



Wade Troxell, Mayor  
Gerry Horak, District 6, Mayor Pro Tem  
Susan Gutowsky, 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

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## Regular Meeting March 5, 2019 (Amended 3/5/2019)

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*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.*

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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.

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### Proclamations and Presentations 5:30 p.m.

- A. Proclamation Declaring March 18-24, 2019 as Fix A Leak Week.
- B. Proclamation Declaring March 5, 2019 as Donna and Paul Poduska Day.
- C. Proclamation Declaring March 2019 as Women's History Month.

## 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](http://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 and Approval of the Minutes from the February 5, 2019 Regular Council Meeting and the February 12, 2019 Adjourned Council Meeting.

The purpose of this item is to approve the minutes from the February 5, 2019 Regular Council meeting and the February 12, 2019 Work Session and Adjourned Council meetings.

2. Second Reading of Ordinance No. 022, 2019, Appropriating Unanticipated Grant Revenue from the Federal Transit Administration (FTA) in the Transit Services Fund and Appropriating Prior Year Reserves in the Transit Services Fund and Authorizing the Transfer of Appropriations from the Transit Services Fund to the Capital Project Fund for the Accessible Infrastructure Enhancement Project and Transferring Appropriations from the Capital Project Fund to the Cultural Services and Facilities Fund for the Art in Public Places Program.

This Ordinance, unanimously adopted on First Reading on February 19, 2019, appropriates unanticipated grant revenue awarded by the Federal Transit Administration (FTA) to upgrade bus stops throughout the Transfort service area. This infrastructure enhancement project will use FTA grant funds in the amount of \$1,520,344 with a local match of \$380,086 derived from Community Capital Improvement Program (CCIP) funds. This project will repair or replace concrete pads at bus stops and purchase amenities, such as shelters, over the next two to three years.

3. Second Reading of Ordinance No. 023, 2019, Appropriating Unanticipated Grant Revenue in the General Fund to Purchase Electric Lawn and Garden Equipment for the Parks Department and Authorizing the Transfer of Previously Appropriated Funds in the Environmental Services Department Operating Budget.

This Ordinance, unanimously adopted on First Reading on February 19, 2019, appropriates unanticipated grant revenue in the amount of \$19,998 in the General Fund for the purchase of electric commercial lawn and garden equipment for municipal operations. The grant is provided by the Regional Air Quality Council (RAQC) and directly supports local efforts to reduce ozone causing pollutants from gas and diesel powered equipment. A local match of \$34,616 is required. Lawn and garden equipment purchases appropriated and expended in 2018 are eligible to be applied towards matching funds (\$14,616), and the remaining \$20,000 is appropriated and unexpended in the 2019 Environmental Services operating budget.

4. Items Relating to Non-Exclusive Utility Easement Agreements with Colorado State University and Colorado State University Research Foundation.

A. Second Reading of Ordinance No. 024, 2019, Approving a Non-Exclusive Utility Easement Agreement for City Storm Sewer Lines on Colorado State University Property, Including Vacation of Easements Granted in 1966 Right-of-Way Agreement.

- B. Second Reading of Ordinance No. 025, 2019, Approving a Non-Exclusive Utility Easement Agreement for City Storm Sewer Lines on Colorado State University Research Foundation Property, Including Vacation of Easements Granted in 1966 Right-of-Way Agreement.

These Ordinances, unanimously adopted on First Reading on February 19, 2019, vacate a 1966 storm sewer easement on Colorado State University's (CSU) Main Campus, portions of which are now owned by the Colorado State Research Foundation (CSURF), and approve a new Utility Easement Agreement in its place. The existing storm sewer main is generally not located in the center of the existing right-of-way and in some places is not within the right-of-way at all. These Ordinances will abandon the 1966 right-of-way and replace it with a new easement that is centered on the existing storm sewer main.

- 5. Second Reading of Ordinance No. 026, 2019, Authorizing the Purchasing Agent to Enter into Contracts for Services, Professional Services and/or Construction in Excess of Five Years for the Proposed Enlargement of Halligan Reservoir.

This Ordinance, unanimously adopted on First Reading on February 19, 2019, authorizes the Purchasing Agent, pursuant to City Code Section 8-186(a), to enter into contracts greater than five years in length for services, professional services, and/or construction of the proposed enlargement of Halligan Reservoir. Contracts authorized under the proposed ordinance could be extended up to the life of the project. Preliminary design of an enlarged Halligan Reservoir will likely begin in late 2019, and construction could begin four years later. Construction is anticipated to last approximately two years. Under this scenario and without this proposed ordinance, the design contract would expire while the Halligan Reservoir enlargement is under construction, a situation that would result in logistical, and cost ramifications for the City and the project.

- 6. Items Relating to Appropriations for the I-25/Prospect Interchange and Police Regional Training Campus. (Item #6 moved from consent to discussion)

~~A. Second Reading of Ordinance No. 030, 2019, Appropriating Unanticipated Revenue in the General Fund for the I-25/Prospect Interchange and Authorizing the Transfer of Appropriations from the General Fund to the Capital Projects Fund, and Appropriating Prior Year Reserves in the Transportation Capital Expansion Fund for the I-25 and Prospect Interchange and Authorizing the Transfer of Appropriations from the Transportation Capital Expansion Fund to the Capital Projects Fund, and Authorizing the Transfer of Appropriations from the Capital Projects Fund to the Cultural Services and Facilities Fund for the Art in Public Places Program.~~

~~B. Second Reading of Ordinance No. 031, 2019, Appropriating Unanticipated Revenue in the General Fund for the Police Regional Training Campus and Authorizing the Transfer of Appropriations from the General Fund to the Cultural Services and Facilities Fund for the Art in Public Places Program.~~

~~These Ordinances, unanimously adopted on First Reading on February 19, 2019, appropriate the lease financing proceeds received from the Certificates of Participation for the I-25/Prospect Interchange and Police Regional Training Campus, respectively.~~

- 7. Items Relating to Revisions to Municipal Code Chapter 14 (Landmark Preservation) and to Land Use Code Section 3.4.7 (Historic and Cultural Resources).

A. Second Reading of Ordinance No. 034, 2019, Amending Chapter 14 of the Code of the City of Fort Collins Regarding Landmark Preservation.

B. Second Reading of Ordinance No. 035, 2019, Amending Land Use Code Sections 3.4.7 and 5.1.2 Pertaining to Historic and Cultural Resources.

These Ordinances, unanimously adopted on First Reading on February 19, 2019, amend City Code and Land Use Code to implement recommendations for improvements to codes that apply to historic buildings, sites, structures or objects ("historic resources"). These revisions are a result of the 2017-

2018 Historic Preservation Codes and Processes Review. The objectives of this review were to provide greater clarity and predictability in all regulations governing historic resources and to improve standards for reviewing the design compatibility of new construction with historic resources.

8. First Reading of Ordinance No. 036, 2019, Reappropriating Funds Previously Appropriated in 2018 But Not Expended and Not Encumbered in 2018.

The purpose of this item is to reappropriate monies in 2019 that were previously authorized by City Council for various expenditures in 2018 for various purposes. The authorized expenditures were not spent or could not be encumbered in 2018 because:

- there was not sufficient time to complete bidding in 2018 and therefore, there was no known vendor or binding contract as required to expend or encumber the monies,
- the project for which the dollars were originally appropriated by Council could not be completed during 2018 and reappropriation of those dollars is necessary for completion of the project in 2019, or
- to carry on programs, services, and facility improvements in 2019 with unspent dollars previously appropriated in 2018

In the above circumstances, the unexpended and/or unencumbered monies lapsed into individual fund balances at the end of 2018 and reflect no change in Council policies.

Monies reappropriated for each City fund by this Ordinance are as follows:

|                              |             |
|------------------------------|-------------|
| General Fund                 | \$340,230   |
| Keep Fort Collins Great Fund | 27,795      |
| Transportation Fund          | 584,000     |
| Capital Projects Fund        | 25,000      |
| Equipment Fund               | 900,000     |
| Light and Power Fund         | 100,000     |
| Data and Communications Fund | 103,000     |
| Total                        | \$2,080,025 |

9. First Reading of Ordinance No. 037, 2019, Making Amendments to the Land Use Code Planned Unit Development Regulations.

The purpose of this item is to adopt changes to the Land Use Code Planned Unit Development (PUD) regulations to clarify the vested rights process and who is eligible to seek an amendment to an approved PUD Master Plan.

10. First Reading of Ordinance No. 038, 2019, Authorizing the Mayor to Execute the First Amendment to the Intergovernmental Agreement for Water Treatment Service Capacity Between the City of Fort Collins, Colorado, and the Fort Collins-Loveland Water District.

The purpose of this item is to amend the existing agreement signed in 2013 (the “2013 Agreement”) between the City and the Fort Collins–Loveland Water District (FCLWD) concerning FCLWD’s acquisition of 5 million gallons per day (MGD) of water treatment capacity at the City’s Water Treatment Facility. The proposed amendment to the 2013 Agreement will allow for FCLWD to make an early payment of the entire outstanding principal associated with the financing of the Plant Investment Fee (PIF).

The City, FCLWD, and their respective enterprises were all parties to the 2013 Agreement. The amendment thus likewise must be approved by both City Council and the City of Fort Collins Water Utility Enterprise Board. The FCLWD Board and the FCLWD Enterprise Board approved the proposed amendment on Tuesday, February 19, 2019.

11. First Reading of Ordinance No. 039, 2019, Authorizing the Sale of Seven Water Taps and One Sewer Tap Owned by the City's Natural Areas Department.

The purpose of this item is to seek Council approval to sell seven water taps and one sewer tap. The taps were acquired with various parcels purchased by the City's Natural Areas Department over the last decade or so. The Department has no use for the taps and recommends selling them and using the proceeds for land conservation. Additionally, the taps have monthly fees costing the Department approximately \$1,425 per year. The Department checked with the Affordable Housing Land Bank to ascertain its interest prior to placing the taps on the market. The Affordable Housing Land Bank does not have a use for the taps at this time.

12. Resolution 2019-031 Setting for April 16, 2019, a Noticed Public Hearing for the City Council's Consideration of a Resolution to Approve the Drake & College Urban Renewal Plan and the Authorization of the Use of Eminent Domain to Acquire Property Within the Drake & College Urban Renewal Plan Area.

The purpose of this item is to discuss setting the public hearing for April 16, 2019, for adoption of an Urban Renewal Plan area at the vicinity of Drake Road and College Avenue and to authorize the Urban Renewal Authority's future exercise of eminent domain if needed under the Plan. Project improvements funded by the Urban Renewal Authority (URA) will be used to remedy blight findings, finance developer gaps and support area improvements as outlined in the agreements with each taxing body. The Urban Renewal Plan Area must be formally adopted by City Council before the URA can provide any financial support. Setting the public hearing is the first step towards formal City Council adoption of the Urban Renewal Plan Area.

13. Resolution 2019-032 Making Appointments to the Building Review Board, Downtown Development Authority, and the Natural Resources Advisory Board of the City of Fort Collins.

The purpose of this item is to appoint individuals to fill vacancies that currently exist on the Building Review Board, the Downtown Development Authority and the Natural Resources Advisory Board. During the annual fall recruitment, a vacancy remained on the Building Review Board. The vacancy on the Downtown Development Authority is due to the death of Justin Larson. The vacancy on the Natural Resources Board is due to the resignation of Ling Wang.

## 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**

A. City of Fort Collins Credit Rating (staff: Mike Beckstead)

- **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.

14. ~~Resolution 2019-034 Establishing an Ad Hoc Committee to Review Total Compensation for City Council Employees. (staff: Teresa Roche, Jamie Heckman; 2 minute staff presentation; 5 minute discussion)~~ **(Item #14 moved to end of discussion)**

~~The purpose of this item is to establish an ad hoc committee to review total compensation practices for Council direct report employees. Council may also choose to appoint Councilmembers to the committee.~~

15. Consideration of Two Appeals of the Administrative Hearing Officer Decision to Approve the Hansen Farm Project Development Plan PDP170036. (staff: Tom Leeson, Pete Wray; 10 minute staff presentation; 2 hour discussion)

The purpose of this item is to consider two appeals of the December 13, 2018, Administrative Hearing Officer decision to approve the Hansen Farm Project Development Plan, PDP170036 (the "Decision"). On December 20, 2018, an appeal by Thomas Barlow was filed challenging the Decision (Appeal No. 1). On December 27, 2018, a second appeal by Christopher McElroy was filed challenging the Decision (Appeal No. 2).

### **Appeal No. 1 - Thomas Barlow**

Appeal No. 1 includes the following ground for appeal:

Failure to properly interpret and apply relevant provisions of the Land Use Code, more specifically:

- Failure to properly interpret and apply Policy FC-LUF-5 of the Fossil Creek Reservoir Area Plan ("FCR Area Plan"), as adopted under Resolution 98-54 and amended by the Fort Collins City Council.

### **Appeal No. 2 - Christopher McElroy**

Appeal No. 2 includes the following grounds for appeal:

1. The Hearing Officer failed to conduct a fair hearing, in that:
  - The Hearing Officer considered evidence relevant to its findings, which was substantially false or grossly misleading.



2. Failure to properly interpret and apply relevant provisions of the Land Use Code, more specifically:
  - Failure to properly interpret and apply Policy FC-LUF-5 of the FCR Area Plan, as adopted under Resolution 98-54 and amended by the Fort Collins City Council.

It is noted that the Applicant is represented by Carolynne White and her law firm, Brownstein Hyatt Farber and Schreck (BHFS). BHFS and Ms. White are also Council counsel to the Fort Collins Urban Renewal Authority and its Board, which includes all seven members of the City Council and two additional members.

16. Items Relating to Outdoor Residential Wood Burning. (staff: Cassie Archuleta, Jeff Mihelich; 10 minute staff presentation; 1 hour discussion)
  - A. First Reading of Ordinance No. 042, 2019, Amending Chapter 20 of the Code of the City of Fort Collins Pertaining to Nuisances.
  - B. First Reading of Ordinance No. 043, 2019, Appropriating Prior Year Reserves in the General Fund to Increase Staffing for Outdoor Residential Wood Burning Program Support.

The purpose of this item is to modify the current air pollution nuisance Code provision to make it more enforceable for smoke impacts from outdoor residential wood fires. Changes proposed include decriminalization, a midnight curfew and a property line setback for outdoor wood burning. Additionally, resources in the form of an 0.25 FTE increase, are being requested to support education, outreach and compliance with the code.

17. Items Relating to Electrical Assisted Bicycles. (staff: Tessa Greegor, Paul Sizemore; 10 minute staff presentation; 30 minute discussion) (**Ordinance No. 040, 2019 (Option B) added 3/1/19**)
  - A. First Reading of Ordinance No. 040, 2019, Amending Chapter 23 of the Code of the City of Fort Collins Relating to Electrical Assisted Bicycles. (**Option A**)

**or**

- B. First Reading of Ordinance No. 040, 2019, Enacting a Temporary Exemption from Certain Restrictions in Chapter 23 of the Code of the City of Fort Collins to Allow Electrical Assisted Bicycles on Paved Trails in City Natural Area and Recreation Areas. (**Option B**)
- C. First Reading of Ordinance No. 041, 2019, Amending Section 2106 of the Fort Collins Traffic Code Relating to Electrical Assisted Bicycles.

The purpose of this item is to present two Ordinances for Council consideration to implement a one-year pilot period to allow Class 1 and Class 2 electrical assisted bicycles (“e-bikes”) on City paved trails. In response to the growing popularity of e-bikes across the country, and the benefits e-bikes can provide to individuals and communities in terms of health, mobility, and environmental sustainability, staff recommends adoption of Ordinances allowing the use of Class 1 and Class 2 e-bikes on paved trails through a one-year pilot program. E-bikes are allowed on paved trails in most Colorado communities, including neighboring jurisdictions of Larimer County, Boulder County, Loveland, Longmont and Boulder. Eight Fort Collins City boards and commissions have voted in favor of a pilot program to allow e-bikes on paved trails in Fort Collins.

18. Items Relating to Solid Waste Programming and Infrastructure Improvements. (staff: Honore Depew, Jacki Kozak-Thiel; 10 minute staff presentation; 30 minute discussion)

**ITEM WITHDRAWN FROM CONSIDERATION**

- A. ~~Resolution 2019-033 Authorizing the Execution of an Intergovernmental Agreement for Solid Waste Programming and Infrastructure Improvements.~~



~~B. First Reading of Ordinance No. 044, 2019 Amending the Code of the City of Fort Collins to Direct Mixed Construction and Demolition Materials to the Future Larimer County Construction and Demolition Waste Processing Facility, Upon Its Completion.~~

~~The purpose of this item is to consider joining an Intergovernmental Agreement (IGA) with Larimer County and other Regional Wasteshed Coalition partners for solid waste infrastructure proposed in a 2018 Larimer County Master Plan (resolution), and consider an ordinance directing all mixed loads of construction and demolition waste to a future County owned sorting facility, once that facility is built (ordinance).~~

~~The proposed intergovernmental agreement with Larimer County provides a framework for future infrastructure development to be triggered by policy actions (including but not limited to flow control) taken by Fort Collins and the other parties, but the agreement does not obligate the communities to take such measures. Not all parties must adopt flow control policies for each material to trigger the obligation to construct the corresponding facility. Adopting the building code changes would cause Larimer County to begin development of a sorting/recycling facility for construction and demolition waste.~~

19. Second Reading of Ordinance No. 027, 2019, Designating the Farrington Property, 322 Edwards Street, Fort Collins, Colorado, as a Fort Collins Landmark Pursuant to Chapter 14 of the Code of the City of Fort Collins. (staff: Karen McWilliams; no staff presentation; 3 minute discussion)

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

This Ordinance, adopted on First Reading by a vote of 6-0 (Stephens recused) designates the Farrington Property, 322 Edwards Street, as a Fort Collins Landmark for its Classic Cottage architecture. This is a voluntary designation at the property owner's request. The Landmark Preservation Commission unanimously recommends approving this landmark designation.

20. Items Relating to Regulating Electric Scooters and Other Shared and/or Portable Mobility Devices. (staff: Amanda Mansfield, Paul Sizemore; no staff presentation; 20 minute discussion)

A. Second Reading of Ordinance No. 028, 2019, Amending Chapter 24 of the Code of the City of Fort Collins to Add a New Article VI Related to the Parking of Shared Mobility Devices.

B. Second Reading of Ordinance No. 029, 2019, Amending Sections 1410 and 2106 of the Fort Collins Traffic Code to Allow for Signage Designating an Area in the City as a "Dismount Zone" for Any Form of Conveyance.

Ordinance No. 028, 2019, adopted on First Reading on February 19, 2019 by a vote of 6-1 (nays: Summers) amends City Code relating to the regulation of electric scooters and other shared and/or portable mobility devices. Ordinance No. 029, 2019, unanimously adopted on First Reading on February 19, 2019, amends Traffic Code to allow for signage designating areas of the city as a dismount zone for all forms of conveyance, including e-scooters.

21. Second Reading of Ordinance No. 032, 2019, Amending Article IV of Chapter 3 of the Code of the City of Fort Collins to Create Entertainment District No. 1. (staff: Tyler Marr, Delynn Coldiron; no staff presentation; 20 minute discussion)

This Ordinance, adopted on First Reading on February 19, 2019 by a vote of 5-2 (Nays: Cunniff, Gutowsky) establishes Entertainment District No. 1, located along North College between Jefferson and Pine Street, and along Jefferson Street between College and Linden Street. An entertainment district is a defined area containing no more than 100 acres and at least 20,000 square feet of existing liquor licensed premises.

14. Resolution 2019-034 Establishing an Ad Hoc Committee to Review Total Compensation for City Council Employees. (staff: Teresa Roche, Jamie Heckman; 2 minute staff presentation; 5 minute discussion)

The purpose of this item is to establish an ad hoc committee to review total compensation practices for Council direct report employees. Council may also choose to appoint Councilmembers to the committee.

6. Items Relating to Appropriations for the I-25/Prospect Interchange and Police Regional Training Campus. (moved from consent to discussion)

A. Second Reading of Ordinance No. 030, 2019, Appropriating Unanticipated Revenue in the General Fund for the I-25/Prospect Interchange and Authorizing the Transfer of Appropriations from the General Fund to the Capital Projects Fund, and Appropriating Prior Year Reserves in the Transportation Capital Expansion Fund for the I-25 and Prospect Interchange and Authorizing the Transfer of Appropriations from the Transportation Capital Expansion Fund to the Capital Projects Fund, and Authorizing the Transfer of Appropriations from the Capital Projects Fund to the Cultural Services and Facilities Fund for the Art in Public Places Program.

B. Second Reading of Ordinance No. 031, 2019, Appropriating Unanticipated Revenue in the General Fund for the Police Regional Training Campus and Authorizing the Transfer of Appropriations from the General Fund to the Cultural Services and Facilities Fund for the Art in Public Places Program.

These Ordinances, unanimously adopted on First Reading on February 19, 2019, appropriate the lease financing proceeds received from the Certificates of Participation for the I-25/Prospect Interchange and Police Regional Training Campus, respectively.

- **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.)

- **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.



Wade Troxell, President  
Gerry Horak, District 6, Vice President  
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## Water Utility Enterprise Board Meeting March 5, 2019

(after the Regular Council Meeting, which begins at 6:00 p.m.)

- **CALL MEETING TO ORDER**

1. Resolution No. 012 of the Board of the City of Fort Collins Water Utility Enterprise Authorizing the President of the Board to Execute the First Amendment to the Intergovernmental Agreement for Water Treatment Service Capacity Between the City of Fort Collins, Colorado and the Fort Collins-Loveland Water District. (staff: Lance Smith; no staff presentation; 5 minute discussion)

The purpose of this item is to amend the existing agreement signed in 2013 (the "2013 Agreement") between the City and the Fort Collins–Loveland Water District (FCLWD) concerning FCLWD's acquisition of 5 million gallons per day (MGD) of water treatment capacity at the City's Water Treatment Facility. The proposed amendment to the 2013 Agreement will allow for FCLWD to make an early payment of the entire outstanding principal associated with the financing of the Plant Investment Fee (PIF).

The City, FCLWD, and their respective enterprises were all parties to the 2013 Agreement. The amendment thus likewise must be approved by City Council and the City of Fort Collins Water Utility Enterprise Board. The FCLWD Board and the FCLWD Enterprise Board approved the proposed amendment on Tuesday, February 19, 2019.

- **OTHER BUSINESS**

- **ADJOURNMENT**