



City Council Regular Meeting Agenda

October 6, 2026 at 6:00 PM

Emily Francis, Mayor
Julie Pignataro, District 2, Mayor Pro Tem
Chris Conway, District 1
Josh Fudge, District 3
Melanie Potyondy, District 4
Amy Hoeven, District 5
Anne Nelsen, District 6

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

City Council members may participate in this meeting via electronic means pursuant to their adopted policies and protocol: [Rules of Procedure](#)

ATTENDANCE OPTIONS

- Meetings are open to the public and can be attended by anyone in person, through the Zoom platform (<https://zoom.us/j/98241416497>) or by phone.
- Meetings are televised live on Channels 14 & 881 on cable television and livestreamed on the City's website, fortcollins.gov/Government/Get-Involved/FCTV
- All speakers are required to sign up to speak prior to 5:30 pm using the online sign-up system available at fortcollins.gov/Government/City-Council/Council-Meetings. The sign-up portal is available once the upcoming Council agenda is posted Thursday at 5pm.

Full instructions for online participation are available at fortcollins.gov/Government/City-Council/Council-Meetings.

Participate via phone using this call in number and meeting ID:

Call in number: 720 928 9299

Meeting ID: 982 4141 6497

During public participation opportunities in the meeting, press *9 to indicate a desire to speak.

Submit written comments:

- Email comments about any item on the agenda to cityleaders@fortcollins.gov
- Written comments can be mailed or dropped off at the City Manager's Office at City Hall, at 300 Laporte Ave, Fort Collins, CO 80521.

PROCLAMATIONS & PRESENTATIONS
5:00 PM

A) PROCLAMATIONS AND PRESENTATIONS

1. **Declaring the Day of October 15, 2026, as Imagine A Day Without Water Day.**

A community reception will be held at City Hall at 4 p.m.

2. **Declaring the Week of October 4-10, 2026, as Public Power Week.**
3. **Declaring the Week of October 4-10, 2026, as Fire Prevention Week.**
4. **Declaring the Month of October 2026 as Conflict Resolution Month.**
5. **Declaring the Month of October 2026 as Cyber Security Awareness Month.**

REGULAR MEETING
6:00 PM

Durante esta reunión se dispone de interpretación en español.

B) CALL MEETING TO ORDER

C) PLEDGE OF ALLEGIANCE

D) ROLL CALL

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 - None.

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

Individuals may comment regarding any topics of concern, whether or not included on this agenda. Comments regarding land use projects for which a development application has been filed should be submitted in the development review process** and not to Council.

- Those who wish to speak are required to sign up using the online sign-up system available at:

<https://www.fortcollins.gov/Government/City-Council/Council-Meetings>

- Each speaker will be allowed to speak one time during public comment. If a speaker comments on a particular agenda item during general public comment, that speaker will not also be entitled to speak during discussion on the same agenda item.
- All speakers will be called to speak by the presiding officer from the list of those signed up. After everyone signed up is called on, the presiding officer may ask others wishing to speak to identify

themselves by raising their hand (in person or using the Raise Hand option on Zoom), and if in person then will be asked to move to one of the two lines of speakers (or to a seat nearby, for those who are not able to stand while waiting).

- The presiding officer will determine and announce the length of time allowed for each speaker.
- Each speaker will be asked to state their name and general address for the record, and, if their comments relate to a particular agenda item, to identify the agenda item number. Any written comments or materials intended for the Council should be provided to the City Clerk.
- A timer will beep one time and turn yellow to indicate that 30 seconds of speaking time remain and will beep again and turn red when a speaker's time has ended.

[**For questions about the development review process or the status of any particular development, consult the City's Development Review Center page at <https://www.fortcollins.gov/Business/Building-and-Development/Development-Review>, or contact the Development Review Center at 970.221.6760.]

H) PUBLIC COMMENT FOLLOW-UP

I) COUNCILMEMBER REMOVAL OF ITEMS FROM CONSENT CALENDAR FOR DISCUSSION

CONSENT CALENDAR

The Consent Calendar is intended to allow Council to spend its time and energy on the important items on a lengthy agenda. Staff recommends approval of the Consent Calendar. Agenda items pulled from the Consent Calendar by either Council or the City Manager will be considered separately under their own Section, titled "Consideration of Items Removed from Consent Calendar for Individual Discussion." Items remaining on the Consent Calendar will be approved by Council with one vote. The Consent Calendar consists of:

- Ordinances on First Reading that are routine;
- Ordinances on Second Reading that are routine;
- Those of no perceived controversy;
- Routine administrative actions.

1. Consideration and Approval of the Minutes of the September 15, 2026, Regular Meeting.

The purpose of this item is to approve the minutes of the September 15, 2026, Regular Meeting.

2. Second Reading of Ordinance No. 124, 2026, Appropriating Unanticipated Philanthropic Revenue Received Through City Give.

This Ordinance, unanimously adopted on First Reading on September 15, 2026, requests an appropriation of \$53,200.88 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.

3. **Second Reading of Ordinance No. 125, 2026, Appropriating Unanticipated Grant Revenue from the Department of Justice Office of Justice Programs for the Edward Byrne Memorial Justice Assistance Grant Program.**

This Ordinance, unanimously adopted on First Reading on September 15, 2026, appropriates \$17,638.83 of unanticipated grant revenue from the Department of Justice Office of Justice Programs for the Edward Byrne Memorial Justice Assistance Grant Program. The funding will support Fort Collins Police Services as a partner agency of the Northern Colorado Drug Task Force with supplemental overtime and investigative resources necessary to conduct complex, multi-agency investigations targeting drug trafficking organizations.

Larimer County applied for and was awarded \$55,357 through the Edward Byrne Memorial Justice Assistance Grant (JAG) program in support of operating the Northern Colorado Drug Task Force (Attachment 1). Fort Collins Police Services, as a subrecipient, will receive \$17,638.83.

4. **Items Relating to Appropriating Additional Funds for 2026.**

A. Second Reading of Ordinance No. 126, 2026, Making Supplemental Appropriations in Various City Funds.

B. Second Reading of Ordinance No. 127, 2026, Appropriating Prior Year Reserves in Various City Funds.

C. Second Reading of Ordinance No. 128, 2026, Approving a Transfer of an Appropriation in the Conservation Trust Fund.

These Ordinances, unanimously adopted on First Reading on September 15, 2026, combine dedicated and unanticipated revenues or reserves that need to be appropriated before the end of the year to cover the related expenses that were not anticipated and therefore not included in the 2026 annual budget appropriation. The unanticipated revenue is primarily from fees, charges, rents, contributions and grants that have been paid to City departments to offset specific expenses.

These were reviewed with the Council Finance Committee favorably in the August 31, 2026, meeting.

5. **Second Reading of Ordinance No. 129, 2026, Amending the Landmark Designation of the J.M. Morrison House and Carriage House, 718 West Mountain Avenue, Fort Collins, Colorado, a Fort Collins Landmark Pursuant to City Code Chapter 14, to Remove the Carriage House and Rename the Landmark as the J.M. Morrison Property.**

This Ordinance, unanimously adopted on First Reading on September 15, 2026, requests amendments to the landmark designation of the J.M. Morrison House and Carriage House at 718 West Mountain Avenue. In cooperation with the property owners, City staff and the Historic Preservation Commission (the "Commission") have determined that amendments are necessary to bring this property's historic designation into conformance with best practices for historic preservation. Such amendments include the removal of references to significance Standard 1 (Events) in the area of community planning and development, the removal of the carriage house as a contributing building on the historic property, and the related change of the historic property name to the J.M. Morrison Property.

6. **Second Reading of Ordinance No. 130, 2026, Amending the Landmark Designation of the Marsh/Geist House and Garage, 1006 Laporte Avenue, Fort Collins, Colorado, a Fort Collins Landmark Pursuant to City Code Chapter 14, to Remove the Garage and Rename the Landmark as the Walker/Geist Property.**

This Ordinance, unanimously adopted on First Reading on September 15, 2026, requests amendments to the landmark designation of the Marsh/Geist House and Garage at 1006 Laporte Avenue. In cooperation with the property owners, City staff and the Historic Preservation Commission (the “Commission”) have determined that amendments are necessary to bring this property’s historic designation into conformance with best practices for historic preservation. Such amendments include the removal of the garage as a contributing building on the historic property and the change of the historic property name to the Walker/Geist Property.

7. **Second Reading of Ordinance No. 131, 2026, Amending Portions of Section 1-15 of the Code of the City of Fort Collins Concerning General Penalties to Allow Restitution for Victims of Misdemeanors, Petty Offenses, and Civil Infractions, to Clarify what can be Requested as Restitution, and to Correct Cross References to Section 1-15.**

This Ordinance, unanimously adopted on First Reading on September 15, 2026, amends City Code Section 1-15 to align its restitution provision.

City Code currently expressly allows for restitution for victims of misdemeanor offenses. This has been the language in the Code since 2005. Because the recent sentencing Code updates have reclassified many prior misdemeanor offenses as civil infractions or petty offenses, the Code must be amended to provide clarity of the intention to allow for restitution on offenses now classified as infractions and petty offenses, which include commonly charged offenses such as theft under \$300, criminal mischief under \$300, animal at large, and public nuisance.

The proposed amendments ensure that restitution can be made to victims of all non-traffic offenses and clarifies the categories of expenses that can be compensated through restitution.

There is also an error in the lettering of Section 1-15. This proposed amendment would correct that error to re-letter the Restitution section to subsection (f) and the Penalties section to subsection (g).

The Ordinance also directs the codifier of the Code of the City to amend sections of the City Code to remove references to specific subsections of Section 1-15 and replace such references with general references to Section 1-15.

8. **First Reading of Ordinance No. 132, 2026, Making a Supplemental Appropriation and Authorizing Transfers of Appropriations for the Pedestrian Intersection Improvements Project and Related Art in Public Places.**

The purpose of this item is to request a supplemental appropriation for the Pedestrian Intersection Improvements project (the “Project”). The funding will be used to cover construction costs for the five locations included in the Project. If approved, the item will: (1) transfer \$579,934 in Community Capital Improvement Program – Bicycle Infrastructure Improvements funds to the Project; (2) transfer \$50,000 in Community Capital Improvement Program – Pedestrian Sidewalk funds to the Project; (3) transfer \$50,000 in previously appropriated Transportation Services funds to the Project; (4) transfer \$323,536 in Transportation Capital Expansion Fee funds to the Project; (5) appropriate \$74 in Transportation Services Reserve funds to the Project; and 6) transfer \$3,699 (1% of new Project funding) in capital project funds to the Art in Public Places (“APP”) program. This item appropriates and/or transfers \$1,003,544 to the Project, for an anticipated total Project funding of \$2,460,856. The Project will help make progress towards the City’s Vision Zero Goal

and aims to improve vulnerable road user safety with infrastructure improvements on the High Injury Network

9. First Reading of Ordinance No. 133, 2026, Making a Supplemental Appropriation and Authorizing Transfers of Appropriations for the Lemay and Drake Intersection Improvements Project and Related Art in Public Places.

The purpose of this item is to request a supplemental appropriation for the Lemay and Drake Intersection Improvements project (the “Project”). The funding will be used to complete acquisition of private property adjacent to the intersection right-of-way that is needed for the Project and install a replacement traffic signal. If approved the item will (1) appropriate \$1,549,760 in Transportation Capital Expansion Fee funds to the Project; (2) appropriate \$307 in Transportation Services Reserve funds to the Project; and (3) transfer \$15,347 (1% of new Project funding) in capital projects funds to the Art in Public Places (“APP”) program. The Project will help make progress towards the City’s Vision Zero Goal and aims to improve safety with infrastructure improvements on the High Injury Network.

10. First Reading of Ordinance No. 134, 2026, Appropriating Prior Year Reserves in Support of the Utility Network for the Wastewater Utilities.

The purpose of this item is to appropriate \$60,000 of supplemental funding within the Wastewater Utilities Fund for One Water’s Wastewater Utility Network technology project.

The Utility Network (UN) is a project to be implemented in support of each Utility – Light & Power, Water, Wastewater and Stormwater. Based on the unique needs of each utility’s migration to the UN, proposed under different phases, the project will span several years for complete implementation. Each Utility’s Fund has incorporated the UN in their respective Capital Improvement Plan. Additions to the project budgets within each Utilities Fund varies based on needs in standing up the UN.

Based on the project timeline in support of the UN being operable for the Wastewater Utilities, there is a current need to obtain professional services for Maximo asset management integration. Absent available funds within Wastewater Utilities UN project budget, this supplemental funding request supports entering into a service agreement before year-end to maintain the project timeline.

11. Items Relating to the Strauss Lakes Annexation.

A. Resolution 2026-114 Setting Forth Findings of Fact and Determinations Regarding the Strauss Lakes Annexation.

B. Public Hearing and First Reading of Ordinance No. 135, 2026, Annexing the Property Known as the Strauss Lakes Annexation to the City of Fort Collins, Colorado.

The purpose of this item is to annex 147.499 acres of land into the City of Fort Collins. The Strauss Lakes Annexation is a 100% voluntary annexation located on the northeast corner of the Ziegler Road and East Horsetooth Road intersection, within the City’s Growth Management Area. The annexation meets all State of Colorado statutory requirements for voluntary annexation, including a contiguous perimeter of 40.5%, well above the one-sixth (16.67%) minimum required by State statute. The annexation is also consistent with the Intergovernmental Agreement for the Fort Collins Growth Management Area between the City of Fort Collins and Larimer County.

There is a related agenda item for zoning on the property.

12. First Reading of Ordinance No. 136, 2026, Authorizing the Mayor to Execute an Annexation Agreement Regarding the Strauss Lakes Annexation.

The purpose of the agreement is to mitigate the Owner's risks associated with the requested Zoning, the Overall Development Plan ("ODP") which is currently in review, their first Project Development Plan ("PDP"), or their anticipated metropolitan district service plan

Cottonwood Land & Farm, LLC, ("Owner") owns the property located at the northeast corner of Ziegler and Horsetooth Roads in the City's Growth Management Area, known as "Strauss Lakes". This 147.499-acre property is the subject of the associated agenda item for the proposed Strauss Lakes Annexation. The Owner has requested an agreement with the City that would grant the right for them to disconnect ("de-annex") from the City in the event that certain approvals are not granted, or they are granted with conditions unacceptable to the Owner.

Staff have reviewed the agreement and are in support of the overall intent and purpose and propose a simplified version of this agreement that achieves these purposes, which is attached as an Exhibit to the Ordinance.

The Owner has proposed a more expansive agreement that includes numerous detailed stipulations described in this item summary.

13. First Reading of Ordinance No. 137, 2026, Amending the Zoning Map of the City of Fort Collins and Classifying for Zoning Purposes the Property Included in the Strauss Lakes Annexation to the City of Fort Collins, Colorado, and Approving Corresponding Changes to the Residential Neighborhood Sign District Map and the Lighting Context Area Map.

The purpose of this item is to establish initial City zoning on approximately 147.499 acres of land included in the Strauss Lakes Annexation. The proposed zoning, as recommended by staff and the Planning and Zoning Commission, places approximately 7.664 acres into the Medium Density Mixed-Use Neighborhood ("MMN") zone district, and approximately 139.835 acres into the Low Density Mixed-Use Neighborhood ("LMN") zone district.

Staff also recommends placement of the full 147.499 acres into the Residential Neighborhood Sign District and the LC1 Lighting Context area, to support low ambient lighting standards, as described in standards in the Fort Collins Land Use Code.

The Annexation of this Strauss Lakes property appears as a separate agenda item on the Council agenda.

14. Resolution 2026-115 Making an Appointment to the Board of Directors of Housing Catalyst.

The purpose of this item is to fill one vacancy on the Board of Directors of Housing Catalyst.

END OF CONSENT CALENDAR

J) ADOPTION OF CONSENT CALENDAR

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

O) CONSIDERATION OF ITEMS PLANNED FOR DISCUSSION

The method of debate for discussion items is as follows:

- Mayor introduced the item number and subject; asks if formal presentation will be made by staff
- Staff presentation (optional)
- Mayor requests public comment on the item (three minute limit for each person)
- Council questions of staff on the item
- Council motion on the item
- Council discussion
- Final Council comments
- Council vote on the item

Note: Time limits for individual agenda items may be revised, at the discretion of the Mayor, to ensure all have an opportunity to speak. The timer will buzz when there are 30 seconds left and the light will turn yellow. It will buzz again at the end of the speaker's time.

15. Public Hearing #1 on 2027-2028 Recommended Budget.

The purpose of this item is to hold the first public hearing to gather public input on the 2027-28 budget. Both hearings were set by Council adoption of Resolution 2026-113 at its September 15, 2026, meeting. The City Manager's 2027-28 Recommended Budget can be reviewed at the City Clerk's Office by appointment only and online. Spanish interpretation will be available at all 2027-28 budget related meetings.

16. Second Reading of Ordinance No. 118, 2026, Amending the Land Use Code of the City of Fort Collins to Change the Type of Review for Certain Residential Uses.

This Ordinance, adopted on First Reading on September 15, 2026, by a split vote of 5-2 (Nays: Hoeven, Potyondy) brings an amendment to the Land Use Code. At the Ad Hoc Committee on Affordable and Sustainable Growth meetings on July 8, 2026, and August 5, 2026, the Committee directed Staff to bring an amendment to the Land Use Code that moves the level of review for single-unit dwelling, single-unit attached dwelling, two-unit dwelling, multi-unit dwelling, and mixed-use dwelling units to Basic Development Review. The Committee requested staff make these amendments to the Land Use Code in alignment with the Council priority related to affordable, sustainable growth. City Council also discussed potential changes to permitted uses at the July 14, 2026, work session. **Staff recommends that Council adopt an alternative to what the Ad Hoc Committee requested and this recommended alternative is included in the Ordinance.**

The recommended alternative changes the Land Use Code level of review for single-unit dwelling, single-unit attached dwelling, two-unit dwelling, multi-unit dwelling, and mixed-use dwelling units to Basic Development Review ("BDR") in most zone districts that currently permit these uses. However, different from what the Ad Hoc Committee directed, staff recommends not changing the level of review for single-unit dwelling, single-unit attached dwelling, and two-unit dwelling in commercial and employment districts since City Plan envisions denser development in these corridors. The Planning & Zoning Commission voted 5-0 to recommend that Council adopt staff's recommended Land Use Code changes with comments.

If Council wishes to adopt the staff recommended Land Use Code changes, the Ordinance as presented should be adopted. This option does not change the level of review to BDR

for single-unit dwelling, single-unit attached dwelling, two-unit dwelling, multi-unit dwelling, and mixed-use dwelling units in the commercial and employment zone districts.

If Council wishes to adopt the version the Ad Hoc Committee requested which would change the level of review for single-unit dwelling, single-unit attached dwelling, two-unit dwelling, multi-unit dwelling, and mixed-use dwelling units to BDR in all zone districts as shown in Attachment 2, Council will need to adopt the Ordinance with Attachment 2 substituted for the table currently in the Ordinance.

17. Resolution 2026-116 Approving an Agreement Between Avago Technologies Wireless Manufacturing, LLC and the City to Provide Business Investment Assistance.

The purpose of this item is to consider a Business Expansion Economic Incentive Agreement between the City and Avago Technologies Wireless Manufacturing, LLC (dba "Avago"). The Avago project will consist of the remodeling and modernizing of Building 2, expansion of Building 4, and capital investment of approximately \$950 million in machinery, automation, research and development, abatement equipment and construction materials.

P) RESUMED PUBLIC COMMENT (if applicable)

Q) OTHER BUSINESS

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.)

2. Consideration of Motion for Executive Session for Legal Advice related to Capital Expansion Fees:

"I move that the City Council go into executive session pursuant to:

- City Charter Article Roman Numeral Two, Section 11(2)

- City Code Section 2-31(a)(2) and

- Colorado Revised Statutes Section 24-6-402(4)(b) for the purpose of discussing with the City's attorneys and appropriate management staff the following:

1. specific legal questions related to potential litigation related to current or proposed capital expansion fees; and

2. the manner in which current or proposed capital expansion fees may be affected by existing or proposed provisions of federal, state or local law."

R) ADJOURNMENT

Every regular Council meeting will end no later than midnight, except that: (1) any item of business commenced before midnight may be concluded before the meeting is adjourned and (2) the Council may,

at any time prior to adjournment, by majority vote, extend a meeting beyond midnight for the purpose of considering additional items of business. Any matter that has been commenced and is still pending at the conclusion of the Council meeting, and all matters for consideration at the meeting that have not yet been considered by the Council, will be deemed continued to the next regular Council meeting, unless Council determines otherwise.

Upon request, the City of Fort Collins will provide language access services for individuals who have limited English proficiency, or auxiliary aids and services for individuals with disabilities, to access City services, programs and activities. Contact 970.221.6515 (V/TDD: Dial 711 for Relay Colorado) for assistance. Please provide advance notice. Requests for interpretation at a meeting should be made by noon the day before.

A solicitud, la Ciudad de Fort Collins proporcionará servicios de acceso a idiomas para personas que no dominan el idioma inglés, o ayudas y servicios auxiliares para personas con discapacidad, para que puedan acceder a los servicios, programas y actividades de la Ciudad. Para asistencia, llame al 970.221.6515 (V/TDD: Marque 711 para Relay Colorado). Por favor proporcione aviso previo cuando sea posible. Las solicitudes de interpretación en una reunión deben realizarse antes del mediodía del día anterior.