

# **AGENDA**

OF THE

COUNCIL OF THE CITY OF FORT COLLINS, COLORADO

February 15, 2000

## **Proclamations and Presentations**

**5:30 p.m**

- A. Presentation of Exemplary Citizenship Award to Michelle Gayman.
- B. Presentation by Larimer County to Tom Vosburg and Pete Wray in appreciation for their assistance with Larimer County's Transferrable Development Unit Program.
- C. Proclamation Proclaiming the Week of February 20-26, 2000 as "National Engineers Week".

## **Regular Meeting**

**6:00 p.m.**

PLEDGE OF ALLEGIANCE.

- 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 33. 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 #39, 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. Postponement of Second Reading of Ordinance No. 199, 1999, Authorizing the Lease of Portions of the Resource Recovery Farm to LaFarge Corporation for Sand and Gravel Mining in Order to Protect Sensitive Natural Habitats Along the Cache la Poudre River, to March 7, 2000.

Ordinance No. 199, 1999, which was unanimously adopted on First Reading on December 7, 1999, enables implementation of a unique natural area conservation project involving the City of Fort Collins, LaFarge Corporation, Flatiron Companies, and Colorado State University. The collaborative project will save from sand and gravel mining approximately 40 acres of meadow and mature riparian forest along the Cache la Poudre River that represents some of the most unique and valuable wildlife habitat in the Fort Collins area. In exchange for not mining these sensitive natural habitats, approximately 106 acres of much less sensitive agricultural land on the City's Resource Recovery Farm will instead be mined. Reclamation of the mined area on the Resource Recovery Farm will enhance the wildlife habitat diversity and overall value of the natural areas along this reach of the Cache la Poudre River. This area will enhance the City's efforts to protect and enhance the wildlife habitat, aesthetic, and recreational values of this section of the Poudre River consistent with the City's Natural Areas Policies and will also enhance programs at CSU's Environmental Learning Center.

Second Reading of this Ordinance was postponed to February 15, 2000 to allow additional time to finalize the necessary lease and contractual documents with LaFarge, Flatiron, and Colorado State University. Another postponement is needed until March 7, 2000.

8. Items Related to the Issuance of City of Fort Collins Downtown Development Authority Subordinate Tax Increment Revenue Bonds, Series 2000.

- A. Second Reading of Ordinance No. 9, 2000, Authorizing the Issuance of City of Fort Collins, Colorado, Downtown Development Authority Subordinate Tax Increment Revenue Bonds, Series 2000A, Dated their Delivery Date, in the Aggregate Principal Amount of \$608,000 for the Purpose of Financing Certain Capital Improvements and Capital Projects; and Providing for the Pledge of Certain Incremental Ad Valorem Tax Revenues to Pay the Principal of, Interest on and any Premium Due in Connection with the Redemption of the Bonds.

On February 4, 2000, the City accepted bids from financial institutions interested in buying the bonds. The lowest cost offer to buy the bonds was submitted by Key Bank. Key Bank bid a rate of 5.775% which will reset as the prime rate changes. City staff has evaluated the Key Bank offer to buy and has found it to be in the City's best interest to accept the offer to buy the bonds. The Ordinance has been revised to reflect the variable interest rate of the bonds and the appropriate amounts.

- B. Second Reading of Ordinance No. 10, 2000, Appropriating Proceeds from the Issuance of City of Fort Collins, Colorado, Downtown Development Authority Taxable Subordinate Tax Increment Revenue Bonds, Series 2000, for the Purpose of Making Certain Capital Improvements in the Downtown Area of Fort Collins, Authorizing the Transfer of Appropriations Between Funds and Appropriating Expenditures from the DDA Debt Service Fund to Make the 2000 Payment on the Bonds.

Ordinance No.10, 2000, has been revised. The project managers met on February 4, 2000, and decided that money for the Four Corners and Walnut Street projects would have more flexibility if the amounts of money for the projects were transferred to the City capital projects fund. This helps the project managers because the appropriation does not lapse at year-end. Due to the need to coordinate these projects with several other downtown area improvements, there is some possibility that these two projects may not be completed by December 31, 2000. This ordinance has also been revised to lower the estimated 2000 debt service costs from \$80,000 to \$50,000. Annual debt service payments for ensuing years will be included in the annual appropriations ordinance.

- C. First Reading of Ordinance No. 23, 2000, Appropriating Unanticipated Revenue in the Capital Projects Fund for the Purpose of Constructing Improvements in the Downtown Area Consistent with the Mission of the Downtown Development Authority.

The Budget Office has prepared a new appropriations ordinance, Ordinance No. 23, 2000, which appropriates the transferred bond proceeds in the capital projects fund. This Ordinance

is being presented on First Reading. Second Reading will occur on March 7, 2000. This timeline fits the project manager's plan to begin the improvements in early 2000.

9. Second Reading of Ordinance No. 11, 2000, Designating the E. P. Montgomery House, Garage and Shed, 321-323 East Laurel Street, as a Local Landmark Pursuant to Chapter 14 of the Code of the City of Fort Collins.

The owners of the property, Delores Lunberry and the Paige A. Lunberry Family Trust, are initiating this request for Local Landmark designation for the E. P. Montgomery House, Garage and Shed. Ordinance No.11, 2000 was unanimously adopted on First Reading on February 1, 2000.

10. Second Reading of Ordinance No. 12, 2000, Designating the Properties at 1600, 1601, 1604, 1605, 1608, 1609, 1612, 1613, 1617, 1645 and 1700 Sheely Drive, Fort Collins, Colorado, as a Historic Landmark District Pursuant to Chapter 14 of the Code of the City of Fort Collins.

Debra Applin and Polly Puleston, owners of property in the proposed Sheely Drive Neighborhood District, are initiating this request for Local Landmark designation for the above properties. The Sheely Drive District is eligible for designation as a Fort Collins Local Landmark District, for its innovative architecture, for its historical association with several prominent Fort Collins business and civic leaders, and for its portrayal of the social, economic, and technological changes occurring in Fort Collins and Colorado following World War II. The first of Fort Collins' post-World War II affluent neighborhoods, Sheely Drive is among Fort Collins' best representations of the suburban lifestyle emerging in the United States during the 1950s. Ordinance No. 12, 2000 was unanimously adopted on First Reading on February 1, 2000.

11. Second Reading of Ordinance No. 13, 2000, Amending Chapter 7.5 of the City Code by the Addition of a New Article V Pertaining to the Imposition of Certain Regional Capital Improvement Expansion Fees.

In November 1998, Larimer County Commissioners approved new Development Impact Fees that will apply to new construction in the County. These fees included a regional road fee and a regional park fee. Larimer County has asked the City to consider implementing a regional road fee for development within the City limits. The fee would be implemented in addition to existing City and School District fees. As funds accumulate from the collection of fees in both the City and the County, the two governments will work together to determine how and when those funds will be expended to improve the five regional roads. Ordinance No. 13, 2000, which was unanimously adopted on First Reading on February 1, 2000, amends the City Code to include certain Regional Capital Improvement Expansion fees.

12. Second Reading of Ordinance No. 14, 2000 Authorizing the Conveyance of High School Park to Colorado State University Research Foundation In Exchange for the 18 Acre Community Horticulture Center Site.

Since May 1998, City Council has, on three occasions, studied and considered possible sites for the Community Horticulture Center. The result has been a narrowing of preference by Council for the CSURF site. Most recently, in March 1999, the City Council directed staff to prepare the legal documents to complete a land exchange deal with Colorado State University Research Foundation (CSURF) to secure a site for the Community Horticulture Center. Ordinance No. 14, 2000, which was unanimously adopted on First Reading on February 1, 2000, completes the transaction for transfer of the High School Park site to CSURF in exchange for the CSURF site.

13. Second Reading of Ordinance No. 15, 2000, Authorizing the City Manager to Enter Into Long-Term Leases of the McKee Property and Longview Farm with Harold Sauer for Dryland Farming and Grazing.

The Natural Resources Department purchased the McKee property in 1997 for open space and the Natural Areas Program is responsible for managing this property. This open space has yet to be officially named. The property is approximately 970 acres, with 840 acres of dryland farm and 130 acres of pasture. The original farm tenant terminated the farming lease about six months ago, stating that it was no longer economical to farm the property. The terms of this lease will hopefully make it economical for Mr. Sauer to farm and maintain this property. Ordinance No. 15, 2000, was unanimously adopted on First Reading on February 1, 2000.

14. Second Reading of Ordinance No. 16, 2000 Appropriating Prior Year Reserves.

Ordinance No. 16, 2000, which was unanimously adopted on First Reading on February 1, 2000, reappropriates approximately \$9.2 million of 1999 monies for the same uses or purposes in 2000 as originally approved by Council in 1999.

15. First Reading of Ordinance No. 17, 2000, Amending Portions of the City Code Concerning the Citizen Review Board Subcommittees.

The current provisions of the City Code concerning the Citizen Review Board (CRB) require that the CRB maintain the confidentiality of all internal investigation files and all information and evidence received which are related to personnel matters (§2-140(h)). This provision is consistent with the need to maintain the confidentiality of personnel files and internal investigation files, but is not consistent with other provisions of the City Code which allow police and community service officers who may be the subject of the investigation to request that the review sessions of the CRB subcommittees be open to the public. The proposed changes set forth in this ordinance would allow the CRB review subcommittees to maintain

the confidentiality of those portions of the subcommittee review sessions that do not directly relate to the officer's personnel interest.

16. First Reading of Ordinance No. 18, 2000, Authorizing the Purchasing Agent to Enter into an Agreement for the Financing by Lease-Purchase of a Computer Aided Dispatch and Records Management System (CAD/RMS).

This Ordinance will authorize the Purchasing Agent to enter into a lease-purchase financing agreement with the selected company at the lowest interest rate offered. The agreement will be for an original term from the execution date of the agreements to the end of the current fiscal year. The agreement provides for renewable one-year terms thereafter, for a total term of five (5) years, subject to annual appropriation of funds needed for lease payments. The total lease terms, including the original and all renewal terms, will not exceed the useful life of the property. This lease-purchase financing is consistent with the financial policies of the City of Fort Collins.

17. First Reading of Ordinance No. 19, 2000, Approving the Terms of the Lease for the City's Lease of Building 15, Old Town Square.

In order for this property to become tax exempt, state law requires that the Council approve the terms of the lease by Ordinance.

Since February 1996, the City has been leasing space in Old Town Square for the Police Services District One office. Police staff and the Old Town Square have been working together to find a new space in Old Town to replace their basement location. A new space became available and the City entered into a new Lease Agreement dated December 12, 1999, with a term of five years that commenced January 1, 2000, following a month of tenant finish work. The tenant finish work was paid for with contributions from the Landlord (Progressive Old Town Square, LLC), the former tenant, and the City. The new location has 2,075 square feet of office space and is located in the 200 block of Walnut Street. District One houses a Police Museum and office space for officers. The base rental for the first year of the lease is \$18,675, or \$9 per square foot, which will be adjusted annually by the Consumer Price Index. In addition to the base rental, the City will also pay the Landlord for the common area maintenance, its insurance and utilities. These costs total \$3.76 per square foot, bringing the total price per square foot to \$12.76. The only other expense paid by the City is the janitorial expense. The base rent will increase to \$11 per square foot at the commencement of the third year of the lease.

18. First Reading of Ordinance No. 20, 2000, Approving the Terms of the Lease for the City's Lease of the Building at 405 Canyon Avenue.

In order for this property to remain tax exempt, state law requires that the Council approve the terms of the lease by Ordinance.

Since December 1994, the City has been leasing the building at 405 Canyon Avenue (2,577 square feet) for the Human Rights Office and the Neighborhood Resources Office. The previously approved lease expired November 30, 1999. Staff has renegotiated the lease to continue for an additional five years. The Lease Agreement commenced on January 1, 2000 and continues for successive annual terms through December 31, 2004, with the City having the option to terminate at each anniversary date if sufficient funds are not budgeted. The rental for this facility is \$2,630 per month, which equates to \$12.75/square foot. This rental will be in effect for the first two years of the lease. Each of the remaining renewals terms will be increased by the annual Consumer Price Index. The City will be responsible for the utilities, custodial and carpet services, snow removal, and insurance. The Landlord is responsible for major building maintenance and ground maintenance.

19. Resolution 2000-29 Authorizing One or More Intergovernmental Agreements with Poudre School District and Approving the Project List for the Building Community Choices City/School District Capital Projects.

In August, 1999, the City/Poudre School District Liaison Committee supported a recommendation to expend funds from Building Community Choices (BCC) on several capital projects that will benefit the City, the Poudre School District (PSD), and the community. City and PSD staff conducted outreach this past fall, and found widespread support for the projects.

On January 24, 2000, the Board of Education voted to support the Liaison Committee's recommended projects, which include the following: (1) develop a softball field at Poudre High School, Rocky Mountain High School, and Preston Junior High School; (2) renovate existing softball/baseball fields at Blevins and Webber Junior High Schools; (3) move a soccer field at Rocky Mountain High School; (4) build an in-line hockey rink and a skate park at Edora Park; and (5) renovate the skate park at the Northside Aztlan Community Center.

20. Resolution 2000-30 Approving the Purchase of a Wirtgen W2000 Rotomill from Faris Machinery as an Exception to the City's Competitive Purchasing Requirements.

The Streets Department has been using Wirtgen profilers (rotomills) since 1992. The machines have proven to be reliable and effective for removing roadway asphalt in maintenance operations. Streets considers this machine to be superior to competitive units because it has a four-track drive system, is heavier, more powerful, uses a strike-off plate, and has a well designed milling drum.

Due to the design advantages of the Wirtgen W2000 and the lack of suitable substitutes, the Purchasing Agent has determined that a competitive process cannot reasonably be used and, if used would result in a substantially higher cost to the City and may result in the impairment of the City's delivery of services to the public.

21. Resolution 2000-31 Approving the Purchase of 800MHz Communications System Equipment as an Exception to the City's Competitive Purchasing Requirements.

Over the next several years the City will be migrating all radio equipment to 800MHz technology. Currently, City departments, including Police Services, use UHF radio frequencies which are incompatible with surrounding agencies. The State of Colorado, Poudre School District, Loveland, and Greeley are using or transitioning to 800MHz technology using the Motorola infrastructure, as described below.

Motorola is already the primary supplier of radio equipment to the City. Realizing the extent of the migration to 800MHz technology and the need for various public safety agencies to be able to cooperate with one another, Motorola designed and set up the basic infrastructure for an area-wide 800MHz system. The term "infrastructure" means the antennas, which are located throughout the local area, transmitter and receiver sites, along with the computer hardware and software to make the system work. Motorola has created the basic structure of the system. What the City will be purchasing is a share of the components, along with the vehicle and locally sited radio equipment.

22. Resolution 2000-32 Setting Forth the Intention of the City to Issue Multi-Family Housing Revenue Bonds for the National Healthcare Associates Residence at Oakridge Assisted Living Project and Authorizing the Execution of an Assignment Agreement and a Delegation Agreement with Larimer County.

In late December 1999, Mr. Robert Mattrazo, a representative of the National Healthcare Associates Project (the "Project"), contacted staff members of the Advance Planning and Finance Departments. The organization has requested the City consider issuing private activity bonds for the purpose of acquiring property, constructing and equipping an assisted living multifamily housing project in the southeast part Fort Collins. The Project would qualify as a low-income rental housing project.

The project is located along McMurray Drive in Oakridge Business Park. Forty-four units (58 beds) will be included in the project. Of the total, 50% of the units (beds) will be affordable to persons whose incomes do not exceed 60% of the Area Median Income. The remaining units will be leased at market rental rates.

Passage of this Resolution will allow the City to issue up to \$4.5 million in tax-exempt private activity bonds for the purpose of constructing the project. The issuance is contingent on the Project receiving an additional allocation from the Statewide Balance or the Colorado Housing Finance Authority. The Resolution also authorizes the execution of an Assignment Agreement and a Delegation Agreement with the County, which would carry out the proposed assignment of the County's allocation to the City. The execution of those agreements is made contingent upon the receipt of the necessary additional allocations for the



Project. The proposal is consistent with the City's adopted policies regarding the issuance of multi-family rental housing bonds.

Staff finds that the project is consistent with Council's goal of increasing the quality of affordable housing in the City. The project also serves a special niche in the housing market, that of low-income seniors that require some assistance in the course of their daily lives. The project proponent has prepared and submitted an application to secure an the additional Private Activity Bond Allocation from the Statewide Balance of private activity bonds. Based on Council's action on the resolution, the City will support the project proponent in its application to Larimer County and the competitive statewide balance. The deadline for applications for allocations is January 21, 2000.

23. Resolution 2000-33 Adopting a Process and Procedure for Amending City Plan and the Elements Thereof.

This Resolution adopts a process and procedure for amending *City Plan* and the Comprehensive Plan Elements thereof. A description of this process, procedure and types of amendments will be incorporated into the appendix of *City Plan*. In addition, *City Plan* Growth Management *Principles and Policies* will be revised to describe the amendment process including frequency, scope, types of amendments, consistency and decision-making body.

24. Resolution 2000-34 Finding Substantial Compliance and Initiating Annexation Proceedings for the Strang Cabin Annexation.

This is a request for a 100% voluntary annexation. The property being considered for annexation is approximately 4.50 acres in size and is located at the southwest corner of Horsetooth Road and County Road 7. The property has been historically agricultural in Larimer County. The proposed zoning for this annexation is Public Open Lands (POL).

The proposed Resolution states that it is the City's intent to annex this property and directs that the published notice required by State law be given of the Council's hearing to consider the needed annexation ordinance. The hearing will be held at the time of First Reading of the annexation and zoning ordinances on March 21, 2000. Not less than thirty days prior published notice is required by State law.

25. Resolution 2000-35 Finding Substantial Compliance and Initiating Annexation Proceedings for the Strauss Cabin First Annexation.

This is a request for a 100% voluntary annexation. The property being considered for annexation is approximately .418 acres in size and is located at the northeast corner of Horsetooth Road and County Road 7. The property has been historically agricultural in Larimer County. The proposed zoning for this annexation is Public Open Lands (POL).

The proposed Resolution states that it is the City's intent to annex this property and directs that the published notice required by State law be given of the Council's hearing to consider the needed annexation ordinance. The hearing will be held at the time of First Reading of the annexation and zoning ordinances on March 21, 2000. Not less than thirty days prior published notice is required by State law.

26. Resolution 2000-36 Finding Substantial Compliance and Initiating Annexation Proceedings for the Strauss Cabin Second Annexation.

This is a request for a 100% voluntary annexation. The property being considered for annexation is approximately 1.737 acres in size and is located at the northeast corner of Horsetooth Road and County Road 7. The property has been historically agricultural in Larimer County. The proposed zoning for this annexation is Public Open Lands (POL).

The proposed Resolution states that it is the City's intent to annex this property and directs that the published notice required by State law be given of the Council's hearing to consider the needed annexation ordinance. The hearing will be held at the time of First Reading of the annexation and zoning ordinances on March 21, 2000. Not less than thirty days prior published notice is required by State law.

27. Resolution 2000-37 Adopting the Recommendation of the Cultural Resources Board Regarding Fort Fund Disbursements.

The Cultural Resources Board is authorized by the City Code to review proposals for funding from the Cultural Programming Account and the Tourism Programming Account, and to submit recommendations to the City Council regarding such proposals for approval. The Cultural Development and Programming Account is used to support cultural development and programming activities. The Tourism Programming Account is used for funding of tourist-related special events, because it is generated from the portion of the lodging tax that is designated for the promotion of convention and visitor activities. Both of these funds are used to fund grants through the Fort Fund program.

28. Resolution 2000-38 Extending the Time Period for the Housing Authority to Exercise a Right of First Refusal to Acquire Certain City Property.

On November 2, 1999, Council adopted Resolution 99-133 approving the acquisition of approximately 168 acres of land from Willing Acres Company, the majority of which is to be utilized by the City as the Hazaleus Natural Area. Resolution 99-133 also authorized the future sale of a portion of the property for affordable housing development and granted the Fort Collins Housing Authority a first right of refusal, through February 29, 2000, on the development parcel. This Resolution extends the time period for one year for the Housing Authority to enter into a binding agreement with the City. This additional time is needed for

City staff to determine the specific boundaries of the development parcel and for the Housing Authority to determine how it can best utilize the property for affordable housing purposes.

29. Resolution 2000-39 Authorizing the Lease of 304 and 304½ North Howes Street.

The City has entered into an agreement to purchase Lot 15 Block 33 with a scheduled closing date of February 28, 2000. The lot is being purchased as part of the Civic Center Master Plan, and is the only parcel on Block 33 that is not currently owned by the City. Currently, there are two leases in effect on the property. One is a residence lease of 304 North Howes Street and one is a business lease for the structure at 304½ North Howes Street.

The City's use of this block is still being planned; therefore, staff would like to continue the lease with the current residential tenant and negotiate a new lease for the business space for a period of up to two years, with the City having the option to terminate at any time with a sixty-day notice to the tenants. The lease term would remain as it currently is for the residence at \$775 per month and lease the business for at least \$750 per month. The proposed lease agreements would be ready to be signed and become effective at the closing for the purchase of the land.

30. Resolution 2000-40 Stating the City's Intent to Not Act as a Reviewing Entity for the Colorado Historic Preservation Income Tax Credit for Qualifying Historic Rehabilitation Projects Under Colorado House Bill 90-1033 (CRS 39-22-514).

As a Certified Local Government, Fort Collins has the opportunity each year to choose to be a reviewing entity for the Colorado Historic Preservation Income Tax Credit during the next calendar year. The City Council must adopt a resolution stating whether or not it intends to take on this responsibility in the next year.

Fort Collins became a Certified Local Government in 1991 when the Colorado Income Tax Credit was instituted, but didn't take on the reviewing entity function for this program until 1995. For three years, the Landmark Preservation Commission was the reviewing entity and performed design review on qualifying historic rehabilitation projects for the Colorado Income Tax Credit. They declined the review in 1998 and 1999.

31. Resolution 2000-41 Making Appointments to the Affordable Housing Board and the Golf Board.

A vacancy currently exists on the Affordable Housing Board due to the resignation of Mickey Willis. Councilmembers Wanner and Bertschy reviewed the applications on file and are recommending Randy Rosenbusch to fill the vacancy with a term to begin immediately and set to expire on June 30, 2001.

A vacancy also exists on the Golf Board due to the resignation of Mike Hall. Councilmember Bertschy reviewed the applications on file and is recommending Brian Cobb to fill the vacancy with a term to begin immediately and set to expire on June 30, 2002.

32. Resolution 2000-42 Approving a Stipulated Determination of Vested Rights Between the City and Sollenberger Development Corporation.

Ordinance No. 161, 1996, (the "Ordinance") established certain rules for transitioning from the Land Development Guidance System into the new Land Use Code. When the Ordinance was passed by the Council, it included a vested rights determination procedure in order to prevent manifest injustice in cases where the application of the transition rules would work an undue hardship.

Sollenberger Development Corporation (the "Applicant") owns a tract of land located within the Oak/Cottonwood Farm Overall Development Plan (the "ODP"). The ODP, consisting of over 100 acres, was approved by the City under the Land Development Guidance System prior to the adoption of the City's Land Use Code. The City has reviewed and given final approval to numerous phases within the ODP. The Lodge at Miramont PUD (the "Project") consists of approximately 7.77 acres within Parcel "N" of the ODP. The Project is one of the final phases of the ODP.

33. Routine Deeds and Easements.

- A. Easement for construction and maintenance of public utilities from Roy Lee Jones, located at 2218 LaPorte, for installation of an oval vault to underground existing overhead electric services. Monetary consideration: \$10.
- B. Easement for construction and maintenance of public utilities from Edwina J. Ingraham, located at 203 North Taft Hill, for installation of an oval vault to underground existing overhead electric services. Monetary consideration: \$10.
- C. Permanent easement dedication for drainage and utilities from John A. Liddell and M. Morgan-Liddell, located 2120 Springfield Court. Monetary consideration: \$10.
- D. Permanent easement dedication for drainage and utilities from Rish L. and Karen L. Whitham, Jr., located at 2124 Springfield Court. Monetary consideration: \$10.
- E. Permanent easement dedication for drainage and utilities from Colleen Caroline Fischer, located at 2128 Springfield Court. Monetary consideration: \$10.
- F. Permanent easement dedication for drainage and utilities from Gerald W. Buchleiter, located at 1204 Briarwood Road. Monetary consideration: \$10.

- G. Permanent easement dedication for drainage and utilities from Tara Baker Gardner and Keith Usher Gardner, located at 1205 Briarwood Road. Monetary consideration: \$10.
- H. Deed of dedication for permanent off-site utility easement from Oakridge Hotels, LLLP, located south of Harmony and east of Lemay. Monetary consideration: \$10.
- I. Deed of dedication for temporary off-site construction easement from Oakridge Hotels, LLLP, located south of Harmony and east of Lemay. Monetary consideration: \$10.
- J. Deed of dedication for permanent off-site sight distance easement from Oakridge Hotels, LLLP, located south of Harmony and east of Lemay. Monetary consideration: \$10.
- K. Deed of dedication for permanent off-site utility easement from Oakridge Hotels, LLLP, located south of Harmony and east of Lemay. Monetary consideration: \$10.
- L. Deed of dedication for temporary off-site construction easement from Oakridge Hotels, LLLP, located south of Harmony and east of Lemay. Monetary consideration: \$10.

**\*\*\*END CONSENT\*\*\***

34. Consent Calendar Follow-up.

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

35. Staff Reports.

36. Councilmember Reports.

**Committees that have met since February 1 include:**

*Growth Management Committee      Legislative Review Committee*  
*NFRT&AQPC*

## ITEMS NEEDING INDIVIDUAL CONSIDERATION

37. First Reading of Ordinance No. 21, 2000, Amending Chapter 3 and 16 of the City Code Designating the Municipal Judge as the Liquor and Massage Licensing Authority.

Currently all liquor and massage licensing matters are heard by the Liquor and Massage Licensing Authority. Council appoints 7 volunteers to serve on this quasi-judicial board. Each Authority member can serve up to two 4 year terms.

On December 9, 1999, the Health & Safety Committee discussed the liquor licensing process and various alternatives in designating an Authority. The Committee requested that a draft ordinance establishing the Municipal Court Judge as the Liquor Licensing Authority be prepared for discussion at the January 20, 2000 Health and Safety Committee meeting.

Staff presented the draft ordinance to the Health and Safety Committee on January 20, 2000. The Committee briefly discussed the Ordinance, made no substantive changes, and recommended it be brought to Council for formal consideration.

38. First Reading of Ordinance No. 22, 2000, Amending Article XV of Chapter 15 of the City Code Regarding Solid Waste Collection and Recycling Services by Adding Provisions Pertaining to Procedural Requirements and Adding a Document Retention Requirement.

The existing Code provisions require trash hauling companies to charge variable rates (the more you throw away, the more you pay) to residential single-family households, a system that creates financial incentive for households to accomplish greater levels of waste reduction and recycling. Currently, only a surveillance approach would allow the City to conclusively establish compliance with this requirement. Through review of certain records (i.e., haulers' daily routing sheets), the City would be able to monitor compliance with the PAYT system.

The Ordinance was developed as a follow-up assignment to the study session in August 1999 when Council expressed interest in continuing to improve recycling in the community. After evaluating the 1995 PAYT provisions, staff determined that the City would need to specify this new record-keeping requirement in order to ensure that variable rates are being applied, and would be better able to monitor and enforce compliance with the Code provisions through the addition of the suggested procedural requirements and mechanisms.

39. Pulled Consent Items.
40. Other Business.
41. Adjournment.

## MEETING OF THE BOARD OF COMMISSIONERS OF THE FORT COLLINS HOUSING AUTHORITY

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 Boardmembers to follow-up on issues raised during Citizen Participation.

5. Agenda Review: Executive Director.
6. Resolution No. 26 Approving the SEMAP Certification for the Authority for Submission to the U.S. Department of Housing and Urban Development.

The Section 8 Management Assessment Program (SEMAP) was established to objectively measure public housing agency performance in key Section 8 tenant-based assistance program areas. SEMAP is intended to enable HUD to ensure program integrity and accountability by identifying management capabilities and deficiencies.

Housing Authorities (HAs) must submit the HUD-required SEMAP certification form within 60 calendar days after the end of its fiscal years. The certification must be approved by Housing Authority Board resolution and be signed by the board of commissioners' chairperson and by the executive director.

7. Resolution No. 27 Revising the Policy Regarding the Capitalization of Assets.

The existing Policy Regarding the Capitalization of Assets states that all items having a value above \$100 and a useful life of more than three years be capitalized. During the audit of the 1998 fiscal year, the auditors, Bondi and Associates, recommended that the capitalization threshold be changed to \$5,000 in order to conform with Generally Accepted Accounting Principles (GAAP). The Resolution approves that change in policy and also lowers the useful life threshold to one year.

8. Other Business.
9. Adjournment.