



# City Council Regular Meeting Agenda

**April 15, 2025 at 6:00 PM**

Jeni Arndt, Mayor  
Emily Francis, District 6, Mayor Pro Tem  
Susan Gutowsky, District 1  
Julie Pignataro, District 2  
Tricia Canonico, District 3  
Melanie Potyondy, District 4  
Kelly Ohlson, District 5

City Council Chambers  
300 Laporte Avenue, Fort Collins  
& via Zoom at  
<https://zoom.us/j/98241416497>  
Cablecast on FCTV  
Channel 14 on Connexion  
Channel 14 and 881 on Xfinity

Carrie Daggett  
City Attorney

Kelly DiMartino  
City Manager

Delynn Coldiron  
City Clerk

The action agenda provides a brief overview of actions taken by Council shortly after a Council meeting. Council minutes are the official record of the meeting and are prepared to be approved by Council generally at its next meeting. Following approval, minutes are posted at this link: [Council Minutes](#).

## **PROCLAMATIONS & PRESENTATIONS 5:00 PM**

### **A) PROCLAMATIONS AND PRESENTATIONS**

## **REGULAR MEETING 6:00 PM**

### **B) CALL MEETING TO ORDER**

### **C) PLEDGE OF ALLEGIANCE**

### **D) ROLL CALL**

**4-3 (Absent: Arndt, Canonico, Gutowsky)**

### **E) CITY MANAGER'S AGENDA REVIEW**

- City Manager Review of Agenda
- Consent Calendar Review, including removal of items from Consent Calendar for individual discussion.

### **F) COMMUNITY REPORTS**

### **G) PUBLIC COMMENT ON ANY TOPICS OR ITEMS OR COMMUNITY EVENTS**

### **H) PUBLIC COMMENT FOLLOW-UP**

### **I) COUNCILMEMBER REMOVAL OF ITEMS FROM CONSENT CALENDAR FOR DISCUSSION**

## CONSENT CALENDAR

1. **Consideration and Approval of the Minutes of the April 1, 2025 Regular meeting.**

The purpose of this item is to approve the minutes of the April 1, 2025 Regular meeting.

**Approved.**

2. **Second Reading of Ordinance No. 054, 2025, Making a Supplemental Appropriation of Funds Received from the Colorado Department of Local Affairs Gray and Black-Market Marijuana Enforcement Grant Program for the Fort Collins Police Services Marijuana Enforcement Program.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, supports Fort Collins Police Services' Marijuana Enforcement Program in investigating gray and black-market marijuana cases by appropriating \$39,500 of unanticipated grant revenue from the Colorado Department of Local Affairs (DOLA), Gray and Black-Market Marijuana Enforcement.

**Adopted on Second Reading.**

3. **Second Reading of Ordinance No. 055, 2025, Appropriating Prior Year Reserves Received Through City Give for the Payment Assistance Fund as Designated by the Donors.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, requests an appropriation of \$443,600 in philanthropic revenue received through City Give. These gifts to the Utilities Payment Program account (the "Payment Assistance Fund") established in Section 26-722 of the Code, align with both the City's strategic priorities and the respective donors' designation.

In 2019, City Give, a formalized enterprise-wide initiative was launched to create a transparent, non-partisan governance structure for the acceptance and appropriations of charitable gifts.

**Adopted on Second Reading.**

4. **Second Reading of Ordinance No. 056, 2025, Appropriating Philanthropic Revenue Received Through City Give for the Pottery Studio, Recreation, Community Services as Designated by the Donor.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, requests an appropriation of \$550,924.99 in philanthropic revenue received through City Give. These estate gifts to the Pottery Studio align with both the City's strategic priorities and the respective donors' designation.

In 2019, City Give, a formalized enterprise-wide initiative was launched to create a transparent, non-partisan governance structure for the acceptance and appropriations of charitable gifts.

**Adopted on Second Reading.**

5. **Second Reading of Ordinance No. 057, 2025, Making a Supplemental Appropriation of Grant Funds from the Colorado Department of Local Affairs for the Fort Collins Police Services' Office of Human Services.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, appropriates \$100,000 in unanticipated revenue awarded to the City from the Colorado Department of Local Affairs

(DOLA) FY2024-2025 Peace Officers Behavioral Health Support and Community Partnerships Grant Program in support of Police Services Office of Human Services.

The funds will be used to hire a contractual Police Mental Health Counselor to support police employees and their family members with addressing behavioral health issues that arise. A range of services will be provided, including counseling for officers and family members for job-related trauma, and training and education programs on preventing and treating job-related trauma.

There is no requirement that the City sign an agreement for the award. Rather upon the City submitting the first request for reimbursement, the City agrees to all terms and conditions of the award.

**Adopted on Second Reading.**

**6. Second Reading of Ordinance No. 058, 2025, Authorizing Transfers of Appropriations from Broadband Operating Funds to Capital Project Accounts.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, transfers monies that were previously appropriated by City Council as 2025 Broadband operating fund expenses to Broadband capital projects. The previously authorized operating expenditures are not expected to be spent in 2025 because:

- Connexion video product sales have slowed and related appropriated costs will not be fully expended in 2025.
- Marketing budget, after review, has sufficient underspend expected in 2025.
- Other operating efficiencies exist resulting in additional expected underspend in 2025.

Staff recommends transfer of the total unencumbered and unspent budget appropriations to Broadband capital projects for the purpose of funding additional installations resulting from increased customer sign-ups.

**Adopted on Second Reading.**

**7. Second Reading of Ordinance No. 059, 2025, Making Supplemental Appropriations from Grant Revenue and Authorizing Transfers of Appropriations for the Willow Street Improvements – Linden Street to Lincoln Avenue Project and Related Art in Public Places.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, enables the City to receive and expend Downtown Development Authority (DDA) grant funds for the Willow Street Improvements – Linden Street to Lincoln Avenue project (Project). The funds will be used for design and right-of-way acquisition for improvements along Willow Street between Linden Street and Lincoln Avenue. If approved, the item will: 1) transfer \$70,000 from existing funds for the Willow Street Improvements project west of Linden Street to the Project; 2) appropriate \$180,000 of DDA grant funds to the Project; 3) appropriate \$1,800 of Transportation Services Fund reserves to the Project; and 4) appropriate \$1,800 (1%) of the DDA grant funds to the Art in Public Places (APP) program.

**Adopted on Second Reading.**

**8. Items Relating to Code Updates for Water Utility Fees.**

A. Second Reading of Ordinance No. 060, 2025, Amending Chapter 26 of the Code of the City of Fort Collins Regarding Fees When a Single Water Service for a Duplex is Split Between the Two Dwelling Units.

B. Second Reading of Ordinance No. 061, 2025, Amending Chapter 26-148 of the Code of the City of Fort Collins to Revise the Water Supply Requirement for Residential Lots.

These Ordinances, unanimously adopted on First Reading on April 1, 2025, ensure that new or expanded water service connections contribute to system capacity costs.

**Both Ordinances Adopted on Second Reading.**

**9. Second Reading of Ordinance No. 062, 2025, Amending Sections 12-29 and 12-30 of the Code of the City of Fort Collins to Update the Residential Waste Collection Program.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, updates the City Code to modify the Contracted Residential Waste Collection Program and include additional variance and exclusion options that were not originally anticipated.

**Adopted on Second Reading.**

**10. Items Relating to City Charter Amendments.**

A. Second Reading of Ordinance No. 063, 2025, Submitting to a Vote of the Registered Electors of the City of Fort Collins a Proposed Charter Amendment Amending Articles II, IX, and X of the City Charter to Correct Errors and Conform to Amendments Adopted in November 2024.

B. Second Reading of Ordinance No. 064, 2025, Submitting to a Vote of the Registered Electors of the City of Fort Collins a Proposed Charter Amendment Amending Articles II, IV and XIII of the City Charter Related to Alignment with Amended or Further Developed Laws and Removing Inconsistencies.

C. Second Reading of Ordinance No. 065, 2025, Submitting to a Vote of the Registered Electors of the City of Fort Collins A Proposed Charter Amendment Amending Articles II and IV of the City Charter to Modernize Certain Provisions.

D. Second Reading of Ordinance No. 066, 2025, Submitting to a Vote of the Registered Electors of the City of Fort Collins a Proposed Charter Amendment Amending Article IV of the City Charter Related to Conflicts of Interest.

E. Second Reading of Ordinance No. 067, 2025, Submitting to a Vote of the Registered Electors of the City of Fort Collins a Proposed Charter Amendment Amending the City Charter to Modernize and Update It by Reformatting and Updating Language Usage for Ease of Reading and Clarity and Eliminating Inapplicable and Invalid Provisions.

F. **(No action needed - postponed indefinitely on First Reading)** First Reading of Ordinance No. 068, 2025, Submitting to a Vote of the Registered Electors of the City of Fort Collins a Proposed Charter Amendment Amending Sections 1 and 18 of Article II of the City Charter Related to Vacancies and Application of Term Limits to Partial Terms.

The purpose of these items is to set ballot language regarding proposed amendments resulting from the Charter Update Project and submit them to the voters at the November 4, 2025, election.

The ordinances do not include amendment numbers. The Council will establish the order of the amendments to be presented on the ballot by motion at a later Council meeting and the ordinances will be presented to the Larimer County Clerk and Recorder in the desired order.

In follow up to comments received on First Reading, the Charter was reviewed to look for any additional gender-related wording and none was found.

**Ordinance No. 063, 2025, Adopted on Second Reading.**

**Ordinance No. 064, 2025, Adopted on Second Reading.**

**Ordinance No. 065, 2025, Adopted on Second Reading.**

**Ordinance No. 066, 2025, Adopted on Second Reading.**

**Ordinance No. 067, 2025, Adopted on Second Reading.**

11. **Second Reading of Ordinance No. 069, 2025, Appropriating Prior Year Reserves in the General Fund to Cover the Anticipated Costs of the 2025 Regular Municipal Election and to Fund Additional Campaign Oversight.**

This Ordinance, unanimously adopted on First Reading on April 1, 2025, authorizes an additional appropriation to cover the anticipated costs of the election based on an estimate provided by Larimer County and will approve funding for campaign oversight based on a recommendation from the City's Election Code Committee.

**Adopted on First Reading.**

12. **First Reading of Ordinance No. 070, 2025, Modifying Ordinance No. 023, 2025 with Regard to Fund Identification for College Avenue-Trilby Road Capital Improvements.**

The purpose of this item is to modify a previous appropriation to expense the Stormwater Utility's share of the capital project in the Storm Drainage Fund, as opposed to transferring stormwater funds to the Capital Project Fund as detailed in Ordinance No. 023, 2025.

**Adopted on First Reading.**

13. **First Reading of Ordinance No. 071, 2025, Appropriating Prior Year Reserves in the General Fund for Cultural Development and Programming Activities, Tourism Programming, and Convention and Visitor Program Services.**

The purpose of this item is to appropriate \$424,224, of which \$296,957 is proposed for Convention and Visitors Bureau, \$106,056 is proposed for Cultural Development and Programming Activities (Fort Fund), and \$21,211 is proposed for Tourism Programming (Fort Fund) all from unanticipated 2024 Lodging Tax revenue collections.

Lodging taxes are annually collected by the City for Cultural Development and Tourism programming activities. Anticipated revenue is projected through each Budgeting for Outcomes (BFO) cycle and then adjusted annually as needed based on final actual collections. For 2024, total Lodging tax revenues collected came in \$424,224 above projected collections.

**Adopted on First Reading.**

14. **First Reading of Ordinance No. 072, 2025, Appropriating Prior Year Reserves in the Natural Areas Fund and the Sales and Use Tax Fund for the purpose of Land Conservation, Visitor Amenities, Restoration and Other Related Natural Areas Stewardship Activities not included in the 2025 Adopted City Budget.**

The purpose of this item is to appropriate \$6,066,078 in prior year reserves in the Natural Areas Fund and \$112,957 in prior year reserves in the Sales and Use Tax fund to be transferred to the Natural Areas Fund. These appropriations are for land conservation, visitor amenities and restoration of wildlife habitat, as well as other Natural Areas Department stewardship activities to benefit the residents of Fort Collins.

**Adopted on First Reading.**

#### **END OF CONSENT CALENDAR**

#### **J) ADOPTION OF CONSENT CALENDAR**

**Adopted.**

- K) **CONSENT CALENDAR FOLLOW-UP** *(This is an opportunity for Councilmembers to comment on items adopted or approved on the Consent Calendar.)*

#### **L) STAFF REPORTS**

#### **M) COUNCILMEMBER REPORTS**

#### **N) CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT CALENDAR FOR INDIVIDUAL DISCUSSION**

**No items pulled for individual consideration.**

#### **O) CONSIDERATION OF ITEMS PLANNED FOR DISCUSSION**

15. **First Reading of Ordinance No. 073, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Oak Street Stormwater Project and Related Art in Public Places.**

The Oak Street Stormwater Project is currently under construction and progressing as planned. Staff has identified the need for an additional \$1,515,000 appropriation from the Stormwater Utility Reserve Fund to supplement the existing appropriated budget, including \$15,000 for Art in Public Places. The additional appropriation will fund remaining project support services as well as a minor contingency for unanticipated costs to complete the project.

An Art in Public Places contribution, per Code, has been added to the total project supplemental appropriation amount.

**Adopted on First Reading.**

#### **P) RESUMED PUBLIC COMMENT (if applicable)**

#### **Q) OTHER BUSINESS**

- OB 1. **Possible consideration of the initiation of new ordinances and/or resolutions by Councilmembers.**

**OB 2. Consideration of a Motion to go into an Executive Session to discuss potential acquisition of real property for recreation facilities:**

"I move that Council go into executive session to discuss with appropriate City staff potential acquisition of real property for recreation facilities under consideration, as permitted under:

- City Charter Article Roman Numeral Two, Section 11(3),
- City Code Section 2-31(a)(3), and
- Colorado Revised Statutes Section 24-6-402(4)(a)."

**Motion Approved.**

**R) ADJOURNMENT – 8:52 p.m.**