

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

April 2, 2002

Proclamations and Presentations
5:30 p.m

- A. Proclamation Proclaiming the Month of April as “Strategic Information Management Month”.
- B. Proclamation Proclaiming April 7-15, 2002 as “Days of Remembrance”.

Regular Meeting
6:00 p.m.

PRESENTATION OF COLORS BY GIRL SCOUT TROOP #303

- 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 20. 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 #26, 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 Council Meeting minutes March 5, 2002.
8. Second Reading of Ordinance No. 044, 2002, Appropriating Unanticipated Grant Revenue in the Building Community Choices Community Park Improvements Project and Approving Projects for the Building Community Choices Community Park Improvements Project.

The Building Community Choices - Community Park Improvement project is available to fund improvements to existing community parks. Parks and Recreation staff has developed management plans for the parks that include a prioritized list of improvements needed at each park. Ordinance No. 044, 2002, which was unanimously adopted on First Reading on March 19, 2002, appropriates funds to complete the projects which were identified as the most important.

9. Postponement of Second Reading of Ordinance No. 045, 2002, Authorizing a Grant Agreement with Colorado State Parks and Appropriating Unanticipated Revenue in the Conservation Trust Fund Trail Acquisition and Development Project to April 16.

The City's Parks and Recreation Policy Plan identifies the extension of the Poudre River Trail to Laporte as an important extension of the City's trail system. Efforts to build this trail have been ongoing since 1985. Recent key right-of-way acquisitions enable the City to build the trail in 2002-2003. This Ordinance, which was unanimously adopted on First Reading on March 19, 2002, authorizes the Mayor to enter into a grant agreement with Colorado State Parks and appropriate the \$90,000 grant for this trail project.

Park Planning and Development staff will review the project with the Natural Resources Advisory Board on April 3, 2002. Second Reading of this item is being postponed to April 16, so the Natural Resources Advisory Board can further review the project and provide Council with its recommendations for the project.

10. Second Reading of Ordinance No. 046, 2002, Authorizing the Conveyance of a Non-Exclusive Easement for Storm Drainage for Peak View Development Across Overland Trail Park in Exchange for Conveyance of a .25 Acre Tract of Land.

Peak View Development is a residential development planned adjacent to a portion of the north property line of Overland Trail Park. The development needs to convey stormwater flows to a pond located on Park property. The pond serves as storage for stormwater flows and irrigation water for the park. Ordinance No. 046, 2002, which was unanimously adopted on First Reading on March 19, 2002, authorizes the conveyance of the easement in exchange for a .25 acre tract of land.

11. Second Reading of Ordinance No. 047, 2002, Authorizing the Conveyance of Two Non-exclusive Easements for Storm Drainage Across Westfield Park to the Pool of Dreams Development, Ltd.

Pool of Dreams Development is located on the north edge of Westfield Park. Stormwater flows from the Pool of Dreams Development cross a portion of the Park to reach the drainage channel that runs through the Park. Ordinance No. 047, 2002, which was unanimously adopted on First Reading on March 19, 2002, conveys the easements for storm drainage across Westfield Park to the Pool of Dreams Development, Ltd.

12. Second Reading of Ordinance No. 048, 2002, Appropriating Unanticipated Revenue in the General Fund to be Returned to the Fort Collins Housing Authority to Fund Affordable Housing Related Activities.

The Fort Collins Housing Authority (the "Authority") made a payment to the City from its 2001 budget for the sum of \$13,334 as a "Payment in Lieu of Taxes" ("PILOT") for public services and facilities. The Authority annually requests that the City refund the money "...to again fund sorely needed affordable housing related activities, to attend the low-income housing needs of Fort Collins residents." This Ordinance, which was unanimously adopted on First Reading on March 19, 2002, returns the funds to the Housing Authority to be used for affordable housing-related activities.

13. First Reading of Ordinance No. 049, 2002, Authorizing the Transfer of Existing Appropriations Between Projects in the Storm Drainage Fund.

Staff is in the process of a comprehensive study to revise the City's Storm Drainage Basin Master Plans for the various storm drainage basins. Problem identification and the recommended plan of storm drainage improvements are expected to be completed by the end of 2002 with consideration by Council in 2003. This is an accelerated schedule since the development of the 2002 Budget.

The accelerated schedule will ensure that the information is available on a timely basis for floodplain administration, financial planning, capital projects administration, and development review.

In the 2002 Budget, Council approved appropriations of \$605,000 for the Master Planning Project. It has since been determined that an additional \$300,000 is needed in 2002 in order to complete the Master Plan revisions within the above timeframe.

Staff has identified existing appropriations which can be transferred to the Master Planning Project for the purpose described above. The purpose for which the original appropriations were needed does not currently exist. The transfer will have no effect on the projected 2002 ending balance of the Storm Drainage Fund.

14. First Reading of Ordinance No. 050, 2002, Appropriating Unanticipated Revenue in the Downtown Development Authority Operations and Maintenance Fund for State Historic Grant Work to be Performed on the Asmus Signs Building Located at 226 Pine Street.

The Downtown Development Authority received this grant to perform a Historic Structure Assessment of the building located at 226 Pine Street. The assessment will detail the needs and future potential of the building.

Harold Asmus conducted business for many years in this building. Following his death, his family has requested the analysis, to preserve the building and understand future potential within the current setting of downtown Fort Collins.

The grant will pay fees associated with the assessment to the selected architect, CCMK, located in downtown Fort Collins.

15. First Reading of Ordinance No. 051, 2002, Appropriating Prior Year Reserves in the Street Oversizing Fund and Authorizing the Transfer of Appropriations Between Projects in the Capital Projects Fund for the Construction of Improvements to Fossil Creek Parkway.

Fossil Creek Parkway is an important collector street in this southeast area of the City. The portion of roadway from College Avenue to Mail Creek Lane was originally constructed with the County development of Fossil Creek Estates. Recently the Huntington Hills development completed the connection to Fossil Creek Parkway.

As part of the off-site impacts, the developers were required to increase the structural strength of the existing county street with a planned overlay. Staff is taking advantage of the planned construction to upgrade this section of roadway to City standards. New curbs and gutters will be installed to provide edge protection for the asphalt pavement and to collect roadway run-off. A sidewalk will be constructed on the north side and Fossil Creek Trail will be constructed along the south side to accommodate pedestrian movements. The existing medians will be preserved and the roadway will be rebuilt and sized for both automobile and bike lanes.

These improvements are desirable because of the new development in the area, including a new City Park. In addition, these upgrades will provide facilities and increase safety for students travelling to the existing Werner Elementary School.

16. First Reading of Ordinance No. 052, 2002, Amending Chapter 20 of the City Code Relating to Assessment of Removal Costs.

If the City Code is not corrected, the City may be responsible for refunding differences in administration costs.

A discrepancy was found in Section 20-44 of the City Code. In paragraph (a) it talks about the administration cost not to exceed fifty (50) percent and in paragraph (b) it says the administration costs are not to exceed twenty (20) percent. Both paragraphs should read fifty (50) percent.

17. Items Relating to Seven Long-term Leases of Property at the Fort Collins-Loveland Municipal Airport for the Construction of Aircraft Hangars.

- A. First Reading of Ordinance No. 053, 2002, Authorizing the Long-Term Lease of Property at the Fort Collins-Loveland Municipal Airport to Fred Tiece, III, for the Construction of an Aircraft Hangar.
- B. First Reading of Ordinance No. 054, 2002, Authorizing the Long-Term Lease of Property at the Fort Collins-Loveland Municipal Airport to Donald R. Eller (Lease "C") for the Construction of an Aircraft Hangar.
- C. First Reading of Ordinance No. 055, 2002, Authorizing the Long-Term Lease of Property at the Fort Collins-Loveland Municipal Airport to Donald R. Eller (Lease "D") for the Construction of an Aircraft Hangar.
- D. First Reading of Ordinance No. 056, 2002, Authorizing the Long-Term Lease of Property at the Fort Collins-Loveland Municipal Airport to Bob Ferrero for the Construction of an Aircraft Hangar.
- E. First Reading of Ordinance No. 057, 2002, Authorizing the Long-Term Lease of Property at the Fort Collins-Loveland Municipal Airport to Owen Morgan for the Construction of an Aircraft Hangar.
- F. First Reading of Ordinance No. 058, 2002, Authorizing the Long-Term Lease of Property at the Fort Collins-Loveland Municipal Airport to Bill Sheel for the Construction of an Aircraft Hangar.
- G. First Reading of Ordinance No. 059, 2002, Authorizing the Long-Term Lease of Property at the Fort Collins-Loveland Municipal Airport to Cole Smith for the Construction of Aircraft Hangars.

The Airport Manager has negotiated the lease of property for the construction of several aircraft hangars. The hangars will provide a combined total of at least 44,750 square feet of aircraft storage space. At the expiration of the lease, the improvements revert to the ownership of the Airport. The construction of the hangars will generate new revenue for the Airport and help meet the aircraft storage needs of local aircraft owners.

18. First Reading of Ordinance No. 060, 2002, Authorizing the Acceptance of a Donation of 1.524 Acres of Land from Waterglen, LLC and Appropriating Unanticipated Revenue in the Neighborhood Parkland Fund Waterglen Park Project.

The current Parks and Recreation Policy Plan, which was approved by the City Council with the adoption of Resolution 96-146 in December 1996, recommends that neighborhood parks be developed at a standard of 2.5 acres per 1,000 population. The service area for a park is typically one square mile in size and bounded by arterial streets. The Waterglen Development is located in the square mile bounded by I-25 on the east, Vine Drive on the south, North Timberline Road on the west and Mountain Vista Drive on the north. The Policy Plan and City Plan encourage the development of mini-parks as a component of the City's neighborhood park system.

The Waterglen Development is located in the southeast corner of the square mile adjacent to I-25 and Vine Drive. The development is bordered on the west and north by a large irrigation canal. It is anticipated that additional residential development west and north of the canal will generate the need for a larger neighborhood park. The plan would be to place the larger park across the irrigation canal from the Waterglen Mini-Park and connect the two with a pedestrian bridge.

19. Resolution 2002-032 Finding Substantial Compliance and Initiating Annexation and Zoning Proceedings for the Fossil Lake Annexation No. 4.

The Fossil Lake Annexation No. 4 consists of approximately 6.026 acres of privately owned property otherwise known as the Fossil Lake PUD, 3rd Filing, being a re-plat of Tract B, Fossil Lake P.U.D., Second Filing in Larimer County. The recommended zoning is the LMN – Low-Density Mixed Use Neighborhood. The property is located within the Fossil Creek Reservoir Area Plan.

20. Routine Easements.

- A. Easement deed of dedication for a permanent drainage easement, from Elizabeth Street Housing Investors, located north of Elizabeth Street and west of City Park Avenue. Monetary consideration: \$10. Staff: Marc Virata.
- B. Deed of dedication for easement from U.S. Home Corporation, for a permanent grading and drainage easement, located west of Shields Street and south of Bon Homme Richard Drive. Monetary consideration: \$10. Staff: Marc Virata.

- C. Deed of dedication for easement from U.S. Home Corporation, for a permanent grading and drainage easement, located west of Shields Street and south of Bon Homme Richard Drive. Monetary consideration: \$10. Staff: Marc Virata.
- D. Deed of dedication for easement from U.S. Home Corporation, for a permanent grading and drainage easement, located west of Shields Street and south of Bon Homme Richard Drive. Monetary consideration: \$10. Staff: Marc Virata.
- E. Deed of dedication for easement from U.S. Home Corporation, for a permanent pedestrian access, grading and drainage easement, located west of Shields Street and south of Bon Homme Richard Drive. Monetary consideration: \$10. Staff: Marc Virata.
- F. Easement for construction and maintenance of public utilities from St. John's Evangelical Lutheran Church, to install a padmount transformer to underground overhead electric system, located at 305 East Elizabeth. Monetary consideration: \$400. Staff: Patti Teraoka.

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

- 21. Consent Calendar Follow-up.
This is an opportunity for Councilmembers to comment on items adopted or approved on the Consent Calendar.
- 22. Staff Reports.
- 23. Councilmember Reports.
Committees that have met since March 19 include:
Finance Committee Health and Safety Committee

ITEMS NEEDING INDIVIDUAL CONSIDERATION

- 24. Resolution 2002-033 Approving the Purchase of Animal Control Services from the Larimer Humane Society for 2002 and 2003 as an Exception to the Competitive Purchasing Process.

The City of Fort Collins has contracted with the Larimer Humane Society for animal control services for nearly 20 years. The contract requires the Larimer Humane Society to provide a variety of specialized equipment and personnel necessary to provide animal control services to the City of Fort Collins; to operate a shelter facility, to provide emergency veterinary care; to dispose of dead animals; to respond to animal-related calls for service; to enforce City ordinances pertaining to animals; the administration of a pet licensing program and to provide accurate quarterly reports to City staff. There is no other known organization, entity or individual currently capable of performing these services.

The City of Fort Collins relies on the Larimer Humane Society to address animal-related issues within the City limits and it remains dedicated to providing professional animal control services to the City. Adoption of this Resolution will allow this contractual relationship to continue.

25. Second Reading of Ordinance No. 043, 2002, Appropriating Prior Year Reserves in the Sales and Use Tax Fund for Transfer to the Capital Projects Fund-Harmony Road, Seneca Street to the BNSF Railroad Crossing Project to be Used for Final Design, Right-of-Way Acquisition and Initial Project Construction.

Arterial street improvements are planned for approximately one and one-half (1½) miles of Harmony Road, from approximately 600 feet east of Seneca Street to the BNSF Railroad crossing near Mason Street. Harmony Road will then be completely improved to a four-lane arterial from College Avenue to Taft Hill Road, greatly improving capacity along this important east-west arterial link. The project will include construction of intersection improvements at Harmony and Shields.

Ordinance No. 043, 2002, which was adopted by a 6-1 vote on First Reading on March, 19, 2002, appropriates \$750,000 to fund design, right-of-way acquisition, and other “pre-construction” project costs. The word “preliminary” in the title of the Ordinance has been changed to “final” to more accurately reflect the intent of the appropriation.

26. Pulled Consent Items.
27. Other Business.
28. Adjournment.