



City Council Regular Meeting Agenda

June 17, 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

PP 1. Declaring the Month of June 2025 as Bike Month. **Presented.**

PP 2. Declaring the Day of June 19, 2025, as Juneteenth Independence Day. **Presented.**

A joint community reception to celebrate **Juneteenth - Liberation in Bloom** and **Transportation Equity** will be held in the City Hall Xeriscape Garden from 4:00 p.m.- 4:50 p.m.

REGULAR MEETING 6:00 PM

B) CALL MEETING TO ORDER

C) PLEDGE OF ALLEGIANCE

D) ROLL CALL

7-0.

E) CITY MANAGER'S AGENDA REVIEW

F) COMMUNITY REPORTS – Youth Advisory Board Update. **Presented.**

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 June 3, 2025, Regular meeting.**

The purpose of this item is to approve the minutes of the June 3, 2025, Regular meeting.

Approved.

2. **Second Reading of Ordinance No. 085, 2025, Making Supplemental Appropriations and Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Vine Drive and Jerome Street Intersection Improvements Project and Related Art in Public Places.**

This Ordinance, unanimously adopted on First Reading on June 3, 2025, enables the City to receive and expend Downtown Development Authority (DDA) grant funds and Urban Renewal Authority (URA) funds for the Vine Drive and Jerome Street Intersection Improvements project (Project). The funds will be used for outreach, design, right-of-way acquisition, and construction for improvements at the intersection of Vine Drive and Jerome Street. If approved, the item will: 1) transfer \$135,200 of Community Capital Improvement Program (CCIP) Bicycle Program funds to the Project; 2) transfer \$67,756.77 of Community Capital Improvement Program (CCIP) Pedestrian Program funds to the Project; 3) appropriate \$293,076 in URA funds to the Project; 4) transfer \$146,472.87 in remaining 2050 Tax – Our Climate Future funds from previous appropriations to the Project; 5) appropriate \$144,000 of DDA grant funds to the Project; 6) appropriate \$4,283.34 in Transportation Capital Expansion Fee (TCEF) funds to the Project; 7) appropriate \$87.42 of Transportation Services Fund reserves to the Project; and 8) appropriate \$4,370.76 (1%) of the DDA grant and URA funds to the Art in Public Places (APP) program. The Conservation Trust Fund will contribute \$165,000 towards the Project as part of the 2026 annual budget process.

Adopted on Second Reading.

3. **Second Reading of Ordinance No. 091, 2025, Amending the Code of the City of Fort Collins to Discontinue the Art in Public Places Board and the Cultural Resources Board and Merge their Functions into the Arts and Culture Board.**

This Ordinance, unanimously adopted on First Reading on June 3, 2025, discontinues the existing Art in Public Places Board and Cultural Resources Board and merges and adjusts their functions for a new Arts and Culture Board.

Adopted on Second Reading.

4. **Second Reading of Ordinance No. 092, 2025, Appropriating Prior Year Reserves in the Water Fund to Support Acquisitions of Water Rights to Increase Yield, Reliability, and Resiliency of the Utilities Water Supplies.**

This Ordinance, unanimously adopted on First Reading on June 3, 2025, requests additional appropriation of \$1,419,091 in the City's Water Fund to purchase water supplies that will increase the yield, reliability, and resiliency of the Fort Collins Utilities water supplies. This includes shares in the North Poudre Irrigation Company and the water rights in the Chase Ditch.

Adopted on Second Reading.

5. **Second Reading of Ordinance No. 093, 2025, Authorizing a Mid-year Budget Appropriation from the Airport Fund for Northern Colorado Regional Airport.**

This Ordinance, unanimously adopted on First Reading on June 3, 2025, recommends a mid-year budget appropriation of \$642,400 from the Airport fund to support nine priority projects and initiatives identified by Airport staff and the Airport Commission. These efforts are focused on improving airport facilities, strengthening operational plans and procedures, addressing regulatory compliance requirements, enhancing financial sustainability, and supporting efforts to attract commercial airline service.

The proposed funding will enable the Airport to make targeted investments that align with long-term strategic goals and improve overall performance and service.

Adopted on Second Reading.

6. **Second Reading of Ordinance No. 094, 2025, Amending Chapters 15 and 23 of the Code of the City of Fort Collins Regarding the Requirements of Shared Micromobility Operations.**

This Ordinance, unanimously adopted on First Reading on June 3, 2025, addresses a potential regulatory gap under City Code by defining clear requirements applicable to the operation of shared micromobility services within Fort Collins. These requirements will allow FC Moves to ensure that operators of shared micromobility services in the city consistently provide robust and reliable service and mitigate negative impacts on the community and other right-of-way uses.

Adopted on Second Reading.

7. **Second Reading of Ordinance No. 095, 2025, Amending Section 15-361 of the Code of the City of Fort Collins to Clarify Right-of-Way Contractor Licensing Requirements.**

This Ordinance, unanimously adopted on First Reading on June 3, 2025, clarifies the types of work that require a right-of-way contractor license under City Code Section 15-361. As that section is currently written, it is ambiguous what types of “work” it is intended to apply to, leaving it unclear whether operations like shared micromobility services or outdoor vendors would require a right-of-way contractor license or not. This item defines “work” to mean constructing, installing or repairing any sidewalk, curb, gutter, driveway, curb cut, street, alley or any other improvement in or under a public right-of-way, in the City.

Adopted on Second Reading.

8. **Second Reading of Ordinance No. 096, 2025, Authorizing the Conveyance of Two Temporary Construction Easements and Two Permanent Easements on a portion of Rigden Reservoir to Larimer County for Construction of Stormwater Infrastructure Improvements for County Road 40.**

This Ordinance, unanimously adopted on First Reading on June 3, 2025, authorizes the conveyance of two (2) Temporary Construction Easements and Two (2) Permanent Easements (collectively, the “Easements”) on a portion of City property presently known as Rigden Reservoir for construction of stormwater infrastructure improvements for the benefit of County Road 40 (E Horsetooth Road).

Adopted on Second Reading.

9. Items Relating to the Appropriation of Federal Funds in the Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Program Funds.

A. First Reading of Ordinance No. 097, 2025, Making Supplemental Appropriations in the Community Development Block Grant Fund.

B. First Reading of Ordinance No. 098, 2025, Making Supplemental Appropriations in the HOME Investment Partnerships Grant Fund.

C. First Reading of Ordinance No. 099, 2025, Making Supplemental Appropriations in the HOME Investment Partnerships Grant American Rescue Plan Act Fund.

The purpose of these items are to appropriate the City's Fiscal Year (FY) 2025 Community Development Block Grant (CDBG) Entitlement Grant and FY2025 Home Investment Partnerships Program (HOME) Participating Jurisdiction Grant from the Department of Housing and Urban Development (HUD), CDBG program income from FY2023 & FY2024 and HOME Program Income from FY2023 & FY2024, and supplemental funding to the FY21 HOME American Rescue Plan Act (HOME-ARP) Fund.

Ordinance No. 97 Adopted on First Reading.

Ordinance No. 98 Adopted on First Reading.

Ordinance No. 99 Adopted on First Reading.

10. First Reading of Ordinance No. 100, 2025, Updating Various Provisions of the Code of the City of Fort Collins Related to Affordable Housing.

The purpose of this item is to conform the definitions relating to affordable housing in the City Code to those in the Land Use Code, to remove language for a program that was repealed, and to remove the requirement of a specific fee amount when requesting affordable housing fee delays.

Adopted on First Reading.

11. First Reading of Ordinance No. 101, 2025, Authorizing the Conveyance of a Permanent Drainage Easement on Fossil Creek Reservoir Natural Area to South Fort Collins Sanitation District.

The purpose of this item is to authorize the conveyance of a drainage easement to South Fort Collins Sanitation District ("SFCSD") across the southwest side of Fossil Creek Reservoir Natural Area. The request is tied to an expansion of SFCSD's infrastructure at their headquarters immediately adjacent to the natural area. The proposed easement alignment would cross Highway 392 (north to south) via a culvert into Duck Lake.

Adopted on First Reading.

12. First Reading of Ordinance No. 102, 2025, Authorizing the Conveyance of One Drainage Easement and One Temporary Construction Easement on Golden Meadows Park.

The purpose of this item is to authorize the conveyance of one (1) Temporary Construction Easement of 0.0474 acres (the “TCE”) and one (1) Drainage Easement of 0.0168 acres (the “DE”) (the “Easements”), being a portion of City property presently known as Golden Meadows Park, for the construction and installation of stormwater outfall infrastructure improvements.

Adopted on First Reading.

13. First Reading of Ordinance No. 103, 2025, Vacating Alley Right-of-Way in the Ghent Subdivision Subject to Conditions.

The purpose of this item is to vacate 16 feet of public right-of-way dedicated by the Ghent subdivision plat. The right-of-way is no longer desirable or necessary to retain for street purposes. The right-of-way vacation will be conditional upon the relocation of an existing Lumen utility line which is currently within the right-of-way.

Adopted on First Reading.

14. First Reading of Ordinance No. 104, 2025, Correcting an Error in Ordinance No. 046, 2023, Regarding Financial Disclosure Requirements by Deleting Obsolete Section 2-638.

The purpose of this item is to delete language that was inadvertently left in place with the adoption of Ordinance No. 046, 2025, which enacted updated requirements for financial disclosures.

Adopted on First Reading.

15. Items Relating to the Vine/Timberline Rail Grade Separation Planning Project.

A. Resolution 2025-064 Authorizing the Execution of an Intergovernmental Grant Agreement Between the City of Fort Collins and the Federal Railroad Administration for the Vine/Timberline Rail Grade Separation Planning Project.

B. First Reading of Ordinance No. 105, 2025, Making a Supplemental Appropriation of Railroad Crossing Elimination Program Grant Funds for the Vine/Timberline Rail Grade Separation Planning Project.

The purpose of this item is to enable the City to receive and expend Railroad Crossing Elimination (RCE) Program funds through the Federal Railroad Administration (FRA) for the Vine/Timberline Rail Grade Separation Planning project (Project). The funds will be used to conduct planning for the capital project that intends to grade separate Timberline Road over Vine Drive and the BNSF railroad, eliminating the at-grade crossing of the railroad. The grant funding is not eligible for contributions to the Art in Public Places (APP) program. Previously appropriated funding from development contributions to construction will provide the City’s cost share obligation under the federal grant, as well as providing additional funds needed for Project completion. The development contributions are subject to APP program transfers that are complete. If approved, the item will: 1) authorize the Mayor to execute an intergovernmental grant agreement for the Project with the FRA and delegate authority to Engineering to accept the grant through the online acceptance system and 2) appropriate \$765,616 in RCE Program grant funds to the Project.

Resolution Adopted.

Ordinance Adopted on First Reading.

16. **Public Hearing and Resolution 2025-065 Approving the Programs and Projects that Will Receive Funds from the Federal Community Development Block Grant Program, the HOME Investment Partnerships Program, the City's Affordable Housing Fund, the City's Human Services Program, and the City's Homelessness Response and Prevention Program.**

The purpose of this item is to approve funding recommendations of the 2025 Spring Cycle of the Competitive Process. This Resolution will complete the 2025 Spring Cycle of the Competitive Process for allocating \$4,191,516 in City financial resources to affordable housing and public facility projects, human service programs, homelessness programs and administration of the programs.

Comments on a Public Hearing item on the Consent Calendar may be made during general public comment or the item may be withdrawn for individual consideration by a Councilmember or the City Manager.

Resolution Adopted.

17. **Resolution 2025-066 Authorizing the Assignment of the City's 2025 Private Activity Bond Allocation to Housing Catalyst to Finance the Construction and Rehabilitation of Affordable Housing Units.**

The purpose of this item is to support the rehabilitation and new construction of affordable housing at CARE Communities Windtrail Apartments and elsewhere in the City by assigning the City's 2025 Allocation of Private Activity Bond (PAB) capacity to Housing Catalyst, a qualified issuer. PAB capacity is required for development projects using 4% Low-Income Housing Tax Credit financing.

Resolution Adopted.

END OF CONSENT CALENDAR

J) ADOPTION OF CONSENT CALENDAR

Adopted 7-0.

- 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 - Staff Report: One Water Strategic Plan Update.**

- M) **COUNCILMEMBER REPORTS**

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

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

18. **Second Reading of Ordinance No. 051, 2025, Amending Chapter 9 of the Code of the City of Fort Collins for the Purpose of Repealing the 2021 International Fire Code and Adopting the 2024 International Fire Code, with Amendments. (three options presented)**

This Ordinance, unanimously adopted on First Reading on March 18, 2025, repeals the 2021 International Fire Code and adopts the 2024 International Fire Code (IFC) with local amendments. The International Code Council (ICC) publishes code updates every three years. The Poudre Fire

Authority (PFA) Board of Directors has reviewed and approved this code package and is requesting the code be adopted as amended.

Staff is presenting three versions of the Ordinance for Council to consider on Second Reading:

- Option 1 – Ordinance as it was adopted on First Reading.
- Option 2 – Creates a Fire Board of Appeals consisting of the Chair of PFA's Board of Directors, the Fort Collins City Manager, and the City's Chief Building Official. Also contains other clean-up changes.
- Option 3 – Maintains the current process for appealing decisions of the Fire Code Official to the Building Review Commission (BRC), acting as the Fire Board of Appeals. This option is consistent with the BRC's recommendation and also contains other clean-up changes.

All three options were published by the City Clerk on June 10, 2025, on the public notice page found online at: www.fcgov.com/publicnotices/

Adopted on Second Reading. (Option 3)

19. Items Relating to Short Term Rentals.

A. First Reading of Ordinance No. 106, 2025, Amending the Land Use Code to Remove Non-Primary Short Term Rentals from the Community Commercial - North College District.

B. First Reading of Ordinance No. 107, 2025, Amending the Code of the City of Fort Collins to Clarify the Conditions of Renewal of Existing Non-Primary Short Term Rental Licenses.

The purpose of this item is to amend the Land Use Code to remove Non-Primary Short Term Rentals from the list of licensed uses in the Community Commercial-North College (CCN) zone district and amend the City Code to allow existing licenses to be renewed.

Ordinances Adopted on First Reading 7-0.

Ordinance Adopted 4-3 (Nays: Ohlson, Gutowsky, and Potyondy)

20. Items Related to a Proposed Charter Amendment Amending Regarding Vacancies and Application of Term Limits to Partial Terms.

A. Possible Public Hearing and Motion(s) Regarding Protest(s) of Ballot Language.

B. First Reading of Ordinance No. 108, 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 this item is to set ballot language regarding a proposed amendment to the City Charter resulting from the Charter Update Project and submit the question to the voters at the November 4, 2025, election. The Council has considered and taken action on five amendments, and this item completes action on the Charter amendments that have been identified as part of the Charter Update Project.

The Ordinance does not include an amendment number for the proposed ballot question. The Council will establish the order of the amendments to be presented on the ballot by separate action.

Any protest of the proposed ballot language must be received no later than Monday, June 16, 2025, at noon. Protest(s) shall be heard, considered, and resolved by the Council prior to adoption of the related Ordinance. If protests are received, copies will be included in Council's "Read Before the Meeting" packet.

Adopted on First Reading.

21. **First Reading of Ordinance No. 109, 2025, Establishing the Charter Amendments to Appear on the November 4, 2025, Municipal Election Ballot and the Related Ballot Order.**

The purpose of this item is to finalize the Charter Amendments to be placed on the November 4, 2025, ballot and to set the preferred order for them.

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.**

Councilmember Pignataro requested a memo created by staff to provide information related to health related testing on cats and dogs in Fort Collins, there was consensus.

R) ADJOURNMENT – 9:24 p.m.