

Wade Troxell, Mayor
Kristin Stephens, District 4, Mayor Pro Tem
Susan Gutowsky, District 1
Julie Pignataro, District 2
Ken Summers, District 3
Ross Cunniff, District 5
Emily Gorgol, District 6

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
May 5, 2020
6:00 p.m.
(Amended 5/4/2020)

Public Participation for Council Meetings

Public Participation for this remote Council meeting will be available online or by phone. No one will be allowed to attend in person.

View Meeting Agenda

Watch the Meeting: Anyone can view the Council meeting live on Channels 14 and 881 or online at www.fcgov.com/fctv.

Public Participation (Online): Individuals who wish to address Council via remote public participation can do so through Zoom at https://tinyurl.com/councilmeeting05052020. The link and instructions will also be posted at www.fcgov.com/councilcomments. Individuals participating in the Zoom session should also watch the meeting through that site, and not via FCTV, due to the streaming delay and possible audio interference.

The meeting will be available beginning at 5:15 p.m. Tuesday. Participants wanting to ensure their equipment setup is working should join prior to 6:00 p.m. For public comments, the Mayor will ask participants to click the "Raise Hand" button to indicate you would like to speak at that time. Staff will moderate the Zoom session to ensure all participants have an opportunity to address Council.

In order to participate:

- Use a laptop, computer, or internet-enabled smartphone.
Please note that using earphones with a microphone will greatly improve your audio.
You need to have access to the internet.
Join the Zoom meeting by clicking on link above. The meeting room will open at 5:15 p.m.
Keep yourself on muted status.
DO NOT Watch/stream FCTV at the same time

Public Participation (Phone): If you do not have access to the internet, call the City Clerk's office at (970) 221-6515 **no later than 4:00 p.m. on the day of the meeting.**

- Please indicate that you want to participate in public participation by phone and give your name and phone number. If you get a voicemail message, please leave the same information.
- Once you have given this information (in person or by message), a staff person will provide you with the phone number that will allow you access to the Zoom meeting.

As listed above, the meeting will be available beginning at 5:15 p.m. Please call in to the meeting prior to 6:00 p.m., if possible. For public comments, the Mayor will ask participants to indicate if you would like to speak at that time – **phone participants will need to press *9 to do this.** Staff will be moderating the Zoom session to ensure all participants have an opportunity to address Council. Once you join the meeting:

- DO NOT Watch/stream FCTV at the same time

Documents to Share: If residents wish to speak to a document or presentation, the City Clerk needs to be emailed those materials by 4 p.m. the day of the meeting.

Individuals not comfortable or able to access the Zoom platform or able to participate by phone are encouraged to participate by emailing general public comments you may have to CityLeaders@fcgov.com. If you have specific comments on any of the discussion items scheduled, please make that clear in the subject line of the email and send prior to the meeting Tuesday evening.

Note: Only individuals who wish to address Council should use the Zoom link or call in by phone. Anyone who wants to watch the meeting, but not address Council, should view the FCTV livestream.

[View Live Stream](#)

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 5:45 p.m.

The Mayor will share highlights of each proclamation listed below but will not read proclamations in their entirety.

- Proclamation Declaring May 2020 as Historic Preservation Month .
- Proclamation Declaring May 3-9, 2020 as Drinking Water Week.
- Proclamation Declaring May 2020 as Better Speech and Hearing Month.
- Proclamation Declaring May 3-9, 2020 as National Tourism Week.
- Proclamation Declaring May 16, 2020 as Kids to Park Day.

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.

If the presiding officer determines that the number of items pulled from the Consent Calendar by citizens is substantial and may impair the Council's ability to complete the planned agenda, the presiding officer may declare that the following process will be used to simplify consideration of the Citizen-Pulled Consent Items:

(1) All citizen-pulled items (to be listed by number) will be considered as a group under the heading "Consideration of Citizen-Pulled Consent Items."

(2) At that time, each citizen wishing to speak will be given a single chance to speak about any and all of the items that have been moved to that part of the agenda.

(3) After the citizen comments, any Councilmember may specify items from the list of Citizen-Pulled Consent Items for Council to discuss and vote on individually. Excluding those specified items, Council will then adopt all "Citizen-Pulled Consent Items" as a block, by a single motion, second and vote.

(4) Any Citizen-Pulled Consent Items that a Councilmember has asked to be considered individually will then be considered using the regular process for considering discussion items.

1. Consideration and Approval of the Minutes from the April 7, 2020 Regular Council Meeting and the April 14, 2020 Adjourned Council Meeting.

The purpose of this item is to approve the minutes from the April 7, 2020 Regular Council meeting and the April 14, 2020, Adjourned Council meeting.

2. Second Reading of Ordinance No. 062, 2020, Appropriating an Unanticipated Charitable Donation to the City from Broadcom Inc. to be Used for COVID-19 Relief.

While this item is not critical or urgent in nature as related to the COVID-19 emergency, it is being presented to Council now because it provides funds to be used to mitigate the effects of the emergency.

This Ordinance, unanimously adopted on First Reading on April 21, 2020, is to appropriate \$100,000 in unanticipated philanthropic revenue in the General Fund for COVID-19 community relief. The intent of the charitable gift, facilitated and secured by City Give, is designated by the donor, Broadcom Inc., to support the critical and expanded needs of essential community services and organizations.

It is the donor's determination the City possesses unique knowledge of urgent community gaps and can serve as a critical gateway as to how monies can be effectively and immediately applied to local emergency relief. Thus, the City will distribute \$75,000 of the total gift to three community partners: Neighbor to Neighbor, New Belgium Bar & Restaurant Relief Fund and Poudre School District. The remaining \$25,000 will be used to support City efforts across its service areas, departments and programs, to include, without limitation, Adopt-A-Neighbor, Safety & Risk Management, Social

Sustainability and to launch childcare for essential employees, specifically police and other first responders.

3. Second Reading of Ordinance No. 063, 2020 Appropriating Prior Year Reserves for Natural Areas Land Conservation, Legally Required Water Rights Infrastructure and Urgent Trail Construction Not Included in the 2020 Adopted City Budget.

This Ordinance, unanimously adopted on First Reading on April 21, 2020, is coming to Council now because the Natural Areas Department is mandated by ballot to conserve land and funds are needed for a real estate closing on June 30 as well as anticipated closings throughout the year. Reappropriations also will support the completion of two infrastructure projects. One is legally required for water rights and the other is critical to prevent stormwater overtopping of Prospect Road. The proposed reappropriation for critical trail work is seasonally dependent and even more urgent given skyrocketing visitation due to the COVID-19 pandemic. This item appropriates \$8,770,000 in prior year reserves in the Natural Areas Fund.

4. Second Reading of Ordinance No. 064, 2020, Amending the Code of the City of Fort Collins to Delay the December 31, 2020, Implementation Date for Business and Multi-Family Recycling Requirements Included in the Community Recycling Ordinance.

This Ordinance, unanimously adopted on First Reading on April 21, 2020, delays the implementation date of the business and multi-family recycling requirement in the Community Recycling Ordinance from December 31, 2020, to June 30, 2021, due to impacts of the COVID-19 response.

5. First Reading of Ordinance No. 065, 2020, Appropriating Unanticipated Revenue in the Community Development Block Grant Fund for COVID-19 Response and Recovery.

This item meets the following priorities for items to be considered by Council during the COVID-19 emergency: (1) urgent items specifically related to COVID-19 activities that are critical in nature and must receive Council consideration as soon as possible; (6) items that relate to funding, operation and business activities that the City must continue despite the current crisis; and (7) items that are required to comply with federal or state legal or other requirements.

The purpose of this item is to appropriate unanticipated Community Development Block Grant (CDBG) funding in the amount of \$649,203 from the Department of Housing and Urban Development (HUD) to be used for COVID-19 response and recovery.

6. First Reading of Ordinance No. 066, 2020, Appropriating Prior Year Reserves and Authorizing the Transfer of Previously Appropriated Funds in the Light and Power Fund for the 700 Wood Street Remodel Project and Related Art in Public Places.

This item is coming to Council because it meets the following Priorities: (5) will directly support a council driven timeline for an operational space for the network operations and engineering staff in Connexion and (6) provides funding for a project that the City must continue despite the current crisis.

The requested off-cycle appropriation will provide funds necessary to complete the joint control room and associated 700 Wood Street remodel project for Fort Collins Connexion (Connexion) and Electric Utility/Light & Power (L&P) operations. L&P is requesting an appropriation of \$900,000 from uncommitted reserves, which has been included in the Utilities' financial rate strategy and 2019 Capital Improvement Plan (CIP). Since this appropriation request is for the purpose of capital construction, City Code also requires a \$9,000 contribution (1% of the amount being appropriated) to the Art in Public Places (APP) program. This amount is also being requested from uncommitted L&P reserves, bringing the total use of L&P reserves in this request to \$909,000. In addition to the appropriation from available reserves, L&P is requesting a transfer of \$770,000 in funds previously appropriated for the Substation capital parent account to obtain the remaining funds for the 700 Wood Street remodel project. Council Finance Committee considered and supported this approach on April 20, 2020.

7. First Reading of Ordinance No. 067, 2020 Suspending for Fiscal Years 2021 and 2022 the Biennial Budget Term Required by City Code Section 8-1 and Approving the Temporary Revision of the City's Budgeting Process for the 2021 and 2022 Budgets.

This item is coming to Council because it meets the following Priority: (2) Emergency-related items that are not as urgent but need Council consideration.

The purpose of this item is to acknowledge modifications to the City's biennial budgeting process due to the current unknowns of the depth and duration of the COVID-19 Pandemic and impacts to the local economy and City revenue streams.

8. First Reading of Ordinance No. 068, 2020, Designating the Brown-Gooding Property, 425 Mathews Street, Fort Collins, Colorado, as a Fort Collins Landmark Pursuant to Chapter 14 of the Code of the City of Fort Collins.

This item is a quasi-judicial matter and if it is considered on the discussion agenda, it will be considered in accordance with Section 1(f) of the Council's Rules of Meeting Procedures adopted in Resolution 2019-064.

This item is coming to Council because it meets Priority 6: Items that relate to funding, operation and business activities that the City must continue despite the current crisis. This property owner has a pending Landmark Rehabilitation Loan for which funds have been requested and obligated but cannot be released without the Landmark designation in place. Delay of this first reading and subsequent second reading would delay construction activity at the property.

The purpose of this item is to designate the Brown Gooding Property located at 425 Mathews Street as a Fort Collins Landmark. The owners of this property, Sarah Breseke and Wouter Montfrooij, are initiating this request. The single-family residence and garage are eligible for recognition as a Landmark due to their significance to Fort Collins under Designation Standard 3, Design/Construction and their historic integrity.

9. First Reading of Ordinance No. 069, 2020, Designating the Horsley/Delta Zeta Property, 201 East Elizabeth Street, Fort Collins, Colorado, as a Fort Collins Landmark Pursuant to Chapter 14 of the Code of the City of Fort Collins.

This item is a quasi-judicial matter and if it is considered on the discussion agenda, it will be considered in accordance with Section 1(f) of the Council's Rules of Meeting Procedures adopted in Resolution 2019-064.

This item is coming to Council because it meets Priority 6: Items that relate to funding, operation and business activities that the City must continue despite the current crisis. This property owner has a pending Landmark Rehabilitation Loan for which funds have been requested and obligated but cannot be released without the Landmark designation in place. Delay of this first reading and subsequent second reading would delay construction activity at the property.

The purpose of this item is to designate the Horsley/Delta Zeta Property, 201 East Elizabeth Street, as a Fort Collins Landmark. The owner of this property, Stephanie Walter, is initiating this request. The property is eligible for recognition as a Landmark due to its significance to Fort Collins under Designation Standards 1. Events, and 3. Design/Construction and its historic integrity.

10. Emergency Ordinance No. 070, 2020 Approving Emergency Rules and Regulations Enacted by the City Manager Pursuant to the Local COVID-19 Emergency.

This Item has been amended to add Emergency Regulation 2020-015

The purpose of this item is to approve emergency rules and regulations enacted by the City Manager in response to the COVID-19 emergency. Section 2-671(a)(6)(a) of the City Code provides that emergency rules and regulations must be confirmed at the earliest practical time by the City Council.

This Emergency Ordinance seeks Council's approval and ratification of all the emergency measures that have been enacted to date. Adoption by ordinance will ensure that each of the regulations is enforceable to the fullest extent of the law.

As noted in the updated Emergency Ordinance, the City Manager has determined that the enforcement of violations of Emergency Regulation No. 2020-015 as civil infractions rather than criminal misdemeanors will better serve the purposes of the Regulation and further its effectiveness. Because the Code provides that violations of Emergency Regulations shall be enforced as criminal misdemeanors, a provision expressly authorizing the enforcement of violations of Emergency Regulation No. 2020-015 as civil infractions has also been added to the Ordinance.

11. Resolution 2020-041 Authorizing the Mayor to Execute an Intergovernmental Agreement with Colorado State University for a Community Liaison Specialist.

This item is presented to Council because it meets Priority 6 relating to funding, operation and business activities that the City must continue despite the current crisis. The purpose of this item is to renew the Intergovernmental Agreement (IGA) with CSU for the Community Liaison position which has provided crucial connection between City and University staff and resources that enhance the neighborhood livability for both students and long-term residents.

12. Public Hearing and Resolution 2020-042 Amending the Citizen Participation Plan Pursuant to the U.S. Department of Housing and Urban Development Waiver Memorandum Relating to COVID-19 Response Funds.

This item is presented to Council because it meets the following priorities: (1) urgent items specifically related to COVID-19 activities that are critical in nature and must receive Council consideration as soon as possible; (6) items that relate to funding, operation and business activities that the City must continue despite the current crisis; and (7) items that are required to comply with federal or state legal or other requirements.

The purpose of this item is to amend the Citizen Participation Plan (CPP), a document required by the Department of Housing and Urban Development (HUD) which outlines how the City will receive citizen input related to the use of HUD funded activities. Specifically, this amendment allows for reduced public comment periods and remote public meetings to allow for expedited deployment of HUD disaster and emergency funds, when such regulations are waived by HUD.

13. Resolution 2020-044 Appointing One Board Member Selected by the City to the Boxelder Basin Regional Stormwater Authority Board of Directors and One Board Member Selected by Mutual Agreement of Fort Collins and Larimer County.

This item is coming to Council based on Priority (6): Items that relate to funding, operations and business activities. The expiration of a Boardmember term will leave a vacancy if no action is taken.

The purpose of this item is for Council to consider making appointments to the Boxelder Basin Regional Stormwater Authority Board prior to its May 2020 meeting.

14. Resolution 2020-045 Authorizing the City Manager to Sign Intergovernmental Agreements with Metropolitan Districts to Provide the City with Contractual Remedies to Enforce a District's Approved Service Plan.

This resolution is presented to Council at this time because it facilitates the completion of one step in the City's process related to already approved service plans to secure one of the City's enforcement remedies now required in the City's metropolitan district policy and in these approved service plans. The purpose of this item is to authorize the City Manager to sign intergovernmental agreements with metropolitan districts to provide the City with contractual remedies to enforce a district's approved service plan.

In February 2019, City Council revised the City's policy for reviewing the service plans of proposed metropolitan districts to include a provision in the approved service plans that requires the metropolitan districts to enter into an intergovernmental agreement with the City granting the City contractual remedies to enforce the requirements and limitations of the service plan. These contractual remedies are in addition to the statutory remedies the City is already utilizing to enforce service plans.

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. COVID-19 Update (staff: Jim Byrne)

- **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.

15. Consideration of a Motion for Council to Authorize Remote Hearings for the Second Readings of Four Ordinances to Zone Four Previously Approved Annexations. (staff: Rebecca Everette, 5 minute presentation, 10 minute discussion)

The purpose of this item is to consider adopting a motion to authorize an exception to Ordinance No. 061, adopted by Council on April 21, 2020, for the following zoning decisions related to the referenced annexations:

- Ordinance No. 027, 2020, Assigning zoning for the Soldier Canyon Pump Station Annexation (Second Reading)
- Ordinance No. 029, 2020, Assigning zoning for the Timberline-International Annexation No. 1 (Second Reading)

- Ordinance No. 031, 2020, Assigning zoning for the Timberline-International Annexation No. 2 (Second Reading)
- Ordinance No. 033, 2020, Assigning zoning for the Timberline-International Annexation No. 3 (Second Reading)

Ordinance No. 061, 2020 authorizes certain types of remote meetings for quasi-judicial items but specifically excludes decisions related to zoning. However, it also allows the Council by motion approved by at least five Councilmembers to authorize exceptions to that exclusion. Staff considers these four “in progress” zoning items as pressing and non-controversial, which may warrant an exception to the ordinance. Colorado Revised Statutes Section 31-12-115 requires the zoning of an annexation to be completed within 90 days of the effective date of the annexation ordinance.

16. Exception for Remote Hearing of Hughes Rezoning (staff: Rebecca Everette; 5 minute presentation, 30 minute discussion)

This item is presented to Council because it meets the following priorities: (3) Second Reading Ordinances and (4) Items that are substantially complete, have completed significant public process, and are ready for Council consideration. These items are being brought forward to help ensure that work does not have to be redone and can continue to move forward.

The purpose of this item is to consider an exception to Ordinance No. 061, 2020, adopted by Council on April 21, 2020, to allow the Second Reading of Ordinance No. 138, 2019, regarding rezoning the property included in the Hughes Stadium Annexation to proceed. Council adopted on First Reading the Hughes Stadium property rezoning ordinance on a 4-3 vote on November 5, 2019 (Nays: Cunniff, Gutowsky, Pignataro).

Ordinance No. 061, 2020, authorizes certain types of remote meetings for quasi-judicial items but specifically excludes decisions related to zoning. However, it also allows the Council by motion approved by at least five Councilmembers to authorize exceptions to that exclusion. In order for Council to authorize the remote hearing of this rezoning, Council must find that hearing the rezoning is pressing and requires prompt action and that the technology will provide for sufficient public participation and input.

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

- **OTHER BUSINESS**

- A. Consideration of a motion to adjourn the City Council meeting to conduct the Electric Utility Enterprise Board meeting then return to the regular City Council meeting.

“I move that Council temporarily adjourn this regular meeting to conduct the Electric Utility Enterprise Board meeting, to be resumed later this evening upon the completion of that Enterprise Board meeting.”

- B. Consideration of a motion to enter into an executive session to discuss water service issues and potential water supply agreements related to the Montava development.

“I move that the City Council go into executive session for the purpose of meeting with the City’s attorneys and City management staff to discuss the following matters as permitted under City Charter Article II, Section 11(2), City Code Section 2-31(a)(2) and Colorado Revised Statutes Section 24-6-402(4)(b):

1. Specific legal questions related to potential litigation regarding water utility service arrangements with East Larimer County Water District and the Montava development; and
2. The manner in which the particular policies, practices or regulations of the City related to water utility service arrangements with East Larimer County Water District and the Montava development may be affected by existing or proposed provisions of federal, state or local law.”

C. 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**

A. Consideration of a motion to adjourn to 6:00 p.m., Tuesday, May 12, 2020.

"I move that Council adjourn this meeting to 6:00 p.m. on Tuesday, May 12, 2020, for a possible executive session and to consider such other business as may come before the Council."

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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Electric Utility Enterprise Board Meeting May 5, 2020 (after the Regular Council Meeting)

- **CALL MEETING TO ORDER**

1. Consideration and Approval of the Minutes from the April 21, 2020 Electric Utility Enterprise Board Meeting.

The purpose of this item is to approve the minutes from the April 21, 2020 Electric Utility Enterprise Board meeting.

2. Second Reading of Ordinance No. 011, Authorizing an Intergovernmental Agreement with the Colorado Department of Transportation for the Lease of Fiber Optic Data Transport Capacity. (staff: Erin Shandley; no presentation; 10 minute discussion)

This item is coming to the Electric Utility Enterprise Board due to its time-sensitive nature related to network operation and continued business activities. Many aspects of Connexion's network design and buildout, already in progress, are dependent upon this nearly completed item.

This Ordinance, unanimously adopted on First Reading on April 21, 2020, approves a multi-year Intergovernmental Agreement (IGA) between the City's Electric Utility Enterprise and the Colorado Department of Transportation (CDOT) for the purpose of leasing two dark fiber strands from Fort Collins to Denver. CDOT was chosen to provide this service as it met all requirements at the lowest price available. In addition, this IGA helps to meet requirements detailed in IGAs referenced in Resolutions 2019-072 and 2019-073 (shared regional Broadband Transport and Access services with the City of Loveland and Town of Estes Park) by providing such access between Fort Collins and Denver.

- **OTHER BUSINESS**

- **ADJOURNMENT**