Reading of Ordinance No. 007, 2019, Annexing the Property Known as the Kechter Enclave Annexation to the City of Fort Collins, Colorado.

The purpose of this item is to annex an enclave of approximately 8.4 acres of land in southeast Fort Collins. The Initiating Resolution 2018-109 was adopted on consent, November 20, 2018. The property abuts Ziegler Road to the east and is situated between Trilby Road and the Fossil Creek Reservoir. The parcel contains a single-family residence with several agricultural related outbuildings.

9. First Reading of Ordinance No. 008, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Kechter Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map.

This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.

The purpose of this item is to zone the property included in the Kechter Enclave Annexation into the Low Density Mixed-Use Neighborhood (L-M-N) zone district and Neighborhood Sign District.

10. Public Hearing and First Reading of Ordinance No. 009, 2019, Annexing the Property Known as the Strauss Cabin Enclave Annexation to the City of Fort Collins, Colorado.

The purpose of this item is to annex an enclave of approximately 35.036 acres located in southeast Fort Collins. The Initiating Resolution 2018-110 was adopted on consent, November 20, 2018. The property abuts Kechter Road to the south and is bisected by Strauss Cabin Road. The parcels consist primarily of single-family residences with related agricultural outbuilding and a place of worship known as Crossroads Church.

11. Items Relating to the Zoning of the Strauss Cabin Enclave Annexation.

This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.

A. Resolution 2019-007 Amending the City's Structure Plan Map.

B. First Reading of Ordinance No. 010, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying For Zoning Purposes the Property Included in the Strauss Cabin Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map.

The purpose of this item is to amend the Structure Plan and zone the property included in the Strauss Cabin Enclave Annexation into the Urban Estate (U-E) zone district and Residential Neighborhood Sign District.

12. Public Hearing and First Reading of Ordinance No. 011, 2019, Annexing the Property Known as the Trilby Substation Enclave Annexation to the City of Fort Collins, Colorado.

The purpose of this item is to annex an enclave of approximately 1.8 acres of land in southwest Fort Collins. The Initiating Resolution 2018-108 was adopted on consent, November 20, 2018. The property is situated 300 feet southeast of the South Shields Street and West Trilby Road intersection. The single-parcel enclave consists of a Poudre Valley Rural Electric Association electric substation and is surrounded by City of Fort Collins Hazaleus and Colina Mariposa Natural Areas.

13. First Reading of Ordinance No. 012, 2019, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Trilby Substation Enclave Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map.

This item is a quasi-judicial matter and if it is considered on the discussion agenda it will be considered in accordance with the procedures described in Section 1(d) of the Council's Rules of Meeting Procedures adopted in Resolution 2018-034.

The purpose of this item is to zone the property included in the Trilby Substation Enclave Annexation into the Public Open Lands (P-O-L) zone district and Residential Neighborhood Sign District.

14. Resolution 2019-008 Authorizing the City Manager to Execute an Agreement Regarding Use of Water Available Under 2.25 of the City's Shares of the Water Supply and Storage Company for a Three-Year Term and Ten Potential One-Year Renewals.

The purpose of this item is to approve a resolution to authorize Park Planning and Development Department ("Park Planning") to enter into a long-term agreement to allow an agricultural water user to use certain City owned irrigation water rights. Park Planning recently purchased 2.5 shares of the Water Supply and Storage Company ("New WSSC Shares") as a source of irrigation water for several existing and planned parks in northeast Fort Collins. Several of the parks are in the developmental stage and do not currently require water deliveries under the shares. While those parks are being developed, Park Planning desires to enter into an agreement to allow for the use of 2.25 of the New WSSC Shares by an agricultural water user as a source of revenue and to ensure that all the New WSSC Shares continue to be used, which preserves their value. (The other 0.25 share of the New WSSC Shares would be used to irrigate existing parks, including the recently completed Crescent Park in the Maple Hill Subdivision.) The agreement would be for three irrigation seasons, with options for additional one-year periods.

15. Resolution 2019-009 Authorizing the Execution of an Intergovernmental Agreement Between the City and the Colorado Department of Transportation for Transfort FLEX Service.

The purpose of this item is to authorize Transfort to enter into an Intergovernmental Agreement with the Colorado Department of Transportation (CDOT). This agreement will result in the receipt of \$200,000 in grant funds through the Statewide Competitive Pool of the FASTER (Funding Advancement for Surface Transportation and Economic Recovery Act of 2009) Transit program for fiscal year (FY) 2019. The City of Fort Collins, Transfort will be required to match the \$200,000 in grant funds with a \$200,000 local match. Both the grant and local match were appropriated through the 2019/2020 Budgeting for Outcomes cycle and are accounted for in the approved 2019 Transfort budget.

16. Resolution 2019-010 Supporting the Larimer County Solid Waste Infrastructure Master Plan.

The purpose of this item is to formally support the new Larimer County Solid Waste Infrastructure Master Plan (the "Master Plan"). Council requested that this item be included at its regular meeting on January 15, 2019. Adopting this Resolution supporting the Master Plan establishes the Council's support for the next steps laid out in the plan as discussed at three Council work sessions in 2018.

17. Resolution 2019-011 Making Appointments to Various Boards, Commissions, and Committee of the City of Fort Collins.

The purpose of this item is to appoint individuals to fill vacancies that currently exist on various City boards, commissions, and committees due to resignations of board members and vacancies created upon expiration of terms of members. Applications were solicited during the fall into January. Council teams interviewed applicants in January. This Resolution appoints individuals to fill current vacancies and expiring terms. Staff continues to seek applicants for the Building Review Board and the Parking Advisory Board.

18. Resolution 2019-012 Ratifying the Reappointment of Matt Schild and Becki Schulz to the Poudre River Public Library District Board of Trustees.

The purpose of this item is to ratify the reappointment of Matt Schild and Becki Schulz (nee Hartshorn) to the Poudre River Public Library District Board of Trustees. Mr. Schild was appointed to the Board through Resolution 2017-105 on November 21, 2017, to begin immediately and to expire on February 28, 2019, completing the term left vacant by the resignation of Linda Gabel. Ms. Schulz was appointed to the Board through Resolution 2015-029 on March 3, 2015, to begin immediately and to expire on February 28, 2019.

19. Resolution 2019-013 Making a Reappointment to the Northern Colorado Regional Airport Commission.

The purpose of this item is to reappoint Jerry Stooksbury to the Northern Colorado Regional Airport Commission for the remainder of his current term.

END CONSENT

- **CONSENT CALENDAR FOLLOW-UP**

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

- **STAFF REPORTS**

Staff Report: City Vendor Payment Automation (staff: Travis Storin, Rachel Springob)

- **COUNCILMEMBER REPORTS**

- **CONSIDERATION OF COUNCIL-PULLED CONSENT ITEMS**

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 (three 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.

20. First Reading of Ordinance No. 004, 2019, Authorizing the Conveyance of a Transmission Line Easement on City Property at Meadow Springs Ranch to Roundhouse Renewable Energy, LLC. (staff: Jason Graham; 15 minute presentation; 30 minute discussion)

The purpose of this item is to authorize conveyance of a transmission line easement to Roundhouse Renewable Energy, LLC on the City of Fort Collins' Wastewater Utility owned Meadow Springs Ranch and the right of access to the transmission line from County Roads 5 and 92 and private drives. The Roundhouse Renewable Energy Project will include an above ground 230 kilovolt transmission line from a wind energy facility in Wyoming to Platte River Power Authority's Rawhide Energy Station. Platte River Power Authority plans to deliver 150 megawatts (MW) of new wind power to its owner cities of Fort Collins, Loveland, Longmont and Estes Park. The 150-foot wide easement will run across 9.7 miles of Meadow Springs Ranch totaling an approximate 176.4 acres.

21. Resolution 2019-014 Making an Appointment to Fill a Vacancy for Councilmember for District 1. (staff: Delynn Coldiron; 10 minute presentation; 90 minute discussion)

The purpose of this item is for Council to make an appointment to fill the vacant District 1 Council seat. Councilmember Bob Overbeck tendered his resignation from the Council effective January 1, 2019, as a result of his recent election to the office of Larimer County Assessor.

22. Resolution 2019-015 Approving a Respectful Workplace Policy for the Council and Council Appointees. (staff: Teresa Roche, Jenny Lopez Filkins; 5 minute presentation; 10 minute discussion)

POSTPONED TO FEBRUARY 5, 2019

~~The purpose of this item is to adopt the Fort Collins City Council Respectful Workplace Policy, which was developed by the Anti-Harassment Ad Hoc Committee. The proposed policy addresses respectful conduct by City Councilmembers, and by those appointed by Council (including direct report employees and board and commission members) while acting in that role in relation to members of the public and City staff. The Policy addresses the Council's position related to harassment, discrimination and retaliation, the process to be followed when a complaint is made and identifies several alternatives for a complaining party to report an alleged violation of the policy. It identifies possible outcomes or options available in the event harassment is substantiated.~~

● **CONSIDERATION OF CITIZEN-PULLED CONSENT ITEMS**

● **OTHER BUSINESS**

- A. Possible consideration of the initiation of new ordinances and/or resolutions by Councilmembers
(Three or more individual Councilmembers may direct the City Manager and City Attorney to initiate and move forward with development and preparation of resolutions and ordinances not originating from the Council's Policy Agenda or initiated by staff.)
- B. Consider Motion to adjourn to January 22, 2019: I move that this meeting be adjourned to 6:00 p.m. Tuesday, January 22, 2019, for such business as may come before the Council.

● **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.