

AGENDA
OF THE
COUNCIL OF THE CITY OF FORT COLLINS, COLORADO

January 4, 2005

Regular Meeting
6:00 p.m.

Boyscout Troop 195 - Presentation of Colors; Presentation of Certificate of Appreciation to Mayor Martinez from the Scouts of Fort Collins.

1. CALL MEETING TO ORDER.
2. ROLL CALL.
3. CITIZEN PARTICIPATION (limited to 30 minutes)
4. CITIZEN PARTICIPATION FOLLOW-UP:

This is an opportunity for the Mayor or Councilmembers to follow-up on issues raised during Citizen Participation.

5. AGENDA REVIEW: CITY MANAGER

6. CONSENT CALENDAR

The Consent Calendar consists of Item Numbers 7 through 14. This Calendar is intended to allow the City Council to spend its time and energy on the important items on a lengthy agenda. Staff recommends approval of the Consent Calendar. Anyone may request an item on this calendar to be "pulled" off the Consent Calendar and considered separately. Agenda items pulled from the Consent Calendar will be considered separately under Agenda Item #21, Pulled Consent Items. The Consent Calendar consists of:

- 1) Ordinances on First Reading that are routine;
- 2) Ordinances on Second Reading that are routine;
- 3) Those of no perceived controversy;
- 4) Routine Administrative actions.

CONSENT CALENDAR

7. Consideration and approval of the regular Council meeting minutes of December 7, 2004 and the adjourned meeting minutes of December 10, 11 and 14, 2004.
8. Items Pertaining to the Liebl Annexation.
 - A. Second Reading of Ordinance No. 195, 2004, Annexing Property Known as the Liebl Annexation to the City of Fort Collins, Colorado.
 - B. Second Reading of Ordinance No. 196, 2004, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Liebl Annexation to the City of Fort Collins, Colorado.

The Liebl Annexation is a request to annex and zone 2.8 acres of land located along the east side of Timberline Road, south of Kechter Road. The site contains an existing single family residence and detached garage. The parcel is designated UE – Urban Estate on the Fort Collins Structure Plan and the Fossil Creek Reservoir Area Plan. The anticipated land use is a bed and breakfast consistent with the design standards in the UE zone district. The parcel is currently zoned FA1 - Farming in Larimer County. Ordinance Nos. 195 and 196, 2004 were unanimously adopted on First Reading on December 7, 2004.

9. Second Reading of Ordinance No. 199, 2004, Amending Section 2-398 of the City Code Relating to the Functions of the Senior Advisory Board.

The Senior Advisory Board (SAB) is asking that Section 2-398 of the City Code regarding the Board's functions be amended to better describe the role the Board serves. The Board is concerned that the current description of its functions implies duties and responsibilities that the Board is not equipped to perform. The Board's recommended changes have been approved by staff in the City Attorney's office and the Recreation Division. Ordinance No. 199, 2004, was unanimously adopted on First Reading on December 21, 2004.

10. Second Reading of Ordinance No. 201, 2004, Amending Chapter 24 of the City Code, Pertaining to Signs in the Right-of-Way, and Chapter 17 of the City Code, Pertaining to Posting of Notices and Handbills on Public Property.

Section 24-1 of the City Code prohibits placement of signs on streets, sidewalks and other areas owned by the City. Similarly, Section 17-42 prohibits the posting of notices and handbills on public property. An amendment to these Code sections is recommended in order to clarify the methods that will be used to enforce the current provisions. Ordinance No. 201, 2004, was unanimously adopted on First Reading on December 21, 2004.

11. First Reading of Ordinance No. 001, 2005, Appropriating Unanticipated Revenue from Grant Proceeds from the State Office of Energy Management and Conservation in the Capital Projects Fund - Police Facility - Design Project to be Used for Design Services for the Future Police Services Facility.

On September 2, 2004, the City applied for a Rebuild Colorado high performance design grant from the Governor's Office of Energy Management and Conservation for the new Police Services Building. On October 4, 2004, the Governor's Office awarded the City a \$20,000 grant award for design services for the new Police Services Facility, located on Timberline Road.

This grant will provide integrated design services that will focus on developing a building that meets, or attempts to meet, LEED (Leadership in Energy and Environmental Design) "silver" certification. The design work includes design charrettes, energy modeling, daylighting modeling, and other services. Also, the City will provide to the Office of Energy Management and Conservation any educational/outreach materials and activities about high performance design (outreach materials and activities may involve web site announcements, newsletter articles, project overview at workshops, local newspaper articles, press releases, etc.)

12. First Reading of Ordinance No. 002, 2005, Appropriating Unanticipated Grant Revenue in the General Fund from the Colorado Department of Transportation Enforcement of Underage Drinking Laws Program.

Fort Collins Police Services has been awarded a grant under the Colorado Department of Transportation, Enforcement of Underage Drinking Laws program (EUDL) in the amount of \$26,000. The grant funds will be used for overtime in possession/illegal sales operations, to provide educational materials for School Resource officers, and to fund educational programs conducted by TEAM Fort Collins. The grant period begins March 1, 2005 and ends May 30, 2006.

13. First Reading of Ordinance No. 003, 2005, Designating the Dukes/Dunlap House, 501 Stover Street, Fort Collins, Colorado, as a Fort Collins Landmark Pursuant to Chapter 14 of the City Code.

The owner of the property, Mona Frayer, is initiating this request for Fort Collins Landmark designation of the Dukes/Dunlap House. Constructed circa 1900, the Dukes/Dunlap House is a nice example of Folk Victorian/Late 19th-Early 20th Century Vernacular architecture. The house qualifies for designation as a Fort Collins Landmark under Preservation Standard 3. The property embodies the distinctive characteristics of a type, period, and method of construction, and contributes to the historical and architectural significance of Fort Collins.

14. Routine Easements.

- A. Non-exclusive easement agreement from Colorado State University, to install a water main to provide water service for the new Center for Disease Control facility located on the CSU Foothills Campus. Monetary consideration: \$0

*****END CONSENT*****

15. Consent Calendar Follow-up.

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

16. Staff Reports.17. Councilmember Reports.

ITEMS NEEDING INDIVIDUAL CONSIDERATION

18. Consideration of the Appeal of the November 1, 2004, Determination of the Administrative Hearing Officer Regarding the Adrian Subdivision, First Filing - Project Development Plan. (90 minutes - 5 minute staff presentation)

On October 18, 2004, an administrative public hearing was conducted to receive presentations and testimony on the Adrian Subdivision, First Filing - PDP, a single-family residential project on 1.2 acres. There would be a total of 7 residential dwelling units on the proposed 7 lots in the subdivision. On November 1, 2004, the Administrative Hearing Officer approved the Adrian Subdivision, First Filing - PDP.

The property was annexed into the city of Fort Collins in April, 2004 and is zoned RL - Low Density Residential. The project is located on a portion of a 2-acre property at the southeast corner of West Vine Drive and North Impala Drive.

On December 1, 2004, an Amended Notice of Appeal was received by the City Clerk's office regarding the decision of the Administrative Hearing Officer.

19. Second Reading of Ordinance No. 200, 2004, Amending Chapter 7 of the City Code so as to Add a New Section Relating to Identifying Circulators of Petitions. (10 minutes - 5 minute staff presentation)

Article X, Section 5 of the City Charter and Chapter 7, Article VI of the City Code establish certain regulations and requirements pertaining to the content and circulation of petitions and the affidavits of petition circulators. Currently, neither the City Charter nor the City Code requires that the status of petition circulators be identified as being either volunteer or paid.

This Ordinance, which was adopted 6-1 (Nays: Mayor Martinez) on First Reading on December 21, 2004, would amend the City Code to impose such a requirement.

20. Second Reading of Ordinance No. 202, 2004, Amending Section 2-596 of the City Code and Fixing the Salary of the City Manager. (10 minutes - 5 minute staff presentation)

Ordinance No. 202, 2004, which was adopted 6-1 (Nays: Councilmember Tharp) on First Reading on December 21, 2004, amends Section 2-596 of the City Code to establish the initial base salary of the City Manager. The terms of the negotiated agreement have resulted in the following compensation package:

SALARY AND BENEFITS	ANNUAL	NON-MONETARY BENEFITS
Base Salary	\$149,280	Vacation (30 days per year)
Medical Insurance	8,904	Holidays (11 days per year)
Dental Insurance	558	
Life Insurance	522	
Long Term Disability	1,478	
ICMA 457	4,478	
ICMA 401	14,928	
FICA/Medicare	8,026	
Car Allowance	9,000	
Worker's Compensation	269	
Total Monetary Compensation	\$197,473	

21. Pulled Consent Items.
22. Other Business.
23. Adjournment.