



# City Council Regular Meeting Agenda

**August 19, 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 Day of August 26, 2025, as Women's Equality Day.**

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

**Amended 8/18/2025**

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

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

### **D) ROLL CALL**

**7-0.**

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

### **F) COMMUNITY REPORTS – None.**

### **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 July 15, 2025 Regular meeting.**

The purpose of this item is to approve the minutes of the July 15, 2025 Regular meeting.

**Approved.**

2. **Second Reading of Ordinance No. 117, 2025, Making Supplemental Appropriations from the Colorado Division of Criminal Justice for Restorative Justice Services and Approving the Intergovernmental Grant Agreement with the Colorado Division of Criminal Justice.**

This Ordinance, unanimously adopted on First Reading on July 15, 2025, appropriates \$35,637 of unanticipated revenue from the Colorado Division of Criminal Justice Juvenile Diversion fund awarded for the period July 1, 2025 – June 30, 2026, to support the Restorative Justice programs in the Neighborhood Services Department in Sustainability Services. Restorative Justice Programs are part of the City's Conflict Transformation Works team, which also provide mediation services. The program will provide restorative justice services as an accountability option for 35 youth referred from the 8th Judicial District Attorney's Office.

**Adopted on Second Reading.**

3. **Second Reading of Ordinance No. 118, 2025, Making Supplemental Appropriations, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for Transit Replacement, Enhancement and Maintenance of Assets.**

This Ordinance, unanimously adopted on First Reading on July 15, 2025, appropriates unanticipated grant funds.

**Adopted on Second Reading.**

4. **Second Reading of Ordinance No. 119, 2025, Making Supplemental Appropriations, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for Transit Operations and Services and Bus Replacement.**

This Ordinance, unanimously adopted on First Reading on July 15, 2025, appropriates unanticipated grant funds and transfers previously appropriated grant funds per updated Federal Transit Authority Grant Award Amounts.

**Adopted on Second Reading.**

5. **Second Reading of Ordinance No. 120, 2025, Making a Supplemental Appropriation, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for Transfort Maintenance Facility Upgrades and Related Art in Public Places.**

This Ordinance, unanimously adopted on First Reading on July 15, 2025, appropriates unanticipated grant funds.

**Adopted on Second Reading.**

6. **Items Relating to the Edward Byrne Memorial Justice Assistant Grants.**

A. Second Reading of Ordinance No. 121, 2025, Making a Supplemental Appropriation of Grant Funds from the Colorado Office of Justice Programs 2023 Edward Byrne Memorial Justice Assistance Grant Program Grant Award for Fort Collins Police Services.

B. Second Reading of Ordinance No. 122, 2025, Making a Supplemental Appropriation of Grant Funds from the Colorado Office of Justice Programs 2024 Edward Byrne Memorial Justice Assistance Grant Program Grant Award for Fort Collins Police Services.

These Ordinances, unanimously adopted on First Reading on July 15, 2025, support Fort Collins Police Services in work performed as a member of the Northern Colorado Drug Task Force, which is managed by the Larimer County Sheriff's Department, with both Fort Collins Police Services and Loveland Police being members. These member agencies support a broad range of activities to prevent and control drug-related crimes.

Larimer County was awarded two grants, for 2023 and 2024 respectively, through the Edward Byrne Memorial Justice Assistance Grant (JAG) program in support of operating the Northern Colorado Drug Task Force.

The award for 2023 is \$60,434 in total, and Fort Collins Police Services, as a subrecipient of the grant, receives \$18,058 of this 2023 award to support personnel costs and other operating costs directly attributed to the Northern Colorado Drug Task Force. The award for 2024 is \$50,489 in total, and Fort Collins Police Services, again as a subrecipient, receives \$15,025 of this 2024 JAG grant award also to support personnel costs and other operating costs directly attributable to the Northern Colorado Drug Task Force.

**Both Ordinances Adopted on Second Reading.**

7. **Second Reading of Ordinance No. 123, 2025, Making a Supplemental Appropriation of Grant Funds from the Colorado Department of Transportation Highway Safety Office for Police Services High Visibility Impaired Driving Enforcement FY26 Grant Award.**

This Ordinance, unanimously adopted on First Reading on July 15, 2025, supports Fort Collins Police Services in work performed enforcing Colorado's impaired driving laws for specific enforcement periods outlined by the Colorado Department of Transportation. Enforcement periods typically occur over holidays or periods of increased tourism and travel in the state.

Fort Collins Police Services was awarded \$25,474 through the High Visibility Impaired Driving Enforcement (HVE) grant to support personnel costs and other operating costs directly attributed to HVE grant activities. Police Services will provide enhanced impaired driving enforcement during specific time periods and engage in community education and outreach.

**Adopted on Second Reading.**

8. **Second Reading of Ordinance No. 124, 2025, Adopting the 2025 Natural Areas Strategic Framework as an Element of City Plan and as an Update to the 2014 Natural Areas Master Plan.**

This Ordinance, unanimously adopted on First Reading on July 15, 2025, adopts the 2025 Natural Areas Strategic Framework, attached as Exhibit A to the Ordinance, which updates the City's 2014 Natural Areas Master Plan and serves as a systemwide guide for the planning and management of the Natural Areas Department (NAD) over the coming decade. Rooted in ballot language, extensive community engagement, and broader City policies, the Framework articulates an updated vision, set of values, and strategic goals for the Department. It provides the foundation for action-oriented planning that will be implemented through zone-level management planning. Adoption of the Framework constitutes an amendment to City Plan under its provisions for incorporating new elements into the City's comprehensive plan.

**Adopted on Second Reading.**

9. **Second Reading of Ordinance No. 125, 2025, Authorizing the Conveyance of an Emergency Access Easement on a Portion of the Larimer County Landfill to Poudre Fire Authority.**

This Ordinance, unanimously adopted on First Reading on July 15, 2025, authorizes the conveyance of one Emergency Access Easement (the “Easement”) on a portion of co-owned City property presently known as Larimer County Landfill to Poudre Fire Authority.

**Adopted on Second Reading.**

10. **First Reading of Ordinance No. 127, Appropriating Unanticipated Philanthropic Revenue Received Through City Give for Various Programs and Services as Designated by the Donors.**

The purpose of this item is to recommend an appropriation of \$22,050 in philanthropic revenue received through City Give. These miscellaneous gifts to various City departments support a variety of programs and services and are aligned 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 First Reading.**

11. **First Reading of Ordinance No. 128, 2025, Making Supplemental Appropriations and Appropriating Prior Year Reserves in the Water Utility Fund for the Lemay Water Line Replacement Project and to Supplement the 2025 Water Main Operating Budget and Related Art in Public Places.**

The purpose of this item is to request a supplemental appropriation of \$3,400,000 in the Water Utility Fund to fund the Lemay Water Line Replacement Project, and to supplement the 2025 water main operating budget, in addition to an appropriation of \$32,000 for Art in Public Places.

The Lemay Water Line Replacement Project is the result of unanticipated and continuous water leaks occurring since spring 2025. Based on the number and frequency of leaks, approximately \$200,000 has been spent to date on responding to leaks. Considering the condition of the water line and risk to City staff and the public, the water line needs to be replaced. The \$3,432,000 supplemental appropriation serves to: 1) supplement the 2025 water main repairs operating budget by \$200,000 for unanticipated costs incurred to respond to numerous leaks; 2) fund \$3,200,000 for design and construction of a new water line, as well as removal of the existing water line; and 3) contribute \$32,000 for Art in Public Places per Code.

**Adopted on First Reading.**

12. **First Reading of Ordinance No. 129, 2025, Appropriating Prior Year Reserves in the Wastewater Utility Fund for the Blower Replacement Project and Related Art in Public Places.**

The purpose of this item is to request additional appropriation of \$1,700,000 in the Wastewater Utility Fund to fund the Blower Replacement Project, in addition to appropriation of \$17,000 for Art in Public Places.

The Blower Replacement Project at the Drake Water Reclamation Facility (DWRF) has undergone design, up to sixty percent, for replacing two blowers. An additional \$1,700,000 from Wastewater Utility Fund reserves is needed to supplement the existing appropriated budget for

preliminary design. The requested \$1,700,000 additional appropriation will fund final design and installation of both blowers, having a minor contingency to fund unanticipated costs for the blowers to be placed into service.

**Adopted on First Reading.**

**13. First Reading of Ordinance No. 130, 2025, Making a Supplemental Appropriation of an Additional Award from the Colorado Auto Theft Prevention Authority Grant for the Fort Collins Police Services Property Crimes Unit.**

The purpose of this item is to support the Fort Collins Police Services' Property Crimes Unit by appropriating \$54,200 of unanticipated grant revenue awarded by the Colorado State Patrol Department of Public Safety.

In July 2025, the Colorado State Patrol awarded Fort Collins Police Services \$54,200 as a partner agency of the Beat Auto Theft Through Law Enforcement (BATTLE) Task Force. The \$54,200 award is under the BATTLE program's FY26 cycle. These state funds will be used for Police Services personnel overtime pay to support multiagency and multijurisdictional BATTLE operations to identify, interdict, investigate, enforce, and prosecute motor vehicle theft-related crimes.

**Adopted on First Reading.**

**14. First Reading Ordinance No. 131, 2025, Making Supplemental Appropriations of Grant Funds From Colorado Parks and Wildlife for the Soapstone Prairie Headwaters Restoration Project.**

The purpose of this item is to support the Natural Areas Department ("NAD") in stream and wetland protection and restoration work at Soapstone Prairie Natural Area. The Soapstone Prairie Headwaters Stream Restoration Project aims to improve ecological function and habitat in a one-mile reach of stream and wetland complex at Soapstone Prairie Natural Area. Specifically, the project will:

- Improve hydrological function and biodiversity for a one-mile reach of stream/wetland complex.
- Create seven pools using beaver dam analog wood structures to support amphibian habitat.
- Incorporate a rest cycle from livestock grazing through wildlife-friendly fencing.
- Include Native and Indigenous community members in restoration planting activities.

NAD was awarded \$25,500 through the Colorado Parks and Wildlife ("CPW") Wetlands for Wildlife grant (Attachment 1). This grant funds the final phase of the project – adaptive management and monitoring activities – and follows completion of prior work including design, construction, and community engagement.

This ordinance will enable the Natural Areas Department to complete the Soapstone Prairie Headwaters Restoration Project and fulfill final monitoring and reporting obligations under the CPW grant.

**Adopted on First Reading.**

15. **First Reading of Ordinance No. 132, 2025, Appropriating Prior Year Reserves and Authorizing Transfers of Appropriations for the Power Trail and Harmony Grade Separated Crossing Project and Related Art in Public Places.**

The purpose of this item is to appropriate Transportation Capital Expansion Fee (TCEF) funds to the Power Trail and Harmony Grade Separated Crossing project (Project). The funds will be used for construction services. If approved, this item will: 1) appropriate \$1,500,000 in TCEF funds to the Project; and 2) appropriate \$15,000 (1%) of the TCEF funds to the Art in Public Places (APP) program.

**Adopted on First Reading.**

16. **First Reading of Ordinance No. 133, 2025, Making Supplemental Appropriations and Appropriating Prior Year Reserves for the Epic Pool Ice Center Chiller Replacement and Rink Renovation Project and Related Art in Public Places.**

The purpose of this item is to appropriate \$2,000,000 from 2050 Parks & Recreation tax reserves and \$1,000,000 from the Recreation Fund reserves to replace the EPIC Ice Chiller system and modernize key rink infrastructure, including dasher boards, tempered safety glass, protective netting, painting and rink flooring.

**Adopted on First Reading.**

17. **First Reading of Ordinance No. 134, 2025, Authorizing the City of Fort Collins to Lease Real Property Adjacent to the Overland Electric Substation to Platte River Power Authority for a Battery Storage Project.**

The purpose of this item is to approve a lease agreement between the City and Platte River Power Authority (PRPA) to lease 27,351 square feet of real property at 401 South Overland Trail within the existing site parcel. The agreement, which will require only a nominal annual rental payment by Platte River, allows the parties to evaluate the feasibility of the project and, pending successful analysis, proceed with the installation and operation of a 5MW/20MWh utility-side system connected to Light & Power's distribution system. Platte River and Light & Power are collaborating on this project as part of their commitment to a non-carbon future and a reliable electric grid, with energy storage playing a crucial role in achieving those goals.

**Adopted on First Reading.**

18. **First Reading of Ordinance No. 135, 2025, Authorizing the Acquisition by Eminent Domain Proceedings of Certain Lands Necessary to Construct Cordova Road – North of Duff Drive.**

The purpose of this item is to authorize the use of eminent domain to acquire right-of-way needed for constructing the Cordova Road – North of Duff Drive project (Project).

**Adopted on First Reading.**

19. **Items Relating to Amendments and Updates to Tax Provisions in City Code.**

A. First Reading of Ordinance No. 136, 2025, Amending Article III of Chapter 3 of the Code of Fort Collins Relating to Liquor Occupation Tax.



B. First Reading of Ordinance No. 137, 2025, Amending Articles II and III of Chapter 25 of the Code of Fort Collins Relating to Sales and Use Tax

C. First Reading of Ordinance No. 138, 2025, Amending Article IV of Chapter 25 of the Code of the City of Fort Collins to Increase the Threshold to Require a Written Settlement Agreement for Lodging Tax.

The purpose of this item is to recommend amendments to the Liquor Occupation Tax, the Sales and Use Tax, and Lodging Tax as part of the regular housekeeping and necessary updates to promote the health, safety and welfare of the community by providing for the accurate and efficient imposition, collection, and enforcement of the City's taxes.

**Both Ordinances Adopted on First Reading.**

**20. First Reading of Ordinance No. 139, 2025, Amending Section 15-383 of the Code of the City of Fort Collins Regarding the Licensing of Outdoor Vendors.**

The purpose of this item is to recommend amending the Outdoor Vendors Code to adopt an annual expiration date of the license issued by the City to align with the cadence of regulation by other local governments and for purposes of efficient regulation of vendors by the City.

**Adopted on First Reading.**

**21. First Reading of Ordinance No. 140, 2025, Amending Article IV of Chapter 15 of the Code of the City of Fort Collins to Update the Door-to-Door Solicitation Permitting Processes.**

The purpose of this item is to recommend amendments and updates to the City's regulation of door-to-door solicitors.

**Adopted on First Reading.**

**22. Resolution 2025-074 Authorizing the City Manager to Execute a Grant Agreement (AIP Project No. 3-08-0023-047-2025) Between the City of Fort Collins, the City of Loveland, and the Federal Aviation Administration for the Runway 15-33 Widening Project at Northern Colorado Regional Airport.**

The purpose of this item is to authorize the Fort Collins City Manager to execute a grant agreement with the Federal Aviation Administration (FAA) and the City of Loveland to secure federal funding for the Runway 15-33 Widening Project at Northern Colorado Regional Airport (FNL). This critical infrastructure project, identified in the Airport's 2020 Master Plan and Capital Improvement Plan (CIP), is necessary to bring the primary runway into compliance with FAA design standards for aircraft such as the Airbus A319/A320 and Boeing 737, which are commonly used in commercial aviation.

The FAA Airport Improvement Program (AIP) grant is expected to provide \$16,730,725 in fiscal year 2025 funding toward the total project cost of \$19,385,103. This amount is pending final FAA review and approval. A draft grant agreement has been provided, and the FAA anticipates issuing the final grant during the first or second week of September. To secure the funding and preserve the project's eligibility under the FAA's fiscal year 2025, the grant must be accepted no later than September 18, 2025. The Colorado Department of Transportation's Division of Aeronautics will contribute \$250,000 in matching funds, with the remaining local match of \$630,564 to be covered by Airport reserves.

The remaining project funding will be secured through a \$1,690,254 Infrastructure Investment and Jobs Act (IIJA) grant in fiscal year 2026, supplemented by matching contributions of \$44,480 each from CDOT and local Airport reserves. This will bring the total local funding contribution for the project to \$675,045.

The project will be delivered in two construction phases in 2026 to minimize disruption to general aviation operations. This phased approach was developed in response to stakeholder input and allows continued limited use of the runway during construction. Along with the new terminal facility and the Airport's inclusion in the Federal Contract Tower Program—which provides air traffic control services through private contractors rather than FAA employees—this project will strengthen the Airport's ability to attract and retain commercial airline service.

**Resolution Adopted.**

**23. Resolution 2025-075 Authorizing the Execution of an Intergovernmental Agreement Between the City of Fort Collins, Colorado and Larimer County for the Maintenance of Jointly Owned Roadways.**

The City shares many roadway maintenance responsibilities with Larimer County. Shared maintenance responsibilities between our respective boundaries can include roadside mowing, snow removal, pavement marking, sign maintenance and roadway surface maintenance. The attached Intergovernmental Agreement (IGA) details two areas where both the City and County share common boundaries and wish to jointly perform surface maintenance on the roadway.

**Resolution Adopted.**

**24. Resolution 2025-076 Making Appointments to the Youth Advisory Board.**

The purpose of this item is to fill existing vacancies on the Youth Advisory Board.

Pursuant to Council policy, the recommended appointees have completed or will complete the required acknowledgement and acceptance of the Code of Conduct and the applicable laws and policies that govern service on City of Fort Collins boards and commissions.

**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 – None.**

**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

25. **First Reading of Ordinance No. 141, 2025, Expressing Support for the Recommendations of the Civic Assembly and Adopting a Conceptual Framework for the Use and Management of the Hughes Stadium Site.**

The purpose of this item is to consider an Ordinance to support the Civic Assembly's recommendations presented to Council on May 27, 2025, and to add additional specification to those recommendations.

**Adopted on First Reading 6-1 (Nay: Gutowsky)**

26. **Resolution 2025-077 Submitting to a Vote of the Registered Electors of the City a Proposed Ordinance Extending the Expiring Twenty-Five Hundredths Percent (0.25%) "Community Capital Improvement Program" Capital Projects Sales and Use Tax for a Period of Ten Years for the Purpose of Obtaining Revenue for Capital Projects and Related Operation and Maintenance.**

**This item has been amended to include August 18, 2025 versions of Resolution 2025-077.**

The purpose of this item is to submit to the ballot a question to extend the expiring 0.25% sales and use tax (the "Community Capital Improvement Program" or "CCIP") and to refer the operative changes to the City's Municipal Code (the "Code") for the consideration of voters at the November 4, 2025, election. The extension, if approved, is estimated to generate approximately \$11 million of annual revenue for the purposes established in the ballot question and ordinance, including the costs of planning, designing, and constructing specified capital projects, and to provide operation and maintenance ("O&M") for some of those projects as designated. The existing, voter-approved CCIP tax will expire on December 31, 2025. If approved by voters in November, the renewal as presented will extend the tax for another ten-year term from January 1, 2026, to December 31, 2035.

The project list for the extension of the 0.25% sales and use tax includes:

- Pedestrian Sidewalk/ADA Compliance
- Arterial Intersection and Streetscapes Improvements Fund
- Bicycle Infrastructure and Overpass/Underpass Program
- Affordable Housing Capital Fund
- Mulberry Pool Recreation Replacement Leveraging Fund
- Poudre River North – Health, Access, Parks & Trails
- Composting Infrastructure Advancement
- Downtown Parks Shop
- Community Bike Park
- Outdoor Pickleball Complex & Courts
- Nature in the City Program

- Transfort Bus Replacements & Stop Enhancements
- Recreational Paved Trails
- Construction Waste Diversion Equipment
- Historic Trolley Building Stabilization
- Gardens on Spring Creek – Children’s Garden & Infrastructure
- Lee Martinez Farm Renovation & Expansion
- Timberline Recycling Center Improvements

The projects listed in the ballot question include estimated revenue to support each project, including estimated capital costs, five years’ O&M for certain projects, and increases from known inflationary factors. For those projects for which tax revenues may also be used for O&M, the limitation of five years of O&M was designed to allow those service areas managing those facilities and programs to collect the necessary data and experience from at least two budget cycles to determine the appropriations for ongoing O&M costs while maximizing project revenues supported by this tax (if approved).

Under Section 7-156 of the City Code, any registered elector desiring to protest a proposed ballot title or submission clause for any initiated measure must file such a protest with the City Clerk, no later than noon on Monday, August 18, 2025. If a protest is filed, a hearing on the protest will be added to the agenda item and must take place before the Council adopts the Resolution setting the ballot title and submission clause.

### **Resolution Adopted 7-0.**

#### **27. Resolution 2025-078 Submitting to a Vote of the Registered Electors of the City a Citizen-Initiated Ordinance to Continue the City’s Existing Open Space Sales and Use Tax.**

**This item has been amended to include August 18, 2025 versions of Resolution 2025-078.**

The purpose of this item is to submit to a vote of the registered electors, at the City’s Regular Election on November 4, 2025, a ballot issue question that approves a citizen-initiated ordinance that proposes the extension of the ¼ of one percent Natural Areas sales and use tax, without expiration, to continue to protect natural areas and open spaces; offer appropriate recreation; provide revenue for responsible restoration and management of protected lands; and partner with Larimer County, COGO, and others to make funding go further. The ordinance makes several modifications to Citizen-Initiated Ordinance No. 1, 2002 (Open Space, Yes!) related to Land Conservation, Operations, and Maintenance Activities to ensure that long-term operations and maintenance needs can be met within the parameters of the initiative language.

A protest hearing regarding the ballot title may be required before consideration of the Resolution. Under Section 7-156 of the City Code, any registered elector desiring to protest a proposed ballot title or submission clause for any initiated measure must file such a protest with the City Clerk, no later than noon on Monday, August 18, 2025. If a protest is filed, a hearing on the protest will be added to the agenda item and must take place before the Council adopts the Resolution setting the ballot title and submission clause.

### **Resolution Adopted 6-0 (Recuse: Ohlson)**

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

**Q) OTHER BUSINESS**

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

*(Three or more individual Councilmembers may direct the City Manager and City Attorney to initiate and move forward with development and preparation of resolutions and ordinances not originating from the Council's Policy Agenda or initiated by staff.)*

**R) ADJOURNMENT – 9:25 p.m.**